

# THE CITY RECORD.

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## THE CITY RECORD.

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GEORGE E. MCLELLAN, Mayor.

FRANCIS K. PENOLETON, CHIEF CLERK.

HERMAN A. MITZ, COMPTROLLER.

PATRICK J. TRACY, SUPERVISOR.

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## TABLE OF CONTENTS.

Army Board—		Manhattan, Borough of—	
Minutes of Meetings of March 8 and 10, 1909.....	4497	Proposals.....	4503
Proposals.....	4503	Report of Bureau of Buildings for the Week Ending April 10, 1909.....	4423
Assessors, Board of—		Municipal Civil Service Commission—	
Public Notice.....	4503	Minutes of Meeting of February 17, 1909.....	4484
Bellevue and Allied Hospitals—		Public Notice.....	4511
Proposals.....	4506	Notice to Contractors.....	4520
Board Meetings.....	4503	Official Borough Papers.....	4503
Bronx, Borough of—		Official Directory.....	4509
Proposals.....	4516	Official Papers.....	4511
Brooklyn, Borough of—		Parks, Department of—	
Proposals.....	4504	Minutes of Stated Meetings of April 1 and 5, 1909.....	4433
Public Notice.....	4503	Proposals.....	4503
Change of Grade, Damage Commission—		Police, Department of—	
Public Notice.....	4503	Orders Wanted for Lost Property.....	4512
Changes in Departments, etc.—		Proceedings of April 5 and 7, 1909.....	4434
Correction, Department of—		Report of Sanitary Company (Biller Squid) for April 5, 1909.....	4435
Auction Sale.....	4510	Public Administrator, New York County—	
Report of Transactions, March 22 to 28, 1909.....	4498	Statement and Return of Money Received for the Month of March, 1909.....	4496
Docks and Ferries, Department of—		Public Charities, Department of—	
Proceedings of March 29, 1909.....	4497	Auction Sale.....	4506
Proposals.....	4513	Public Service Commission for the First District—	
Education, Department of—		Calendar of Hearings.....	4423
Proposals.....	4507	Notice of Hearing in the Matter of Proposed Extension to the Hudson and Manhattan Railroad Company.....	4507
Estimate and Assessment, Board of—		Ridgewood, Borough of—	
Minutes of Meeting of April 2, 1909.....	4410	Proposals.....	4510
Financial and Economic Matters—		Street Cleaning, Department of—	
Public Notice.....	4512	Asks, etc., for Filling in Land.....	4506
Finance, Department of—		Proposals.....	4506
Corporation Sale of Tax Certificates.....	4509	Supreme Court, First Department—	
Corporation Sale of Buildings, etc.—		Acquiring Title to Public, etc.....	4516
Interest on City Bonds and Bonds.....	4511	Supreme Court, Second Department—	
Notice of Assignment of Premiums for Holding the Additional Part of Court of Special Sessions, First Division.....	4511	Acquiring Title to Land, etc.....	4517
Notice of Assignments for Opening Streets and Parks.....	4509	Supreme Court, Third Judicial District—	
Notice to Property Owners.....	4508	Notice of Application for the Appointment of Commissioners of the Annual.....	4518
Statutes Required on Various Classes of Contracts.....	4511	Water Supply, Board of—	
Fire Department—		Proposals.....	4506
Auction Sale.....	4507		
Proposals.....	4507		
Public Notice.....	4507		

## PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

No. 154 NASSAU STREET, NEW YORK CITY.

### CALENDAR OF HEARINGS.

The following hearings will be held during the remainder of the week beginning Monday, April 12, 1909:

Friday, April 16—2:30 p. m.—Room 305.—Case No. 790.—NEW YORK, NEW HAVEN & HARTFORD R. R. Co.—South Bronx Property Owners' Assn. Complaint.—"Unsanitary manner in which manure cars are loaded at the Harlem River Yard."—Commissioner Rustis.

3:30 p. m.—Room 305.—Case No. 1098.—NEW YORK, NEW HAVEN & HARTFORD R. R. Co.—"Inadequate service and station facilities at Harlem River Terminal."—Commissioner Rustis.

Regular meetings of the Commission are held every Tuesday and Friday, at 11:30 a. m., in Room 310.

## BOROUGH OF MANHATTAN.

### BUREAU OF BUILDINGS.

Operations for the Week Ending April 10, 1909.

Plans filed for new buildings (estimated cost, \$1,445,500).....	21
Plans filed for alterations (estimated cost, \$380,580).....	79
Buildings reported as unsafe.....	35
Buildings reported for additional means of escape.....	9
Other violations of law reported.....	57
Unsafe buildings notices issued.....	29
Fire escape notices issued.....	20
Violation notices issued.....	120
Fire escape cases forwarded for prosecution.....	18
Violation cases forwarded for prosecution.....	57
Iron and steel inspections made.....	3,907

EDW. S. MURPHY, Superintendent of Buildings.

William Sauer, Assistant Chief Clerk.

## DEPARTMENT OF PARKS.

Thursday, April 1, 1909.

Stated meeting, 3 p. m.

Present—Commissioners Smith (President), Berry, Kennedy.

A representative of the Comptroller being present, and the meeting open to the public, the estimate-box was opened and all the bids or proposals which had been received, pursuant to duly published advertisements, were opened and read, as follows:

For Furnishing and Erecting New Stationary Benches Around the Music Stand on the Mall in Central Park, Borough of Manhattan.

Names of Bidders.	Amount.
Concourse Construction Company, No. 2065 Ryer avenue, The Bronx, City.....	\$4,939 00
Crescent Construction Company, No. 725 Morris Park avenue, New York City.....	5,984 00
C. L. Dooley, No. 5 Berkman street, New York City.....	4,300 00
S. Motta, No. 201 Matt street, New York City.....	4,865 00
Springsted & Adamson, place of business, No. 424 East One Hundred and Seventh street, New York City; residence, No. 1206 Tinton avenue, The Bronx, City.....	4,715 00
Louis Wechsler, No. 1133 Broadway, New York City.....	8,500 00

For Furnishing and Delivering Five Hundred Thousand Square Feet of Clean Grass Sod for Parks and Parkways in the Borough of Manhattan.

Names of Bidders.	500,000 Square Feet Price.	Amount.
Atlanta Contracting Company, No. 434 East Ninety-first street, New York City.....	\$13 95	\$6,975 00
Chas. L. Doran Contracting Company, One Hundred and Sixty-sixth street and Carroll place, The Bronx, City.....	15 80	7,950 00
Hart Dunn, No. 247 East Seventy-first street, New York City.....	12 65	6,325 00
Evergreen Construction Company, No. 172 Paynter avenue.....	18 90	9,450 00
Wm. H. Masterson, No. 1935 Walton avenue, The Bronx.....	10 01165	5,825 00
Wm. Young, No. 448 West Thirty-sixth street, New York City.....	19 00	9,500 00

\*Per thousand.

†Per square foot.

For Furnishing and Delivering Five Hundred and Forty Cubic Yards of Clean White Beach Sand for Playgrounds in the Borough of Manhattan.

Names of Bidders.	540 Cubic Yards Price.	Amount.
John P. Kane Company, No. 103 Park avenue, New York City.....	\$1 98	\$1,069 20
The Manhattan Supply Company, Nos. 127 and 129 Franklin street, New York City.....	2 04	1,125 60
John A. McCarthy, foot Rivington street, East River, New York City.....	2 05	1,107 00
Joseph Murray, No. 263 Avenue C, New York City.....	1 95	1,053 00
Murtha & Schmohl Company, foot East One Hundred and Ninth street, New York City.....	2 19	1,182 00

The minutes of the previous meeting were read and approved.

Commissioner Smith offered the following:

Resolved, That all the bids or proposals received March 11, 1909, for furnishing and delivering Road book gravel or gravel of equal quality on parks and parkways in the Borough of Manhattan be and the same hereby are rejected, it being deemed for the interest of the City so to do.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

On motion, at 315 p. m., the Board adjourned.

W. J. FRANZIOLI, Secretary.

## DEPARTMENT OF PARKS.

Thursday, April 8, 1909.

Stated meeting, 3 p. m.

Present—Commissioners Smith (President), Berry, Kennedy.

A representative of the Comptroller being present, and the meeting open to the public, the estimate box was opened and all the estimates or proposals which had been received, pursuant to duly published advertisements, were opened and read, as follows:

For Paving the Seventy-seventh Street Roadway and Walk Entrances to the American Museum of Natural History, Borough of Manhattan.

Items and Quantities.	The Barber Asphalt Paving Company, 30 Church St., N. Y.		Harlem Contracting Company, 3 Rector St., N. Y.	
	Price.	Amount.	Price.	Amount.
1. Bluestone edging, 600 linear feet.....	\$9 00	\$540 00	\$1 00	\$600 00
2. Concrete in roadway foundation, 10 cubic yards.....	6 00	60 00	6 00	60 00
3. Asphalt block roadway, 700 square yards.....	2 15	1,505 00	2 00	1,400 00
4. Asphalt tile walk, 6,000 square feet.....	30	1,800 00	25	1,500 00
5. Rock asphalt macadam walk, 2,200 square feet.....	23	506 00	20	440 00
		\$4,411 00		\$4,224 00

For Furnishing and Delivering One (1) Twelve-Ton Three-Wheel Steam Road Roller for the Department of Parks, Borough of The Bronx.

Names of Bidders.	Amount.
The Barber Asphalt Paving Company, No. 30 Church street, New York City.....	\$2,237 00
Buffalo Steam Roller Company, Buffalo, N. Y., "Buffalo Pitts".....	2,900 00
Buffalo Steam Roller Company, Buffalo, N. Y., "Buffalo Pitts, Niagara".....	2,000 00
Harper Machinery Company, No. 50 Church street, New York Central.....	2,550 00
Charles Longenecker & Co., No. 150 Nassau street, New York City.....	2,560 00
Monarch Road Roller Company, No. 114 Liberty street, New York City.....	2,350 00
Frank Powell, No. 50 Church street, New York City.....	2,925 00



Forwarding and Delivering One Thousand Cubic Yards Broken Stone of Trap Rock and Two Thousand Cubic Yards Screenings of Trap Rock (No. 1, 1909), for Parks, Borough of The Bronx.

Items and Quantities.	Jos. A. Boyce, 847 B'way, L. I. City.		Clinton Point Stone Company, 113 B'dway, N. Y. C.		Jacob E. Conklin, 299 B'dway, N. Y. C.		Manhattan Trap Rock Company, 30 Church St., N. Y. C.	
	Price.	Amount.	Price.	Amount.	Price.	Amount.	Price.	Amount.
1. Broken stone of trap rock, 1,000 cubic yards.....	\$1 83	\$1,830 00	\$2 00	\$2,000 00	\$1 90	\$1,900 00	\$2 10	\$2,100 00
2. Screenings of trap rock, 2,000 cubic yards.....	1 83	3,660 00	2 00	4,000 00	1 90	3,800 00	2 10	4,200 00
		\$5,490 00		\$6,000 00		\$5,700 00		\$6,300 00

The minutes of the previous meeting were read and approved.

Commissioner Smith offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Manhattan and Richmond, be and he hereby is authorized to cause plans, specifications and form of contract to be prepared for the furnishing and erecting of bookshelves and other work in connection therewith in Addition G, of the Metropolitan Museum of Art, Central Park, in the Borough of Manhattan, and when so prepared and the form of contract shall have been approved by the Corporation Counsel to publish an advertisement inviting proposals for said work.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Manhattan and Richmond, be and he hereby is authorized to cause plans, specifications and form of contract to be prepared for the erection and completion of a shelter and comfort station located on the west side of Riverside drive, opposite Grant's Tomb, Borough of Manhattan, and when so prepared and the form of contract shall have been approved by the Corporation Counsel to publish an advertisement inviting proposals for said work.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and erecting new stationary benches around the music stand on the mall in Central Park, Borough of Manhattan, for which bids were received on the 1st inst., be forwarded to the Comptroller for his approval of sureties and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering five hundred and forty (540) cubic yards of clean white beach sand for playgrounds, in the Borough of Manhattan, for which bids were received on the 1st inst., be forwarded to the Comptroller for his approval of sureties and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering five hundred thousand (500,000) square feet of clean grass sod for parks

and parkways, in the Borough of Manhattan, for which bids were received on the 1st inst., be forwarded to the Comptroller for his approval of sureties and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the time stipulated for the completion of the work under contract with Chas. Cochar for the erection and completion of a milk booth in Tompkins square, Borough of Manhattan, executed under date of June 18, 1908, be and the same is hereby extended to November 21, 1908, as recommended by the architect.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the time stipulated for the completion of the contract with Fiss, Doerr & Carroll Horse Company "For furnishing and delivering three (3) driving horses for Parks, Borough of The Bronx," be and the same hereby is extended to March 30, 1909, in accordance with the recommendation of the Superintendent of Parks, Borough of The Bronx.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering hardware for parks in The Bronx for which bids were received March 25, 1909, be forwarded to the Comptroller for his approval of sureties and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering broken trap rock and trap rock screenings for parks in The Bronx for which bids have been this day received be forwarded to the Comptroller for his approval of sureties, and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

On motion, at 3.20 p. m. the Board adjourned.

W. J. FRANSIOLI, Secretary.

## POLICE DEPARTMENT.

April 6, 1909.

The following proceedings were this day directed by the Police Commissioner:

Ordered, That Frederick H. Schilling be and is hereby appointed Doorman of Police in the Police Department of The City of New York, his conduct and capacity while on probation having been satisfactory to the Police Commissioner.

Having investigated the financial condition of Margaret Kennedy and as a result of such investigation and from the evidence now before me, being of the opinion that the said Margaret Kennedy does not need for her support the pension heretofore granted her:

Now, Therefore, under authority vested in me by section 356 of the Greater New York Charter, it is

Ordered, That the pension heretofore granted to Margaret Kennedy on or about the 11th day of November, 1890, be and the same is hereby reduced to \$180 per annum as of the 31st day of March, 1909.

Having investigated the financial condition of Bridget Leahy and as a result of such investigation and from the evidence now before me being of the opinion that the said Bridget Leahy does not need for her support the pension heretofore granted her:

Now, Therefore, under authority vested in me by section 356 of the Greater New York Charter, it is

Ordered, That the pension heretofore granted to Bridget Leahy on or about the 29th day of May, 1896, be and the same is hereby revoked as of the 31st day of March, 1909.

Ordered to Be Paid.

From Pension Fund, sick time of Edward J. Manchester and six others, \$308.13.

Masquerade Ball Permits Granted.

J. Schloss, Manhattan Casino, Manhattan, April 17; fee, \$25.

R. F. Russell, Cooper Hall, Brooklyn, April 17; fee, \$10.

On File, Send Copy.

Communication from Comptroller, calling attention to resolution adopted by Board of Estimate and Apportionment December 18, 1908, regarding expenditures from funds provided for by issue of Corporate Stock and stating that all Corporate Stock authorizations made previous to December 18, 1908, shall be submitted to Board of Estimate and Apportionment for reapproval. Copy to Bookkeeper, with direction to furnish necessary certificate with vouchers for all claims for expenditures under issue of Corporate Stock.

Special Order No. 93, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 93.

The following Probationary Patrolman having qualified as Patrolman, is appointed and assigned to precinct indicated, from August 31, 1908, and temporarily assigned to School of Instruction for six weeks, from April 5, 1909:

Frederick Krenkel, Fifteenth Precinct.

The following transfers and assignments are hereby ordered.

To take effect 8 p. m., April 7, 1909:

Bicycle Patrolmen—Henry P. White, from Twenty-eighth Precinct to Thirty-sixth Precinct, with wheel; Harry McGough, Fortieth Precinct, remanded from bicycle duty, and transferred to Twenty-eighth Precinct.

Patrolmen—Harry Schreiber, Nineteenth Precinct, transferred to Twenty-eighth Precinct, and assigned to bicycle duty; Thomas F. McDonough, from One Hundred and Forty-eighth Precinct to Detective Bureau, Manhattan; Frank McGowan, from Detective Bureau, Manhattan, to Thirtieth Precinct; George Thompson, Thirty-sixth Precinct, transferred to First Inspection District, and assigned to duty in plain clothes; Albert J. Farrington, One Hundred and Fifty-ninth Precinct, transferred to Tenth Inspection District, and assigned to duty in plain clothes; William Drom, One Hundred and Sixty-third Precinct, transferred to Tenth Inspection District, and assigned to duty in plain clothes; Stuart E. De Witt, from Sixty-first Precinct to

Traffic Precinct A; Patrick T. Powers, from Thirty-ninth Precinct to Traffic Precinct A; George J. Andrews, Thirty-sixth Precinct, assigned to bicycle duty in precinct; Edward A. Conrad, Thirty-sixth Precinct, assigned to bicycle duty in precinct.

Transferred to Thirty-sixth Precinct, and assigned to bicycle duty:

Patrolmen—Adam G. Ruth, Thirty-second Precinct; Otto P. Olive, First Precinct; Henry E. Thiemann, Forty-third Precinct; John Sommerer, Thirtieth Precinct; Daniel J. McGowan, Fifteenth Precinct; James J. S. McGee, Thirty-second Precinct.

Matrons—Carrie Brown, from Fourteenth Precinct to Eightieth Precinct; Margaret Byrne, from Eightieth Precinct to Fourteenth Precinct.

The following temporary assignments are hereby ordered:

Lieutenant Denis Grady, Twelfth Precinct, assigned to command precinct, during absence of Captain James McGlynn on vacation, from 8 p. m., April 3, 1909.

Sergeant Philip J. Marrin, Thirty-third Precinct, assigned as Acting Lieutenant in precinct, during absence of Lieutenant George P. Osborne on sick leave, from 3.40 p. m., April 4, 1909.

Patrolman Michael Quinn, Sixty-third Precinct, assigned to Children's Court Squad, Manhattan, during absence of Patrolman John Dunn on vacation, from 8 a. m., April 5, 1909.

The following extensions of temporary assignments are hereby ordered:

Lieutenants—Max Neumaier, One Hundred and Sixty-fifth Precinct, to Central Office Squad, for ten days, from 8 p. m., April 6, 1909; Frederick H. Blohm, Thirty-sixth Precinct, to Central Office Squad, for ten days, from 8 p. m., April 5, 1909.

Patrolmen—Isaac Steier and William Ornstein, Thirtieth Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 p. m., April 7, 1909; Samuel Christian, One Hundred and Forty-ninth Precinct, and Herman C. Stapf, One Hundred and Forty-third Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 p. m., April 7, 1909; John Watson and Charles F. Pigge, Thirty-first Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 a. m., April 8, 1909.

The following temporary assignments are hereby discontinued:

Patrolmen—Warren Charles, One Hundred and Fifty-third Precinct; Gaston Lapinsky, Two Hundred and Seventy-seventh Precinct, and Edward J. Maloney, Two Hundred and Eighty-fifth Precinct, to Detective Bureau, Manhattan, from 8 p. m., April 6, 1909.

The following members of the Force are excused for eighteen hours, as indicated:

Captains—John Duffer, One Hundred and Sixty-seventh Precinct, from 1 p. m., April 11, 1909, with permission to leave City; Charles A. Formosa, One Hundred and Sixty-eighth Precinct, from 8 a. m., April 7, 1909, with permission to leave City; Louis Kreuscher, Fortieth Precinct, from 1 p. m., April 7, 1909.

The following leaves of absence are hereby granted with full pay:

Patrolmen—William J. Haney, Sixty-first Precinct, for three days, from 12 noon, April 5, 1909, with permission to leave City; Matthew Bergen, Sixty-fifth Precinct, for three days, from 12 noon, April 4, 1909; William McCree, One Hundred and Forty-ninth Precinct, for three days, from 12.01 a. m., April 4, 1909; Thomas E. Rossier, Two Hundred and Ninetieth Precinct, for three days, from 12.01 a. m., April 4, 1909.

The following leave of absence is hereby granted with half pay:

Patrolman Daniel O'Rourke, Sixty-fifth Precinct, for one-half day, from 12 noon, April 6, 1909.

The following leaves of absence are hereby granted without pay:

Patrolmen—Conrad D. Luckamp, One Hundred and Fifty-ninth Precinct, for two days, from 12 noon, April 5, 1909, with permission to leave City; Charles Germershausen, Eighth Inspection District, for two days, from 12 noon, April 6, 1909, with permission to leave City.

The following member of the Force having been tried on charges before a Deputy Commissioner, and found guilty, he is hereby dismissed from the Police Force of The City of New York:



To take effect 2 p. m., April 5, 1909:

Patrolman Francis J. Farley, Sixteenth Precinct. Charge: Neglect of duty.

The following amendments are hereby ordered:

Special Order No. 91, current series, Paragraph 5, to read Captain William Hogan, First Precinct, for eighteen hours, from 8 a. m., April 6, 1909, instead of April 7, 1909. So much of Special Order No. 217, 1908, Paragraph 8, as dismisses Probationary Patrolman Frederick Krenkel from employment in the Police Department of The City of New York, is hereby rescinded.

The following Special Patrolmen are hereby appointed:

To take effect April 5, 1909:

James T. Frampton, John Padian, Thomas Moran, George Sasson and Michael Fitzgerald, for New York Team Owners' Association, No. 377 Broadway, Manhattan.

To take effect April 6, 1909:

James J. McCoy, William Rohling, Jr., and Stephen A. Daunt, for Holmes' Electric Protective Company, No. 34 East Fourteenth street, Manhattan; John W. Dant, for Automatic Vaudeville Company, No. 48 East Fourteenth street, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

## POLICE DEPARTMENT.

April 7, 1909.

The following proceedings were this day directed by the Police Commissioner:

### Granted.

Permission to Joseph F. Periconi, No. 2247 First avenue, Manhattan, to withdraw application for concert license. Deposit of \$150 to be refunded.

Permission to Edward J. Lennon, Detective, Detective Bureau, Manhattan, to receive reward of \$25 from Police Department, Washington, D. C., for arrest of person charged with grand larceny. With usual deduction.

Permission to Benjamin Mallant, Sergeant, Central Office Squad, to receive reward of \$50 from United States Army for arrest of deserter. With usual deduction.

Permission to Alexander R. MacConaghy, Detective, First Branch, Detective Bureau, to receive reward of \$10 from House of Refuge, for arrest of fugitive. With usual deduction.

### Denied.

Application of Mahala Stephens, guardian of George D. Schoonmaker, infant child of Warren K. Schoonmaker, Patrolman.

### Concert Licenses Granted.

Grand Suffolk Theatre Company, Suffolk Theatre, No. 21 Suffolk street, Manhattan, from April 7, 1909, to April 30, 1909; fee, \$150; no liquors.

Albert S. May, McKinley Square Theatre, No. 1351 Boston road, The Bronx, from April 5, 1909, to April 30, 1909; fee, \$150; no liquors.

World Amusement Company, Waco Theatre, Nos. 118 and 120 Rivington street, Manhattan, from May 1, 1909, to April 30, 1910; fee, \$500; no liquors.

Henry Connors, Imperial Music Hall, Bowery, Coney Island, Brooklyn, from May 1, 1909, to November 30, 1909; fee, \$300.

Permission is hereby granted to above to sell wine, beer, etc., during performances.

### Rumor License Granted.

Charles Lyons, No. 1021 Simpson street, The Bronx, from April 26, 1909, to April 25, 1910; fee, \$1250; bond, \$300.

Special Order No. 94, issued this day, relative to arrangements for funeral procession of Joseph Petrosino, Lieutenant, deceased, was promulgated by the Police Commissioner.

Special Order No. 95, issued this day, is hereby made part of the proceedings of the Police Commissioner.

### Special Order No. 95.

The following Probationary Doorman, having qualified as Doorman, is appointed and assigned to precinct indicated:

To take effect April 6, 1909—Frederick H. Schilling, Sixth Precinct.

The following transfers and assignments are hereby ordered, to take effect 8 p. m., April 8, 1909:

Lieutenant—Charles A. Zanes, from Traffic Precinct A to Traffic Precinct B; John T. Higgins, from Traffic Precinct C to Traffic Precinct A.

Sergeant Thomas W. Mullarkey, from Bridge Precinct A to Twenty-sixth Precinct.

Patrolmen—Lawrence Holland, Seventh Precinct, remanded as driver of patrol wagon, and transferred to Twenty-third Precinct; John E. Foley, Twenty-third Precinct, transferred to Seventh Precinct, and assigned as driver of patrol wagon; Peter Malaban, from Bridge Precinct A to One Hundred and Forty-ninth Precinct; John Faulkner, from Fourteenth Precinct to Bridge Precinct C; Thomas McGillin, from Traffic Precinct A to Traffic Precinct C; Edward Ladue, from Bureau of Electrical Service to Twenty-fifth Precinct; Martin A. Noonan, from Two Hundred and Seventy-eighth Precinct to Health Squad; Thomas J. Lynch, from Two Hundred and Eighty-third Precinct to Ninth Precinct; Edward V. Doyle, from One Hundred and Fifty-first Precinct to Fifteenth Precinct; William L. Kennedy, from One Hundred and Forty-sixth Precinct to Sixteenth Precinct.

To take effect from 8 p. m., April 6, 1909:

Louis E. Olgo, from Traffic Precinct A to Eighth Precinct.

To take effect 8 a. m., April 8, 1909:

Frank J. Bourque, One Hundred and Fifty-third Precinct, transferred to Central Office Squad and assigned to duty in Bookkeeper's office.

To take effect 8 a. m., April 12, 1909, transferred as indicated and assigned to mounted duty:

Robert J. Hubbard, from First Precinct to One Hundred and Sixty-eighth Precinct; Michael J. Kennedy, from Second Precinct to One Hundred and Sixty-ninth Precinct; Carlos F. Davis, from Fifteenth Precinct to One Hundred and Seventy-second Precinct; John W. Washburn, from Seventy-ninth Precinct to One Hundred and Seventy-second Precinct; Eugene H. Pulch, from One Hundred and Forty-fourth Precinct to One Hundred and Seventy-third Precinct; William H. Thompson, from One Hundred and Forty-ninth Precinct to One Hundred and Seventy-third Precinct.

The following temporary arrangements are hereby ordered:

Inspectors—John H. Russell, First Inspection District, assigned to command Second Inspection District, in addition to his own District, during absence of Inspector Patrick Corcoran, for eighteen hours, from 8 a. m., April 13, 1909; Richard Walsh, Fourth Inspection District, assigned to command Third Inspection District, in addition to his own district, during absence of Inspector Geo. W. McClusky, for eighteen hours, from 6 p. m., April 7, 1909; George R. Holahan, Eighth Inspection District, assigned to command Tenth Inspection District, in addition to his own district, during absence of Inspector George F. Titus, from 8 a. m., April 10, 1909, to 1201 a. m., April 13, 1909.

Surgeon Francis J. Murray, to assume charge of First Surgical District in addition to his own district, during absence of Surgeon Edward J. Donlan on sick leave, from 1201 a. m., April 7, 1909.

Patrolmen—William Cruise, Fifteenth Precinct, assigned to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., April 7, 1909; Harry Schreiber, Twenty-eighth Precinct, assigned to Central Office Squad, duty in Chief Inspector's office for ten days, from 8 p. m., April 7, 1909; Arthur Carmack, Sixteenth Precinct, assigned to Bureau of Electrical Service, duty in Manhattan, for thirty days, from 8 p. m., April 8, 1909.

Matron Emma Baumann, Two Hundred and Seventy-fifth Precinct, assigned to Twenty-ninth Precinct, for five days, from 2 p. m., April 7, 1909.

The following extensions of temporary assignments are hereby ordered:

Patrolmen—Denis D. Gleason, Sixteenth Precinct, to Second Inspection District, duty in plain clothes, for ten days, from 8 p. m., April 9, 1909; William J. M. Flynn, Thirty-second Precinct, to Detective Bureau, Manhattan, for thirty days, from 8 a. m., March 11, 1909.

The following temporary assignments are hereby discontinued:

Surgeon John H. Nesbitt, in charge of First Surgical District, from 1201 a. m., April 7, 1909.

Patrolman Edward Wichman, Sixty-first Precinct, to First Inspection District, from 8 p. m., April 7, 1909.

The following members of the Force are excused for eighteen hours, as indicated:

Inspectors—Patrick Corcoran, Second Inspection District, from 8 a. m., April 13, 1909, with permission to leave city; George W. McClusky, Third Inspection District, from 6 p. m., April 7, 1909; George F. Titus, Tenth Inspection District, from 8 a. m., April 10, 1909, with permission to leave city.

Captains—John D. Herlihy, Fifteenth Precinct, from 4 p. m., April 12, 1909; Thomas Cullen, One Hundred and Fifty-sixth Precinct, from 12 noon, April 13, 1909; Donald Grant, Seventeenth Precinct, from 5 p. m., April 9, 1909, with permission to leave city; Thomas F. Darcy, Two Hundred and Seventy-fourth Precinct, from 6 p. m., April 12, 1909.

Acting Captain—Samuel A. McElroy, Twenty-second Precinct, from 7 p. m., April 9, 1909.

The following leaves of absence are hereby granted with full pay:

Inspector George F. Titus, Tenth Inspection District, for two days, from 1201 a. m., April 11, 1909, to be deducted from vacation.

Patrolmen—Andrew G. Murphy, Bridge Precinct A, for three days, from 1201 a. m., April 6, 1909, with permission to leave city; William J. Cassidy, Eleventh Precinct, for three days, from 12 noon, April 5, 1909; William J. Henry, Forty-third Precinct, for three days, from 1201 a. m., April 5, 1909.

The following application for full pay is hereby granted:

Sergeant John McLaughlin, Fourth Precinct, for 148½ days, from 6:20 p. m., November 3, 1908.

The following advancements to grades are hereby ordered:

Patrolmen to \$1,400 Grade—Thomas J. Mear, One Hundred and Sixty-fifth Precinct, March 10, 1909.

To \$1,350 Grade, April 1, 1909—John M. Campbell, Seventh Precinct; Joseph Cech, Thirty-first Precinct; James W. Moran, Thirty-sixth Precinct; Emil Hohenreich, Sixty-first Precinct; Patrick J. Driscoll, Eighty-third Precinct; William A. Higgins, One Hundred and Forty-fifth Precinct; Thomas J. Barrett, One Hundred and Sixtyth Precinct; Jeremiah T. Regan, One Hundred and Sixtyth Precinct; Anselm Cramer, One Hundred and Sixty-fourth Precinct; Thomas J. Doyle, Two Hundred and Seventy-fourth Precinct; Everett Kellum, Two Hundred and Seventy-eighth Precinct; Patrick McKeough, Traffic Precinct B; Eugene Gallagher, Sixth District; Walter G. Simon, Tenth District.

To \$1,250 Grade—Silvio A. Repetto, Detective Bureau, Manhattan, March 1, 1909; George D. Hammond, One Hundred and Forty-ninth Precinct, March 27, 1909; Joseph E. Treitzger, Fifteenth Precinct, March 27, 1909.

To \$1,000 Grade—Charles H. Kopke, One Hundred and Sixty-second Precinct, February 28, 1909.

The following death is reported:

Patrolman Philip Chorman, Eighty-third Precinct, at 6:25 p. m., April 6, 1909.

The resignations of the following Special Patrolmen are hereby accepted:

William A. Smith, employed by New York Dock Company, No. 10 Bridge street, Brooklyn; Martin J. Kelly, employed by Prospect Hall, No. 261 Prospect avenue, Brooklyn; Edward Parr, employed by Greenwood Cemetery, Fifth avenue and Twenty-fifth street, Brooklyn.

THEO. A. BINGHAM, Police Commissioner.

## POLICE DEPARTMENT.

Sanitary Company (Bulldog Squad),  
April 6, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882, as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same during the twenty-four hours ending 12 midnight, April 5, 1909:

### First Class.

Adelbert O. Watrous, No. 267 Mulberry street; Emil Sonnenburg, No. 42 Bond street; Charles Selin, No. 2 Beaver street; Samuel F. Trigg, foot of East Ninety-sixth street.

### Second Class.

Richard S. Everett, No. 17 Battery place; Julius Spallholz, No. 53 Bogart street, Brooklyn; Walter W. Hurrell, No. 35 Bridge street, Brooklyn; Stanislaus Fiezek, No. 213 Front street, Brooklyn; Frederick Schumacher, No. 148 Classon avenue, Brooklyn; James R. Frazer, No. 25 William street; Archibald Jennings, No. 54 Wall street; Sylvester O'Hare, No. 213 West Twenty-third street; David C. Rose, No. 224 Canal street; Joseph F. Vill, No. 306 Eleventh avenue; Hugo Saner, No. 430 West One Hundred and Sixteenth street; John S. Knutsen, Nos. 7 and 9 East Twentieth street; Matthew J. Perkins, No. 139 First avenue.

### Third Class.

John R. Murray, Jr., foot of Kane avenue, Rockaway Beach; George C. Pike, foot of Sixty-sixth street, Brooklyn; John M. Roberts, Kingsland and Meserole avenues, Brooklyn; Charles H. Miller, No. 319 Kosciuszka street, Brooklyn; Charles Senig, foot of Blackwell street, Long Island City; Charles F. Martin, No. 17 Battery place (Brooklyn boiler); Joseph Thomas, East Fourteenth street and Avenue V, Brooklyn; Horace F. Norwood, Court and Halleck streets, Brooklyn; John T. Irwin, No. 90 Water street; Samuel Hawkins, No. 161 Third avenue, Long Island City; Loughlin Ward, Eleventh avenue and Thirtieth street; Michael Shea, No. 48 Wall street; John Henry, No. 400 East One Hundred and Seventh street; Julius Hasenbalg, No. 619 West Twenty-fourth street; Charles Daub, No. 306 East One Hundred and Thirtieth street; George W. Stillman, No. 332 East Eighty-eighth street; John R. Stranz, No. 328 Rivington street; Hans Peterson, No. 822 Broadway; Charles E. Schien, No. 249 Broadway; Adolph Luckhoff, No. 61 Frankfort street; Owen McDonald, foot East Seventh street; James C. Draper, No. 260 West Broadway; Abraham C. Eckersley, No. 200 West One Hundred and Thirtieth street; George Naughton, No. 121 West One Hundred and Twenty-fifth street; Paul Cury, No. 411 Pearl street; Daniel F. Mahoney, No. 81 Beach street; Ferdinand Diemer, No. 536 West Twenty-third street; Matthew S. Darcy, No. 316 West Sixty-fifth street; Arthur J. Watson, Tottenville, S. I.; Daniel Keller, No. 401 West End avenue; Michael T. Lee, No. 256 West One Hundred and Twenty-fifth street; Amos B. Smook, No. 1322 Broadway; James Evans, No. 38 East Eighteenth street; Harvey Bowtell, No. 111 Hudson street; Robert L. Ashton, No. 540 First avenue; Edward John O'Neill, One Hundred and Twenty-seventh street and Harlem River; Frank Althaus, No. 143 Liberty street; Louis P. Prout, No. 28 North Moore street; William R. Hoyer, One Hundred and Thirty-seventh street and Willow avenue; Robert J. Barton, No. 139 East Seventy-second street.

### Special.

Henry C. Allsiedt, No. 657 Liberty avenue, Brooklyn.

Respectfully,

HENRY BREEN, Lieutenant in Command.



## BOARD OF ESTIMATE AND APPORTIONMENT.

(FINANCIAL AND FRANCHISE MATTERS.)

MINUTES, MEETING OF THE BOARD OF ESTIMATE AND APPORTIONMENT, HELD IN ROOM 16, CITY HALL, FRIDAY, APRIL 2, 1909.

The Board met in pursuance of an adjournment.

Present—George B. McClellan, Mayor; Herman A. Metz, Comptroller; Patrick F. McGowan, President, Board of Aldermen; John F. Ahearn, President, Borough of Manhattan; Bird S. Coler, President, Borough of Brooklyn; John F. Murray, Acting President, Borough of The Bronx; Lawrence Grässer, President, Borough of Queens; George Cromwell, President, Borough of Richmond.

The minutes (Financial and Franchise Matters) of the meeting held March 19 were approved as printed.

## FRANCHISE MATTERS.

New York and North Shore Traction Company.

The public hearing was opened on the proposed form of contract for the grant of a franchise to the New York and North Shore Traction Company to construct, maintain and operate a double track street surface railway from the intersection of the proposed tracks of the company to be constructed upon Chestnut street upon a route for which a franchise was granted by contract dated February 1, 1909, thence by one of four alternate routes to the intersection of Fourth street and Eighth avenue, thence westerly in and upon Eighth avenue to Twenty-first street, to Eleventh avenue, and in and upon Eleventh avenue to a point about 300 feet north of the north side line of the Boulevard in the former Village of Whitestone, Borough of Queens.

The hearing was held for this day by resolution adopted February 19, 1909.

Affidavits of publication were received from the "Flushing Evening Journal," "Long Island City Daily Star" and the City Record.

No one appeared in opposition to the proposed grant.

James A. MacElhinny, of counsel for the company, appeared in favor.

No one else desiring to be heard, the Chair declared the hearing closed.

The Secretary presented the following:

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
New York, March 5, 1909.

## Board of Estimate and Apportionment:

GENTLEMEN—I have received from you the following communication signed by William M. Lawrence, Assistant Secretary, dated February 19, 1909:

"At a meeting of the Board of Estimate and Apportionment held this day, a report was received from the Engineer in charge of the Division of Franchises to the Chief Engineer, together with a proposed form of contract for the grant of a franchise to the New York and North Shore Traction Company, to construct, maintain and operate a double track street surface railway extension to its proposed street surface railway, from Chestnut street, in the former Village of Flushing, thence upon and along various streets, avenues and private property to the former Village of Whitestone, in the Borough of Queens.

"The terms of contract was entered on the minutes of the Board, ordered advertised, pursuant to law, and a date fixed for the final hearing. The resolution further provided that, before such publication, the form of contract should be referred to the Corporation Counsel for approval as to form, and to incorporate therein such matter as he deemed advisable to fully protect the interests of the City—and the form of contract is submitted to you for this purpose. I would request that you return same to this office at your earliest convenience, so that the advertising provided by law may be proceeded with.

"Inclosed herewith is the report of the Engineer in charge of the Division of Franchises to the Chief Engineer, hereinabove mentioned."

Since the proposed franchise grant to the New York and North Shore Traction Company was considered by your Board, I am informed the said company has overcome the difficulties, which hitherto prevented it from making a definite selection as to the route upon which its road was to be constructed.

The company has now submitted to me an executed agreement, wherein it selects and adopts the route upon which it shall construct its railway. I herewith transmit to you said document.

The form of contract sent me with your above communication, as printed in the report of the Division of Franchises of February 15, 1909, has been carefully examined by me and has my approval as to form.

Respectfully yours,

GEORGE L. STERLING, Acting Corporation Counsel.

To the Honorable the Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—The New York and North Shore Traction Company has an application pending before your Board for a franchise from Flushing to Whitestone, and the results of the inquiry made by the Board as to the terms and conditions, as contained in a proposed franchise contract, were presented at a meeting of the Board on February 19, 1909.

In the said proposed contract the following clause was contained:

"It is agreed that the company, before commencing construction on any portion of the routes herein described, lying between Chestnut street and the intersection of Fourth street with Eighth avenue, shall notify the Board in writing which one of the three routes herein described between Chestnut street and the intersection of Fourth street with Eighth avenue the company selects and adopts as the route upon which it shall construct the railway. Upon such notification by the company to the Board all the rights and privileges hereby granted upon the routes not so selected and designated shall be considered null and void and of no effect, and the company shall be deemed thereupon to have waived all rights or franchises which are hereby granted upon the routes not so selected and designated by the company. The company further agrees that it shall select and designate its route as herein provided not later than six months from the date upon which this contract is signed by the Mayor."

In consideration of your Board granting the said franchise in the form proposed the New York and North Shore Traction Company hereby selects and adopts as the route upon which it shall construct its railway between Chestnut street and the intersection of Fourth street with Eighth avenue, route 3, described in said proposed form of contract as follows:

"Beginning and connecting with the proposed tracks of the company to be constructed upon the route for which a franchise was granted to the company by contract dated February 1, 1909, in Chestnut street, at a point near the intersection of Central avenue with Chestnut street; thence northerly upon private property and crossing Bayside avenue; thence, still upon private property, to Higgins lane, at a point thereon near the intersection of said Higgins lane with Seventh avenue; thence in and upon Higgins lane to Seventh avenue; thence northerly in and upon Seventh avenue to Fourth street; thence easterly in and upon Fourth street to Eighth avenue, and there connecting with the route first herein described."

Yours respectfully,

THE NEW YORK AND NORTH SHORE TRACTION COMPANY.

[SEAL.]

By JAMES A. MACELHINNY, Secretary.

State of New York, County of New York, ss.:

On this 4th day of March, 1909, before me personally came James A. MacElhinny, known to me, who, being by me duly sworn, says that he resides in Manhattan Borough, New York City, New York; that he is the Secretary of the New York and North Shore Traction Company, the corporation described in and which executed the foregoing instrument; that he knew the seal of said corporation; that the seal affixed to such instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto as Secretary by a like order.

E. M. CARROLL, Notary Public, New York County.

The following was offered:

Resolved, That the Board of Estimate and Apportionment hereby grants to the New York and North Shore Traction Company the franchise or right fully set out and described in the following form of proposed contract for the grant thereof, embodying all the terms and conditions, including the provisions as to rates, fares and charges, upon and subject to the terms and conditions in said proposed form of contract contained, and that the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

This contract, made this day of , 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and North Shore Traction Company (hereinafter called the Company), party of the second part, witnesseth:

In consideration of the mutual covenants and agreements herein contained, the parties hereto do hereby covenant and agree as follows:

Sec. 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a double-track street surface railway, with the necessary wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York upon the following route, to wit:

Beginning at and connecting with the proposed tracks of the Company to be constructed upon a route for which a franchise was granted by a contract dated February 1, 1909, on Chestnut street at Murray lane; thence northerly in and upon Murray lane to Higgins lane; thence easterly in and upon Higgins lane to a point where Ninth avenue if extended would intersect said Higgins lane; thence northerly through private property along the line of Ninth avenue to Fourth street; thence westerly in and upon Fourth street to Eighth avenue; thence northerly in and upon Eighth avenue to Twenty-first street; thence easterly in and upon Twenty-first street to Eleventh avenue; thence northerly in and upon Eleventh avenue to a point about 300 feet north of the north side line of the Boulevard in the former village of Whitestone, all in the Borough of Queens.

One of the following alternative routes may be used in the place of and upon the abandonment of the portion of the route above described between the intersection of Chestnut street and Murray lane and the intersection of Fourth street and Eighth avenue:

(1) Beginning at and connecting with the proposed tracks of the Company to be constructed upon the route for which a franchise was granted to the Company by a contract dated February 1, 1909, in Chestnut street at Van Riper avenue, so called; thence northerly in and upon Van Riper avenue to and across Bayside avenue; thence northerly through private property to Higgins lane at a point thereon near the intersection of said Higgins lane with Seventh avenue; thence easterly in and upon Higgins lane from said point to Seventh avenue; thence northerly in and upon Seventh avenue to Fourth street; thence easterly in and upon Fourth street to Eighth avenue, and there connecting with the route first herein described.

(2) Beginning and connecting with the proposed tracks of the Company to be constructed upon the route for which a franchise was granted to the Company by a contract dated February 1, 1909, in Chestnut street at Brewster avenue; thence in and upon Brewster avenue to and across Bayside avenue, thence northerly through private property to Higgins lane at a point thereon westerly from the intersection of said Higgins lane with Seventh avenue; thence easterly in and upon Higgins lane from said point to Seventh avenue; thence northerly in and upon Seventh avenue to Fourth street; thence easterly in and upon Fourth street to Eighth avenue, and there connecting with the route first herein described.

(3) Beginning and connecting with the proposed tracks of the Company to be constructed upon the route for which a franchise was granted to the Company by contract dated February 1, 1909, in Chestnut street, at a point near the intersection of Central avenue with Chestnut street; thence northerly upon private property, and crossing Bayside avenue; thence, still upon private property, to Higgins lane, at a point thereon near the intersection of said Higgins lane with Seventh avenue; thence in and upon Higgins lane to Seventh avenue; thence northerly in and upon Seventh avenue to Fourth street; thence easterly in and upon Fourth street to Eighth avenue, and there connecting with the route first herein described.

The said routes, with switches and crossovers, are shown upon a map entitled:

"Map showing proposed street surface railway of the New York and North Shore Traction Company in the Borough of Queens, to accompany petition for a franchise to the Board of Estimate and Apportionment, dated December 17, 1908, and also petition dated January 18, 1909, to said Board."

—and signed by John J. Stanley, president, and Charles H. Clark, consulting engineer, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional switches and crossovers which are consistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board.

Sec. 2. The grant of this privilege is subject to the following conditions, which shall be complied with by the Company:

First—It is agreed that the company before commencing construction on any portion of the routes herein described lying between Chestnut street and the intersection of Fourth street with Eighth avenue, shall notify the Board in writing which one of the three routes herein described between Chestnut street and the intersection of Fourth street with Eighth avenue the Company selects and adopts as the route upon which it shall construct the railway. Upon such notification by the Company to the Board all of the rights and privileges hereby granted upon the routes not so selected and designated shall be considered null and void and of no effect, and the Company shall be deemed thereupon to have waived all rights or franchises which are hereby granted upon the routes not so selected and designated by the Company. The Company further agrees that it shall select and designate its route as herein provided not later than six months from the date upon which this contract is signed by the Mayor.

Second—The consent in writing of the owners of half in value of the property bounded on said streets and avenues to the construction and operation of said railway shall be obtained by the Company within six (6) months from the signing of this contract by the Mayor, and a copy of such consents shall be filed with the Board within such time, or in the event that such consents cannot be obtained within such time, the Company shall, within one (1) month thereafter, make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railway ought to be constructed; otherwise this grant shall cease and determine.

Third—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company from the date upon which this contract is signed by the Mayor until February 1, 1934, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board, or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time not earlier than two years and not later than one year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be fixed at a less amount than the sum required to



he paid during the last year prior to the termination of the original term of this contract.

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six months prior to the expiration of this original contract, and their report shall be filed with the Board within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations, without the presence of either party. They shall have the right to examine any of the books of the Company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall, in any event, be less than the sum required to be paid for the last year of this original contract. If in any case the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Fourth—The Company shall pay to the City for the privilege hereby granted the following sums of money:

(a) The sum of five thousand dollars (\$5,000) in cash within four (4) months after the date on which this contract is signed by the Mayor, and before anything is done in exercise of the privilege hereby granted.

(b) During the first term of five (5) years an annual sum, which shall in no case be less than one thousand five hundred and seventy-five dollars (\$1,575), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of one thousand five hundred and seventy-five dollars (\$1,575).

During the second term of five (5) years an annual sum, which shall in no case be less than two thousand six hundred and fifty dollars (\$2,650), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of two thousand six hundred and fifty dollars (\$2,650).

During the third term of five (5) years an annual sum, which shall in no case be less than two thousand nine hundred dollars (\$2,900), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of two thousand nine hundred dollars (\$2,900).

During the fourth term of five (5) years an annual sum, which shall in no case be less than three thousand eight hundred and fifty dollars (\$3,850), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of three thousand eight hundred and fifty dollars (\$3,850).

During the remaining term of five (5) years an annual sum, which shall in no case be less than four thousand two hundred dollars (\$4,200), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of four thousand two hundred dollars (\$4,200).

The gross annual receipts mentioned above shall be that portion of the gross earnings of the Company from all sources within the limits of the City as shall bear the same proportion to such gross earnings as the length of the extension hereby granted shall bear to the entire length of the railway of the Company in operation within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

All annual charges as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding.

Provided that the first annual payment shall be only for that proportion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following shall bear to the whole of one year.

Whenever the percentage, required to be paid shall exceed the minimum amount as above, then such sum over and above such minimums shall be paid on or before November 1 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City pursuant to the Railroad Law as amended.

Any and all payments to be made by the terms of this contract to the City by the Company shall not be considered in any manner in the nature of a tax, but such payments shall be made in addition to any and all taxes of whatsoever kind or description, now or hereafter required to be paid by any ordinance of the City, or resolution of the Board, or any law of the State of New York.

Fifth—The annual charges or payments shall continue throughout the whole term of this contract, whether original or renewal, notwithstanding any clause in any statute or in the charter of any other railway or railroad company providing for payments for railway or railroad rights or franchises at a different rate, and no assignment, lease or sublease of the rights or privileges hereby granted, whether original or renewal, or of any part thereof, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sublease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract; and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

Sixth—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions over the same streets and avenues, heretofore described.

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment or any structure in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets and avenues heretofore described, for street railway purposes, for a distance not exceeding two thousand (2,000) feet, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures, and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance of the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest of the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

The Company shall not at any time oppose, but shall, upon the request of the Board, consent to the construction or operation of any street surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Seventh—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall the title thereto, or right, interest or property therein, pass to or vest in any other person or corporation whatsoever, either by the act of the Company, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations or otherwise, without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in anywise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

Eighth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any cause, or upon the dissolution of the Company before such termination, the tracks and equipments of the Company constructed pursuant to this contract within the streets and avenues, shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

If, however, at the termination of this contract, as above, the Board shall as order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of its tracks and other equipment constructed pursuant to this contract, and the said streets and avenues shall be restored to their original condition at the sole cost and expense of the Company.

Ninth—The Company shall commence construction of the railway hereby authorized within six (6) months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within eighteen (18) months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

Tenth—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appliances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

Eleventh—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

In any permits so issued such officials may also impose such conditions, as a condition of the granting of the same, as are necessary for the purpose of protecting any structure in the streets and avenues over which such officials have jurisdiction, and the Company shall comply with such conditions.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Twelfth—Said railway may be operated by overhead electric power substantially similar to the overhead electric system now in use by street surface railways in the Borough of Queens, or by any other motive power, except locomotive steam power or horse power, which may be approved by the Board and consented to by the abutting property owners, in accordance with the provisions of law, and by the Public Service Commission for the First District of the State of New York.

Provided, however, that the Board, at any time after the first ten (10) years of this contract, upon giving to the Company one year's notice, may require the Company to operate its railway upon the whole or upon any portion of its route by underground electric power substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, and thereupon to discontinue the use of the overhead trolley system, and to remove its poles, wires and other structures used by it for that purpose from the streets and avenues of the City.

Thirteenth—Upon six (6) months' notice by the Board to the Company all wires for the transmission of power, except trolley wires, for the operation of the railway, upon all or any portion of the route hereby authorized, shall be placed in conduits beneath or alongside of the railway. The Company shall provide in such conduits two (2) ducts not less than three (3) inches in diameter for the exclusive use of the City. Such ducts shall be used only by the Company for the operation of its railway, and by the City as above.

Fourteenth—The rate of fare for any passenger upon said railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or of any connecting line or branch thereof, within the limits of the City.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

Fifteenth—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

The rate for the carrying of such property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, and may be fixed by the Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, its successors or assigns, and no greater sums shall be charged for such service than provided for by it.

Sixteenth—The Company shall attach to each car run over the said railway proper fenders and wheel guards, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

Seventeenth—All cars which are operated on said railway shall be heated during the cold weather, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

Eighteenth—All cars operated on said railway shall be well lighted by electricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

Nineteenth—Cars on the said railway shall run at intervals of not more than thirty minutes, both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board. Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a. m. and 5 o'clock a. m., each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

Twentieth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause



to be watered at least three times every twenty-four hours when the temperature is above 35 degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed sixty (60) feet between curb lines, in which case the Company shall cause to be watered only sixty (60) feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

Twenty-first—The Company shall at all times keep the streets and avenues upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Twenty-second—As long as the said railway, or any portion thereof, remains in any street or avenue, the Company shall pay and keep in permanent repair that portion of the surface of the street or avenue in which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street or avenue, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-third—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or operation of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twenty-fourth—Should the grades or lines of the streets and avenues in which the railway is hereby authorized, be changed at any time after the railway has been constructed, and during the term of this contract, the Company shall, at its own expense, change its tracks and appurtenances to conform with such new grades and lines, and during the construction of any public improvement upon said street the Company shall take care of and protect the tracks and appurtenances at its own expense, all to be done subject to the direction of the City official having jurisdiction over the construction of such change.

Twenty-fifth—Should in the opinion of the President of the Borough of Queens, the present roadway of any of the said streets and avenues be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway under the direction of the President of the Borough of Queens to a width sufficient to accommodate such traffic, provided that no roadway shall be widened beyond the total width of the street or avenue.

Twenty-sixth—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets and avenues, whether the same is done by the City directly or by a contractor for the City, the Company shall at its own expense protect or move the tracks and appurtenances in the manner as directed by the City officials having jurisdiction over such public work.

Twenty-seventh—If at any time before or during construction of the railway the Board should deem any of the streets and avenues on which said railway is to be constructed of insufficient width to accommodate both railway and other vehicular traffic, the Company shall either construct and operate its railway upon a private right of way outside of the lines of such streets or avenues, or shall purchase and cede to the City a strip of land adjacent thereto, for the purpose of widening the same to a width sufficient for the use of a street surface railway and for the accommodation of other vehicular traffic. If such street or avenue is so widened, the Company shall grade the roadway thereon as directed by the City official having jurisdiction over the construction of streets and avenues.

Twenty-eighth—Where the bridges, viaducts or culverts encountered in the route are of insufficient width to carry the roadway as the same may be widened as herein provided, or of insufficient strength to bear the additional load of a street surface railway, the Company shall either carry its tracks upon new structures independent of the existing ones, so as not to interfere with the present and future use by the City of such bridges, viaducts or culverts, or shall, without cost to the City, construct new bridges, viaducts or culverts sufficiently wide to carry the roadway as the same may be widened, as herein provided.

Provided, however, that the Company shall not be required to pay the portion of the cost of strengthening or rebuilding of the existing bridge across the tracks of the Long Island Railroad at Eighth avenue, which the Long Island Railroad Company shall be required to pay, pursuant to law.

Twenty-ninth—The Company hereby agrees that if the City is or shall become entitled to acquire, and shall at any time during the term of this contract acquire, or otherwise come into possession of any of the property on which this Company shall construct railway tracks, on the route herein described, no compensation shall be awarded for the right to have railway tracks thereon.

Thirtieth—The Company shall submit to the Board a report, not later than November 1 of each year, for the year ending September 30 next preceding, and at any other time, upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.
  2. The amount paid in as by last report.
  3. The total amount of capital stock paid in.
  4. The funded debt by last report.
  5. The total amount of funded debt.
  6. The floating debt as by last report.
  7. The total amount of floating debt.
  8. The total amount of funded and floating debt.
  9. The average rate per annum of interest on funded debt.
  10. Statement of dividends paid during the year.
  11. The total amount expended for same.
  12. The names of the directors elected at the last meeting of the corporation held for such purpose.
  13. Location, value and amount paid for real estate owned by the Company as by last report.
  14. Location, value and amount paid for real estate now owned by the Company.
  15. Number of passengers carried during the year.
  16. Total receipts of Company for each class of business.
  17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
  18. Total expenses for operation, including salaries.
- and such other information in regard to the business of the Company as may be required by the Board.

Thirty-first—The Company shall at all times keep accurate books of account of the gross earnings from all sources, within the limits of the City, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company, for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation within the limits of the City and the miles of railway constructed and operated under this contract, and such other information as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

Thirty-second—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten (10) days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day, not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear action may be taken by the Board forthwith.

Thirty-third—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250) as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid, shall have the right to make all needed repairs at the expense of the Company; in which case the Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund herein-after provided for.

Thirty-fourth—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets and avenues in which the Company is authorized to operate.

Thirty-fifth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company.

Thirty-sixth—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of five thousand dollars (\$5,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or, after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract, relating to the roadway, heating and lighting of cars, fenders, wheel guards and watering of street pavements the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10), per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

The procedure for the imposition and collection of the penalties in this contract shall be as follows:

The Comptroller of the City, on complaint made, shall in writing, notify the Company, through its President, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice, in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of five thousand dollars (\$5,000), and in default thereof this contract shall be cancelled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Thirty-seventh—The words "notice" or "direction," wherever used in this contract, shall be deemed to mean a written notice or direction. Every such notice or direction to be served upon the Company shall be delivered at such office in the City as shall have been designated by the Company, or if no such office shall have been designated, or if such designation shall have for any reason become inoperative, shall be mailed in the City, postage prepaid, addressed to the Company at the City. Delivery or mailing of such notice or direction as and when above provided shall be equivalent to direct personal notice or direction, and shall be deemed to have been given at the time of delivery or mailing.

Thirty-eighth—The words "streets or avenues" and "streets and avenues," wherever used in this contract, shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title," encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Thirty-ninth—If at any time the powers of the Board or any other of the authorities herein mentioned, or intended to be mentioned, shall be transferred by law to any other board, authority, officer or officers, then and in such case such other board, authority, officer or officers shall have all the powers, rights and duties herein reserved to or prescribed for the board or other authorities, officer or officers.

Sec. 3. This grant is also upon the further and express condition that the provisions of the Railroad Law pertinent hereto shall be strictly complied with by the Company.

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

In witness whereof, the party of the first part, by its Mayor, thereunto duly authorized by the Board of Estimate and Apportionment of said City, has caused the corporate name of said City to be hereunto signed and the corporate seal of said City to be hereunto affixed; and the party of the second part, by its officers, thereunto duly authorized, has caused its corporate name to be hereunto signed and its corporate seal to be hereunto affixed, the day and year first above written.

#### THE CITY OF NEW YORK,

[CORPORATE SEAL] By ..... Mayor.

Attest: ..... City Clerk.

#### NEW YORK AND NORTH SHORE TRACTION COMPANY.

[SEAL] By ..... President.

Attest: ..... Secretary.

(Here add acknowledgments.)

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan and Queens and the Acting President of the Borough of The Bronx—13.

#### Coney Island and Brooklyn Railroad Company.

The public hearing was opened on the petitions of the Coney Island and Brooklyn Railroad Company, as follows:

(a) For a franchise to construct, maintain and operate a street surface railway from the intersection of Flatbush and DeKalb avenues, upon and along the Flatbush Avenue Extension to a point at or about Nassau street; thence westerly upon and along Nassau street to a point east of Jay street, and northerly across the plaza of the Manhattan Bridge and parallel with Jay street to a point at or about Sands street;



together with two spurs connecting the proposed tracks on Nassau street and the plaza of the Manhattan Bridge with the tracks of the Company on Jay street; also an extension of the double track street surface railway now on Gold street northerly from Willoughby street to Flatbush avenue, at a point near Myrtle avenue, Borough of Brooklyn.

(b) For the right to operate a street surface railway upon, along and over the Manhattan Bridge and its approaches, connecting at the Brooklyn side of the bridge with the foregoing extension.

These petitions were presented to the Board at its meeting of March 5, 1909, and, by resolution adopted on that date, this day was fixed for public hearing, and the petitions were referred to the Chief Engineer.

Affidavits of publication were received from the "Brooklyn Daily Eagle" and the "Brooklyn Citizen" on the petition for the railway on the Flatbush Avenue Extension, and from the "Brooklyn Daily Eagle" and the "Brooklyn Daily Times" on the petition for the right to cross the Manhattan Bridge, and also from the CITY RECORD on both petitions.

Joseph Nicchia appeared on behalf of the West End League of Coney Island in opposition to the proposed grant unless the Company agreed to carry passengers to Coney Island for a five-cent fare.

Frank Gallagher, of counsel for the Company, appeared in favor.  
No one else desiring to be heard, the Chair declared the hearing closed.

The Secretary presented the following:

REPORT NO. F-153.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
March 30, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman of the Board of Estimate and Apportionment:

SIR—At the meeting of the Board of Estimate and Apportionment held on March 5 last there were referred to the Chief Engineer of the Board two petitions from the Coney Island and Brooklyn Railroad Company asking, respectively, for a franchise for a street surface railway in the Flatbush avenue extension from DeKalb avenue to the Manhattan Bridge and for a franchise across the Manhattan Bridge and its approaches between the Boroughs of Brooklyn and Manhattan, and April 2 was fixed as the date for a preliminary public hearing.

The granting of a franchise to the Coney Island and Brooklyn Railroad Company is so intimately connected with the other franchises for which applications have been received and with the entire problem of using the Manhattan Bridge for surface railway transportation, that I would recommend that the preliminary hearing be held, after which the application should be referred to the Committee, consisting of the President of the Board of Aldermen, the Comptroller and the Presidents of the Boroughs of Manhattan and Brooklyn, to which Committee was referred on November 13, 1908, a report treating in a general way the problem of railway transportation across the Manhattan Bridge. Until this Committee makes a report and the Board determines upon the general treatment of this problem, it is exceedingly difficult, if not impossible, to prepare definite reports upon the specific applications.

Respectfully,  
NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
March 30, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At the meeting of the Board of Estimate and Apportionment of March 5, 1909, two petitions were received from the Coney Island and Brooklyn Railroad Company, as follows:

(a) For a franchise to construct, maintain and operate a street surface railway from the intersection of Flatbush and DeKalb avenues, upon and along the Flatbush avenue extension to a point at or about Nassau street; thence westerly upon and along Nassau street to a point east of Jay street, and northerly across the plaza of the Manhattan Bridge and parallel with Jay street, to a point at or about Sands street; together with two spurs, connecting the proposed tracks on Nassau street and the plaza of the Manhattan Bridge with the tracks of the applicant on Jay street; also for an extension of a double track street surface railway now on Gold street, northerly from Willoughby street to Flatbush avenue, at a point near Myrtle avenue, Borough of Brooklyn.

(b) For the right to operate a street surface railway upon, along and over the Manhattan Bridge and its approaches, connecting at the Brooklyn side of the bridge with the foregoing extension.

—and, by resolution duly adopted on that date, April 2, 1909, was fixed as the date for public hearing on both petitions, and they were referred to the Chief Engineer.

There is now pending before the Board an application from the Brooklyn City Railroad Company for the same rights in the Flatbush avenue extension, and applications for street surface railway rights across the Manhattan Bridge from the Brooklyn Heights Railroad Company, the Third Avenue Railroad Company, and the Metropolitan Street Railway Company are also before the Board.

At the meeting of November 13, 1908, a public hearing was had upon all these applications, at which time a report was presented from this Division, outlining a possible mode of operation across the bridge, having for its purpose the avoidance of congestion at the terminals of said bridge. At the conclusion of the hearing, the report was referred to a Select Committee, consisting of the President of the Board of Aldermen, the Comptroller and the Presidents of the Boroughs of Manhattan and Brooklyn, which Committee has not as yet submitted any report to the Board.

Under the circumstances, it was thought advisable to defer formulating terms and conditions to govern the proposed grants to the Coney Island and Brooklyn Railroad Company until action had been taken by the Committee, or until it had at least expressed its views relative to transportation facilities across the Manhattan Bridge.

It is therefore recommended that at the close of the hearing on these petitions they be referred to the aforesaid Select Committee, to be considered in conjunction with the petitions previously referred to it.

Respectfully,  
HARRY P. NICHOLS, Engineer in Charge.

The matter was then referred to the Select Committee, consisting of the President of the Board of Aldermen, the Comptroller and the Presidents of the Boroughs of Manhattan and Brooklyn, to be considered in conjunction with the petition for similar rights referred to the same Committee on November 13, 1908.

Pelham Park Railroad Company; City Island Railroad Company.

The Secretary presented the following:

NEW YORK, February 2, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman of the Board of Estimate and Apportionment, New York City:

SIR—The undersigned, Pelham Park Railroad Company, a street surface railroad corporation incorporated under an act of the Legislature of the State of New York passed May 6, 1884, owns and operates the line of street surface railroad extending through Pelham Bay Park, in the Borough of The Bronx, City of New York, from Bartow station to the junction with the City Island Railroad at or near Marshall's Corner in said park. The undersigned proposes to equip electrically its railroad with the American Monorail System, and to maintain and operate the same as an electric surface railway in said park, in place of the horse power by which its road is now operated therein.

For this purpose the railroad company desires to obtain the consent of abutting property owners along said route, in pursuance of section 100 of the Railroad Law. As the entire route of said railroad lies within Pelham Bay Park, The City of New York is the only abutting property owner, and it is therefore from the City that such consent must be obtained.

The Public Service Commission, by resolution dated November 17, 1908, has already approved the change.

The Pelham Park Railroad connects at Marshall's Corner with the City Island Railroad, making a through line from Bartow station on the New York and New Haven Railroad to Belden Point, at the extremity of City Island. The change is greatly desired by the residents of City Island who are chiefly affected by it. For the situation in reference to the connecting road of the City Island Railroad Company reference is hereby made to the petition of said company of even date herewith filed at the same time with this petition.

In pursuance of said section of the Railroad Law, and in view of the great improvement in facilities for transportation that will be afforded thereby, and the general desire of the residents of the locality, the undersigned respectfully asks that the Board of Estimate and Apportionment, acting in behalf of the City as abutting property owner, will consent to the said proposed change in the motive power of said Pelham Park Railroad.

Very respectfully,  
PELHAM PARK RAILROAD COMPANY,  
By BURT L. BURNOWS, President.

NEW YORK, February 2, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman of the Board of Estimate and Apportionment, New York City:

SIR—The undersigned, City Island Railroad Company, a street surface railroad corporation incorporated under an act of the Legislature of the State of New York passed May 6, 1884, owns and operates the line of street surface railroad in the Borough of The Bronx, New York City, running from the junction with the Pelham Park Railroad, at or near Marshall's Corner in Pelham Bay Park, to a point at or near Belden Point in City Island. The undersigned proposes to equip electrically its railroad with the American Monorail System, and to maintain and operate the same as an electric surface railway on its said route in place of the horse power by which its road is now operated therein.

For this purpose the railroad company desires to obtain the consent of abutting property owners along said route, in pursuance of section 100 of the Railroad Law. A large number of property owners whose property abuts upon the remainder of said route in City Island have already consented to the change, and it is believed to be the general and earnest desire of the residents of that section that the change should be accomplished, the present facilities for transportation afforded by the use of horse power being totally inadequate.

The Public Service Commission, by resolution dated November 17, 1908, has already approved the change. In pursuance of said section of the Railroad Law, and in view of the great improvement in facilities for transportation that will be afforded thereby, and the general desire of the residents of the locality, the undersigned respectfully asks that the Board of Estimate and Apportionment, acting in behalf of the City as abutting property owner, will consent to the said proposed change in the motive power of said railroad.

Very respectfully,  
CITY ISLAND RAILROAD COMPANY,  
By BURT L. BURNOWS, President.

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
New York, March 8, 1909.

The Board of Estimate and Apportionment:

SIR—I have received from you the following communication, dated February 11, 1909, signed by William M. Lawrence, Assistant Secretary:

"I am inclosing herewith a report of the Division of Franchises to the Chief Engineer in connection with the applications of the City Island Railroad Company and the Pelham Park Railroad Company, for the consent of the Board of Estimate and Apportionment, on behalf of the City as owner of Pelham Bay Park, to a change in motive power of the railroads of the companies, so as to allow of the construction of a monorail electric railway.

"Will you kindly examine the report and the papers referred to therein, and advise the Board at as early a date as possible of your opinion in answer to the questions therein set forth?"

In the report of the Division of Franchises sent me with the above communication, the following questions were submitted to me for an opinion:

"1. Is the change of motive power for which consent is requested of the character authorized by section 100 of the Railroad Law, or is it one which will require a new franchise, to be valid?"

"2. In either case, is the Board of Estimate and Apportionment the proper authority to grant the consent of the City?"

"3. If the Board of Estimate and Apportionment is the proper authority, are the consents of any other local authorities required, and, if so, what authorities?"

"4. In granting its consent, can the Board, if it deems it advisable, insert a condition as to the rate of fare to be charged, and, generally, what conditions will it be authorized to impose?"

"5. What procedure must be followed in granting this consent?"

"6. For what term can this consent be granted?"

"7. Can the City reserve the power to order the removal of the overhead construction of these railways in accordance with its general policy of obtaining the removal of overhead electrical conductors, when necessary to the public welfare?"

I beg to advise you that under date January 15, 1909, I rendered an opinion to the Hon. Joseph I. Berry, Commissioner of Parks, Borough of The Bronx, in which I advised him that he should refuse to issue a permit to the Pelham Park Railroad Company to change its motive power, on the ground that it was questionable whether said railroad company had the right to operate by the monorail system without the consent of the legislative body of the City. I also advised him that the further consent of such body, representing the City as the abutting owner, should be obtained for a railroad running through a park.

While, therefore, it is for your Board, in its discretion, if it believes a monorail road to be desirable in this section of the City, to grant its consent, I do not believe such consent requires more than a resolution introduced and passed in the usual manner and that the franchise proceedings prescribed by the Greater New York Charter need not be followed.

Inasmuch as your consent is discretionary, it could be based on any conditions your Board might see fit to impose, as to rate of fare, duration of consent, or the insertion of a clause reserving the power to order the removal of the overhead construction, in accordance with the general policy of the City in regard to overhead electrical conductors, when such removal might be necessary to the public welfare.

Such consent should also contain the following clause:

"This consent shall not become operative until said company shall duly execute an instrument in writing wherein it shall promise, covenant and agree on its part to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained, and file the same with the Board of Estimate and Apportionment of The City of New York within \_\_\_\_\_ days after the approval of this consent by the Mayor."

Yours respectfully,  
FRANCIS K. PENDLETON, Corporation Counsel.

REPORT NO. F-154.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
March 30, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman of the Board of Estimate and Apportionment:

SIR—On February 5, 1909, there were presented to the Board of Estimate and Apportionment, and referred to the Chief Engineer, applications from the Pelham Park



Railroad Company and the City Island Railroad Company for the consent of the City to a change of motive power on these two roads from horse power to electricity, the track to be entirely reconstructed and the railroads to be operated by the American Monorail System.

The two companies making these applications are distinct corporations, one of which operates a railroad through Pelham Bay Park and the other across the City Island bridge and through Main street, City Island. The applications are made under section 100 of the Railroad Law, and the Corporation Counsel, in response to a request for advice, has stated that this change in motive power is not in the nature of a franchise and that the City can consent to it by the adoption of the proper resolution.

The plan of construction proposed will require the placing in the street of a single supporting rail, with guide rods overhead supported by poles not unlike an ordinary trolley pole, which guide rods furnish stability to the moving cars and also supply electric power for operation.

I submit herewith a report from the Engineer in charge of the Division of Franchises, describing the present organization of the two companies and the system which it is proposed to use, together with resolutions granting the right to change from horse power to electricity. While under their present charters both companies have a right to charge five cents, making ten cents for the ride from Bartow Station to the end of City Island, they have agreed to sell twenty tickets for \$1, each ticket to be good for a ride over both lines.

The resolution provides that the location through Pelham Bay Park shall be definitely fixed by the Park Department, that the Company shall pay to the City three per cent. of its gross receipts during the first five years, and five per cent. thereafter. It also provides for a security deposit of \$2,500, and that the surface of the street shall be kept in repair for a width of eight feet on each line of single rail track; also that the Company will by proper planting across its line through Pelham Bay Park; that it will begin construction within six months and complete the road within one year from the signing of the consent.

It is recommended that the resolution herewith submitted be adopted.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPOINTMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
March 25, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

SUB-DIVISION MADE SINCE OF FEBRUARY 2, 1909, HAVE BEEN RECEIVED FROM:

1. The Pelham Park Railroad Company, for the consent of the City, as an abutting property owner, to a change of motive power from horse power to electricity, to be operated by the American Monorail system, on its existing street surface railway extending through Pelham Bay Park from Bartow Station to the junction with the City Island Railroad, at or near Marshall's Corner, Borough of The Bronx.

2. The City Island Railroad Company, for the consent of the City, as an abutting property owner, to a change of motive power from horse power to electricity, to be operated by the American Monorail system, on its existing street surface railway from the junction of the Pelham Park Railroad, at or near Marshall's Corner, Pelham Bay Park, to a point at or near Belden Point, City Island, Borough of The Bronx.

These petitions were presented at a meeting of the Board held February 5, 1909, and referred to the Chief Engineer.

The applications for a change of motive power are made by the companies under section 100 of the Railroad Law, which provides that a company desiring to change its motive power must obtain the consents of the owners of one-half in value of the property abutting on the line of the railway, or, in the event that such consents cannot be obtained, the determination of three disinterested Commissioners appointed by the Appellate Division of the Supreme Court in favor of such change of motive power, when confirmed by the Court, shall be taken in lieu of the consents of property owners. This section further provides:

"Any railroad corporation making a change in its motive power under this section may make any changes in the construction of its road or roadbed or other property rendered necessary by the change in its motive power."

The route of the Pelham Park Company lies entirely within the limits of Pelham Bay Park, and, in consequence, the City is the only abutting property owner whose consent must be obtained.

The route of the City Island Company lies partly within Pelham Bay Park, along the highway known as the City Island road, and thence over the City Island Bridge and its approaches and along Main street in Belden Point. The consent of the City is therefore required as the sole abutting property owner for that portion of the road within the confines of the park, and, in addition, it may be noted that the City is the owner of several small parcels of property abutting on Main street, City Island.

No similar application having been made to the Board, and therefore no precedent having been established to govern the proper procedure to be followed, the matter was, on February 10, 1909, referred to the Corporation Counsel for an opinion as to the procedure to be followed and the powers of the Board to insert conditions in any consents which it might grant.

In an opinion under date of March 6, 1909, the Corporation Counsel writes:

"I beg to advise you that under date January 15, 1909, I rendered an opinion to the Hon. Joseph L. Berry, Commissioner of Parks, Borough of The Bronx, in which I advised him that he should refuse to issue a permit to the Pelham Park Railroad Company to change its motive power, on the ground that it was questionable whether said railroad company had the right to operate by the monorail system without the consent of the legislative body of the City. I also advised him that the further consent of such body representing the City as the abutting owner should be obtained for a railroad running through a park.

"While, therefore, it is for your Board, in its discretion, if it believes a monorail road to be desirable in that section of the City, to grant its consent, I do not believe such consent requires more than a resolution introduced and passed in the usual manner, and that the franchise proceedings prescribed by the Greater New York Charter need not be followed.

"Inasmuch as your consent is discretionary, it could be based on any conditions your Board might see fit to impose, as to rate of fare, duration of consent, or the insertion of a clause reserving the power to order the removal of the overhead construction, in accordance with the general policy of the City in regard to overhead electrical conductors, when such removal might be necessary to the public welfare."

The Pelham Park and City Island Companies were organized under the Railroad Law of 1884, and filed their articles of association with the Secretary of State August 30, 1884, for the purpose of constructing, maintaining and operating narrow gauge railways over the routes briefly described above. Such routes, taken jointly, form a continuous line of railroad from the Bartow Station of the New York, New Haven and Hartford Railroad Company to Belden Point, City Island. The operation of the two railroads was commenced May 25, 1887, and they have since been operated as a continuous line of horse railway, and afford the only means of communication between Bartow and City Island.

The stock control of the two roads was subsequently obtained by the Interborough-Metropolitan Company. I am now informed that interests closely allied with the development of the American Monorail system have obtained control of these roads in order that this new type of railway may be given a trial under practical conditions.

The present equipment of the two narrow gauge horse railways consists of six small and two large cars, the latter having been recently procured by order of the Public Service Commission, and are at present the only ones in use.

A fare of five cents is charged on each of the roads, thus making the fare from Bartow Station to points on City Island ten cents. I am informed, however, that commutation tickets between Belden Point and Bartow Station are sold to residents of City Island at a rate about equivalent to a single fare of five cents over the combined routes of the two roads.

Main street, City Island, is at present being widened and graded, and in consequence the rails of the narrow gauge road have been taken up and a stage line is being operated in lieu of the horse car line between the City Island Bridge and Belden Point.

It seems evident that the original idea actuating the formation of two companies to operate over the three miles of railway between Bartow and Belden Point was to evade the provision of the Railroad Law requiring a single fare of five cents for

a continuous ride, and to permit the charging of two fares between the above named points.

The Public Service Commission for the First District, as the successor to the former State Board of Railroad Commissioners, on November 17, 1908, gave its consent to the change of motive power upon the condition that the companies obtain "the local consents and approvals required by law."

The President of the companies, in an affidavit in support of the applications, gives the following description of the construction and operation under the American Monorail system:

"Under this system each car is supported on wheels, two at the forward end and two at the rear end. The wheels are constructed in tandem fashion and run along a steel or iron rail which is fastened to the ground or on ties laid in the ground. The physical weight of the cars is borne on this single rail.

"The electric current is supplied in the manner usual in all cases of overhead trolleys. The poles are similar in form and ornamental design to ordinary trolley poles. The only difference is that the poles are a few feet higher in elevation. These poles support two small guide rods which are constructed at a point about 16 feet from the supporting or surface rail and vertical thereto.

"There are only two departures in fact and in general appearance of the road and its stationary equipment along the right of way from that in general use throughout Greater New York and vicinity; first, as stated above, there is only one surface rail instead of two; and second, two light horizontal guide rods are suspended from the trolley poles and serve to maintain the equilibrium of the cars as they proceed along the single rail. Trolley wheels are fitted horizontally to the top of the car and serve the same purpose as the ordinary trolley wheels and the additional purpose of an equilibrium device. The power is furnished from the guide rods through the ordinary trolley wheel and thence into the motor, etc. These guide rods perform no other service than to conduct the electricity to the motor through the trolley wheels, and to preserve the balance of the cars; consequently, they are very light in weight.

"There are no girders or other unsightly structures required to support the rods; they are merely attached to the usual trolley poles along the right of way. They are suspended over the highway at a height about equal to that in the case of the ordinary trolley wires uniformly used throughout The City of New York and cannot of course interfere with the usual vehicular traffic.

"A road constructed according to the American Monorail system can therefore be considered as differing in no substantial respect from the ordinary overhead trolley road. It is far less objectionable to traffic than the ordinary road by reason of the fact that it has but one rail to disturb the surface of the highway instead of two. Upon this single rail travel the wheels, which are driven by the electric current and which support the car, the guide rods as stated above serving no other purpose than that of conveying the current and furnishing lateral stability."

From the above it would seem that the overhead construction will be somewhat similar in form to that now in use on the electrically operated portion of the New York, New Haven and Hartford Railroad.

It having been held by the Law Department that since 1898, the date of consolidation, street surface railway companies then operating under the provisions of the Railroad Law of 1884 were liable for a payment of a percentage of their gross receipts to the City, an investigation disclosed that the Pelham Park and City Island Companies had not made such payments. The companies do not agree as to their liability for such payments under the Railroad Law, and in consequence, actions have been brought against these companies for the recovery of five (5) per cent. of their gross receipts for the period from September 30, 1903, to September 30, 1908, in the respective sums of \$2,837.63 and \$2,716.59, with the added penalties of five (5) per cent. a month prescribed by the Railroad Law.

The original grants to these companies by the Town Board and Highway Commissioners of the Town of Pelham were not limited specifically as to time and it would seem that in making application for a change of motive power under section 100 of the Railroad Law, the companies were endeavoring to secure rights of an equally indeterminate nature for the construction and operation of an entirely new type of road, and in this manner are seeking to avoid a limited franchise of twenty-five years, the condition which would be imposed were the grant to be made under the provisions of the Greater New York Charter. The Corporation Counsel has advised the Board, however, that the applications are proper and the Board may in its discretion grant the same by resolution, inserting such conditions as are usual and necessary to properly protect the interests of the City.

I have therefore prepared resolutions granting the consent of the City to each company with such conditions as the Corporation Counsel has indicated would be necessary to fully protect its interests.

In order that in the future the percentages required by the Railroad Law shall be paid without question, a provision has been inserted that during the first five years of the consents, the companies shall pay to the City three (3) per cent. of their gross receipts, and during the remaining term five (5) per cent., with minimums of three hundred dollars (\$300) and four hundred and fifty dollars (\$450), respectively.

As the type of road which it is proposed to construct and operate, should the necessary consents for the change of motive power be obtained, has not yet passed beyond the experimental stage, it is possible that the venture may not prove successful and may in time be abandoned by its promoters. In order that the best interests of the residents of the section to be served by this road may be protected, it would seem that the companies should, as part of the consent, give a guarantee that should they abandon the operation of these roads by the monorail system, they will restore the existing horse power service or install in its place a street surface railway operated by other power. As stated above, the existing horse power line is the only means of transportation between City Island and the mainland.

Railroads of the monorail type were originally projected as elevated roads, and it would seem from the description of their construction and from the high speed which it is claimed it is possible to attain on these roads, they are much better adapted to operation on an elevated structure or on a private right of way than on the surface of the City streets. Should the City, in pursuance of its general policy in relation to overhead wires, at some future date decide that the poles and wires of the various street surface railways in the Borough of The Bronx should be removed and all wires placed underground, thereby compelling the railways to adopt the underground or some other system of transmission, which would not require the use of overhead structures, it would be impossible to remove the structures to be erected for the operation of these roads by the monorail system without again changing the entire character of said roads.

As the Corporation Counsel points out, a condition should be inserted in accordance with the general policy of the City, requiring the companies, upon due notice from the Board, to remove their overhead construction, should such construction become objectionable, and to substitute therefor such other construction as will permit of the operation of a continuous line of street surface railway between Bartow and Belden Point.

In regard to the rate of fare, it is within the power of the Board to impose a condition that the line shall be operated from Bartow to Belden Point for a single fare of five cents, but it is questionable whether on account of the peculiar conditions of the territory in which these roads operate, it would be possible for them to return anything upon the capital invested at such a fare. First, the population of City Island is limited by the size of the island, and in consequence the regular traffic of the company will be limited for all time. Second, the excursion traffic which may be expected is limited to four or, at the outside, five months of the summer, with its heaviest business on Sunday, and most largely come from the passengers brought to Bartow Station by the New York, New Haven and Hartford Railroad, as there is no other means of conveyance through the park.

The companies are willing, however, to sell commutation tickets, twenty for a dollar, each of which tickets will entitle the holder to a continuous ride over both lines, and such a condition has been inserted.

After a conference with the Hon. John L. Berry, Commissioner of Parks for the Borough of The Bronx, it was deemed best to leave the location of the new route to his discretion, so that it might be constructed outside of the present park roadway, which is, with the existing railway, too narrow for the vehicular traffic; and the company to provide a barrier or screen of trees and shrubs, as may be directed by the Park Commissioner, to conceal its structure through the park. This has been inserted and agreed to by the companies.

The security deposit for the faithful performance of the terms and conditions of the consents has been fixed at twenty-five hundred dollars (\$2,500) for each company.



The terms of the consents have been submitted to Mr. Bion L. Durrows, President of each of the companies, and he has agreed to the same.

I am transmitting two resolutions granting the consent of the City, as an abutting property owner, to the proposed change of motive power by the City Island Railroad Company and the Pelham Park Railroad Company, on the terms and conditions outlined above, should the Board see fit to approve of the applications.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The Pelham Park Railroad Company has presented an application dated February 2, 1909, to the Board of Estimate and Apportionment of The City of New York, for the consent of said City, as an abutting property owner, to a change of motive power on the existing narrow gauge street surface railway of said Company in Pelham Bay Park, from Bartow Station to its junction with the City Island Railroad, at or near Marshalls Corner, Borough of The Bronx, from horse power to electricity, to be operated by the system known as the American Monorail System; now therefore be it

Resolved, That the consent of the Corporation of The City of New York, as an abutting property owner, be and the same is hereby given to the Pelham Park Railroad Company for a change of motive power from horse power to electricity, to be operated by the system known as a Monorail System, on its existing narrow gauge street surface railway in Pelham Bay Park, from Bartow Station to its junction with the City Island Railroad, at or near Marshalls Corner, Borough of The Bronx, upon the following terms and conditions:

1. The said Pelham Park Railroad Company, its successors or assigns, shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, the following sums of money:

During the first five (5) years of this consent an annual sum which shall in no case be less than three hundred dollars (\$300) and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of three hundred dollars (\$300).

During the remaining term of this consent an annual sum which shall in no case be less than four hundred and fifty dollars (\$450) and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of four hundred and fifty dollars (\$450).

The gross receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City. The payment of such minimum sums shall begin from the date upon which this consent is signed by the Mayor.

All annual charges, as above, shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding, provided that the first annual payment shall be only for that portion of the first annual charge as the time between the date upon which this consent is signed by the Mayor and September 30 following shall bear to the whole of one year.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City, pursuant to the Railroad Law, as amended.

Whenever such percentage required to be paid shall exceed the minimum amount as above, such sum over and above such minimum shall be paid to the said Comptroller on or before November 1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law as it now exists, or as it may hereafter be amended, relating to the manner of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this consent shall be strictly complied with.

Any and all payments to be made by the terms of this consent to the City by the Company shall not be considered in any manner in the nature of a tax, but such payments shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

2. Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

3. As long as said railway or any portion thereof remains in any street or avenue, the Company shall pave and keep in permanent repair a width of eight (8) feet of roadway for each line of track under the supervision of the local authorities whenever required by them to do so and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street or avenue, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

4. The Company shall at its own expense plant and maintain a screen or barrier of trees or shrubs on either side of its route through Pelham Bay Park. Such screen or barrier shall be composed of trees or shrubs acceptable to the Commissioner of Parks for the Borough of The Bronx and shall be planted in such manner and at such places as said Commissioner may direct and designate.

5. No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials. In any permits so issued, such officials may also impose such conditions as a condition to the granting of the same as are necessary for the purpose of protecting any structures in the streets and avenues or park over which such officials have jurisdiction, and the Company shall comply with such conditions.

6. The electrical equipment to be installed by the Company for the operation of its railway within the limits of the City, whether the same be upon the streets and avenues or upon private property, or within the limits of the park, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

7. The rate of fare for any passenger upon said railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereon, or to any connecting branch thereof within the limits of the City. Provided, however, that the Company hereby agrees to sell twenty (20) tickets for one dollar (\$1); one of said tickets entitling the holder thereof to a continuous ride over the combined route of the Pelham Park Railroad Company and the City Island Railroad Company. The Company shall carry free upon the railway for which this consent is given all members of the Police and Fire Departments of the City when such employees are in full uniform.

8. Any alteration to the sewerage or drainage system, or to any other sub-surface, or to any surface structures in the streets, or park, required on account of the construction or operation of the railway for which this consent is given shall

be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

9. The said Company shall commence the construction of the railway for which this consent is given within six (6) months from the date of the approval of this resolution by the Mayor, and shall complete the construction and place the same in full operation within one year from the date of such approval by the Mayor, otherwise this consent may be declared null and void by the Board of Estimate and Apportionment, provided, however, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate three (3) months each.

10. It is agreed that within the limits of Pelham Bay Park the railway to be constructed by virtue of this consent shall be located as may be directed by the Commissioner of Parks for the Borough of The Bronx, and that in the other streets and avenues of the City said railway shall be located as may be directed by the President of the Borough of The Bronx.

11. It is agreed that the consent hereby granted to operate a street surface railway by the monorail system shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets and avenues, or park, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in the manner directed by the City officials having jurisdiction over said public work.

12. The Company shall assume all liability to persons or property by reason of the construction or operation of the railway for which this consent is given, and it is a condition of this consent that the City shall assume no liability whatsoever, to either persons or property, on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any act or default of the Company.

13. The Company shall within thirty (30) days from the commencement of operation of the monorail system remove any and all of the tracks and other appurtenances of the existing narrow-gauge street surface railway from the streets, avenues and park, and restore said streets and avenues to the condition of the adjoining roadway. Such removal and restoration shall be completed within ninety (90) days from said commencement of operation.

14. Should, for any reason, the Company abandon the operation of the proposed monorail road, it shall, at its own expense, restore and replace the existing narrow-gauge street surface railway and continue the operation of the same; or, in lieu thereof, shall construct, maintain and operate a street surface railway of the ordinary type of electric street surface railways, and shall thereupon remove from the streets and avenues of the City and from the park, all tracks, wires, poles or other structures and appurtenances of said monorail road.

15. During construction of the proposed monorail road and until such time as the same shall be placed in operation, the Company shall at its own cost and expense maintain and continue the operation of the existing narrow-gauge street surface railway in a manner satisfactory to the Board of Estimate and Apportionment.

16. Upon six (6) months' notice by the Board, the Company shall remove any and all poles, wires or other overhead structures erected and maintained in the streets and avenues or park by virtue of this consent.

17. The Company shall give notice to the Commissioner of Parks for the Borough of The Bronx, and to the Commissioner of Water Supply, Gas and Electricity in writing of its intention to begin construction of the work for which this consent is given at least forty-eight (48) hours before such construction commences. The Company shall also give to the Board of Estimate and Apportionment notice, in writing, of the date on which the work is commenced, and also the date on which the same is completed, not later than ten (10) days after such dates.

18. All cars which are operated on said railway shall be heated during the cold weather, in conformity with such laws and ordinances as are now in force, or may hereafter be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

19. All cars operated on said railway shall be well lighted by electricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

20. Cars on the said railway shall run at such intervals both day and night as reasonable convenience of the public may require, or as may be directed by the Board.

21. This consent is upon the express condition that the said grantee, within ninety (90) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of two thousand five hundred dollars (\$2,500), either in money or in securities to be approved by him, which fund shall be security for the performance by the Company of all the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the efficiency of the public service rendered, the repairs of the street pavement, and the restoration of the existing street surface railway. In case of default in the performance by said grantee of any of such terms and conditions The City of New York shall have the right to cause the work to be done and the materials to be furnished for making the necessary changes or repairs, after ten (10) days' notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings, or in case of default in the payment of the annual charges, shall collect the same with interest from such fund, after ten (10) days' notice, in writing, to the Company; or in case of failure to keep the said terms and conditions of this consent relating to the headway, heating and lighting of cars, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated or lighted, in case of the violation of the provisions relating to those matters.

In case of any drafts so made upon the security fund the said grantee shall, upon thirty (30) days' notice, in writing, pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of two thousand five hundred dollars (\$2,500), and in default of the payment thereof the consent hereby given may be canceled and annulled at the option of the Board of Estimate and Apportionment of The City of New York, acting on behalf of said City. No action or proceedings or rights under the provisions of this section shall affect any other legal rights, remedies, or causes of action belonging to The City of New York.

22. The words "streets or avenues" and "streets and avenues" wherever used in this consent shall be deemed to mean "streets, avenues, highways, parks, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route hereinabove described, and upon or in which the Company may construct a railway.

23. This consent shall not become effective until said Company shall duly execute, under its corporate seal, an instrument in writing, wherein said Company shall



promise, covenant and agree on its part and behalf to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained, and file the same with the Board of Estimate and Apportionment of The City of New York within thirty (30) days after the approval of this consent by the Mayor. And the said Company shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons and property which may result from the construction, use, maintenance or operation of the monorail road for which this consent is given.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

The following was offered:

Whereas, The City Island Railroad Company has presented an application, dated February 2, 1909, to the Board of Estimate and Apportionment of The City of New York, for the consent of said City, as an abutting property owner, to a change of motive power on the existing narrow gauge street surface railway of said Company, from its junction with the Pelham Park Railroad, at or near Marshalls Corner, to a point at or near Belden Point, City Island, Borough of The Bronx, from horse-power to electricity, to be operated by the system known as the American monorail system; now therefore be it

Resolved, That the consent of the Corporation of The City of New York, as an abutting property owner, be and the same is hereby given to the City Island Railroad Company for a change of motive power from horse-power to electricity, to be operated by the system known as a monorail system, on its existing narrow gauge street surface railway, from its junction with the Pelham Park Railroad, at or near Marshalls Corner, to a point at or near Belden Point, City Island, Borough of The Bronx, upon the following terms and conditions:

1. The said City Island Railroad Company, its successors or assigns, shall pay into the treasury of The City of New York, as compensation for the privilege hereby granted, the following sums of money:

During the first five (5) years of this consent an annual sum which shall in no case be less than three hundred dollars (\$300) and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of three hundred dollars (\$300).

During the remaining term of this consent an annual sum which shall in no case be less than four hundred and fifty dollars (\$450) and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of four hundred and fifty dollars (\$450).

The gross receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City. The payment of such minimum sums shall begin from the date upon which this consent is signed by the Mayor.

All annual charges as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding, provided that the first annual payment shall be only for that portion of the first annual charge as the time between the date upon which this consent is signed by the Mayor and September 30 following shall bear to the whole of one year.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City, pursuant to the Railroad Law as amended.

Whenever such percentage required to be paid shall exceed the minimum amount as above such sum over and above such minimum shall be paid to the said Comptroller on or before November 1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law as it now exists, or as it may hereafter be amended, relating to the manner of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this consent shall be strictly complied with.

Any and all payments to be made by the terms of this consent to the City by the Company shall not be considered in any manner in the nature of a tax, but such payments shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

2. Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

3. As long as said railway, or any portion thereof, remains in any street or avenue the Company shall pave and keep in permanent repair a width of eight (8) feet of roadway for each line of track, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street or avenue, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

4. The Company shall at its own expense plant and maintain a screen or barrier of trees or shrubs on either side of its route through Pelham Bay Park. Such screen or barrier shall be composed of trees or shrubs acceptable to the Commissioner of Parks for the Borough of The Bronx, and shall be planted in such manner and at such places as said Commissioner may direct and designate.

5. No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials. In any permits so issued such officials may also impose such conditions as a condition to the granting of the same as may be necessary for the purpose of protecting any structures in the streets and avenues, park or bridge over which such officials have jurisdiction, and the Company shall comply with such conditions.

6. The electrical equipment to be installed by the Company for the operation of its railway within the limits of the City, whether the same be upon streets, avenues or bridges, or upon private property, or within the limits of the park, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

7. The rate of fare for any passenger upon said railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereon, or to any connecting branch thereof within the limits of the City. Provided, however, that the Company hereby agrees to sell twenty (20) tickets for one dollar (\$1), one of said tickets entitling the holder thereof to a continuous ride over the combined route of the City Island Railroad Company and the Pelham Park Railroad Company. The Company shall carry free upon

the railway for which this consent is given all members of the Police and Fire Departments of the City, when such employees are in full uniform.

8. Any alteration to the sewerage or drainage system, or to any other subsurface, or to any surface structures in the streets, or park, or upon the bridge, required on account of the construction or operation of the railway for which this consent is given shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

9. The Company shall commence the construction of the railway for which this consent is given within six (6) months from the date of the approval of this resolution by the Mayor, and shall complete the construction and place the same in full operation within one year from the date of such approval by the Mayor, otherwise this consent may be declared null and void by the Board of Estimate and Apportionment; provided, however, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate three (3) months each.

10. It is agreed that within the limits of Pelham Bay Park the railway to be constructed by virtue of this consent shall be located as may be directed by the Commissioner of Parks for the Borough of The Bronx, and that in the other streets and avenues of the City and upon the bridge said railway shall be located as may be directed by the President of the Borough of The Bronx and the Commissioner of Bridges.

11. It is agreed that the consent hereby granted to operate a street surface railway by the monorail system shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets and avenues, or park, or upon the bridge, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in the manner directed by the City officials having jurisdiction over said public work.

12. The Company shall assume all liability to persons or property by reason of the construction or operation of the railway for which this consent is given, and it is a condition of this consent that the City shall assume no liability whatsoever, to either persons or property, on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any act or default of the Company.

13. The Company shall within thirty (30) days from the commencement of operation of the Monorail System, remove any and all of the tracks and other appurtenances of the existing narrow gauge street surface railway from the streets, avenues, park and bridge, and restore said streets and avenues to the condition of the adjoining roadway. Such removal and restoration shall be completed within ninety (90) days from said commencement of operation.

14. Should, for any reason, the Company abandon the operation of the proposed monorail road, it shall, at its own expense, restore and replace the existing narrow gauge street surface railway and continue the operation of the same; or, in lieu thereof, shall construct, maintain and operate a street surface railway of the ordinary type of electric street surface railways, and shall thereupon remove from the streets and avenues of the City, and from the park and bridge, all tracks, wires, poles or other structures and appurtenances of said monorail road.

15. During construction of the proposed monorail road, and until such time as the same shall be placed in operation, the Company shall at its own cost and expense maintain and continue the operation of the existing narrow gauge street surface railway in a manner satisfactory to the Board of Estimate and Apportionment, or, in lieu thereof, shall continue to give service by stages or other satisfactory method.

16. Upon six (6) months' notice by the Board, the Company shall remove any and all poles, wires or other overhead structures erected and maintained in the streets and avenues, or park, or upon the bridge, by virtue of this consent.

17. The Company shall give notice to the President of the Borough of The Bronx, the Commissioner of Parks for the Borough of The Bronx, the Commissioner of Water Supply, Gas and Electricity, and the Commissioner of Bridges, in writing, of its intention to begin construction of the work for which this consent is given, at least forty-eight (48) hours before such construction commences. The Company shall also give to the Board of Estimate and Apportionment notice in writing of the date on which the work is commenced, and also the date on which the same is completed, not later than ten (10) days after such dates.

18. All cars which are operated on said railway shall be heated during the cold weather, in conformity with such laws and ordinances as are now in force, or may hereafter be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

19. All cars operated on said railway shall be well lighted by electricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

20. Cars on the said railway shall run at such intervals, both day and night, as reasonable convenience of the public may require, or as may be directed by the Board.

21. This consent is upon the express condition that the said grantee, within ninety (90) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of two thousand five hundred dollars (\$2,500), either in money or in securities to be approved by him, which fund shall be security for the performance by the Company of all the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the efficiency of the public service rendered, the repairs of the street pavement, and the restoration of the existing street surface railway. In case of default in the performance by said grantee of any of such terms and conditions, The City of New York shall have the right to cause the work to be done and the materials to be furnished for making the necessary changes or repairs, after ten (10) days' notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings, or in case of default in the payment of the annual charges, shall collect the same with interest from such fund, after ten (10) days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this consent relating to the roadway, heating and lighting of cars, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated or lighted, in case of the violation of the provisions relating to those matters.

In case of any drafts so made upon the security fund the said grantee shall, upon thirty (30) days' notice in writing, pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of two thousand five hundred dollars (\$2,500), and in default of the payment thereof the consent hereby given may be canceled and annulled at the option of the Board of Estimate and Apportionment of The City of New York, acting on behalf of said city. No action or proceedings or rights under the provisions of this section shall affect any other legal rights, remedies, or causes of action belonging to The City of New York.

22. The words "streets or avenues" and "streets and avenues" wherever used in this consent shall be deemed to mean "streets, avenues, highways, parks, parkways,



driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title encountered in the route hereinabove described, and upon or in which the company may construct a railway.

23. This consent shall not become effective until said company shall duly execute, under its corporate seal, an instrument in writing, wherein said Company shall promise, covenant and agree on its part and behalf to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained, and file the same with the Board of Estimate and Apportionment of The City of New York within thirty (30) days after the approval of this consent by the Mayor. And the said Company shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons and property which may result from the construction, use, maintenance or operation of the monorail road for which this consent is given.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens, and the Acting President of the Borough of The Bronx—15.

#### Union Railway Company of New York City.

A communication was received from the Mayor's office, returning, duly approved by his Honor, the Mayor, on March 23, 1909, resolution adopted by this Board March 19, 1909, authorizing his Honor the Mayor to execute and deliver an agreement between The City of New York and the Union Railway Company of New York City, having for its purpose the interpretation of the compensation clauses in the contracts granting franchises to said company to construct, maintain and operate two double-track extensions to its existing railway, one in Pelham avenue and the other crossing the University Heights Bridge, in the Boroughs of Manhattan and The Bronx.

Which was ordered filed.

#### East River Terminal Railroad.

A communication was received from the Mayor's office, returning, duly executed by his Honor the Mayor and the City Clerk, on March 15, 1909, and by the President and Secretary of the East River Terminal Railroad on March 2, 1909, and bearing date March 15, 1909, contract authorized to be entered into granting said company a franchise to construct, maintain and operate a railroad, by locomotive steam power, upon and along Wythe and Kent avenues and along North Fourth street, Borough of Brooklyn.

Which was ordered filed.

#### Amendment of Section 242 of the Charter.

At the meeting of March 5, 1909, by resolution duly adopted, the Corporation Council was requested to secure the introduction of a bill at the present session of the Legislature, having for its purpose the amendment of section 242 of the Charter so as to empower this Board to grant revocable permits for the laying of spur tracks in the streets of the City.

The Secretary presented the following:

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, March 17, 1909.

Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR:—I have received from you the following communication, dated March 5, 1909, signed by Joseph Haag, Secretary:

"Sir—I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, requesting the Corporation Council to secure the reintroduction, at the present session of the Legislature, of the bill amending section 242 of the Greater New York Charter, so as to empower the Board of Estimate and Apportionment to grant revocable permits for the laying of spur tracks in the streets of the City, as requested in your opinion, dated February 26, 1909.

"Respectfully,

"JOSEPH HAAG, Secretary."

I beg to inform you immediately on receipt of said communication I instructed the Assistant Corporation Counsel in charge of the division for legislation at Albany to cause the said bill to be introduced at once and pressed to passage.

Respectfully yours,

G. L. SPERLING, Acting Corporation Counsel.

Which was ordered filed.

#### New York, New Haven and Hartford Railroad Company.

The Secretary presented the following:

#### Board of Estimate and Apportionment.

In the Matter  
of

The application of the New York, New Haven and Hartford Railroad Company for extension of time for completion of work under contracts dated December 21, 1904, and June 30, 1906.

The New York, New Haven and Hartford Railroad Company, the petitioner above named, hereby applies for an extension of nine months after April 1, 1909, in which to complete certain work on its Harlem River and Port Chester Branch, and respectfully alleges as follows:

1. That it is a railroad corporation of the State of Connecticut, and that it is the lessee of the Harlem River and Port Chester Railroad Company, a New York corporation, which owns a line of railroad between Harlem River, in The City of New York, and New Rochelle, in the County of Westchester, State of New York.

2. That on the 21st day of December, 1904, it entered into a contract with The City of New York for the six tracking of the said Harlem River Branch; by said contract it agreed, among other things, to construct and maintain at its own expense bridges and the abutments therefor at Willow avenue, East One Hundred and Thirty-first street, One Hundred and Thirty-second street, One Hundred and Thirty-third street, One Hundred and Thirty-fourth street, One Hundred and Thirty-fifth street, One Hundred and Thirty-sixth street, One Hundred and Thirty-seventh street, One Hundred and Thirty-eighth street, One Hundred and Thirty-ninth street, One Hundred and Fortieth street, One Hundred and Forty-first street, Bear Swamp road, Leggett avenue, Eastchester road, Pelham lane, East One Hundred and Forty-ninth street, East One Hundred and Fifty-sixth street, Longwood avenue, Lafayette avenue, Tiffany street, Bayetto street, Hunts Point road, Faile street, Bryant street, Longfellow street, Whittier street, Westchester avenue, East One Hundred and Seventy-second street, East One Hundred and Seventy-fourth street, Tremont avenue, West Farnas road, White Plains road, Unionport road, Williamsbridge road, Bronx and Pelham parkway, Park crossing at Barlow, and also a foot bridge over VanBuren,

Hancock, Taylor, Garfield, Lincoln and Forest streets; the two latter streets, however, being abolished by the plan of The City of New York dated December 20, 1904; or whichever of the above-named streets that were on said date legally opened or laid out.

By the same contract said company agreed to pay all expenses and all damages for changing the grade of any of said streets. In case any of said streets were thereafter legally opened, said company agreed to build said bridges upon receiving thirty days' notice from the proper officials that such streets were open.

By the sixteenth clause of said contract the company agreed to complete all of said work before April 1, 1909, subject to an extension for two years further on certain contingencies by this Board.

3. All of said work has now been properly and substantially completed under said contract with the exception of the flooring on Ludlow avenue, which bridge was by the City selected in the place of the Whittier Street Bridge, as provided for in said contract, and the floor of said bridge will be completed in about thirty days, and the delay at said bridge was caused by said change of location by the City from Whittier street to the present location, necessitating new plans and reapproval by the Board of Estimate and Apportionment.

The foot bridges at Garfield, Taylor, Hancock and VanBuren streets were delayed by reason of certain changes in the plans of the City, but these bridges are now all erected and the flooring will be completed within ninety days.

Bridges have not yet been constructed at East One Hundred and Fifty-sixth street or at East One Hundred and Seventy-fourth street, although in the former case the steel structure is now being built, and in the latter case the steel structure is on the ground ready for erection; but neither of said streets as yet has been legally opened, nor has the petitioner received written notice from the City to proceed with said bridges in accordance with the sixteenth clause of the said contract.

All of the other bridges have been completed and notice thereof has been given to the City by its Engineer of Bridges in The Bronx, Mr. Josiah A. Briggs.

4. On June 30, 1906, The City of New York entered into a contract with the petitioner and with the Harlem River and Port Chester Railroad Company by which, pursuant to chapter 670 of the Laws of 1905, the City conveyed to the last-named company eleven parcels of land in the Bronx and Pelham parkway and in Pelham Bay Park for the sum of \$74,742.70 upon certain terms and conditions as to the work to be done imposed by the Bureau of Franchises in its report dated April 24, 1906.

5. Under said contract the petitioner and its lessor agreed to construct at its own expense certain bridges and the abutments therefor over Bronx and Pelham parkway, and at Barlow Station and Split Rock road (Pelham lane), and in Pelham Bay Park and at Baychester avenue, and also to sod the embankments in Pelham Bay Park and to pay the cost of erecting a barrier or screen of trees and shrubs in Pelham Bay Park and to construct a proper carriage roadway at Pelham Bay Park, and to allow a permanent easement across its property at Baychester avenue, at Barlow Station, at Pelham Bay and at Pelham Bay Park, all of said work to be completed on or before April 1, 1909. The City has not erected said screen, and the sodding will be placed this spring.

6. That all of said work has been fully and substantially performed with the exception of the floor in the Bronx and Pelham Parkway Bridge and completing the roadway approach and the sodding of the slopes at said point, the latter work being naturally postponed until spring, and the floor and approach being now nearly completed.

The west wing of the south abutment at Main avenue, Baychester, is not yet completed, and is delayed solely by a controversy between the City and property owners at said point, and the City has not been able thus far to convey to the petitioner title to the land necessarily to be occupied by said wing. At Barlow crossing the fill back of the south abutment has not yet been completed, and has been delayed solely by a controversy between the City and the Barlow and City Island Railroad Company, as to the location of franchise rights of the latter company in old Third street in the Town of Pelham.

7. None of the delays above mentioned have been caused in any degree by petitioner, and all of the work still remaining to be done can be completed, apart from legal delays, within three months. Petitioner intends to complete all of said work at the earliest possible date. On account of the fact, however, that legal controversies have already arisen and may in future delay the completion of said work beyond the time needed for actual construction, petitioner respectfully prays that this Honorable Board will extend the time for final completion under both of said contracts, nine months, to wit: January 1, 1910.

Dated New York, March 29, 1909.

#### THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD COMPANY.

By C. S. Mellen, President.

State of Connecticut, City and County of New Haven, ss.:

C. S. Mellen, being duly sworn, deposes and says that he is the President of the New York, New Haven and Hartford Railroad Company, the petitioner herein; that he has read the foregoing petition and knows the contents thereof; that the matters of fact therein stated are true so far as the deponent knows or has the means of knowing the same.

C. S. Mellen.

Sworn to before me this 29th day of March, 1909.

MAURICE K. DUGAN, Notary Public.

(Certificate of Clerk of Superior Court, State of Connecticut, City and County of New Haven, attached to original petition setting forth Maurice K. Dugan is a Notary Public in said county.)

Which was referred to the Chief Engineer.

#### New York Edison Company.

An application was received from the New York Edison Company for permission to construct, maintain and use a bridge over and across Thirty-ninth street, immediately east of First avenue, Borough of Manhattan, connecting the power stations of the company situated on the water-front and known as Waterside Nos. 1 and 2, for the purpose of securing quick access from one power station to the other in cases of emergency.

Which was referred to the Chief Engineer.

#### New York Post-Graduate Medical School and Hospital.

An application was received from the New York Post-Graduate Medical School and Hospital for permission to construct, maintain and use an eight-inch pipe under and across East Twentieth street, connecting the Medical School and Hospital, No. 305 East Twentieth street, with the Nurses' Home, No. 308 East Twentieth street, directly opposite, Borough of Manhattan, to contain pipes for heating purposes.

Which was referred to the Chief Engineer.

#### New York Central and Hudson River Railroad Company.

A communication was received from the Terminal Engineer, New York Central and Hudson River Railroad Company, stating that the construction of the canopy across Depew place, at Forty-third street, Borough of Manhattan, was completed on March 16, 1909.

This consent was granted by resolution adopted by this Board December 11, 1908, and approved by the Mayor December 14, 1908, and the notice is given in accordance with section 14 of the consent.

The communication was ordered filed.



*New York Central and Hudson River Railroad Company.*

A communication was received from the Vice-President, New York Central and Hudson River Railroad Company, stating the construction of the footbridge over the tracks of the company at Tenth avenue and Thirtieth street, Borough of Manhattan, has been completed.

The construction of this bridge was requested by resolution adopted by this Board on January 17, 1908.

The communication was ordered filed.

The following matter, not on the calendar for this day, was considered by unanimous consent:

*South Shore Traction Company.*

In the matter of the petition of the South Shore Traction Company for a franchise to construct, maintain and operate a street surface railway from the Manhattan end of the Queensboro Bridge over and across said bridge and its approaches, and thence, via Thomson avenue, Hoffman boulevard and various other streets, through the former Village of Jamaica to the line between the Counties of Queens and Nassau.

At the meeting of March 19, 1909, a communication was received from the Chief Engineer transmitting report from the Division of Franchises recommending that the form of contract for this proposed grant be amended so as to provide for local service over the Queensboro Bridge, and by requiring the company to deposit an additional sum of thirty thousand dollars (\$30,000) as security for the construction of the railway upon Thomson avenue and Hoffman boulevard, when the matter was referred to a Select Committee, consisting of the President of the Board of Aldermen, the Comptroller and the Presidents of the Boroughs of Manhattan and Queens.

The President of the Board of Aldermen, as Chairman of such Committee, presented the following:

CITY OF NEW YORK,  
BOARD OF ESTIMATE AND APPORTIONMENT,  
March 31, 1909.

*To the Board of Estimate and Apportionment:*

GENTLEMEN—The undersigned, your Committee appointed at the meeting of the Board held March 19, 1909, and to which was referred certain amendments to the proposed form of contract for a grant to the South Shore Traction Company of the right to operate a street surface railway from the Manhattan end of the Queensboro Bridge, over said bridge and upon Thomson avenue and Hoffman boulevard, through the former Village of Jamaica, to the line dividing the Counties of Queens and Nassau, beg to report as follows:

The amendments submitted would permit of the company receiving this franchise operating a local service upon the Queensboro Bridge at a fare not exceeding three (3) cents, or two tickets for five (5) cents, and also requires the company to deposit an additional sum of thirty thousand dollars (\$30,000) as security for the construction of the railway upon Thomson avenue and Hoffman boulevard within eighteen (18) months from the time of obtaining property owners' consents, or, in lieu thereof, a decision of the Supreme Court.

It appears to us that a local bridge service should be inaugurated as soon after the opening of the bridge to traffic as is possible, and the additional security is most desirable as a guarantee for the construction of the railway upon Thomson avenue and Hoffman boulevard, the main thoroughfare between the former Long Island City and the former Village of Jamaica.

We therefore recommend that these amendments, which have been approved by the Corporation Council, be incorporated in the proposed form of contract, and that the Board fix Friday, May 7, 1909, as the date for public hearing thereon.

P. F. MCGOWAN, President, Board of Aldermen;  
H. A. MITZ, Comptroller;  
JOHN F. AHUARN, President, Borough of Manhattan;  
LAWRENCE GRESSER, President, Borough of Queens.

The following was offered:

Resolved, That section 3, fourth, section 4, fifth, and section 4, sixteenth, of the form of contract for the grant of a franchise to the South Shore Traction Company, as contained in the report, dated January 30, 1909, from the office of the Chief Engineer, which was presented to this Board at its meeting of February 5, 1909, be and they are hereby amended, as follows:

(a) By permitting the South Shore Traction Company to inaugurate a local service upon the Queensboro Bridge at a fare not exceeding 3 cents, or two tickets for 5 cents.

(b) By requiring said company to deposit an additional sum of thirty thousand dollars (\$30,000) as security for the construction of the railway upon Thomson avenue and Hoffman boulevard within eighteen (18) months from the date of obtaining property owners' consents, or, in lieu thereof, a decision of the Supreme Court.

—and be it further

Resolved, That section 4, seventeenth, eighteenth and nineteenth, be renumbered eighteenth, nineteenth and twentieth, respectively.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

The following was offered:

Whereas, The South Shore Traction Company has, under date of December 28, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a double-track street surface railway from the Manhattan approach to the Queensboro Bridge, upon, along and over said bridge and its approaches, to the Borough of Queens, upon and along various streets and avenues to Central avenue, upon and along Central avenue, crossing the tracks of the Montauk Division of the Long Island Railroad, to the city line, Borough of Queens; and

Whereas, Section 92 of the Railroad Law, and sections 72, 73 and 74 of the Greater New York Charter, as amended by chapters 629 and 630 of the Laws of 1905, provide for the manner and procedure of making such grants; and

Whereas, In pursuance of such laws, this Board adopted a resolution January 8, 1909, fixing the date for public hearing thereon as February 5, 1909, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Tribune" and the "Brooklyn Daily Eagle," newspapers designated by the Mayor, and in the City Record for ten (10) days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for, and proposed to be granted to the South Shore Traction Company, and the adequacy of the compensation proposed to be paid therefor; now therefore it is

Resolved, That the following form of the resolution for the grant of the franchise or right applied for by the South Shore Traction Company, containing the form of

proposed contract for the grant of such franchise or right, be hereby introduced, and entered in the minutes of this Board, as follows, to wit:

Resolved, That the Board of Estimate and Apportionment hereby grants to the South Shore Traction Company the franchise or right fully set out and described in the following form of proposed contract for the grant thereof, embodying all of the terms and conditions, including the provisions as to rates, fares and charges upon and subject to the terms and conditions in said proposed form of contract contained, and that the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

*PROPOSED FORM OF CONTRACT.*

This contract made this day of , 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the South Shore Traction Company (hereinafter called the Company), party of the second part, witnesseth:

In consideration of the mutual covenants and agreements herein contained, the parties hereto do hereby covenant and agree as follows:

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the following rights and privileges:

First.—To construct, maintain and operate a street surface railway with the necessary wires and equipment for the purpose of conveying persons and property in the Boroughs of Queens and Manhattan of The City of New York, upon the following routes, to wit:

Beginning at the southeasterly line of the Queensboro Bridge Plaza, the same being the northwesterly side line of Jackson avenue; thence by double track southeasterly across Jackson avenue to a proposed new street, so named and laid out upon a map or plan, which map was adopted by the Board of Estimate and Apportionment on May 26, 1905, and approved by the Mayor June 13, 1905; thence by double track in and upon said proposed new street and across the proposed viaduct to be constructed as a part of such proposed new street to Thomson avenue; thence by double track in and upon Thomson avenue to Hoffman boulevard; thence by double track in and upon Hoffman boulevard to Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Brooklyn and Jamaica turnpike or Fulton street to Campion avenue; thence by double track in and upon Campion avenue to Archer place; thence by double track in and upon Archer place and in and upon private property to the intersection of Tindall street with Archer place; thence by single track in and upon Archer place and by private property crossing the Rockaway turnpike and Division street to Church street; thence by single track in and upon Church street to Twombly place; thence by double track in and upon Twombly place to Fleet street; thence by double track in and upon Fleet street to Prospect street; thence by double track in and upon Prospect street and crossing the tracks of the Long Island Railroad to Cumberland street; thence by double track in and upon Cumberland street to a point within six hundred feet of the Merrick plank road; thence by single track in a general southerly direction and approximately parallel with New York avenue in and upon private property to a point approximately in the line of the prolongation of Central avenue, if the same were extended; thence by single track in a general easterly direction in and upon private property to and across the Merrick plank road to Central avenue; thence by single track in a general easterly direction in and upon Central avenue as it winds and turns, and crossing the Montauk Division of the Long Island Railroad to a point where Central avenue intersects the boundary line between The City of New York and the County of Nassau.

Also the following described alternate routes which may be combined and used in conjunction with portions of the hereinabove described route for the purpose of making one complete route only, of not more than a double track street surface railway from the intersection of Hoffman boulevard with Pierson street to the intersection of Merrick plank road with Central avenue.

Beginning at the intersection of Rose avenue with Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Rose avenue to Archer place; thence by double track in and upon Archer place to its intersection with Campion avenue.

Beginning at the intersection of Rose avenue with Carl street; thence by double track in and upon Carl street and in and upon private property to the intersection of Archer place with Tindall street.

Beginning at a point in Division street approximately in a line with the prolongation of Archer place if the same were extended; thence by single track in and upon Division street to Twombly place; thence by double track in and upon Twombly place to and across Church street.

Beginning at a point on private property between Brooklyn and Jamaica turnpike or Fulton street and the tracks of the Long Island Railroad, approximately in a line with the prolongation of Guildford street if the same were extended, thence by double track southerly in and upon private property to and across the tracks of the Long Island Railroad to Guildford street; thence by double track still southerly in and upon Guildford street to Liberty avenue; thence by double track in and upon Liberty avenue to Henry street; thence by double track in and upon Henry street to South street; thence by double track in and upon South street to New York avenue; thence by double track in and upon New York avenue to a point approximately in line with the prolongation of Central avenue if the same were extended; thence by double track in and upon private property in a general easterly direction to the intersection of the Merrick Plank road with Central avenue.

Beginning at a point in the Brooklyn and Jamaica turnpike or Fulton street, opposite Alsop street; thence by double track in, upon and across Brooklyn and Jamaica turnpike or Fulton street to Rockaway turnpike; thence by double track in and upon Rockaway turnpike and across the tracks of the Long Island Railroad to a point at or near Johnson avenue; thence by double track in and upon private property in a general easterly direction across Division street to Beaver street; thence by double track in and upon Beaver street and across the tracks of the Long Island Railroad Company to Church street; thence by double track and upon Church street to South street.

Beginning at the intersection of Johnson avenue with Guildford street, thence by double track in and upon Johnson avenue to Rockaway turnpike.

Beginning at the intersection of Fleet street with Prospect street; thence by double track in and upon Fleet street to Washington street; thence by double track in and upon Washington street and across the tracks of the Long Island Railroad to South street.

Beginning at the intersection of Pierson street with Hoffman boulevard; thence by double track in and upon Pierson street to Kaplan avenue; thence by double track in and upon Kaplan avenue to Amherst street; thence by double track in and upon Amherst street to Alsop street; thence by double track in and upon Alsop street to the Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Brooklyn and Jamaica turnpike or Fulton street to Church street; thence by double track in and upon Church street and across the tracks of the Long Island Railroad to and across Beaver street.

Beginning at the intersection of Degrauw avenue with Kaplan avenue; thence by double track in and upon Degrauw avenue to Alsop street; thence by double track in and upon Alsop street to Amherst street.

And in cross such other streets and avenues, named and unnamed, as may be encountered in said routes.

All of the above described routes are within the Borough of Queens, City of New York, and are, together with turnouts, switches and crossovers, hereby authorized shown upon two maps, each entitled:

"Map showing proposed railway of the South Shore Traction Company, in the Borough of Queens, City of New York, to accompany petition dated December 28, 1908, to the Board of Estimate and Apportionment."

—and signed by James T. Wood, as President, and W. B. Spencer, Chief Engineer, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossovers, which are consistent with the foregoing description, and the other provisions of this contract may be permitted by resolution of the Board.



Second—To operate the cars of the Company upon two tracks when constructed upon the Queensboro Bridge and approaches thereto, such tracks to be assigned to the Company by the Commissioner of Bridges; beginning at the northwesterly side line of Jackson avenue at the bridge plaza, in the Borough of Queens, and there connecting with the tracks of the Company above described; thence in and upon said bridge plaza to the easterly approach to the Queensboro Bridge; thence upon and along said bridge approach and across intersecting streets and avenues to the Queensboro Bridge; thence upon and along the Queensboro Bridge to the westerly bridge approach; thence upon and along said westerly bridge approach to the westerly terminus thereof at Second avenue, in the Borough of Manhattan. The said route is more particularly shown upon the map hereinafter referred to, and is to be operated by the Company as a continuous route in connection with the route hereinafter described.

Sec. 2. The grant of the right or privilege to construct, maintain and operate the said railway from the Queensboro Bridge plaza, at Jackson avenue, Borough of Queens, to the intersection of Central avenue and the boundary line between the Borough of Queens and the County of Nassau, upon the route hereinafter described, is subject to the following conditions, which shall be complied with by the Company.

First—It is agreed that the Company, before commencing construction on any portion of the routes hereinafter described as lying between the intersection of Hoffman boulevard with Pierson street and the intersection of Merrick Plank road with Central avenue, shall notify the Board in writing which of the routes herein described between those points the Company selects and adopts as the route upon which it shall construct the railway. Upon such notification by the Company to the Board, all of the rights and privileges hereby granted upon the routes not so selected and designated shall be considered null and void and of no effect, and the Company shall be deemed thereupon to have waived all rights or franchises which are hereby granted upon the routes not so selected and designated by the Company. The Company further agrees that it shall select and designate its route as herein provided not later than eighteen (18) months from the date upon which this contract is signed by the Mayor.

Second—The Company shall not construct a double track street surface railway upon any portion of the routes herein described between Jackson avenue and the intersection of Merrick Plank road with Central avenue, unless the streets and avenues in which such routes are described shall have at the time when such railway shall be constructed, a roadway at least 30 feet in width, and the Company shall not construct a double track street surface railway in Guildford street as it now exists or may be extended, unless the roadway of that street shall exceed 30 feet in width.

Third—The consent in writing of the owners of half in value of the property bounded on said streets and avenues to the construction and operation of said railway shall be obtained by the Company within six (6) months from the signing of this contract by the Mayor, and a copy of such consent shall be filed with the Board within such time, but the Board may, for cause shown, grant an additional period not exceeding three (3) months within which to obtain and file such consents of property owners, or in the event that such consents cannot be obtained within such time or such extension of such time as shall be granted by the Board, the Company shall, within one (1) month thereafter, make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railway ought to be constructed; otherwise this grant shall cease and determine.

Fourth—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of twenty-five (25) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board, or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time not earlier than two (2) years and not later than one (1) year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be fixed at a less amount than the sum required to be paid during the last year prior to the termination of the original term of this contract.

If the Company and the Board shall not reach such agreement on or before the day one (1) year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six (6) months prior to the expiration of this original contract, and their report shall be filed with the Board within three (3) months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations, without the presence of either party. They shall have the right to examine any of the books of the Company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall, in any event, be less than the sum required to be paid for the last year of this original contract. If in any case the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Fifth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any cause, or upon the dissolution of the Company before such termination, the tracks and equipments of the Company constructed pursuant to this contract within the streets and avenues shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

If, however, at the termination of this contract as above, the Board shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of its tracks and other equipment constructed pursuant to this contract and the said streets and avenues shall be restored to their original condition at the sole cost and expense of the Company.

Sixth—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions over the routes hereinafter described.

The use of the railway, constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures used in connection therewith in streets, avenues and private property hereinafter described shall be permitted to the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues and private property for street railway purposes, upon payment by such individual or corporation to the Company the following:

(a) An initial payment to be mutually agreed upon by said corporation or individual and the Company, and in case of failure on the part of such individual or corporation and the Company to agree upon the amount of such initial payment, such amount shall be determined by three disinterested freeholders selected in the following manner: One disinterested freeholder shall be chosen by the Company, one disinterested freeholder shall be chosen by the individual or corporation; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall determine the amount of such payment. Such appraisers, in fixing such amount, shall consider compensation to the Company for: First, the sinking fund which may have been or should have been set aside for the retirement of the total

investment represented by such property of the Company as is used by said individual or corporation, from the date of the granting of this franchise to the date upon which said individual or corporation begins the use of such property of the Company; second, the moneys expended by the Company in its organization and promotion; third, the increased value of the territory as a district suitable for railway operation, which increase may have resulted from the operation of the Company; fourth, the loss of business to the Company which may result from direct competition on its own lines; fifth, any other purpose or purposes which the appraisers may deem as justly due to said Company by such individual or corporation for the use of such property. The compensation and expenses of the said appraisers shall be borne by such individual or corporation.

(b) An annual payment which shall equal the legal interest on such proportion of the actual cost of the construction of such railway and structures, and additions and betterments thereto, as the number of cars operated by such individuals or corporations shall bear to the number of cars operated by the companies then using the same; and also such proportion of the cost of keeping the tracks and electrical equipment in repair, and the cost of additions and betterments thereto, such proportion of laying and repairing of pavement and removal of snow and ice and all other duties imposed upon the Company by the terms of this contract in connection with the maintenance or the operation of said railway so used, as the number of cars operated by such individual or corporation shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation. Provided, however, that if, in the opinion of the Company, the legal rate of interest upon the cost of such railway shall be an insufficient sum to be paid for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage upon the cost to be paid to the Company, at a sum in excess of the legal rate of interest, if, in its opinion, such action is justified.

The Company shall not at any time oppose, but shall, upon the request of the Board, consent to the construction or operation, upon the routes hereinafter described, of any street surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Seventh—Said railway may be operated by overhead electric power substantially similar to the overhead electric system now in use by street surface railways in the Borough of Queens, or by any other motive power, except locomotive steam power or horse power, which may be approved by the Board, and consented to by the abutting property owners, in accordance with the provisions of law, and by the Public Service Commission for the First District of the State of New York.

Provided, however, that the Board, at any time after the first ten (10) years of this contract, upon giving to the Company one (1) year's notice, may require the Company to operate its railway upon the whole or any portion of its route lying in and northwesterly from the Brooklyn and Jamaica turnpike, or Fulton street; and at any time after the first fifteen (15) years of this contract, upon giving to the Company one year's notice, may require the Company to operate its railway upon the whole or any portion of its route lying southeasterly from the Brooklyn and Jamaica turnpike, or Fulton street, by underground electric power, substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, and thereupon to discontinue the use of the overhead trolley system and remove its poles, wires and other structures used by it for that purpose, from the streets and avenues of the City.

Eighth—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Ninth—The Company shall commence construction of the railway herein authorized within six (6) months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within two (2) years from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six (6) months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

Tenth—Said railway shall not cross any railway or railroad other than street surface railways encountered in the route at the grade thereof, but shall be constructed either above or below the grade of such railway or railroads. If any railway or railroad other than street surface railways is operated at the same grade of the streets or avenues in which the Company is hereby authorized to construct a railway at the time the Company constructs such railway, then the Company may construct at its own expense and use a temporary crossing and approaches thereto either upon private property or within the lines of such streets or avenues to be determined by resolution of the Board, and continue to use such temporary crossing until such time as either the grade of such street or avenue or such railway or railroad shall have been changed so that such railway or railroad shall not cross such street or avenue at the grade thereof. When such grade shall have been changed and a permanent crossing shall have been constructed to carry such street or avenue either above or below the grade of such railway or railroad, then the Company shall upon the order of the Board, abandon the above described temporary crossing, and construct its tracks upon such permanent structure as shall be directed by the Board. Any property acquired in fee by the Company for the purpose of the temporary crossing hereinafter provided for shall be ceded to the City without compensation therefor by the Company, when the same is required by the City for the purpose of widening such street or avenue, upon the removal of the tracks of the Company from such temporary crossing and approaches thereto, to the permanent crossing structure.

Eleventh—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or operation of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twelfth—Should the grades or lines of the streets and avenues in which the railway is hereby authorized be changed at any time during the term of this contract, or should any such street or avenue be made a boulevard, in which it may be desirable to have the position of the tracks changed, the Company shall, at its own expense, change its tracks to conform with such new grades, lines and positions as shall be directed by the Board or by the official having jurisdiction of such streets, avenues or boulevards, and during the construction of any public improvement upon said street, avenue or boulevard, the Company shall take care of and protect the track at its own expense; all to be done subject to the direction of the City official having jurisdiction.

Should, in the opinion of the President of the Borough of Queens, the present roadway of any of the said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway under the direction of the President of the Borough of Queens to a width sufficient to accommodate such traffic; provided, that no roadway shall be widened beyond the total width of the street, avenue or highway.

Thirteenth—As long as said railway, or any portion thereof, remains in any street or avenue, the Company shall pave and keep in permanent repair that portion



of the surface of the street or avenue in which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street or avenue, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

Fourteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be watered at least three (3) times every twenty-four (24) hours when the temperature is above 35 degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed sixty (60) feet between curb lines, in which case the Company shall cause to be watered only sixty (60) feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

Provided, however, that the Company may, with the approval of the City officials having jurisdiction over such matters, oil that portion of the surface of the streets and avenues, between the tracks, the rails of the tracks and two (2) feet beyond the rails on either side thereof, at least twice each summer season, in such a manner as may be necessary to prevent the rising of dust, and if the Company shall so oil such portions of the streets and avenues then the Company shall not be required to water such streets and avenues as herein provided.

Fifteenth—The Company shall at all times keep the streets and avenues upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Sixteenth—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets and avenues, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appliances in the manner directed by the City officials having jurisdiction over such public work.

Seventeenth—The Company hereby agrees that if the City is, or shall become, entitled to acquire, and shall at any time during the term of this contract acquire or otherwise come into the possession of any of the property on which railway tracks shall be constructed on that portion of the route described herein as private property, no compensation shall be awarded for the right to have railway tracks thereon, and in the event that the City shall have acquired such property, then the rights hereby granted in the streets and avenues shall be extended to cover such property and all the terms and conditions of this contract shall be applicable thereto.

Eighteenth—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets and avenues in which the Company is authorized to operate.

Sec. 3. The grant of the right or privilege to operate cars upon two (2) tracks of the Queensboro Bridge and the approaches thereto, upon the route heretofore described, and to use other equipment owned by the City upon said bridge, is subject to the following conditions, which shall be complied with by the Company:

First—The said right and privilege shall be held and enjoyed by the Company for a term of ten (10) years from the date upon which this contract is signed by the Mayor, and may continue for a further term not exceeding in any case fifteen (15) years, which further term may be terminated at the option of the Board at any time during said fifteen (15) years, upon six (6) months' notice by the Board to the Company.

Second—The Company shall use only such tracks as shall be assigned to the Company by the Commissioner of Bridges, and nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, or to affect the right of the Commissioner of Bridges to assign the same or other tracks to such individual or other corporation.

Such tracks and all electrical equipment necessary for the operation of cars thereon shall be installed at the expense of the City, and shall remain the property of the City, but the Company shall keep and maintain such tracks and electrical equipment in good order and repair, and in such manner as shall be approved and directed by the Commissioner of Bridges, and shall furnish all motive power required by the Commissioner of Bridges for the operation of its cars. If deemed necessary by the Commissioner of Bridges, the Company shall install and operate a system of signals to insure the safe and efficient operation of cars; such system to be approved by the Commissioner of Bridges. In the event of any necessity for changing the layout of tracks, curves, switches, sidings or platforms on the bridge in order to facilitate operation of cars by the Company, said Company must do all the work and furnish all the labor and tools necessary for effecting such changes, which shall all be made under the control and direction of the Commissioner of Bridges, and no such changes or construction connected therewith, or relating thereto, shall be made under the plan or plans for the same have been first submitted to the Commissioner of Bridges and approved by him.

If, however, the tracks and appliances herein mentioned are used by any other individual or corporation, then the Company shall bear only such proportion of the cost imposed by the terms and conditions of this paragraph as the use of such track and appliances by the Company bears to the entire use of such track and appliances.

Third—Before beginning the operation of the cars, the Company shall file with the Commissioner of Bridges a statement for his approval and assent as to the type of car which it proposes to operate and a sketch showing clearance dimensions, weight on axles and wheel spacing or such other information as may be required by said Commissioner. All cars operated over the bridge by the Company and all equipment and appliances relating to such operation shall be subject at all times to the inspection of the Commissioner of Bridges or his authorized representatives, who shall have power to forbid the entrance to the bridge of cars which may for any reason be unsatisfactory, and who shall have power to direct the removal of any old or inadequate appliance and the substitution thereof of appliances of approved character.

Said Commissioner may adopt rules and regulations in regard to the number of cars to be operated over the bridge, the rate of speed of said cars, the movement and handling thereof, the type and weight of cars to be used and the condition thereof, the switching of cars and the use of platforms and the control of the electrical current used by the Company, and the said Commissioner may alter and amend any such rules and regulations so as to secure the safety and comfort of persons using the bridge and preserve the purposes for which the bridge was constructed, and, upon serving notice upon the Company that such rules and regulations have been made, amended or altered, the Company shall comply with all the requirements thereof.

Fourth—The Company shall furnish and supply a sufficient number of cars (herein called local bridge cars) and commence the operation of same as soon as practicable after this contract is signed by the Mayor, and continue to operate the same during the term of this contract back and forth upon the bridge between the bridge plaza in the Borough of Queens and the bridge approach in the Borough of Manhattan, with such frequency as to provide reasonable accommodations for the traveling public, provided, however, that if the through cars operated by the Company, or the operation of cars across the bridge by any other company, shall in the opinion of the Commissioner of Bridges be sufficient to supply reasonable accommodations for the traveling public, the operation of such local bridge cars shall be discontinued for such period as designated by the Commissioner of Bridges.

Fifth—Nothing in this contract shall be deemed to affect in any way the right of the Commissioner of Bridges to make any alterations or changes in the construction, operation or management of the bridge or to affect in any way the control of such Commissioner over such bridge, as provided by the Charter of the City.

Sec. 4. The grant of the said rights and privileges to construct, maintain and operate a street surface railway from the Queensboro Bridge plaza, at Jackson avenue, in the Borough of Queens, to the intersection of Central avenue and the boundary line between the Borough of Queens and the County of Nassau, upon the route herein-

before described, and to operate cars upon the Queensboro Bridge and the approaches thereto, are both subject to the following conditions, which shall be complied with by the Company:

First—The Company shall pay to the City for this privilege the following sums of money:

(a) The sum of twenty thousand dollars (\$20,000) in cash, within three (3) months after the date on which this contract is signed by the Mayor.

(b) During the first term of five (5) years an annual sum which shall in no case be less than thirty-five hundred dollars (\$3,500) and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of thirty-five hundred dollars (\$3,500).

During the second term of five (5) years an annual sum which shall in no case be less than seven thousand dollars (\$7,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of seven thousand dollars (\$7,000).

During the third term of five (5) years an annual sum which shall in no case be less than twelve thousand dollars (\$12,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of twelve thousand dollars (\$12,000).

During the fourth term of five (5) years an annual sum which shall in no case be less than fourteen thousand seven hundred dollars (\$14,700), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of fourteen thousand seven hundred dollars (\$14,700).

During the remaining term of five (5) years an annual sum, which shall in no case be less than sixteen thousand two hundred dollars (\$16,200), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of sixteen thousand two hundred dollars (\$16,200).

(c) For the use of the tracks owned by the City upon the Queensboro Bridge and the approaches thereto, the sum of 5 cents for each round trip, or the sum of 2½ cents for each single trip of each and every car operated upon the bridge.

The number of such cars shall be certified by the Commissioner of Bridges to the Comptroller once each month in such form as shall be designated by the Comptroller.

(d) The Company shall pay to the City four (4) per cent. per annum upon the cost of any terminal loops or other terminal facilities which are the property of the City and used by the Company; provided, however, that if such terminal facilities are used by any other company or companies, then the Company shall only pay such portion of four (4) per cent. per annum upon the cost thereof as shall be proportionate to the use of such facilities by the Company.

The Commissioner of Bridges shall determine such amounts due the City and certify the same to the Comptroller.

(e) For the use of the viaduct to be constructed to carry the proposed new street across the railroad yard of the Pennsylvania Tunnel and Terminal Railroad Company, during the first term of five (5) years of this contract, the annual sum of two thousand dollars (\$2,000); during the second term of five (5) years, an annual sum of two thousand two hundred and fifty dollars (\$2,250); during the third term of five (5) years, an annual sum of two thousand five hundred dollars (\$2,500); during the fourth term of five (5) years, an annual sum of two thousand seven hundred and fifty dollars (\$2,750), and during the remaining term of five (5) years, an annual sum of three thousand dollars (\$3,000). Such payments shall begin on the day when the construction of the tracks on said viaduct shall begin.

The gross annual receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

All annual charges as above shall be paid into the Treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding. Provided that the first annual payment shall be only for that proportion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following, shall bear in the whole of one year.

Whenever the percentage required to be paid shall exceed the minimum amount as above, then such sum over and above such minimum shall be paid on or before November 1 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City pursuant to the Railroad Law as amended.

Any and all payments to be made by the terms of this contract to the City by the Company shall not be considered in any manner in the nature of a tax, but such payments shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

Second—The annual charges or payments shall continue throughout the whole term of this contract, whether original or renewal, notwithstanding any clause in any statute or in the charter of any other railway or railroad company providing for payment for railway or railroad rights or franchises at a different rate, and no assignment, lease or sublease of the rights or privileges hereby granted, whether original or renewal, or of any part thereof, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sublease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract; and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

Third—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall the title thereto, or right, interest or property therein, pass to or vest in any other person or corporation whatsoever, either by the act of the Company, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations or otherwise, without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in anywise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

Fourth—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appliances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time the rights hereby granted shall cease and determine.

Fifth—The rate of fare for any passenger upon said railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or of any connecting line or branch thereof, within the limits of the City.

The rate of fare upon the local bridge cars, or the through cars of the Company, entitling a passenger to ride once across the bridge shall not exceed three cents, and the Company shall at all times have tickets on sale, one of which shall entitle a passenger to ride across said bridge, and the Company shall sell such tickets at the rate of not exceeding three cents for one and five cents for two.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

Sixth—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

The rate for the carrying of such property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, and may be fixed by the Board after notice to the Company, and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, and no greater sums shall be charged for such service than provided for by it.



Seventh—All cars operated on said railway shall be well lighted by electricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

Eighth—Cars on the said railway shall run at intervals of not more than thirty (30) minutes both day and night, and as much oftener as reasonable convenience of the public may require, as may be determined by the Board. Provided, however, that the Company, during the first five (5) years of this contract, shall not be required to operate its cars between the hours of one (1) o'clock a. m. and five (5) o'clock a. m. each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

Ninth—The Company shall attach to each car run over the said railway proper fenders and wheelguards, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

Tenth—All cars which are operated on said railway shall be heated during the cold weather, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

Eleventh—The Company shall submit to the Board a report not later than November 1 of each year for the year ending September 30 next preceding, and at any other time, upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.
  2. The amount paid in as by last report.
  3. The total amount of capital stock paid in.
  4. The funded debt as by last report.
  5. The total amount of funded debt.
  6. The floating debt as by last report.
  7. The total amount of floating debt.
  8. The total amount of funded and floating debt.
  9. The average rate per annum of interest on funded debt.
  10. Statement of dividends paid during the year.
  11. The total amount expended for same.
  12. The names of the directors elected at the last meeting of the corporation held for such purpose.
  13. Location, value and amount paid for real estate owned by the Company as by last report.
  14. Location, value and amount paid for real estate now owned by the Company.
  15. Number of passengers carried during the year.
  16. Total receipts of Company for each class of business.
  17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
  18. Total expenses for operation, including salaries,
- and such other information in regard to the business of the Company as may be required by the Board.

Twelfth—The Company shall at all times keep accurate books of account of the gross earnings from all sources within the limits of the City, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation within the limits of the City and the miles of railway constructed and operated under this contract, and such other information as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

Thirteenth—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel on notice of ten (10) days to the Company, or at option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day, not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

Fourteenth—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company, specifying any default on the part of the Company, and requiring the Company to remedy such default within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250) as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid shall have the right to make all needed repairs at the expense of the Company, in which case the Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided for.

Fifteenth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company.

Sixteenth—This grant is upon the express condition that the Company, within three (3) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of twenty thousand dollars (\$20,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten (10) days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

The procedure for the imposition and collection of the penalties in this contract shall be as follows:

The Board, on complaint made, shall give notice to the Company, directing its President, or other officer, to appear before the Board on a certain day not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to the Board to be just, and without legal procedure direct the Comptroller to withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice, in writing, pay to the City a sum sufficient to restore said security fund to the original amount of twenty thousand dollars (\$20,000), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Seventeenth—The Company within three (3) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, exclusive of the rights conferred upon the Queensboro Bridge and approaches thereto, shall deposit with the Comptroller of the City a further sum of thirty thousand dollars (\$30,000) either in money or securities, to be approved by him, which said further sum shall be returned to the Company upon condition that the Company shall have completed the construction of a double track street surface railway from Jackson avenue at the Queensboro plaza and the intersection of Hoffman boulevard with Pierson street, and put the same in operation within eighteen (18) months from the date upon which the consents of the property owners are obtained, necessary for the lawful construction of such railway, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents.

For the purpose of facilitating the work of the Company in constructing and putting in operation said section of its railway, it is hereby consented that the Company may construct its temporary overhead crossings on Thomson avenue within the lines of said avenue.

If such railway shall be constructed and put in operation at any time within such period, a certificate stating that such railway has been constructed and put in operation shall be prepared by the President of the Company, and delivered to the Board, and the Board shall immediately thereafter verify the correctness of such statement and either accept such statement as correct, or, if it deems it to be incorrect, return said certificate to the Company, specifying, in writing, the respects in which it deems such statement to be incorrect. If such statement is found by the Board to be correct, or is thereafter proven to be correct, the Board shall thereupon adopt a resolution directing the Comptroller to return to the Company the said sum of thirty thousand dollars (\$30,000). Unless such a certificate is delivered to the Board by the Company, and the statement therein contained accepted by said Board as correct, or proven by the Company to be correct, then such sum of thirty thousand dollars (\$30,000) shall be forfeited to and become the property of the City. If at any time prior to the time specified in this clause for the completion and operation of that portion of the line described in this clause, the right to construct a street surface railway upon all or any portions of such line is granted to any other railroad corporation, then and in that case the Board shall thereupon, by resolution, authorize and direct that the Comptroller of the City of New York return the said sum of thirty thousand dollars (\$30,000) to the said South Shore Traction Company.

Eighteenth—The words "notice" or "direction," wherever used in this contract, shall be deemed to mean a written notice or direction. Every such notice or direction to be served upon the Company shall be delivered at such office in the City as shall have been designated by the Company, or if no such office shall have been designated, or if such designation shall have for any reason become inoperative, shall be mailed in the City, postage prepaid, addressed to the Company at the City. Delivery or mailing of such notice or direction as and when above provided shall be equivalent to direct personal notice or direction, and shall be deemed to have been given at the time of delivery or mailing.

Nineteenth—The words "streets or avenues" and "streets and avenues" wherever used in this contract shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Twentieth—If at any time the powers of the Board or any other of the authorities herein mentioned or intended to be mentioned, shall be transferred by law to any other board, authority, officer or officers, then and in such case such other board, authority, officer or officers, shall have all the powers, rights and duties herein reserved to or prescribed for the Board or other authorities, officer or officers.

Sec. 5. This grant is also upon the further and express condition that the provisions of the Railroad Law, pertinent hereto, shall be strictly complied with by the Company.

Sec. 6. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

In witness whereof, the party of the first part, by its Mayor, thereunto duly authorized by the Board of Estimate and Apportionment of said City, has caused the corporate name of said City to be hereunto signed and the corporate seal of said City to be hereunto affixed; and the party of the second part, by its officers, thereunto duly authorized, has caused its corporate name to be hereunto signed and its corporate seal to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK

By ..... Mayor.

[CORPORATE SEAL]

Attest:

..... City Clerk.

SOUTH SHORE TRACTION COMPANY.

By ..... President.

[SEAL]

Attest:

..... Secretary.

(Here add acknowledgments.)

Resolved, That the results of the inquiry made by this Board as to the money value of the franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, including the provision as to rates, fares and charges are as hereinbefore specified and fully set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the South Shore Traction Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of the Board, shall be published for at least twenty (20) days immediately prior to Friday, May 7, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, May 7, 1909, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the South Shore Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the South Shore Traction Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, May 7, 1909, at 10.30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

#### FINANCIAL MATTERS.

The following transfers of appropriations were made upon the recommendation of the Comptroller:

A—\$1,272 from the appropriation made to the Bellevue and Allied Hospitals, for the year 1909, entitled (325), General Supplies, to the appropriation made for the year 1909, entitled (1199), Rents.



BELLEVUE AND ALLIED HOSPITALS, OFFICE OF THE BOARD OF TRUSTEES,  
BELLEVUE HOSPITAL, FOOT OF EAST TWENTY-SIXTH STREET,  
NEW YORK, March 3, 1909.

Hon. JOSEPH HARRIS, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York:

SIR—The Trustees of Bellevue and Allied Hospitals have the honor to request the Board of Estimate and Apportionment to transfer from the appropriation of this Department for 1909, the sum of \$1,272 to the appropriation for the same year entitled "Rents." This request is occasioned by the fact that the Trustees have been obliged to ask the Commissioners of the Sinking Fund to lease a property at No. 115 West One Hundred and Thirty-sixth street for the accommodation of a number of the nurses, who now occupy rooms in the Harlem Hospital, which are urgently needed for the treatment of patients; and also by the fact that certain premises have been occupied by internes for a temporary period, for the payment of the rent of which no provision has been made. These internes belong to Bellevue Hospital, but cannot be housed there until additional rooms, now in course of construction, are completed. In addition, a room at No. 102 West One Hundred and Thirty-eighth street is now being rented with the approval of the Commissioners of the Sinking Fund, at \$4 a week for a nurse, at Harlem Hospital. This will not be required after the house at No. 115 West One Hundred and Thirty-sixth street is leased.

The amounts comprising the \$1,272 are as follows:

No. 115 West One Hundred and Thirty-sixth street, 8 months, 1909.....	\$800 00
No. 230 East Twenty-seventh street, 5 months, 1909.....	346 00
No. 102 West One Hundred and Thirty-eighth street, 5 months, 1909.....	86 00
Miscellaneous rooms.....	40 00
	<hr/> \$1,272 00

Respectfully,

JOHN W. BRANNAN, President, Board of Trustees.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 23, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented to the Board of Estimate and Apportionment from the Board of Trustees of Bellevue and Allied Hospitals on March 5, 1909, requesting the transfer of \$1,272 from the appropriation made to the Department of Bellevue and Allied Hospitals for the year 1909 to the appropriations made for the same year entitled "Rents," which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

In the Budget for 1909 the sum of \$982,342.31 was appropriated for the payment of rents, which function is in the hands of the Commissioners of the Sinking Fund. It appears that the exigencies of the Department of Bellevue and Allied Hospitals require the leasing of property at No. 115 West One Hundred and Thirty-sixth street, adjoining a building now occupied by the Department, for the use of nurses who now occupy rooms in the Harlem Hospital urgently needed for the treatment of patients.

The President of the Board of Trustees stated that application had been made to the Commissioners of the Sinking Fund for permission to lease the building from May 1, 1909. The building, No. 115 West One Hundred and Thirty-sixth street, is similar to No. 113. The rent of the latter is \$1,200 a year, the rate proposed to be paid for the former. Nos. 230 East Twenty-seventh street and 102 West One Hundred and Thirty-eighth street contain rooms in which internes and nurses are housed.

The amounts included in the \$1,272 are as follows:

No. 115 West One Hundred and Thirty-sixth street, 8 months, 1909.....	\$800 00
No. 230 East Twenty-seventh street, 5 months, 1909.....	346 00
No. 102 West One Hundred and Thirty-eighth street, 5 months, 1909.....	86 00
Miscellaneous rooms.....	40 00
	<hr/> \$1,272 00

I recommend that the request of the Board of Trustees be granted, and that in order to provide the Commissioners of the Sinking Fund with means to pay said rents, the sum of \$1,272 be transferred from the appropriation to the Department of Bellevue and Allied Hospitals for general supplies (No. 325), to the appropriation for "Rents" (No. 1199).

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of Twelve Hundred and Seventy-two Dollars (\$1,272) be and the same is hereby transferred from the appropriation made to the Bellevue and Allied Hospitals for the year 1909, entitled "No. 325, General Supplies," the same being in excess of the amount required for the purposes thereof, to the appropriation made for the year 1909, entitled "No. 1199, Rents," the amount of said appropriation being insufficient.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens, and the Acting President of the Borough of The Bronx—15.

B—\$274.66, as requested by the Tenement House Department, from the account Salaries to the account Supplies and Contingencies, within the appropriation for the year 1908.

TENEMENT HOUSE DEPARTMENT,  
BOROUGH OF MANHATTAN, No. 44 EAST TWENTY-THIRD STREET,  
NEW YORK, March 17, 1909.

Board of Estimate and Apportionment, No. 277 Broadway:

GENTLEMEN—I would respectfully request that the sum of two hundred and seventy-four dollars and sixty-six cents (\$274.66) be transferred from the appropriation entitled, Tenement House Department, Salaries, 1908, the same being in excess of the amount required for the purpose thereof, to the appropriation entitled, Tenement House Department, Supplies and Contingencies, 1908, the amount of said appropriation being insufficient.

Respectfully,

EDMOND J. BUTLER, Commissioner.

The following resolution was offered:

Resolved, That the sum of two hundred and seventy-four dollars and sixty-six cents (\$274.66) be and the same is hereby transferred from the appropriation made to the Tenement House Department for the year 1908, entitled Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the year 1908, entitled Supplies and Contingencies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

The Secretary presented the following communication from the Comptroller, requesting an issue of \$48,000 Special Revenue Bonds, pursuant to chapter 536, Laws of 1893, for continuing the system of readily ascertaining and determining the exact amount of unpaid taxes, assessments and water rents on each piece and parcel of property throughout the Greater City of New York:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 23, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Permit me to submit herewith report to me of the Collector of Assessments and Arrears regarding the work on the City's arrearage plant and the use to which the same is being put.

The work being done in the Bureau of Arrears in aid of the orderly and effective conduct of the Bureau and the collection of unpaid taxes and assessments, which has largely been made possible through the compilation of these arrears into the City's arrearage plant, would seem to warrant a compliance with the request of the Collector of Assessments and Arrears, which has my approval.

The provisions of chapter 536 of the Laws of 1893 fully cover this undertaking. I would, therefore, request that your Honorable Body approve of the resolution submitted herewith, authorizing the issue of Special Revenue Bonds for such purpose in the sum of forty-eight thousand dollars (\$48,000).

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS,  
COLLECTOR'S OFFICE, No. 280 BROADWAY,  
March 23, 1909.

Hon. HERMAN A. METZ, Comptroller of The City of New York:

DEAR SIR—I beg leave to submit herewith my report on the City's arrearage plant and the uses which I have been able to make of the same to date.

In the Borough of Manhattan the work has been completed and has proved of great service. Without it, it would have been impossible to have prepared the Manhattan tax sale catalogue with anything near the degree of accuracy which I believe it has attained, and by reason of the work done in connection with the plant I believe the City is fully protected in its offer for sale of the \$30,000,000 of arrearages in the Borough of Manhattan, set forth in this catalogue. The present force in Manhattan will be able to keep the plant abreast of the business of the Bureau in that Borough.

In The Bronx the work on the plant has been substantially completed except as to the annexed territory which has yet to be checked back, and the plant brought down to date from July 1, 1908. To complete this work in the Twenty-third and Twenty-fourth Wards it will require the services of four men and in the annexed territory of about six men for the balance of this year. When this work has been completed in the Twenty-third and Twenty-fourth Wards and the annexed territory, the City can, with safety, proceed to sell under the new law for all arrearages in the Borough of The Bronx.

In Brooklyn work on the plant has been completed and put in use for seventeen sections, and an idea of its utility may be gained from the fact that four men are capable of furnishing the public, without delay, bills on these seventeen sections, while for a greater part of the time it takes from fourteen to twenty men to meet the public's demand for bills on the remaining five sections which have not been located and placed on the plant. By reason of the work on the plant in Brooklyn I have been enabled to make a complete analysis of the arrearages prior to January 1, 1898, have had them catalogued and will be ready to advertise them during the first week in April for a sale to commence on May 12, 1909. I am advised by the most experienced men in the Brooklyn office that it will be absolutely necessary to complete the plant in Brooklyn in order to sell with safety the arrearages since consolidation under the new Arrearage Sales Law. The necessities of the City would seem to require that this work be completed in Brooklyn immediately, which I am advised will require the services of fourteen men for the balance of this year.

In the Borough of Queens the plant has been completed as to the First Ward, formerly Long Island City, that is to say, all of the books have been analyzed and all items taken off and reconciled with the land map of the present day. As a result of this work, I have been enabled to prepare catalogues of all arrearages of taxes and assessments in the First Ward of the Borough of Queens prior to consolidation and sales thereof advertised for April 12, 1909. Since the date of the advertisement for this sale 40 per cent. in amount of these old arrearages included in the catalogues have been paid.

All arrearages in the remaining four wards of the Borough of Queens have been taken off and the work of locating them with the land map of the present day is proceeding. I am advised that the services of six men for one year could bring this work up to date. I expect by April 1, 1909, as a further result of the work thus far in the Borough of Queens to have a catalogue in the hands of the printer for the sale of arrearages in the former Town of Newtown, now the Second Ward of the Borough of Queens, to be followed later with the Third and Fourth Wards, which have to be sold under the laws applicable to towns and villages. I hope by means of these sales and the work on the plant, if I am allowed the men for that purpose for the balance of the year, to be in a position before the close of the year to prepare a catalogue of all arrearages of the Borough of Queens since consolidation.

In the Borough of Richmond work on the arrearage plant has been completed as to about 75 per cent. of the Borough and taken off as to the balance which has to be located with the present day locations for the purposes of taxation. The services of four or five men in the Borough of Richmond for this purpose for the balance of the year would seem to be sufficient.

I respectfully submit that the interests of the City would be served by an appropriation for the completion of this work, under the provisions of chapter 536 of the Laws of 1893, to provide for the employment of not exceeding forty men, at the rate of 50 cents per hour, as heretofore, say forty-eight thousand dollars (\$48,000), and I accordingly recommend that Revenue Bonds for compilation of arrears of taxes and assessments be requested for such purpose.

Yours truly,

DANIEL MOYNAHAN, Collector of Assessments and Arrears.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and accepts the recommendation of the Comptroller in relation to an additional appropriation of forty-eight thousand dollars (\$48,000) for continuing the work of establishing in the Bureau for the Collection of Assessments and Arrears, Department of Finance, a system whereby the exact amount of unpaid taxes, assessments and water rents on each piece or parcel of real estate throughout The City of New York may be readily ascertained and determined; and for the purpose of providing means therefor the Comptroller be and is hereby authorized pursuant to the provisions of chapter 536 of the Laws of 1893, to issue Special Revenue Bonds of The City of New York to the amount of forty-eight thousand dollars (\$48,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.



The Secretary presented a communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting the establishment of the following grades of positions:

	Incom- bents.	Per Annum.
Trained Nurse .....	1	\$1,200 00
Stenographers .....	3	900 00
Cook .....	1	900 00
Butcher .....	1	720 00

Which was referred to the Comptroller.

The Secretary presented a communication from the Department of Health referring to its request for the establishment of the grade of position of Hospital Superintendent, with salary at the rate of \$3,000 per annum, and submitting request for the establishment of the grade of position of Superintendent of Hospitals, with salary at the rate of \$3,000 per annum, to be substituted therefor.

Which was referred to the Select Committee consisting of the Comptroller and the President, Board of Aldermen.

The Secretary presented the following communication from the President of the Borough of Manhattan requesting authority, pursuant to resolution adopted December 18, 1908, to advertise for bids and award contracts for repaving the streets enumerated in said communication, at an estimated cost of \$493,361.75:

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
March 29, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Pursuant to the resolution adopted by your Board December 18, 1908, permission is hereby requested for authority to advertise for bids and award contracts for the work of repaving the following streets, at an estimated cost of \$493,361.75:

*Wood Block Pavement.*

Church street, from Liberty to Vesey street; Houston street, from Macdougall to Bedford street; Hudson street, from Chambers to Beach street (except between Jay and Worth streets).

*Asphalt Block Pavement.*

Fort George avenue, from Amsterdam avenue to St. Nicholas avenue; One Hundred and Second street, from Third to Lexington avenue; One Hundred and Third street, from Lexington to Park avenue; One Hundred and Thirty-third street, from Amsterdam avenue to Broadway.

*Sheet Asphalt Pavement.*

Eldridge street, from Division to Houston street; Houston street, from Bowery to Crosby street; Rivington street, from Cannon street to Bowery; Morningside Avenue East, from One Hundred and Fourteenth to Manhattan street; West Tenth street, from Greenwich avenue to Hudson street; Sixteenth street, from Avenue C to 64 feet east of Avenue A; Seventeenth street, from Ninth avenue to Tenth avenue; Eighteenth street, from Ninth avenue to Tenth avenue; Twenty-sixth street, from 360 feet east of east house line of First avenue to Madison avenue; Twenty-ninth street, from west side of Fifth avenue to east side of Broadway; Thirtieth street, from Madison avenue to Broadway; Fifty-eighth street, from Fifth to Sixth avenue.

*Granite Block Pavement.*

West Third street, from Mercer street to West Broadway; Little West Twelfth street, from Ninth avenue to Washington street; Sixteenth street, from Ninth avenue to marginal street; Seventeenth street, from Tenth avenue to marginal street; Eighteenth street, from Tenth avenue to marginal street; Twentieth street, from Tenth avenue to marginal street; Forty-ninth street, from First avenue to East River; Horatio street, from Washington to West street; Houston street, from Broadway to Macdougall street; West street, from Gansevoort street to Bloomfield street; Twenty-fifth street, from First avenue to East River; Fulton street, from West street to South street.

Very truly yours,

JOHN F. AHEARN, President.

The following was offered:

Whereas, The Board of Estimate and Apportionment, at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations, to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the President of the Borough of Manhattan for authority to advertise for bids and award contracts for repaving streets in the Borough of Manhattan, at an estimated cost of \$493,361.75, be and the same is hereby approved, viz.:

*Wood Block Pavement.*

Church street, from Liberty to Vesey street; Houston street, from Macdougall to Bedford street; Hudson street, from Chambers to Beach street (except between Jay and Worth streets).

*Asphalt Block Pavement.*

Fort George avenue, from Amsterdam avenue to St. Nicholas avenue; One Hundred and Second street, from Third to Lexington avenue; One Hundred and Third street, from Lexington to Park avenue; One Hundred and Thirty-third street, from Amsterdam avenue to Broadway.

*Sheet Asphalt Pavement.*

Eldridge street, from Division to Houston street; Houston street, from Bowery to Crosby street; Rivington street, from Cannon street to Bowery; Morningside Avenue East, from One Hundred and Fourteenth to Manhattan street; West Tenth street, from Greenwich avenue to Hudson street; Sixteenth street, from Avenue C to 64 feet east of Avenue A; Seventeenth street, from Ninth avenue to Tenth avenue; Eighteenth street, from Ninth avenue to Tenth avenue; Twenty-sixth street, from 360 feet east of east house line of First avenue to Madison avenue; Twenty-ninth street, from west side of Fifth avenue to east side of Broadway; Thirtieth street, from Madison avenue to Broadway; Fifty-eighth street, from Fifth to Sixth avenue.

*Granite Block Pavement.*

West Third street, from Mercer street to West Broadway; Little West Twelfth street, from Ninth avenue to Washington street; Sixteenth street, from Ninth avenue to marginal street; Seventeenth street, from Tenth avenue to marginal street; Eighteenth street, from Tenth avenue to marginal street; Twentieth street, from Tenth avenue to marginal street; Forty-ninth street, from First avenue to East River; Horatio street, from Washington to West street; Houston street, from Broadway to Macdougall street; West street, from Gansevoort street to Bloomfield street; Twenty-fifth

street, from First avenue to East River; Fulton street, from West street to South street.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

The Secretary presented the following communication from the Commissioner of Bridges requesting authority, pursuant to a resolution adopted December 18, 1908, to award contracts for the construction of the roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge, at a cost not exceeding \$1,250,000, together with a report of the Comptroller, to whom on March 19, 1909, this application was referred, recommending the approval of said request to the extent of \$1,000,000.

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
MANHATTAN, N. Y., March 9, 1909.

To the Honorable the Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—I desire to advertise for bids and award a contract for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge. The cost of this work, as nearly as may now be estimated, will be approximately \$1,250,000. Of the Corporate Stock authorized to date for the construction of the Manhattan Bridge there remains a balance of about \$1,500,000 against which there are no outstanding contract obligations.

The erection of the suspended spans and of the steel viaduct approaches of the Manhattan Bridge will be completed this coming summer. It is desirable to enter into contract now for the pavement, tracks, railings and lighting equipment in order that the material required may be fabricated and ready at the Bridge site in the early summer.

Pursuant to the resolution passed by your Honorable Board on December 18, 1908, I respectfully request authorization for the letting of the proposed contract.

Yours truly,

J. W. STEVENSON, Commissioner.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE SECRETARY, No. 277 BROADWAY,  
March 19, 1909.

Hon. HERMAN A. METZ, Comptroller:

DEAR SIR—At a meeting of the Board of Estimate and Apportionment held March 19, 1909, a communication was presented from the Commissioner of Bridges requesting authority to advertise for bids and award a contract for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge, at an estimated cost of \$1,250,000, which was referred to you for consideration and report.

I transmit herewith original communication and request that you will kindly return same with your report.

Very truly yours,

WILLIAM M. LAWRENCE, Assistant Secretary.

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
MANHATTAN, N. Y., March 9, 1909.

To the Honorable the Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—I desire to advertise for bids and award a contract for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge. The cost of this work, as nearly as may now be estimated, will be approximately \$1,250,000. Of the Corporate Stock authorized to date for the construction of the Manhattan Bridge there remains a balance of about \$1,500,000 against which there are no outstanding contract obligations.

The erection of the suspended spans and of the steel viaduct approaches of the Manhattan Bridge will be completed this coming summer. It is desirable to enter into contract now for the pavement, tracks, railings and lighting equipment in order that the material required may be fabricated and ready at the Bridge site in the early summer.

Pursuant to the resolution passed by your Honorable Board on December 18, 1908, I respectfully request authorization for the letting of the proposed contract.

Yours truly,

J. W. STEVENSON, Commissioner.

*Construction Contracts—Manhattan Bridge.*

Item 1.	Soundings and borings on the sites of the towers. Contract dated February 7, 1901. Bernard Rolfe.....	\$14,601 10
Item 2.	Brooklyn tower foundations. Contract dated May 1, 1901. John C. Rodgers.....	470,000 00
Item 3.	Manhattan tower foundations. Contract dated December 22, 1902. John C. Rodgers.....	503,443 90
Item 4.	Masonry pedestals on top of the tower foundations in Manhattan and Brooklyn. Contract dated July 9, 1903. John C. Rodgers.....	150,000 00
Item 5.	Brooklyn anchorage. Contract dated January 24, 1905. Kosmos Engineering Company.....	1,212,354 00
Item 6.	Manhattan anchorage. Contract dated February 9, 1905. Williams Engineering and Contracting Company.....	1,197,000 00
Item 7.	Metal work for anchorages, towers, cables, suspenders and suspended spans. Contract dated June 15, 1906. Ryan-Parker Construction Company.....	6,493,223 00
Item 8.	Manhattan and Brooklyn approaches. Contract dated December 20, 1907. John C. Rodgers.....	2,168,304 00
Item 9.	Providing for lowering elevated railroad structure on Division street, between Catherine and Allen streets, and on Allen street, between Division and Canal streets, Borough of Manhattan. Contract dated December 14, 1908. Manhattan Railway Company and the Interborough Rapid Transit Company.....	350,000 00

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
New York, March 26, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. J. W. Stevenson, Commissioner, Department of Bridges, in communication dated March 9, 1909, requests the Board of Estimate and Apportionment to approve the award of a contract for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge, at a cost estimated at \$1,250,000.

I would report that in order to complete the Manhattan Bridge without delay it will be necessary for the Bridge Department to expend this year approximately \$585,000, as follows:

Roadway pavement between abutments.....	\$120,000 00
Footwalks.....	100,000 00
Four railroad tracks on lower deck.....	125,000 00
Railings.....	175,000 00



Electric lighting equipment.....	50,000 00
Temporary roadway at abutments to give access to roadways for pedestrians and vehicles.....	15,000 00
	<u>\$65,000 00</u>
Also, in case plans for the operation of cars over the Bridge on the upper deck are decided upon:	
Equipment of four upper deck tracks.....	200,000 00
	<u>\$785,000 00</u>

It seems possible that \$585,000 will be the probable expenditure for the year, but the Commissioner states that in order to provide for any discrepancies between the actual and estimated costs, and in order that he may be unhampered in doing everything necessary to put the Bridge into active service, he should be authorized to award contracts for at least one million dollars, for which there is ample provision in the unexpended balance of former appropriations for the construction of the Bridge. Up to the present time the sum of all contracts for the construction of the Bridge is \$12,559,125.10.

In order that all possible aid may be given in securing the early completion of the Bridge, I would recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the Department of Bridges to award contracts for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge, at a cost not exceeding the sum of one million dollars (\$1,000,000).

Respectfully,

CHANDLER WITHINGTON, Chief Engineer

Approved,

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and officers not to advertise for contracts nor enter into any further obligations, in be paid for by the issues of Corporate Stock, without first submitting same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Commissioner of Bridges for authority to advertise for bids and award the contract for the construction of roadway pavement, footwalks, railroad tracks, railings and lighting equipment for the Manhattan Bridge, at a cost not exceeding one million dollars (\$1,000,000) be and the same is hereby approved.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and Queens and the Acting President of the Borough of The Bronx—15.

The Secretary presented the following communication from the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting authority, pursuant to a resolution adopted December 18, 1908, to proceed with certain work specified therein together with a report of the Comptroller to whom this application was referred on March 5, 1909, recommending the approval of said request in so far as it relates to the following items:

Construction of shelter house and comfort station, McKinley Park, cost not to exceed.....	\$7,500 00
Preliminary work in the construction of Canarsie Park, cost not to exceed.....	2,500 00
Construction of playground at Seigel, McKibben and White streets, Brooklyn, cost not to exceed.....	27,159 00
Additional carving on the pediment over entrance to the Museum of Arts and Sciences, Brooklyn, cost not to exceed.....	20,000 00

DEPARTMENT OF PARKS, BOROUGH OF BROOKLYN AND QUEENS,  
LITCHFIELD MANSION, PROSPECT PARK,  
BROOKLYN, February 25, 1909.

To the Honorable Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—Permission is hereby requested from your Honorable Board for authority to make contracts for the following work, the issuing of Corporate Stock for these purposes having been authorized by the Board of Estimate and Apportionment May 4, 1906, concurred in by the Board of Aldermen June 12, 1906, and approved by his Honor, the Mayor, June 19, 1906:

1. For the purchase of top soil, trees and shrubbery for Amersfort Park.....	\$1,500 00
2. For construction of shelter house and comfort station, Winthrop Park.....	25,000 00
3. For construction of comfort station, City Park.....	12,000 00
	<u>\$38,500 00</u>

Also for the following works authorized by an issuance of Corporate Stock adopted by the Board of Estimate and Apportionment June 7, 1907, concurred in by the Board of Aldermen June 25, 1907, and approved by his Honor the Mayor, on July 2, 1907:

1. Improvement of Winthrop Park.....	\$7,547 90
2. Construction of shelter house and comfort station, McKinley Park....	7,500 00
3. Construction of shelter house, sidewalks and iron fence, laying out of playgrounds, grading banks, resodding, etc., in Highland Park.....	25,000 00
4. Removing picnic ground house and carrousel in Prospect Park.....	10,000 00
5. Preliminary work in the construction of Canarsie Park.....	2,500 00
6. Improvement of Rainey Park.....	19,000 00
7. Improvement of Eastern Parkway.....	35,000 00
	<u>\$106,547 90</u>

Plans and specifications for nearly all this work have been ready for some time, and in some instances bids have been received. All further progress in the consummation of these contracts was stopped by a resolution of your Honorable Board on December 6, 1907.

Under date of November 14, 1908, application was made to your Honorable Board to release these above amounts, in order that this needed work might be undertaken, but no action was taken in the matter.

The conditions that existed at the time application for money wherewith to carry on this work was approved by your Honorable Board, have become more pressing, and the carrying out of most of this work is now an actual necessity. I have, therefore, decided to again request your Honorable Board for permission to enter into contracts for these various improvements in order that after their completion the different parks and parkways affected by the same may be put in such condition as to give the best service to the public.

Respectfully,

M. J. KENNEDY, Commissioner of Parks, Boroughs of Brooklyn and Queens.

DEPARTMENT OF PARKS, BOROUGH OF BROOKLYN AND QUEENS,  
LITCHFIELD MANSION, PROSPECT PARK,  
BROOKLYN, February 25, 1909.

To the Honorable Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—Permission is hereby requested from your Honorable Board for authority to make contracts for the following work, the money for which was appropriated by the Board of Estimate and Apportionment on September 18, 1908, approved by the Board of Aldermen October 27, 1908, and signed by his Honor the Mayor, November 9, 1908:

The construction of a playground at Seigel, McKibben and White streets.....	\$27,159 00
For additional carving on the pediment over the entrance to the Museum of Arts and Sciences, Borough of Brooklyn.....	20,000 00

Before it was possible to enter into contracts for the above work, your Honorable Board passed a resolution under date of December 18, 1908, instructing all heads of Departments to discontinue the making of contracts which would entail the expenditure of money derived from the sale of Corporate Stock.

The property at Seigel, McKibben and White streets was acquired for playground purposes several years ago and nothing has been done as yet to make the same available for the purposes indicated. A playground in this locality is very much needed, and it requires the expenditure of but a moderate sum to do the necessary construction work and throw the grounds open to the children of the neighborhood before the expiration of summer.

The additional carving of the pediment cannot be done until permission is obtained from your Honorable Board to enter into a contract and in the meantime all the work incidental thereto is held in abeyance.

I would most earnestly urge your Honorable Board to grant my request as above indicated.

Respectfully,

M. J. KENNEDY, Commissioner of Parks, Boroughs of Brooklyn and Queens.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, March 27, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. M. J. Kennedy, Commissioner of Parks, Boroughs of Brooklyn and Queens, in two communications dated February 25, 1909, requests the Board of Estimate and Apportionment to approve the award of contracts for certain work for which Corporate Stock has already been authorized.

Taking up these items in order, I would report:

Purchase of top soil, trees and shrubbery for Amersfort Park, \$1,500.

This neighborhood is not densely populated and the park is in good condition. The letting of this contract is not an urgent necessity.

Construction of shelter house and comfort station, Winthrop Park, \$25,000.

This park is in a thickly populated section and occupies two large city blocks, between Russell and Monitor streets, Driggs and Nassau avenues. The wooden shelter which was in this park has been taken down. There is an old wooden comfort station for men and women in the park, which seems small for the Sunday and holiday crowds.

The improvement will be a valuable one, but I do not consider that the necessity for it is urgent.

Construction of a comfort station, City Park, \$12,000.

This park occupies two city blocks, between Navy and St. Edwards streets, Flushing and Park avenues. There is at present an old wooden comfort station here which seems small for the Sunday and holiday crowds.

A new comfort station would be a valuable improvement, but I do not consider it an urgent necessity.

Improvement of Winthrop Park, \$7,547.

The condition of this park is not at all bad at present, and I do not consider that there is immediate necessity for this work.

Construction of shelter house and comfort station, McKinley Park, \$7,500.

This neighborhood, Seventy-third street and Fort Hamilton avenue, is not thickly settled, but I am informed that the park is used considerably for Sunday School excursions, etc. The distance from here to any shelter or toilet accommodations is very great, and I think this contract should be made.

Construction of shelter house, sidewalks and iron fences, laying out playgrounds, grading banks, resodding, etc., in Highland Park, \$25,000.

This park is bordered on three sides by Evergreen, Union Field, Cypress Hills and the National Cemeteries. I do not think the improvements proposed for this park are urgently necessary, although they would be valuable improvements.

Removing picnic ground house and carrousel in Prospect Park, \$10,000.

It is proposed to remove the carrousel, etc., to a point near the Wilkink entrance in order to remove the crowds from that portion of the park so that that portion of the park may be resodded and the grass, shrubbery, etc., restored. This would be a benefit to the park, but I do not think that the necessity for it is urgent.

As this work appears to be in the nature of repairs, reconstruction or maintenance, it does not appear properly chargeable to Corporate Stock.

For preliminary work in the construction of Canarsie Park, \$2,500.

The amount it is proposed to expend is small, and I think the use of the park justifies the expenditure.

Improvement of Rainey Park, \$19,000.

This park is situated near the entrance to the Blackwells Island Bridge, in the Borough of Queens. I do not think the necessity for the work is urgent as the neighborhood is not thickly settled.

Improvement of Eastern Parkway, \$35,000.

It is proposed to resurface the centre roadway of the parkway, and to remove the Belgian block strips at the sides, replacing them with macadam. The parkway appears to me to be in good condition, and I do not think the work necessary at present.

Furthermore, it is a question which the Corporation Counsel should decide if Corporate Stock can be used for the repaving of parkways.

Construction of playground at Seigel, McKibben and White streets, Brooklyn, \$27,159.

This location is in a thickly settled neighborhood, and a well equipped playground at this place will be of considerable value.

Additional carving on the pediment over the entrance to the Museum of Arts and Sciences, Brooklyn, \$20,000.

The carving of the tympanum over the main entrance to the museum was originally intended to be done on the several blocks of stone at present in position, and the design originally made was for a centre piece and two figures on each side. It was found that to carve these figures on the stone in position would necessitate the joining of pieces in places where it would be difficult to hold them permanently and would mar the beauty of the work. It was also decided to change the design and substitute a carving to completely fill the space, consisting of eight figures and two end ornaments.

This design necessitates the removal of the present stone and the substitution of new stones, so that each figure will be cut from a solid block, rendering unnecessary the piecing of the figures.

The change involves a great amount of study by the Architects and Sculptor, and will be a great improvement in the design of the building.

The amount of the proposed expenditure is reasonable.

I would therefore recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the Department of Parks, Boroughs of Brooklyn and Queens, to award contracts for the following improvements, the costs of same not to exceed the amounts given:

For construction of shelter house and comfort station, McKinley Park.....	\$7,500 00
For preliminary work in the construction of Canarsie Park.....	2,500 00



For construction of playground at Seigel, McKibben and White streets, Brooklyn.....	27,159 00
For additional carving on the pediment over the entrance to the Museum of Arts and Sciences, Brooklyn.....	20,000 00

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. Metz, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for bids nor enter into any further obligations, to be paid for by the issue of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Commissioner of Parks, Boroughs of Brooklyn and Queens, for authority to award the contracts for the following work, be and the same is hereby approved:

Construction of shelter house and comfort station, McKinley Park, cost not to exceed.....	\$7,500 00
Preliminary work for the construction of Casarsie Park, cost not to exceed.....	2,500 00
Construction of playground at Seigel, McKibben and White streets, Brooklyn, cost not to exceed.....	27,159 00
Additional carving on the pediment over entrance to the Museum of Arts and Sciences, Brooklyn, cost not to exceed.....	20,000 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond, and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim of John Kane, at the sum of \$571.50, for moving records in the County Court House and in the office of the Commissioner of Records, during the period from October 16, 1907, to January 30, 1908, under the direction of the President of the Borough of Manhattan.

(On March 19, 1909, the above matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 18, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—John Kane, having presented a claim in the sum of \$1,130 alleged to be due for work, labor and services rendered to the President of the Borough of Manhattan for moving records in, from and around the County Court House and the office of the Commissioner of Records during the period from October 16, 1907, to January 30, 1908, inclusive, under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled: "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that said claim is illegal or invalid by reason of technical objections thereto, but that notwithstanding, in my judgment, it is equitable and proper for the City to pay the same in the sum of \$571.50, inasmuch as it has received value for that amount.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 17, 1909.

In the Matter

of

The application of John Kane for the sum of \$1,130, alleged to be due him for work, labor and services rendered to the President of the Borough of Manhattan in moving records from the County Court House and the office of the Commissioner of Records, from October 16, 1907, to January 30, 1908, inclusive, under chapter 601 of the Laws of 1907.

J. T. MAHONEY, Esq., Chief, Bureau of Law and Adjustment:

Sir—On August 18, 1908, an application for the payment of \$1,130, under the provisions of chapter 601 of the Laws of 1907 was filed in this Department by John Kane, alleged to be due him for work and labor furnished to the President of the Borough of Manhattan in moving the records to the County Court House for the use of the County Clerk and the Commissioner of Records, and for moving records and furniture in other departments, from October 16, 1907, to and including the 30th of January, 1908.

Under date of January 6, 1909, I reported on this application, setting forth the facts as they appeared from the examination of the claimant before the Comptroller and the Departmental information, and from the report of Stephen J. Madigan, an Examiner of the Bureau of Law and Adjustment of this Department, concluding my report with the statement that if the claimant is entitled to be paid, the amount paid him should not exceed the sum of \$571.50, and with the recommendation that my report, together with all the papers in the matter, be transmitted to the Corporation Counsel for an opinion whether this claim should be certified by the Comptroller to the Board of Estimate and Apportionment, under the provisions of chapter 601 of the Laws of 1907.

Acting Corporation Counsel G. L. Sterling, in an opinion to Comptroller Herman A. Metz, dated February 13, 1909, states, in part, relative to this claim:

"From an examination of the papers it appears that this work was done upon oral orders given by Superintendent of Buildings Stewart. Under the circumstances the City would not be liable in an action at law. There being no liability on the part of the City, the question arises whether or not this claim is an equitable one and whether or not the City has received a benefit, and if so, should the claim be presented to the Board of Estimate and Apportionment for adjustment. It appears that in the event that the claim should be presented to the Board of Estimate and Apportionment, your office finds that the sum of \$571.50 would be a fair allowance for the work performed; if you are satisfied that the work alleged to have been performed was properly performed and that some compensation should be given the claimant; that the claim is a fair and equitable one; that the City has received some benefit, and you believe it would be to the best interests of the City to adjust the claim, then I would advise that the claim be adjusted under chapter 601, Laws of 1907, at the amount you find due."

In view of the above, and since it appears that the City has received benefit in the necessary moving of the records, it seems that the Comptroller would be justified in recommending to the Board of Estimate and Apportionment the payment of this claim in the sum of \$571.50.

I recommend, however, that all the papers and this report be submitted to the Comptroller for his consideration and for such action as he wishes to take.

Respectfully,

GEORGE JACOBS, Law Clerk.

Approved:

J. T. MAHONEY, Chief, Bureau of Law and Adjustment.

After reading the foregoing it appears to me equitable and proper to pay to John Kane the sum of \$571.50, and I direct that my certificate issue, pursuant to chapter 601, Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay without interest to John Kane the sum of five hundred and seventy-one dollars and fifty cents (\$571.50) for work, labor and services rendered to the President of the Borough of Manhattan in moving records in, from and around the County Court House and the office of the Commissioner of Records during the period from October 16, 1907, to January 30, 1908, inclusive; that the same shall be paid to the claimant in full satisfaction for all work, labor and services rendered and materials furnished to the City during that period, and shall only be paid to him upon the execution of a full release in favor of the City in such form as shall be approved by the Corporation Counsel, from the following funds:

PRESIDENT, BOROUGH OF MANHATTAN.

General Administration.

Supplies and Contingencies for the year 1907.....	\$518 50
Supplies and Contingencies for the year 1908.....	53 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller, certifying (pursuant to chapter 601, Laws of 1907) the claim of Hall & Boyle, at the sum of \$106.37, for work, labor and services rendered and material furnished at the request of the President, Borough of Manhattan, for the County Court House, Manhattan.

(On March 19, 1909, the above matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
January 20, 1909.

In the Matter

of

The petition of Messrs. Hall and Boyle to the Board of Estimate and Apportionment for payment to them of the sum of \$108 for plumbing work done under an order of the Borough President, Borough of Manhattan, in the month of November, 1907. (Petition filed under chapter 601 of the Laws of 1907.)

JEREMIAH T. MAHONEY, Esq., Auditor of Accounts:

Sir—Under date of November 19, 1908, Messrs. Hall and Boyle made petition to the Board of Estimate and Apportionment, under chapter 601 of the Laws of 1907, requesting that the sum of \$108 be paid to them for plumbing work done and materials furnished under certain orders of the Borough President, Borough of Manhattan, during the month of November, 1907.

Chapter 601 of the Laws of 1907 provides as follows: "The board of estimate and apportionment may in its discretion, inquire into, hear and determine any claim against the city of New York which has been certified to said board in writing by the comptroller as an illegal or invalid claim against the city, but which, notwithstanding, in his judgment it is equitable and proper for the city to pay in whole or in part, and if upon such inquiry the board by an unanimous vote determines that the city has received a benefit and is justly and equitably obligated to pay such claim, and that the interests of the city will be best subserved by the payment or compromise thereof, it may authorize the comptroller to pay the claim, and the comptroller shall thereupon pay the claim in such amount as the board of estimate and apportionment shall so determine to be just, in full satisfaction of such claim, provided that the claimant shall fully release the city, upon any such payment, in such form as shall be approved by the corporation counsel. The provisions of this section shall not authorize the audit or payment of any claim barred by the statute of limitations, nor any claim for services performed under an appointment in violation of any provision of the civil service law. For the purpose of carrying out the provisions of this section, it shall be the duty of the comptroller of the city of New York, on being thereunto authorized by the said board of estimate and apportionment, to issue and sell corporate stock or revenue bonds of the city of New York in such amounts as may be necessary, and at such a rate of interest as may be fixed by said comptroller. No consent or approval of any board or public body other than the said board of estimate and apportionment shall be necessary to authorize the comptroller to issue such stock or revenue bonds for the purposes of this section."

The facts in relation to this petition are as follows: Under date of March 4, 1908, there was received in this Department four vouchers drawn to the order of Hall & Boyle in the sums of \$5.37, \$39.70, \$30.90 and \$24.40, respectively, drawn against the fund known as the Bureau of Public Buildings and Offices, Supplies and Repairs, including Public Baths and Public Comfort Stations in 1907, the President of the Borough of Manhattan. These vouchers were not added on account of some irregularity in the work, and were transmitted to this Bureau for examination and report.

Under date of June 3, 1908, Henry J. Hall, for the claimants, was examined by John P. Kenny of this Department, for the Comptroller, and after being sworn the claimant testified as follows: He stated that he conducted his trade as a plumber and steam and gas fitter at the premises known as No. 117 Eighth avenue, and he is a member of the firm of Hall & Boyle, in whose favor these vouchers were drawn. He stated that during the month of December, 1907, they received certain emergency orders from J. H. Stewart, at that time Superintendent of Public Buildings and Offices, to do plumbing work on public buildings; that he was assured that written orders in conformity with the provisions of the Charter would be issued to them as soon as they could be put through the Department routine; that the charges for the work were reasonable and proper and could not have been done cheaper by other plumbers; that from their bill of \$41 for repairing soil pipe in the cellar of the County Court House, Borough of Manhattan, the sum of \$1.30 was deducted as an overcharge, and the voucher prepared in the sum of \$39.70; that they agreed to this deduction and there was transmitted with the voucher the regular written requisition for the work.

The items making up this claim, as stated, were 10 feet 6 inches extra heavy iron pipe, costing \$10; 30 pounds of caulking lead, at \$2.40; 7½ pounds of oakum, 7 feet 1½ inches galvanized pipe, at \$2.15; 10 feet of pipe and fittings, at \$1.30; 2 bags of cement and sand, gasoline, candles and elbows, \$3.90; 2½ days, plumber and helper, \$21.25; that these items aggregated \$41, without the deduction before referred to.

With regard to the second item of his claim, amounting to \$11, he stated further there was a deduction made of 10 cents, to which he agreed, making the bill \$30.90; that these items consisted of one rifle jet siphon (toilet), \$14.50; 2 pounds of solder, 70 cents; 4 pounds of putty, plaster, etc., 60 cents; 3 brass bolts and gasoline, 33 cents; plumber and helper, 1½ days, \$14.82, aggregating \$31; that with his bill he transmitted the regular requisition signed by the President of the Borough of Manhattan.

With regard to the third item of his claim, amounting to \$29.50, he stated that he agreed to a deduction of 10 cents, which made the amount \$29.40, made up of the following items: 1½-inch stop-rock, nipples and elbow, \$1.05; 2½-inch nickel-plated mill pieces, \$1; 4 feet ½ inch galvanized pipe, 1 brass screw, 65 cents; 2 pounds solder, 1 gallon gasoline, \$1; plaster, washers, putty and candles, 30 cents, and 3 days, plumber and helper, \$25.30.



With regard to the last item of his claim, amounting to \$6.50, he stated that he agreed to the deduction of 13 cents from the voucher, making it \$6.37; that this was for repairing the leader pipe from the roof to the ground at Washington Market, corner of Fulton and West streets.

J. P. Kenny, an Examiner of this Department, reported on June 30, 1908, in relation to the details connected with this claim. He stated that these accounts could not be properly audited because of certain technical violations of the Charter, namely, that the appropriation was exhausted at the time the work was done, and that the certificate of necessity and requisition were not signed until after the work was performed; that subsequently there was a transfer made to this account from which these bills could have been paid, but that the Auditor of this Department decided to refer them to this Bureau, in order to ascertain whether they might legally audit them or not; that he ascertained that the President of the Borough of Manhattan had vouchers prepared for these claims and had them forwarded to this Department, signed by the proper officials, and that from these vouchers small overcharges were deducted, but that it was ascertained these vouchers were charged to the 1908 account, when they should have been charged to the 1907 account; that they were then returned to the Department of Public Works, and Commissioner John Cloughen stated that the reason that this was charged against the 1908 appropriation was that the appropriation for 1907 was exhausted, and that application had been made to the Department of Finance for a transfer of \$10,000 for supplies furnished during the year, upon which action was deferred until early in 1907; that subsequently another request was made upon the Board of Aldermen during the latter part of 1907 for the appropriation of sufficient funds to properly transact the business of the Bureau, upon which no action was taken.

The Examiner also states that these repairs were extremely necessary, owing to the leak of the pipe, which would have resulted in great damage to the property if not immediately attended to, and that immediate action was taken on verbal orders, and the same confirmed as soon as the funds were available to pay the expenses incurred for the work, and the Examiner concludes by stating that the equities of the claim were so strong that he and a member of the claimant firm interviewed the Comptroller in regard to the possibility of their payment, irrespective of the technicality delaying its payment. At this conversation the claimants convinced the Comptroller of the necessity for the goods and of the equity of the claim, and of the fact that the City had received considerable benefit from their work since it had to be done and was done through an emergency, and the Comptroller directed that the claim be paid.

Appended to this report of Examiner Kenny of June 30, 1908, from which I have just quoted, there is a certificate of the Comptroller ordering that the claims be audited in the sum of \$106.37.

This report and the four vouchers above referred to were then handed to Auditor Quinn and before audit it appears the Comptroller was again interviewed, this time by Peter Kenny, Esq., of the Auditing Bureau of this Department, and the legal obstacles which attended this claim again presented to him, and it appears that on August 15, 1908, the Comptroller directed that these claims be not paid.

In view of this order, which was written in blue pencil and initialed by Chief Auditor of Accounts P. H. Quinn and Peter Kenny, Esq., no audit of the claims was made and hence payment thereof deferred.

From the facts set forth in the report of Mr. Kenny and of certain communications attached to these vouchers from the President of the Borough of Manhattan, there appears to be no doubt that the work was performed in a skillful, workmanlike manner, and to the satisfaction of the authorities examining the same, and that the prices charged therefor, after the slight deductions above referred to had been made and agreed to, were reasonable and just, and that the City has received full value and has not paid therefor, due to the fact that there was no appropriation in existence at the time the work was done from which payment could be properly and legally made.

It therefore appears that the only question to be considered is whether or not this claim is of such character that it might be considered by the Board of Estimate and Apportionment, pursuant to the provisions of chapter 601 of the Laws of 1907.

From the opinion of the Corporation Counsel, dated April 18, 1907, the Comptroller was advised that he could properly certify to the Board of Estimate and Apportionment for payment such claims which the City had an absolute legal defense, which were of such a nature that they were illegal and invalid and could not be enforced in the courts, but that the equities were so strong that an injustice would be done if payment were deferred; that where the City had received value, where the prices were reasonable and just, but where the claimant was left with no relief in the courts or otherwise, such claims could be considered under the provisions of this act.

Subsequently, on May 16, 1907, the Corporation Counsel advised the Comptroller that the better course to pursue, in his opinion, was to submit all of such claims filed under this act to him, in order that the circumstances surrounding each might be considered and that an opinion could be had as to the propriety of considering the claim under the provisions of that act.

As the amount involved in this claim is only \$106.37, and as it is apparent that the claimant has no legal remedy and could not enforce its claim in the courts, and as it has been certified the charges are reasonable and just, and that the City has received full value therefor, and that the only reason said claims have not been audited is the technicality that they were charged to an incorrect fund, it would seem that this claim is undoubtedly one that could be considered under the provisions of chapter 601 of the Laws of 1907.

In view, therefore, of all of the facts above set forth, it is respectfully recommended that this claim be presented to the Comptroller as one which he might properly certify to the Board of Estimate and Apportionment for its consideration under chapter 601 of the Laws of 1907, and which should be paid in the sum of \$106.37 from the fund known as President of the Borough of Manhattan, Bureau of Public Buildings and Offices, Supplies and Repairs, including Public Baths and Public Comfort Stations, 1907, provided there is at present a sufficient balance by reason of the transfer to that fund of the unexpended balance from some other fund, by the act of the Board of Estimate and Apportionment, and if not, that the funds be made available by the sale of Special Revenue Bonds for said purpose.

Respectfully,

H. J. CURTIS, Law Clerk.

Audited and approved:

J. T. MAHONEY, Chief of Bureau and Auditor of Accounts.

Approved:

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
January 20, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the above report of H. J. Curtis, Law Clerk of the Bureau of Law and Adjustment of this Department, dated December 2, 1908, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been filed by Messrs. Hall and Boyle for the sum of \$108, alleged to be due for work, labor and services rendered and materials furnished at the request of the President of the Borough of Manhattan, for work on the County Court House in the Borough of Manhattan; that said claim is illegal and is invalid as against The City of New York, by reason of certain technical objections thereto; that in my judgment it is equitable and proper for the City to pay said claim in part, namely \$106.37, as the City has received full value therefor and as the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to Hall & Boyle the sum of one hundred and six dollars and thirty-seven cents (\$106.37), alleged to be due for work, labor and services rendered and materials furnished in connection with certain work on public buildings in the Borough of Manhattan, re-

quested by the President of the Borough of Manhattan, during the month of December, 1907; that said amount when paid shall be in full satisfaction of said claim which has been presented by said claimants and shall be paid upon the execution by said claimants of a full release in favor of the City in such form as shall be approved by the Corporation Counsel, and that said sum be paid from the fund known as the President, Borough of Manhattan, Bureau of Public Buildings and Offices, Supplies and Repairs, including Public Baths and Public Comfort Stations, for the year 1907, in which fund there is at present a sufficient balance.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller requesting that there be placed upon the calendar the following claims certified to the Board at previous meetings (pursuant to chapter 601, Laws of 1907), and laid over:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 16, 1909.

JOSEPH HAAG, Esq., Secretary of the Board of Estimate and Apportionment:

SIR—Please place on the calendar for the consideration of the Board of Estimate and Apportionment, on Friday, the 19th day of March, 1909, the following applications, under chapter 601 of the Laws of 1907, which have heretofore been before the Board and laid over, namely:

E. E. Johnson, for \$5,812.50 for supplies furnished to the Department of Water Supply, Gas and Electricity.

A. J. and J. J. McCullom, for \$444.82 for coal delivered under orders of the Department of Water Supply, Gas and Electricity in the Borough of Queens.

Alexander J. McCullom, for \$220.68 for coal delivered under orders of the Bureau of Public Buildings and Offices in the Borough of Queens.

Matthew J. Cahill, for \$175 for unloading and moving furniture from railroad cars at St. George, Richmond, and delivering same to various fire houses in the First and Third Wards, Richmond.

Respectfully,

H. A. METZ, Comptroller.

a. E. E. Johnson, at the sum of \$5,812.50, for supplies furnished to the Department of Water Supply, Gas and Electricity.

(On March 19, this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
September 10, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by E. E. Johnson for the sum of \$5,812.50 alleged to be due for materials furnished to the Department of Water Supply, Gas and Electricity; that such claim is illegal or invalid by reason of technical objections thereto; that in my judgment it is equitable and proper for the City to pay the same, inasmuch as it has received value therefor and that the amount which should be paid to the claimant is the said sum of \$5,812.50.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
September 9, 1908.

In the Matter

of

The claim presented by E. E. Johnson under and pursuant to the provisions of chapter 601 of the Laws of 1907, for the sum of \$5,812.50 for supplies furnished to the Department of Water Supply, Gas and Electricity.

Hon. HERMAN A. METZ, Comptroller:

SIR—E. E. Johnson of St. Paul, Minnesota, has presented the claim herein under and pursuant to the provisions of chapter 601 of the Laws of 1907, for the sum of \$5,812.50, for supplies furnished to the Department of Water Supply, Gas and Electricity, Borough of Brooklyn, said supplies consisting of seventy-five brass screens of the value of the amount of the claim herein. This claim consists largely of correspondence on file in this Department, which correspondence is set forth at some length below.

At the outset it should be stated briefly that the claim herein arises out of the fact that the Acting Chief Engineer of the Department of Water Supply, Gas and Electricity, in the summer of 1906, ordered a quantity of supplies to the value of about \$60,000, purchasing the same in the open market without competitive bidding, in anticipation of an authorization by the Board of Aldermen of said expenditure without public letting. The Board of Aldermen failed for some time to act upon the application of the Commissioner of the Department of Water Supply, to expend the sum named in the purchase of supplies without public letting, but in the meanwhile obligations had been incurred in this amount with the claimant herein and others, and subsequently, when the claimants attempted to secure payment for the supplies they had furnished under the circumstances described, payment was naturally denied because the entire transaction was illegal. Subsequently, however, the Board of Aldermen acted favorably upon the application of the Commissioner of the Department of Water Supply, Gas and Electricity, to expend the amount mentioned in the purchase of supplies without public letting, and thereafter the Department transmitted to this Department vouchers in favor of the claimants with whom the obligations had been incurred for the respective amounts of their bills. This Department thereupon requested advice of the Corporation Counsel whether payment could be made of said bills, in view of the fact that these obligations had been incurred at a time when the Department of Water Supply, Gas and Electricity was without authority to purchase the supplies in question in the open market. The Corporation Counsel advised the Comptroller then that the subsequent action of the Board of Aldermen in authorizing the Commissioner of the Department of Water Supply, Gas and Electricity, to purchase these supplies without public letting, had no retroactive effect and that the transaction was entirely illegal, and that payment of the bills in question should not be made. The Corporation Counsel, however, particularly in the matter of the claim of Donegan and Swift, who were in exactly the same position as the claimant herein, stated that while the claims arising out of the purchase by the Department of Water Supply, Gas and Electricity of the supplies in question was illegal, the circumstances under which said claim arose, coupled subsequently with the action of the Board of Aldermen in authorizing the purchase of the same, supplied a condition under which the Board of Estimate and Apportionment in its discretion, acting upon the certification of the Comptroller, might authorize the payment of said claims pursuant to chapter 601 of the Laws of 1907.

As to the particular facts upon which the claim herein is based, it appears that under date of May 2, 1907, E. E. Johnson addressed a communication to the Comptroller stating that he was in receipt of a letter dated April 22, from Mr. John J. Garvey, Secretary of the Department of Water Supply, Gas and Electricity, relative to his, Mr. Johnson's, account with the Borough of Brooklyn, in which Mr. Garvey requested Mr. Johnson to take up the matter with the Comptroller directly. Mr. Johnson stated that he furnished seventy-five 6-inch 20-foot well screens to the Borough of



Brooklyn on a letter ordering them written by Acting Chief Engineer de Varona, in July last (1906); that this letter stated that requisitions would follow in regular course; that the screens were delivered to Mr. George F. Morgan, Superintendent of Driven Wells at Jamaica, in the latter part of last year and during January of this year; that no requisitions, however, have been forwarded to Mr. Johnson for the sum involved in the transaction, \$5,812.50; that Mr. Johnson understood from the letter of Mr. Garvey that the Board of Aldermen had not assented to the application for the money, and that the Department of Water Supply, Gas and Electricity could not therefore certify Mr. Johnson's account for payment.

Under date of May 6, 1907, the Comptroller addressed a communication to Mr. Johnson acknowledging receipt of the latter's communication of May 2, stating that as vouchers covering Mr. Johnson's claim had not as yet been transmitted to this Department for payment he was unable to advise Mr. Johnson definitely as to the status of his claims; that he had, however, that day addressed a communication to the Commissioner of the Department of Water Supply, Gas and Electricity with a view to being advised as to the reason of the delay in payment.

Under date of May 6, 1907, the Comptroller addressed a communication to the Commissioner of the Department of Water Supply, Gas and Electricity, enclosing a copy of Mr. Johnson's communication of May 2, and requesting advice as to the status of Mr. Johnson's claim.

Under date of May 9, 1907, Mr. Frank J. Goodwin, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, addressed a communication to the Comptroller, stating that in July, 1906, Chief Engineer I. M. de Varona, then in charge of the Borough of Brooklyn, advised former Commissioner William B. Ellison that it was absolutely necessary to order at once a number of boilers, engines and other machinery and devices to be connected with several pumping wells along the conduit; that at the time he submitted to Mr. Ellison a request that application be made for the expenditure of \$60,000 without public letting for the purchase of these supplies; that, believing that the Board of Estimate and Apportionment would consent to this application, the articles were secured by the Chief Engineer without the issuance of a formal Department order, and Mr. Goodwin stated he believed that engines and other appurtenances valued at \$50,000 were purchased; that the request of the Department to expend the money had been before the Committee on Public Letting since July last, and that representatives of the Department had attended several meetings at the request of the Committee, but that no action had been taken on the resolution; that the claim of E. E. Johnson was for well screens delivered on the order of the Department Engineer and used in connection with the other supplies which were obtained in the summer of 1906.

Under date of May 13, 1907, the Comptroller addressed a communication to Mr. Johnson enclosing a copy of the communication received from Mr. Frank J. Goodwin, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, referred to above, and stating that in view of the fact that Mr. Johnson's claims had not as yet been transmitted to this Department, he was unable to take any action toward payment thereof pending necessary action by the Board of Aldermen.

Under date of May 17, 1907, Mr. Johnson addressed a communication to the Comptroller requesting further information regarding the status of his claim.

Under date of May 21, 1907, the Comptroller addressed a communication to Mr. Johnson stating that inasmuch as no voucher duly certified by the head of the Department of Water Supply, Gas and Electricity covering Mr. Johnson's claim had been received in this Department, no action toward payment of the same could be taken by this Department; that claims of a nature similar to Mr. Johnson's had been filed in this Department for adjustment, but that no payment thereof had been made for the reason that the matter had been submitted to the Corporation Counsel for his opinion as to the legal liability of the City for supplies furnished under the same circumstances which obtained in the case of the supplies furnished by Mr. Johnson; that this Department was without authority to make payment of Mr. Johnson's claims until the Board of Aldermen had taken appropriate action in the matter, but that should the opinion of the Corporation Counsel be favorable to the payment of the claims above referred to, without action by the Board of Aldermen, the Comptroller would be pleased to advise Mr. Johnson further.

Under date of October 22, 1907, Mr. Johnson addressed a communication to the Mayor, calling attention to the facts set forth above, which communication was referred by the Mayor to the Comptroller in a communication dated October 29, 1907.

Under date of December 6, 1907, Mr. Johnson addressed a communication to Mr. N. Taylor Phillips, Deputy Comptroller, stating that he had been informed that the Board of Aldermen had at last passed the resolution appropriating the funds to cover the material used on the Brooklyn conduit, of which his claim is a part, and asking if there was anything further that he need do in order to secure payment of his claim.

Under date of December 19, 1907, Mr. Johnson addressed a communication to Mr. J. W. McKay, Acting Chief Engineer of the Department of Water Supply, Gas and Electricity, Borough of Brooklyn, enclosing at Mr. McKay's request a copy of the requisition from former Acting Chief Engineer de Varona on him (Mr. Johnson), which requisition was as follows:

"BROOKLYN, July 9, 1906.

"Mr. E. E. JOHNSON, Filmore Avenue and Starkey Street, St. Paul, Minn.)

"DEAR SIR—I have drawn a requisition on you for seventy-five 6-inch by 20-foot solid brass screens, at \$77.50 each; this price to include all freight charges prepaid to destination. The official requisition should reach you in a few days.

"Will you please begin construction of these screens at once so that deliveries may be made at the rate of two per day, commencing August 1.

"Yours truly,

"I. M. DE VARONA, Chief Engineer."

On February 3, 1908, there was received in this Department a voucher in favor of the claimant herein for the sum of \$5,812.50, duly certified to by the officials of the Department of Water Supply, Gas and Electricity.

Under date of February 27, 1908, Mr. J. Hunter, Assistant Engineer of this Department, made a report to the Comptroller relative to said voucher, which report was approved by Chandler Withington, Chief Engineer, and John H. France, Assistant Engineer. In said report Mr. Hunter stated that the screens furnished by Mr. Johnson were delivered during November and December, 1906, in accordance with a communication from the Chief Engineer of the Department of Water Supply, Borough of Brooklyn, dated July 9, 1906, it being the intent of the Department to pay for them under an authorization of the Board of Aldermen permitting the expenditure without public letting, but that owing to the failure of the Board of Aldermen to authorize the expenditure, claimant's bill had been held in abeyance pending said favorable action on the part of the Board; that on December 2, 1907, the Board of Aldermen, after reviewing the conditions existing in the Department of Water Supply, during the spring of 1906, and criticizing the action of the Chief Engineer in purchasing supplies, etc., without proper authorization, passed the following resolution:

Resolved, That in accordance with the provisions of section 419 of the Greater New York Charter, the Commissioner of Water Supply, Gas and Electricity, is hereby authorized and empowered to secure and purchase without advertising for competitive bids or proposals the necessary pumps, pipes, buildings or other appurtenances, appliances and labor required for the erection of driven well stations to increase the water supply for the Borough of Brooklyn, as well as for pumping additional water where required, the total expense not to exceed \$50,000.

Mr. Hunter stated that while no Department order was ever issued for the furnishing of the screens supplied by claimant, yet the City had had them in use and possession for about fifteen months, and inasmuch as the price charged was reasonable and just, he would recommend payment, if there were no legal objections to payment for the materials supplied in the manner set forth.

Under date of March 10, 1908, Mr. John H. McCooley, Deputy Comptroller, addressed a communication to Mr. Johnson in response to an inquiry from the latter as to whether any disposition had been made of his claim, advising him that said claim was being held in this Department pending an opinion of the Corporation Counsel with respect to a similar claim.

Under date of March 15, 1908, Mr. Johnson addressed a communication to the Comptroller further requesting information as to the status of his claim in this Department, and in response to the same Mr. J. H. McCooley addressed a communication to Mr. Johnson under date of March 17, 1908, advising him that his claim was

still being held awaiting the opinion of the Corporation Counsel respecting a claim of similar character.

Under date of April 14, 1908, Mr. J. H. McCooley, Deputy Comptroller, addressed a communication to Mr. Johnson informing him that the Corporation Counsel advised the Comptroller that his claim was not a legal charge against the City, and that in view of said fact it would be necessary for Mr. Johnson to file a claim with the Comptroller, pursuant to chapter 601 of the Laws of 1907, which act authorizes the Board of Estimate and Apportionment to audit and amend claims of a meritorious character which may not have been legally incurred.

Under blank date Mr. Johnson addressed a communication to Mr. McCooley, in reply to the foregoing, asking whether the Comptroller had funds available to pay his claim if he filed it pursuant to the provisions of chapter 601 of the Laws of 1907, after the same had been allowed by the Board of Estimate and Apportionment.

Under date of April 22, 1908, Mr. McCooley addressed a communication to Mr. Johnson in reply to the foregoing, stating it would be necessary for Mr. Johnson to file a claim with the Comptroller, explaining all the details connected with his bill and requesting therein that payment be made to him pursuant to chapter 601 of the Laws of 1907, and stating further that under said law the Board of Estimate and Apportionment has been given power to amend all claims, and that upon favorable action by said Board payment would be made to Mr. Johnson of the amount duly allowed.

Thereafter, under date of April 25, 1908, Mr. Johnson addressed the following to this Department:

"Referring to your Audit Q. of April 22, 1908,

"I claim payment for well screens delivered to the Department of Water Supply, Borough of Brooklyn, as follows:

"November 7, 1906, 15 screens, at \$77.50.....	\$1,162 50
"November 15, 1906, 15 screens, at \$77.50.....	1,162 50
"November 22, 1906, 15 screens, at \$77.50.....	1,162 50
"December 8, 1906, 15 screens, at \$77.50.....	1,162 50
"December 20, 1906, 15 screens, at \$77.50.....	1,162 50
"Total.....	\$5,812 50

"I claim interest on the above amount from February 1, 1907, until same is paid at 6 per cent. per annum.

"July 6, 1906, I received a telegram from I. M. de Varona, Acting Chief Engineer, reading 'we need seventy-five strainers, 20 feet long. How fast can you ship strainers?' Wire reply."

"I came to Brooklyn, made the price of \$77.50 net each for the strainers and received the following order.

"BROOKLYN, July 9, 1906.

"E. E. JOHNSON, St. Paul, Minn.:

"DEAR SIR—I have drawn a requisition on you for 75 6 feet by 20 inches solid brass screens, at \$77.50 net each. This price to include all freight charges prepaid to destination. The official requisition should reach you in a few days. Will you please begin construction of these screens at once, so that deliveries may be made at the rate of two per day, commencing August 1.

"Yours truly,

"I. M. DE VARONA, Chief Engineer."

"August 11, 1906, I wrote advising the failure to receive the requisition. Receiving no reply I came to Brooklyn and found Acting Chief Engineer de Varona had been succeeded in office by J. W. McKay. I stated the case to Acting Chief Engineer McKay, and received authority to go ahead with the screens.

"October 6, 1906, George Morgan, Superintendent of Driven Wells wrote me 'I am in urgent need of the 6-foot screens which I understand you had an order for some time ago from our Department. If you have not received the requisition for the screens as mentioned in your letter of August 11, I do not doubt but what you will receive it in due time, but, anyway, I must have screens, so please ship these as soon as possible.'

"I made shipment on the order of Acting Chief Engineer de Varona, confirmed by Acting Chief Engineer McKay, and reinforced by the urgent call of Superintendent of Driven Wells, Morgan. All as stated in the first paragraph of this letter.

"Payment for the above would naturally be made by The City of New York in about 90 days, or February 1, 1907. I have not received a cent, although I have waited fifteen months beyond that date and have conformed to all known instructions and requirements of the Departments of Water Supply and of Finance.

"I served The City of New York by the delivery of screens when they were urgently needed. The delay in payment has been occasioned by no fault of mine, and has caused me serious financial embarrassment, and I ask that payment be made me pursuant to chapter 601, Laws of 1907."

Under date of May 20, 1908, Mr. Johnson addressed a further communication to the Comptroller, requesting advice as to the status of his claim before the Board of Estimate and Apportionment, and as to when he might expect to receive his money.

As has been stated in the early part of this report the claim herein is similar in character to others which have been paid by order of the Board of Estimate and Apportionment upon the certification of the Comptroller. The claim herein also should be paid. It would not seem fair that the claimant herein should be made to suffer for the dereliction of the Department with which he dealt, more especially as the Board of Aldermen has taken the necessary steps to provide for the payment of the bills illegally contracted by said Department.

This claim is identical with the claim of Donegan and Swift, reported on by this Bureau under date of October 26, 1907, January 31, 1908, and April 3, 1908. Said claim was for boilers supplied by the claimants to the Department of Water Supply, Gas and Electricity, under an order to said Department, issued under the same circumstances as was the order to the claimant herein, and was originally presented to this Department for adjustment as a legal claim. At the time it was first presented the Board of Aldermen had not acted on the application of the Commissioner of the Department of Water Supply, Gas and Electricity for permission to purchase in the open market supplies to the value of \$60,000. The Corporation Counsel advised the Comptroller that said claim did not constitute a legal liability against the City. Subsequently, when the Board of Aldermen adopted the resolution referred to above, empowering the Department of Water Supply, Gas and Electricity to purchase supplies without competitive bidding, the Corporation Counsel again advised the Comptroller that the said claim did not constitute a legal liability against the City, despite the action of the Board of Aldermen, which failed to cure the original defect in the transactions between the Department of Water Supply, Gas and Electricity, and those with whom it dealt, but that the circumstances under which said claim arose presented a condition under which the Board of Estimate and Apportionment might, in its discretion, acting upon the certification of the Comptroller, authorize the payment of the same, pursuant to the provisions of chapter 601 of the Laws of 1907. Donegan and Swift thereupon presented their claim under and pursuant to the provisions of chapter 601 of the Laws of 1907, and thereafter said claim was paid under a resolution of the Board of Estimate and Apportionment directing its payment.

For the same reasons which governed the payment of the said claim of Donegan and Swift the claim herein should be paid.

It is therefore respectfully recommended that the claim herein be certified to the Board of Estimate and Apportionment as a claim which is an illegal and invalid charge against the City, but which notwithstanding it is equitable and proper for the City to pay in the entire amount claimed, that is, \$5,812.50, without interest.

Respectfully,

HARRY J. WALSH, Auditor of Accounts.

Approved:

J. T. MAHONEY, Chief of Bureau, Law and Adjustment.

H. A. MITZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a



benefit and is justly and equitably obligated to pay, without interest, to E. E. Johnson the sum of five thousand eight hundred and twelve dollars and fifty cents (\$5,812.50) for materials furnished to the Department of Water Supply, Gas and Electricity; that the said sum shall be paid to the claimant in full satisfaction of the claim which has been presented, and shall only be paid upon the execution of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel, and for the purpose of providing means therefor the Comptroller be and is hereby authorized to pay said claim out of the account entitled Water Fund, Borough of Brooklyn, Department of Water Supply, Gas and Electricity.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

A. J. & J. J. McCollum, at \$444.82, for coal delivered to the Department of Water Supply, Gas and Electricity, Borough of Queens.  
(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
October 21, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the accompanying report of Harry J. Curtis, Law Clerk in the Bureau of Law and Adjustment of this Department, dated the 21st of October, 1908, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by A. J. & J. J. McCollum for the sum of \$444.82, alleged to be due for coal furnished the City in excess of that ordered by Contract No. 11,897, between the claimants and The City of New York, through the Department of Water Supply, Gas and Electricity of the Borough of Queens; that in my judgment this claim is equitable and proper for the City to pay in full, viz., \$444.82, inasmuch as the Corporation Counsel has advised that the claim is an illegal and invalid one and one that may properly be considered under the provisions of chapter 601 of the Laws of 1907, and as the City has received value therefor, the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
October 21, 1908.

In the Matter

of  
The voucher drawn to the order of A. J. & J. J. McCollum for the sum of \$444.82, for coal delivered in excess of that contracted for by Contract No. 11,897 with the Department of Water Supply, Gas and Electricity, Borough of Queens.

JEREMIAH T. MAHONEY, Esq., Chief of the Bureau of Law and Adjustment:

SIR—There was transmitted to this Department, on June 18, 1907, from the Department of Water Supply, Gas and Electricity a voucher drawn to the order of A. J. & J. J. McCollum, for the sum of \$444.82, for coal delivered at the Flushing Pumping Station, in accordance with the terms of the contract existing between said McCollum and the Department of Water Supply, Gas and Electricity. The voucher is drawn against the account of "Pumping Stations, Fuel and Supplies for the year 1905," but it was never audited as the amount of the bill was in excess of the amount of the contract.

Under date of January 16, 1908, this matter was reported upon to you in a report in which the details concerning same were fully set forth, and in which it was recommended that the contract, vouchers, and all papers be transmitted to the Corporation Counsel with a request that he advise the Comptroller whether the City be liable for the payment of this claim, or any portion thereof.

Under date of January 21, 1908, the papers were transmitted to the Corporation Counsel, and he, under date of March 24, 1908, advised the Comptroller that he is of the opinion that the claimants herein would not be able to recover from the City under the contract above mentioned, nor upon any other theory. The opinions in the report above referred to are among the papers.

Under date of April 1, 1908, William A. Ferguson, as Attorney of Alexander J. McCollum, presented a claim under and pursuant to the provisions of chapter 601 of the Laws of 1907, for the sum of \$444.82, for coal delivered in excess of that contracted for by Contract No. 11,897 to the Department of Water Supply, Gas and Electricity, Borough of Queens. This claim is the one for which the voucher was drawn in the Water Supply Department, and was considered in the reports above referred to.

This was again reported upon to you in a report dated October 2, 1908, in which the facts concerning said claim were again reviewed, and in which it was recommended, in view of the opinion of the Corporation Counsel, dated May 16, 1908, advising the Comptroller that in each individual instance it would be wiser and safer to transmit the facts connected with each claim filed under chapter 601 of the Laws of 1907 to the Corporation Counsel, in order to ascertain whether or not such claim might properly be considered under the provisions of said Act, that it be sent to the Corporation Counsel with such request.

Under date of October 8, 1908, said claim and all papers were transmitted to the Corporation Counsel, and his advice requested concerning this point, viz., whether the claim could properly be considered under the provisions of chapter 601 of the Laws of 1907.

Under date of October 15, 1908, the Corporation Counsel, in an opinion to the Comptroller, states that as this claim is an invalid and illegal claim against the City, but as it appears that it is equitable and just, and that the City has received value therefor, the claim may properly be certified to the Board of Estimate and Apportionment by the Comptroller under chapter 601 of the Laws of 1907.

The facts in relation to this claim are fully set forth in reports dated January 16, 1908, March 11, 1908, and October 2, 1908, which reports are herewith transmitted and are part of the papers in connection with this claim. From all these facts it would appear that coal was delivered to the Department of Water Supply, Gas and Electricity by A. J. McCollum, in accordance with the terms of a contract entered into by him with the Department of Water Supply, Gas and Electricity; that the contract was paid in full on November 14, 1906, at which time a general release was executed by the contractor to the City of any and all claims arising out of said contract; that subsequently, upon investigating the books of his concern, Mr. McCollum found that 63 tons and 1,530 pounds of coal had been delivered at the Flushing Pumping Station during the months of March, April and November, by a sub-contractor for him, and that said sub-contractor had failed to deliver with the coal the necessary delivery slips, and that these 63 tons and 1,530 pounds of coal were not included in any of the estimates paid to him at various times during 1905 and 1906; that, at the contract prices, he was therefore short the sum of \$444.82, for which a voucher was transmitted to this Department from the Department of Water Supply, Gas and Electricity, after the matter had been thoroughly investigated, and the facts as stated by Mr. McCollum found to be correct.

J. O. Murray, Examiner in this Department, states that he has examined the claim, and certifies that it is correct as to calculations, extensions and proper certifications, and has not been previously paid.

A. P. Wernberg, Coal Inspector of this Department, certifies that he has examined the records in the Department of Water Supply, Gas and Electricity, and finds satisfactory evidence that the supplies have been furnished and the work approved, and that the prices charged therefor are reasonable and just. These facts are further certified to by Engineer Thomas J. Gannon, in the Department of Water Supply,

Gas and Electricity; Consulting Engineer G. W. Birkhall, of the same Department, and by Frank J. Goodyin, Deputy and Acting Commissioner of said Department. Moreover, there is a balance of \$470.15 in the account known as "Pumping Stations, Fuel and Supplies," chapter 378 of the Laws of 1897, as amended by chapter 460 of the Laws of 1901, sections 10, 96, 100, 226, 459 and 531, Queens, 1905.

In view of all of the facts as set forth in the foregoing reports, and of the certificates above referred to, and further, in view of the opinion of the Corporation Counsel, dated October 15, 1908, it would seem that this claim is an illegal and invalid claim against the City, one which cannot be enforced by the claimants, yet one that is equitable and just, and that the City has received value therefor in the sum asked for by the claimants.

It is, therefore, respectfully recommended that this report be submitted to the Comptroller for whatever action he may see fit to take in the premises.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.

I direct that my certificate issue, as provided by chapter 601, Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to A. J. and J. J. McCollum, the sum of four hundred and forty-four dollars and eighty-two cents (\$444.82), alleged to be due for coal furnished in excess of the amount contracted for by Contract No. 11,897 with the Department of Water Supply, Gas and Electricity, Borough of Queens; that the said amount, when paid, shall be in full satisfaction of the claim which has been presented by said claimants, and shall only be paid upon the execution by said claimants of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel; that for the purpose of providing means therefor, the Comptroller be and is hereby authorized to pay the said A. J. and J. J. McCollum the sum of four hundred and forty-four dollars and eighty-two cents (\$444.82) out of the appropriation made to the Department of Water Supply, Gas and Electricity for the account entitled Pumping Stations, Fuel and Supplies, Borough of Queens, for the year 1905.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

c. Alexander J. McCollum, at \$230.68, for coal delivered to the Bureau of Public Buildings and Offices, Borough of Queens.

(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
October 22, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the accompanying report of Harry J. Curtis, Law Clerk in the Bureau of Law and Adjustment of this Department, dated October 22, 1908, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim, numbered 47116, as amended by Claim No. 48850, has been presented by Alexander J. McCollum, for the sum of \$230.68, alleged to be due under orders for the delivery of coal to the Bureau of Public Buildings and Offices, in the Borough of Queens; that said claim is illegal and invalid against The City of New York, by reason of certain technical objections thereto; that in my judgment it is equitable and proper for the City to pay said claim in part, viz., \$126, inasmuch as the Corporation Counsel has advised that the claim is an illegal and invalid one that may properly be considered under the provisions of chapter 601 of the Laws of 1907, and as the City has received value therefor, the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
October 22, 1908.

In the Matter

of  
Claim No. 47116, as amended by Claim No. 48850, of Alexander J. McCollum for \$230.68, alleged to be due under orders for the delivery of coal to the Bureau of Public Buildings and Offices in the Borough of Queens.

JEREMIAH T. MAHONEY, Esq., Chief of the Bureau of Law and Adjustment:

SIR—Alexander J. McCollum, doing business under the firm name and style of A. J. & J. J. McCollum, presents a claim against the City for \$230.68, with interest, alleging that between the 14th of January, 1903, and the 4th of June, 1903, he delivered to the Bureau of Public Buildings and Offices in the Borough of Queens certain quantities of coal under orders from the Bureau of Public Buildings and Offices, the aggregate value of which was \$3,038.78; that between the 2d of April and the 23d of December, 1903, he received from The City of New York, on account of said bills, the sum of \$2,818.10, and that there was a balance due him on said account of the said sum of \$230.68.

This claim was reported upon to you by Auditor J. L. Hance under date of April 17, 1906, and it was therein recommended that the report and all papers be transmitted to the Corporation Counsel for his information concerning the action which has been instituted by this claimant for recovery in the premises. The action is now pending in the Supreme Court, and under date of April 1, 1908, Wm. J. Ferguson, attorney for claimant company, filed a claim under and pursuant to the provisions of chapter 601 of the Laws of 1907.

Under date of October 2, 1908, this claim was reported upon to you, and it was therein recommended that, as the claimant had already instituted an action for the recovery of this sum, and as said action was pending in the Supreme Court, New York County, the claim be not considered under chapter 601 of the Laws of 1907.

Subsequently, under date of May 21, 1908, the attorney for the claimant transmitted to this Department an order discontinuing the action pending in the Supreme Court, without the payment of costs to either party as against the other, and requested that the claim be considered under the provisions of chapter 601 of the Laws of 1907, as he was willing to admit that the claim is illegal and invalid and was not one where he hoped for any recovery in an action at law. The matter was again reported upon and transmitted to the Corporation Counsel, with a request that he advise the Comptroller whether the order of discontinuance had been properly entered, and the claim was one which might be considered under the provisions of this act.

Under date of October 15, 1908, the Corporation Counsel, in reply to the Comptroller's request for information concerning said order and claim, advised him that the order discontinuing the action had been properly entered, without costs to either party as against the other, and that this claim is now in a position to be considered under chapter 601 of the Laws of 1907, if said claim be an equitable and just one. This opinion is attached to the papers in connection with this claim.

From all the reports and papers in connection herewith it appears that the facts in connection with this claim are as follows: That the coal was delivered on open orders from the Bureau of Public Buildings and Offices, Borough of Queens, in the



amount set forth in the claim; that such deliveries arose by reason of the coke strike, which then existed; that there had been a contract between him and the City, but more coal was ordered than the contract called for, and he was told that he would be paid for such deliveries out of a special fund; that all coal delivered up to the 7th of February, 1903, was under the contract, but beginning the 24th of February, 1903, and up to and including the 4th of June, 1903, the coal was delivered on open orders; that the amount of coal called for by the contract was 800 tons, which was all delivered and paid for at the contract price of \$5.41 a ton; that on the 24th of February, 1903, "The Department called me up on the 'phone and asked me the price of coal, and I told them the price was \$6.30—in fact, we were getting \$7 a ton from private people"; that such conversation was had with Mr. Cronin, who was then Superintendent of the Bureau of Public Buildings and Offices, Borough of Queens, and it was agreed between them that he should be paid at the rate of \$6.30 a ton, "to be delivered on open order until such time as they were in a position to advertise for the contract, as coal was scarce and they did not want to pay \$7 and \$8 a ton"; that "on May 8 he called me up and said that \$6.30 a ton was too much to pay," and "I said the market had dropped a little and we would make the price \$5.93, and for coal delivered after June 1 we would charge \$5.82 a gross ton"; that "Cronin ordered the coal at such prices" and "sent his men, Mr. William B. Dooley, weighmaster, with instructions to weigh the coal every time we sent it out and they wanted it"; that these orders were never given in writing, but they were given "over the telephone, and sometimes Mr. Dooley would come over and say he had been instructed by the Commissioner to get coal delivered"; that "from January 14, 1903, up to June 4, 1903, we delivered \$2,961.01 worth of coal," and included in those prices was coal delivered at the contract price of \$5.41, "and from the 24th of February, 1903, to the 4th of June, 1903, both inclusive, we charged at the rates of \$6.30, \$5.93 and \$5.82 a ton"; that "the reason of that advance was that this was in February, right after the coal strike of 1902" and "this contract at \$5.41 a ton was entered into by me long before the coal strike"; that he was paid for portions of the shipment at the increased rates, and that "we have our tickets signed for every ton of coal delivered, and the Department has duplicates."

Examiner James H. Cocks, of this Department, in a report dated May 15, 1908, as amending his report dated March 8, 1906, states that the claimant has produced delivery slips for only twenty tons of coal, delivered on February 24 and 26, 1903, amounting to \$126; that no orders were ever issued for this coal, in accordance with section 419 of the Charter, but that delivery slips were received by the individual delivering the coal and turned over to the claimant, and that these delivery slips have been verified by the janitor of the Hackett Building, to whom said coal was delivered. The janitor informed the Examiner that the signatures on the coal slips were his and were genuine; that he remembers receiving three tons of coal on February 24 and seventeen tons on February 26, 1903. For the balance of his claim the Examiner states the claimant has not produced delivery slips or receipts, and there is no way of proving conclusively that the coal represented by said balance has ever been received and used, and he concludes that if the City is liable for this claim, claimant could not prove a greater liability than \$126, and therefore recommends a settlement in said sum.

In view of the fact that no orders were issued for this coal, but that twenty tons were delivered and actually used by the Department and receipts given therefor, and further in view of the fact that the action for the recovery of the sum has been discontinued and the Corporation Counsel has advised that if this claim appear equitable it can properly be considered under chapter 601 of the Laws of 1907, it is respectfully recommended that as the claim is equitable and just to the extent of \$126, it be submitted to the Comptroller for whatever action he may deem fit in the premises.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

JEREMIAH T. MAHONEY, Chief of the Bureau of Law and Adjustment.

I direct that my certificate issue as provided by chapter 601, Laws 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to Alexander J. McCollum the sum of one hundred and twenty-six dollars (\$126), alleged to be due for coal delivered to the Bureau of Public Buildings and Offices in the Borough of Queens; that said sum shall be in full satisfaction of the claim for two hundred and twenty dollars and sixty-eight cents (\$220.68), which has been presented by said claimant, and shall only be paid upon the execution of a full release in favor of The City of New York in such form as shall be approved by the Corporation Counsel; that for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to said chapter 601, Laws of 1907, to issue special revenue bonds of The City of New York, to an amount not exceeding ninety-three dollars (\$93), at such a rate of interest as may be fixed by the Comptroller, and redeemable from the tax levy of the year succeeding the year of their issue, the balance, amounting to thirty-three dollars (\$33), to be paid out of the appropriation made to the President, Borough of Queens, for the account entitled "Bureau of Public Buildings and Offices, Supplies and Repairs (including wages of Mechanics, Laborers, etc.)," for the year 1903.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

d. Matthew J. Cahill, at \$175, for unloading and moving furniture from railroad cars at St. George, Richmond, and delivering the same to various fire houses in the First and Third Wards, Borough of Richmond.

(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE.  
COMPTROLLER'S OFFICE.  
October 26, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the accompanying report of H. J. Curtis, Law Clerk of the Bureau of Law and Adjustment of this Department, dated October 26, 1908, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim, No. 51990, has been presented by Matthew J. Cahill for the sum of \$175 alleged to be due for services rendered in unloading and moving furniture belonging to The City of New York from the railroad cars at St. George, Borough of Richmond, and delivering the same to the various fire houses in the First and Third Wards of the Borough of Richmond; that said claim is illegal and invalid as against The City of New York by reason of certain technical objections thereto; that in my judgment it is equitable and just for the City to pay said claim in said sum, namely, \$175, as the City has received value therefor and the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE.  
COMPTROLLER'S OFFICE.  
October 26, 1908.

In the Matter

of

Claim No. 51990 of Matthew J. Cahill, for \$175 alleged to be due for services rendered in unloading and moving furniture belonging to The City of New York, from the railroad cars at St. George, Borough of Richmond, and delivering same to various fire houses in the First and Third Wards of the Borough of Richmond.

Hon. HERMAN A. METZ, Comptroller:

SIR—Claimant herein presented a claim under and pursuant to the provisions of chapter 601 of the Laws of 1907 for the sum of \$175, for work, labor and services rendered to the Fire Department in the Borough of Richmond, in unloading, carting and delivering certain articles of furniture to various fire houses in the Borough of Richmond. Chapter 601 of the Laws of 1907 reads as follows:

Section 246. Claims against the city. The board of estimate and apportionment may, in its discretion, inquire into, hear and determine any claim against the city of New York which has been certified to said board in writing by the comptroller as an illegal or invalid claim against the city, but which, notwithstanding, in his judgment it is equitable and proper for the city to pay in whole or in part, and if from such inquiry the board by a unanimous vote determine that the city has received a benefit and is justly and equitably obligated to pay such claim and that the interests of the city will be best subserved by the payment or compromise thereof, it may authorize the comptroller to pay the claim and the comptroller shall thereupon pay the claim in such amounts as the board of estimate and apportionment shall so determine to be just, in full satisfaction of such claim, provided that the claimant shall fully release the city, upon any such payment, in such form as shall be approved by the corporation counsel. The provisions of this section shall not authorize the audit or payment of any claim barred by the statute of limitations, nor any claim for services performed under an appointment in violation of any provision of the civil service law. For the purpose of carrying out the provisions of this section, it shall be the duty of the comptroller of the city of New York, on being thereunto authorized by the said board of estimate and apportionment, to issue and sell corporate stock or revenue bonds of the city of New York in such amounts as may be necessary, and at which rate of interest as may be fixed by said comptroller. No consent or approval of any board or public body other than the said board of estimate and apportionment shall be necessary to authorize the comptroller to issue such stock or revenue bonds for the purpose of this section.

The claimant alleges that his claim is for the sum of \$175 for work, labor and services rendered the Fire Department in unloading and carting the furniture in the various fire houses in the Borough of Richmond; that this work was performed on the 30th day of September and on the 1st day of October, 1905; that these days fell on Saturday and Sunday, respectively, and was just at the time when the Fire Department was celebrating the installment of the paid department and the retirement of the volunteer fire department of the Borough of Richmond; that Battalion Chief Guerin, by reason of this celebration, was unable to obtain the necessary men and trucks for the unloading and carting of the new furniture to be installed in the fire houses; that as most of the citizens of Richmond County are members of the volunteer fire department, all looked upon this occasion as one of celebration, and the day following being Sunday rendered the obtaining of the necessary labor doubly difficult. Claimant alleges further that Battalion Chief Guerin asked him to perform this work after he having first refused to do so, the Chief stating at the time that he had made every endeavor to get the necessary labor from other contractors in Richmond Borough, but found it utterly impossible. In regard to the job itself, the claimant alleges that the car loaded with the furniture was in the St. George yards; that the seat of the car had not been broken and that if he had not performed the work the furniture would lie idle there until Monday, and it would, therefore, be impossible for the Department to commence work, and that this state of circumstances would have highly inconvenient and impeded the progress of the Department; that after receiving the second request from the Battalion Chief the claimant obtained, after diligent search, the necessary trucks and horses for the delivery of the furniture. He proceeded to the freight yard at St. George, Staten Island, with four trucks and eight horses, and undertook to complete the job by Sunday in order that the new department might be in a position to commence work on Monday; that in all he had seven fire houses to furnish; that these houses were located between the First and Third Wards, and that it was necessary to make to some of these houses as many as three trips; that the furniture, chairs, desks, beds, etc., had to be assorted in order to be properly distributed in the designated fire houses, and as it rained all Saturday night the work had to be done, as far as possible, under the cover of rubber blankets, making the work extremely more difficult. Claimant alleged further that he and his men worked all night and completed the job early Sunday morning. These fire houses, he stated, were located as follows: One at Tompkins avenue, First Ward; one on Jersey street, First Ward; one on Broadway, First Ward; one on Castleton avenue, one on Richmond avenue, both in Third Ward; one opposite Port Richmond square, Third Ward, and another at Elizabethport Ferry, Third Ward, and that the location of the depot was at Arrietta street, St. George; that the trips were from one and a half miles to the nearest fire house and seven miles to the farthest fire house; that in the neighborhood of fifteen trips were made; that the exact number he does not remember, but he was sure there were at least fifteen; if that number is not correct, it is because there were more trips made; that a team of horses was hitched in double trucks, which trucks were in charge of five or six men, different numbers being on the job at different times; that the Fire Chief inspected the work and expressed his satisfaction at the manner and alacrity with which it was accomplished and requested that the claimant send in his bill; that for this work he submitted a bill in the sum of \$175, which was marked excessive by the Department, and as no effort was made by the claimant to reduce the bill the Department refused to pay it.

After the refusal of the Department to prepare the necessary voucher for the payment of claimant's bill for the work rendered, claimant presented his claim to the Comptroller under section 261 of the Charter and expressed his intention to institute an action for the recovery of this amount in full should claim be not settled within thirty days.

This claim was reported upon to Auditor of Accounts Jeremiah T. Mahoney, report dated January 15, 1908, in which it was recommended that, although the work was rendered and the price deemed reasonable by Examiner Riggs, after considering all the circumstances and difficulties under which the work had to be accomplished, the claim was disallowed on the technical ground that the work had been ordered verbally over the 'phone by Battalion Chief Guerin and not in conformity with the provisions of section 419 of the Charter. As authority for disallowing said claim, the case of Keene against The City of New York, reported in 78 Appellate Division, was cited. Examiner William P. Riggs, in his report dated May 6, 1907, stated that he has investigated the details connected with this claim and found the particulars to be as follows: That on Saturday, September 30, 1905, Fire Chief Guerin, of the Fire Department, telephoned to the claimant to inquire if he could remove a carload of furniture to the different fire houses on the north end of Staten Island, to which the claimant replied that as the day was a holiday for the celebration of the outgoing volunteer fire department and the installation of the paid fire department, it was next to impossible to obtain the necessary men from that section to perform the work and that therefore he could not undertake the job; that subsequently the Fire Chief again communicated with the claimant and informed him that he had not been successful in getting anyone to undertake to do this work and pleaded with him to find the necessary labor to complete the job and impressed upon the claimant the importance of the work. The circumstances under which the work was performed, the Examiner states, were exactly as stated by the claimant in his testimony; that everything seemed to conspire to make the work difficult and arduous, and that after working all night and until quite late Sunday morning, they succeeded in completing the job to the satisfaction of the Fire Chief. In regard to the value of these services the Examiner set forth in his report that it was necessary for the claimant to pay excessive prices for labor and that two of the men were employed all of Saturday night and Sunday morning, and they asked \$15 each for their services before they



commenced work and as they would not stay up at any other price and deeming the work extremely important and necessary, the claimant, rather than lose the services of the two men, agreed to pay this price to secure their labor; that had he not done so, the Examiner states, he is convinced the job would not have been completed. Moreover, the fire houses were from one and a half to seven miles from the freight yards in which the furniture was stored, that only one of them was at the shortest distance from the station; that five of them were in the neighborhood of three to four miles from the station and one was at a distance of seven miles; that the location of the trucks from the car was a distance of 150 feet and that the furniture had to be carried for this distance over the rails; that considering all these circumstances, the Examiner concludes his report by stating that the sum of \$175 seems extremely reasonable, and in support of this opinion he states that he examined other contractors in the Borough and ascertained that none would have taken the job under any circumstances, and that \$200, they thought, would not have been expensive. Hart & Sons, one of the largest contractors in the Borough of Richmond, stated that they thought the bill not only reasonable but extremely low, and that they wouldn't have considered it at that price under the circumstances. James Sullivan, another contractor in the Borough, refused to do the work on that night and stated that \$200 was a fair value for the services. Undoubtedly, the Examiner alleges, that had the work been done in the daytime under different circumstances, the price charged would have been lower, but as the proper preparation for the installation of the new Department had not been made and as the arrangements were hurried at the last moment, the Fire Department, not desiring any adverse criticism in regard to this delay, required the work to be done that night so that everything would be in readiness on Monday morning, and that to avoid this delay they sought to have the claimant do the work under adverse circumstances at a price which would have been fair and reasonable had the circumstances been different. On July 15, 1907, William P. Riggs made a supplemental report, after interviewing Deputy Chief Guerin, of the Fire Department, and was informed by said Deputy Chief that Chief Croker had ordered him by telephone to have said furniture removed from the said freight car before 8 o'clock Sunday morning, and knowing that this order had to be complied with he called up five concerns possessing them to do the work on Saturday afternoon, September 30; that all of the said firms refused to undertake the job as they could not give assurance that the work would be completed by 8 o'clock Sunday morning, and that the only person available on Staten Island who would undertake the job was the claimant; that the claimant did the work well; that it was an emergency job and that it took the claimant the greater part of Saturday and all Saturday night and Sunday up till 8 o'clock to complete the work, and that the only reason he had not O. K.'d the bill was that he deemed the price somewhat excessive. When asked what he deemed reasonable, he informed the Examiner over the phone that he thought \$120 or \$130 the proper price, but gave no reason for this allowance.

Under date of March 15, 1907, the late Alfred M. Downes, the then Secretary of the Fire Department of The City of New York, transmitted the following communication to the Deputy Comptroller:

"The Cashier, in whom was referred your communication of the 28th ult., requesting information concerning claim No. 31903, filed in your Department by Matthew J. Cahill, for the sum of \$175 alleged to be due for horses, trucks and men furnished and supplied on September 30 and October 1, 1905, in unloading furniture from the railroad cars at St. George, Borough of Richmond, and delivering same to seven fire houses between Astoria street, in First Ward, and Hollands Hook, in Third Ward, Borough of Richmond, upon request of Battalion Chief Guerin, of this Department, has returned the same, with report reading as follows:

"Borough of Manhattan, March 5, 1907.

"Hon. FRANCIS J. LAMBEY, Fire Commissioner:

"Sir—Referring to the attached communication from the Finance Department, under date of February 28, relative to claim filed in that Department by M. J. Cahill for the sum of \$175 for unloading a shipment of furniture from cars at St. George, Borough of Richmond, on September 30, 1905, and delivering same to quarters of companies in the Borough of Richmond, I have the honor to report as follows:

"At the time in question arrangements had been made to organize four engine companies, to be located at New Brighton, West New Brighton, Port Richmond and Mariners Harbor, and three hook and ladder companies, to be located at Tompkinsville, West New Brighton and Port Richmond. These companies were to be organized and ready for service on the morning of October 1, 1905. To equip the companies 82 bedsteads, with springs, 76 chairs, 9 small tables and 9 desks had been ordered from the State prisons. The car containing this furniture did not arrive at St. George until September 30, 1905. Deputy Chief Guerin having been placed in charge to organize these companies in the Borough of Richmond, was notified from this office to make arrangements at once with some reliable carrier for the immediate transfer of the furniture from the car to the quarters of the seven companies.

"It appears that Deputy Chief Guerin made arrangements with M. J. Cahill, of New Brighton, for the carting and delivery of the furniture. The bill was rendered by Mr. Cahill on December 1, 1905, amounting to \$175 for his services. As the car contained only 82 bedsteads, with springs, 76 chairs, 9 tables and 9 desks, a total of 176 pieces, some of the chairs bound together in packages, the charge of \$175 was considered excessive, and Mr. Cahill was so notified, with request to make some reduction in his bill. He refused to make any reduction, and on March 1, 1906, the following letter was received from him:

"On Saturday, September 30, 1905, I was called on the phone by Deputy Chief Guerin, in charge of Richmond Borough, and was asked if I could provide trucks and men to unload desks, chairs, furniture, etc., from the freight car at St. George to the different fire houses on the north shore of Staten Island. I told him I could not then, but after 3 p. m. I would be able to, as I was about to participate in the disbandment parade of our local fire department. He asked me what the cost could be and I told him I did not know; he asked me if it would be the ordinary price of carting and moving and I told him it would, and I would be as reasonable as possible, and I presume on such a declaration from me he ordered me to do such removing and to put enough men and trucks on so as to insure the delivery of all the furniture, etc., in the different fire houses before 8 a. m. Sunday, October 1, and that there would be a uniformed fireman at St. George at 5 p. m. September 30 to direct the unloading of same and direct the drivers where to deliver said furniture. Such was our conversation, and I will now tell you what my work consisted of.

"I had my four trucks at St. George Saturday, 4:45 p. m., September 30, and was there myself with eight men at 5:20 p. m. When I spoke to the freight agent I was informed that I could not get at the car then, because I had no written order to open the car, and also because the car had been taken away from the siding at St. George and sent back to New Brighton on another siding out of the way. The Superintendent had gone home, there were no freight engines about at the time, and after a great deal of trouble I finally received permission from one of the officials to open the car, if it could be brought back to the siding. I then took such steps with the night man to have such cars that were on the St. George siding taken away by a passenger engine and the freight with the furniture brought back to St. George. When I finally had the double car opened I found that all the beds were stowed together, the chairs, tables, desks and crates were likewise stowed together, and I had to have every piece handled more than two or three times. Both myself and my men knew the location of every fire house in our Borough, but every piece was marked by numbers that made it difficult to place for a time; we had but a short space to sort out the different pieces between the trucks, and when it started to rain I procured canvas covering for the furniture. We worked from Saturday, at or about 5:30 p. m., until Sunday, at 7 a. m., and it was quite a task to get these men, all of whom were members of the local department to leave their companies' houses, where collations were being served, to work on freight, and it was only on account of my promise in Deputy Chief Guerin that I sought to make good. The car was a large, extra size Michigan freight car, and there were about 19 trips made with the trucks; every piece was handled with the greatest care and every piece of furniture went where it was intended to go. I sincerely believe that my claim is just, and I am sure under the then existing circumstances you will acquiesce, and feel positive if this matter is referred to a practical truckman he will also concur.

"Hoping to hear a favorable reply from you at an early date, I am pleased to be,

"Very respectfully,

"M. J. CAHILL"

"As stated before, the bill was considered excessive and was never audited.

"In connection with this matter, I might add that a similar carload of furniture was handled under my personal supervision from Stapleton, Borough of Richmond, delivery being made to quarters of seven companies between Tompkinsville and Totenville, and the total charge made to the Department for the handling and carting of this carload was only \$60.

"This matter is respectfully submitted,

"JOHN P. BURNS"

"I am directed by the Commission to notify you accordingly."

From the facts set forth in the foregoing reports it appears that the claimant performed certain work, labor and services at the request of the Fire Department. That these services were considered excessive by the authorities of the Fire Department and the bill never paid. The claimant filed his claim under section 261 of the Charter for the recovery thereof and said claim was disallowed on the ground that the services which were the foundation of his claim had not been ordered in conformity with section 419 of the Charter, conformity with which provision was necessary to a recovery. In the case of "Koon against The City of New York," 78 Appellate Division; that thereupon the claimant filed his claim under chapter 601 of the Laws of 1907 with the Board of Estimate and Apportionment, with a request that it be examined and allowed as a moral obligation of The City of New York. It undoubtedly is a claim which may properly be considered under the provisions of chapter 601 of the Laws of 1907 and if the price be found reasonable may properly be paid in the manner provided by the said law. In regard to the reasonableness of the price it would seem from the report of Examiner Riggs that nineteen trips had been made with various sized loads of furniture with four double trucks and eight horses, the trips covering from one and a half to seven miles and from six to eight men were employed besides the claimant for a period of sixteen hours; that no other contractor in the Borough of Richmond would undertake to do the work; that two prominent contractors, James Sullivan and Hart & Sons, stated that the price was not only reasonable but low and that \$200 would have been fair value for the services rendered under the existing circumstances. Examiner Riggs concluded that from all the witnesses he had examined he was forced to conclude that Deputy Chief Guerin was wrong in considering the said price excessive; that, on the contrary it was reasonable and just, and recommended payment in said sum should the City make any payment at all. In a communication addressed to the Comptroller, dated October 17, 1907, the Corporation Counsel referred at length to the provisions of the above act, namely, chapter 601 of the Laws of 1907, and pointed out definitely the extent to which the Comptroller and the Board of Estimate and Apportionment might go in payment of claims against the City under this act. He held in his communication that "it seems to me that in acting under this statute the extent to which the Board of Estimate and Apportionment and the Comptroller can go is to pay the whole or part of claims for which the City has received value which are fair and honest in themselves, but by reason of some technical objection are illegal."

Undoubtedly, it is evident from all the facts and circumstances concerning the claim under consideration, it is one falling within the class of claims referred to by the Corporation Counsel in this opinion. It is, therefore, respectfully recommended in view of the strong equities of this claim that it be certified in the Board of Estimate and Apportionment as one which is illegal and invalid but which is proper on account of said equity for the City to pay. The sum of \$130 is suggested by way of settlement as that is the amount offered by Chief Guerin, but which has frequently been refused by claimant on account of the circumstances existing at the time he undertook the job and which was also considered too low by Examiner Riggs of this Department; yet if in the consideration of the Comptroller this amount seems inadequate and is again refused by the claimant, it is respectfully recommended that the Comptroller fix the amount of settlement.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

J. T. MATHONEY, Chief, Bureau of Law and Adjustment.

Approved in the sum of one hundred and seventy-five dollars.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to Matthew J. Cahill, the sum of one hundred and seventy-five dollars (\$175) for services rendered in unloading and moving furniture belonging to The City of New York from the railroad cars at St. George, Borough of Richmond, and delivering the same to the various fire houses in the First and Third Wards, Borough of Richmond; that said sum shall be in full satisfaction of the claim which has been presented by said claimant, and shall only be paid upon the execution of a general release in favor of The City of New York in such form as shall be approved by the Corporation Counsel; and for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of chapter 601, Laws of 1907, to issue Special Revenue Bonds of The City of New York, to an amount not exceeding one hundred and seventy-five dollars (\$175), at such a rate of interest as may be fixed by the Comptroller, and redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim of M. J. Drummond & Co., at the sum of \$3,777.75, for supplies furnished to the Department of Water Supply, Gas and Electricity.

(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 15, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to chapter 601 of the Laws of 1907, of the State of New York, entitled: "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by M. J. Drummond & Co. for the sum of \$3,777.75, alleged to be due for supplies furnished to the Department of Water Supply, Gas and Electricity; that the same is illegal or invalid as against The City of New York, by reason of technical objections thereto; and that, in my judgment, it is equitable and proper for the City to pay to the said M. J. Drummond & Co. the said sum of \$3,777.75, inasmuch as it has received value therefor.

Respectfully,

H. A. METZ, Comptroller.



CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 9, 1909.

In the Matter  
of

The application of M. J. Drummond & Co.  
for the adjustment by the Board of  
Estimate and Apportionment, under chap-  
ter 601 of the Laws of 1907, of their  
claim for \$3,777.75, alleged to be due for  
supplies furnished to the Department of  
Water Supply, Gas and Electricity.

Hon. HERMAN A. METZ, Comptroller:

SIR—In a communication, dated January 8, 1909, addressed to you by M. J. Drummond & Co., it is stated: "Under and pursuant to the requirements of chapter 601 of the Laws of 1907, we hereby present claim against The City of New York in the sum of Three Thousand Seven Hundred and Seventy-seven Dollars and Seventy-five Cents (\$3,777.75), for supplies furnished to the Department of Water Supply, Gas and Electricity, as follows:

Date.	Order Number.	Supplies.	Date of Delivery.	Cost.
August 14, 1908.....	2605	90 6-inch valves	25 on September 8; 65 on September 11....	\$985 50
August 26, 1908.....	2711	75 6-inch valves	October 6.....	821 25
September 14, 1908.....	2952	90 6-inch valves	October 30.....	985 50
October 13, 1908.....	3406	90 6-inch valves	25 on October 28; 65 on November 7.....	985 50

As the City has received the benefit, it is justly obligated to pay such claim, and this acknowledgment of indebtedness is more fully shown in the vouchers of the Department of Water Supply, Gas and Electricity, approved and certified by the Commissioner of said Department.

Walter J. Drummond was examined under oath, and testified in substance as follows: M. J. Drummond & Co. was a copartnership, composed of Michael J. Drummond and Walter J. Drummond. The valves were ordered from time to time by the Department of Water Supply, Gas and Electricity, as the Department was out of such valves in Brooklyn, and had contracts for the work in which the valves were needed. On the first lot the company made a quotation, which was accepted and the order given. The following orders came to the claimants at the same price. The orders were given in writing, and, in all cases, given before the valves were delivered. The contract for the work requiring these valves was not perfected, due to a faulty specification, and an award was made but cancelled by the Commissioner, with the approval of the Corporation Counsel and of the claimants. Three hundred and forty-five (345) valves were delivered, on the dates indicated in the letter addressed by claimants to the Comptroller, dated the 8th of January, 1909. The price charged was \$10.95 each, which was exceptionally low, leaving a manufacturer's profit of only seven per cent. If the valves had been ordered in carload lots, the cost of freight and cartage was less by from 42 to 45 cents each than would have been incurred if the supplies were delivered in less than carload lots. The valves were manufactured in the factory of the claimants at Lynchburg, Va. This testimony is transmitted herewith.

M. F. Loughman, Deputy Commissioner of Water Supply, Gas and Electricity, with a communication dated February 2, 1909, addressed to Deputy Comptroller N. Taylor Phillips, transmitted copies of the following papers:

1. Memorandum, dated January 21, 1909, made by C. P. Sullivan, Assistant Engineer of that Department, referring to this application, and adding: "The above claim covers the cost of 345 6-inch gate valves, furnished and delivered at the storage yard of the Department. The valves were obtained on four Departmental orders, and the cost of the valves furnished on each order was less than One Thousand Dollars (\$1,000). The amounts certified in the claim as stated in the letter from the Deputy Comptroller are correct, and accord with the Department records, with the exception that seventy-five (75) valves were delivered on order No. 2711, instead of seventy (70) valves. The necessity for obtaining the valves on Department order is explained in a letter from Mr. J. W. McKay, Acting Chief Engineer, dated August 14, 1908, a copy of which is hereto attached. The delivery of the valves on the Department order permitted the completion of the setting of additional fire hydrants, under contract dated August 23, 1906, for setting, replacing and hauling hydrant service-pipe, fire hydrants, etc.; Isaac Harris Company, contractors, and also permitted the prosecution of the work of setting fire hydrants on water mains laid by the Robert Carter Company, under contract dated August 10, 1908, for hauling and laying water mains in Districts 3 and 4; and by James Kelly, under contract dated September 17, 1908, for hauling and laying water mains in District No. 2." Some of the valves were also used by the Department force on emergency work.

2. Report dated August 14, 1908, by J. W. McKay, Acting Chief Engineer of the Department of Water Supply, Gas and Electricity, stating: "A draft of contract for furnishing and delivering stopcocks was prepared last year, and on January 15, 1908, the corrected and revised printer's proof of said contract was forwarded to you for final printing. On June 26, 1908, bids were received, but as yet the bids or estimates have not been forwarded to this office for canvass and report, and I have not as yet been officially advised as to whether or not this contract was executed. At the present time there are no valves of the size required on hand in our yards. On June 11, 1908, a requisition was forwarded for 80 6-inch stopcocks, to be delivered within thirty days' time, and the party in whom the departmental order was issued has delivered to date only 55 of these valves. It became necessary to issue a second requisition, and on August 6, 1908, one was forwarded to 75 6-inch valves, and I am now forwarding a third requisition for 75 valves. It will either be necessary to order the work stopped on three contracts, i. e., 'For setting, replacing and hauling fire hydrants,' 'For cleaning water mains,' and 'For hauling and laying mains in Districts Nos. 1, 2, 3 and 4,' for which this Department has to furnish valves, or it will be necessary from time to time to issue departmental orders in amounts not exceeding \$1,000 to permit of said work being carried out with as little interruption as possible, until such time as the contract above referred to, bids for which were opened on June 26 last, is awarded."

Four vouchers covering these charges have been prepared, certified and transmitted to this Department for payment.

*Voucher for Ninety Gate Valves, Amounting to \$985.50.*

On the 22d of September, 1908, a voucher was received for the payment of \$985.50, upon Order No. 2605, dated August 14, 1908, for ninety 6-inch iron body, bronze mounted gate valves, at \$10.95 each, to be delivered to the Gowanus pipe yard in Brooklyn.

Attached to the said voucher was a communication dated October 14, 1908, addressed to Deputy Comptroller John H. McConee, stating: "In relation to M. J. Drummond Company's voucher for ninety gate valves furnished on an open order of August 14, 1908, the Department was in absolute need of gate valves and there was no contract in existence. On June 26 bids were received for the furnishing of gate valves, and on July 3 the Department submitted to you the lowest bid for approval, with the sureties offered thereon. This bid was not returned from your office until August 26. It was signed by the contractor, the M. J. Drummond Company, on August 31, and on September 12 notice was sent to said contractor to begin deliveries." Payment of this voucher has been withheld.

*Voucher for Seventy-five Gate Valves, Amounting to \$821.25.*

On the 13th day of October, 1908, a voucher was received for the payment of \$821.25 upon Order No. 2711, dated August 26, 1908, for seventy-five 6-inch iron body, bronze mounted gate valves, to be delivered at the Gowanus pipe yard, Brooklyn, no price being fixed in the order for these supplies. Charge was made at the rate of \$10.95 each.

Attached to the said voucher was a report, dated October 23, 1908, made by Assistant Engineer J. Hunter, of this Department, and approved by Assistant Engineer John H. Frazee and by W. H. Roberts, Assistant Engineer in charge of the Bureau of Engineers. Reference is therein made to this voucher for \$821.25 and to the above mentioned voucher for \$985.50. It is further stated in the said report: "On June 26, 1908, bids for 1,200 6-inch gate valves, or stop cocks, were received at the Department of Water Supply. The contract, together with the sureties, were forwarded to this Department on July 3 and returned to the Department of Water Supply August 26. The contract was signed August 31, certified September 9, and the contractor, M. J. Drummond & Co., was ordered on September 15 to begin deliveries, the contract price for 6-inch gate valves being \$10.50 each. The contract provides that within two weeks of the notification of the contractor by the Commissioner to begin work on the contract he shall submit complete drawings of the gate valves to be furnished; also within thirty days or two weeks after submitting plans he must begin deliveries. The drawings are at present in the Department of Water Supply, not yet approved by the Acting Chief Engineer. Meanwhile, the Department, being urgently in need of these articles, issued open orders to M. J. Drummond & Co. at the price of \$10.95 each. On June 25, eighty 6-inch valves were ordered and delivered, the voucher being passed for payment in this Bureau on September 19, 1908. On August 14, ninety were ordered and delivered September 4 and 9; the voucher for same, under date of August 17, accompanying this report. On September 2, seventy-five gates were ordered and delivered on October 6; the voucher, dated September 23, also accompanies this report. The two following orders to the same contractor are at present outstanding: September 14, ninety 6-inch gates, at \$10.95; October 13, ninety 6-inch gates, at \$10.95 each. The excess cost (45 cents) for gates on order above those to be supplied under contract terms is due to greater freight charges on small lots. These gates were made at Lynchburg, Va., and the contractor informs me that the freight charge on small lots is 16 cents per 100 pounds in excess of that charged on carload lots. As these gates weigh about 180 pounds each, the excess cost on this item of freight amounts to 29 cents per gate. In addition to the freight charge is the extra expense of hauling from the railroad to the Corporation Yard, while the gates under contract will be delivered on floats at the yard wharf, subject to lighterage charges only. Under these circumstances I believe that the charge, \$10.95, for 6-inch gates on order is reasonable, as compared with the bid price of \$10.50 on contract, considering the greater proportionate delivery charge per gate on small lots. As previously stated, the Department was in urgent need of these gates, due to progress on current contract work, to complete which these gates were indispensable, and this method of obtaining them was adopted in order to avoid the filing of suits on the part of contractors for delay by the City in furnishing them with necessary material to carry on this work. However, it would appear that the action of the Department of Water Supply in issuing five separate orders for the same article, each order within the \$1,000 limit, is in violation of section 419 of the City Charter. I am, therefore, of the opinion that, while the price charged appears reasonable, in view of the violation of Charter requirements, these vouchers cannot legally be paid."

Subsequently, on the 20th of November, 1908, Assistant Engineer Hunter, in a second report, which was approved by Assistant Engineer Frazee and by Chief Engineer Chandler Withington, stated: "Amending report of October 3 (237) referring to two vouchers transmitted by the Department of Water Supply in the amounts of \$985.50 and \$821.25, in favor of M. J. Drummond & Co., for 6-inch gate valves, delivered at the Corporation Yard, Borough of Brooklyn, I beg to state: In this report, after a statement of the conditions under which these gates were purchased, the recommendation was made that the vouchers could not legally be paid. However, after a further examination into this matter, following the submission of another voucher in favor of the same contractor for 90 more gate valves, delivered to the Department of Water Supply, recommendation was made, in report of November 12, 1908, that, considering all the circumstances connected with the purchase of these gates, payment could legally be made thereon, without reference to the Corporation Counsel, and this action I would also recommend in the case of the two vouchers forwarded herewith."

Payment of this voucher for \$821.25 has also been withheld.

*Voucher for Ninety Gate Valves Amounting to \$985.50.*

On the 2d of November, 1908, a voucher was received for the payment of \$985.50 upon order No. 2952, dated September 14, 1908, for 90 6-inch iron body, bronze mounted gate valves, to be delivered at the Gowanus Pipe Yard, Brooklyn, no price being fixed in the order for these supplies. Charge was made at the rate of \$10.95 each.

Attached to the said voucher was a report, dated November 12, 1908, made by Assistant Engineer Hunter, and approved by Assistant Engineer Frazee and Chief Engineer Withington. In the report it is stated: "In a communication from this office, under date of October 23, 1908, the question of furnishing and delivering gate valves by this contractor to an amount greatly in excess of \$1,000, was thoroughly discussed, and the opinion expressed that in view of the evident violation of section 419 of the City Charter, the vouchers then transmitted could not legally be paid. As stated in a previous report, the Department of Water Supply was in urgent need of these gates, due to progress on current contract work, to complete which these gates were indispensable, and this method of obtaining them was adopted in order to avoid the filing of suits on the part of the contractors for delay by the City in furnishing them with necessary material to carry on their work. While section 419 of the Charter provides that all work involving an expenditure in excess of \$1,000 shall be by contract, in the tabulation of opinions as to intent, it has been held on a similar matter that (see paragraph C, page 315 of the Greater New York Charter, with appendices, annotated 1905): 'The provisions of this section do not apply to work or materials furnished to meet an emergency creating an immediate necessity for the said work or materials.' Considering the urgent need of these gate valves, the procuring of which prevented the filing of suits by contractors on current account work, for damage due to failure on the City's part to furnish necessary material in accordance with contract terms, I am of the opinion that the above noted exception is directly applicable to the conditions under which this voucher was issued, as well as those reported on October 23, 1908, and that payment can legally be made thereon without the necessity of a reference to the Corporation Counsel."

Payment of this voucher has been withheld.

*Voucher for Ninety Gate Valves Amounting to \$985.50.*

On the 20th of November, 1908, a voucher was received for the payment of \$985.50 upon order No. 3406, dated October 13, 1908, for 90 6-inch iron body, bronze mounted gate valves, to be delivered to the Gowanus Pipe Yard, Brooklyn, no price being fixed in the order for these supplies. Charge was made at the rate of \$10.95 each.

Attached to the said voucher was a report, dated January 5, 1909, made by Assistant Engineer Hunter and approved by Assistant Engineer Frazee and by Chief Engineer Withington. In the report it is stated: "This is the fourth voucher to be transmitted to this Department representing payment to this contractor for gate valves, each voucher within the \$1,000 limit, and reports concerning same have been submitted under dates of November 12 and 20, 1908, in which attention was directed to the probable evasion of Charter requirements. This question was submitted to the Corporation Counsel on November 27, 1908, and answered by him in an opinion dated December 30, 1908, in which he states that as section 419 of the Charter has been evaded no payment may legally be made on the vouchers as submitted, and, furthermore, that the contractor's relief lies in chapter 601, of the Laws of 1907. I would therefore recommend that this voucher, together with the three above mentioned previously transmitted, be held, and the contractor advised of the necessary action on his part, in accordance with the Corporation Counsel's opinion."

Payment of this voucher has been withheld.

In a communication, dated November 27, 1908, signed by Deputy Comptroller N. Taylor Phillips, the advice of the Corporation Counsel was requested as to whether, in view of the fact that the aggregate of three of the above mentioned vouchers exceeded the sum of \$1,000, the claims could be added and paid.

In reply thereto, a communication dated December 30, 1908, was received from Acting Corporation Counsel G. L. Sterling, in which it was stated: "After carefully reading the various reports attached to the vouchers, I am of the opinion that the provisions of section 419, of the Charter, have not been sufficiently followed and



that the claimant could not enforce his claims in action at law. I think, however, that the machinery provided by section 246 of the Charter, as amended, by chapter 601 of the Laws of 1907, affords a remedy to the claimant. The Deputy Comptroller also calls my attention to the fact that the contract No. 21,813, between M. J. Drummond & Co., and the City has been cancelled by the Commissioner of Water Supply, Gas and Electricity, in a letter dated November 19, 1908, and M. J. Drummond & Co., in a letter of the same date have accepted the cancellation of the contract and agreed to hold the City harmless. Upon this state of facts, I advise you that the contract may be properly considered cancelled.

It would appear from the foregoing that you would be justified in issuing the certificate prescribed in chapter 601, of the Laws of 1907, as a requisite for the adjustment by the Board of Estimate and Apportionment of these claims in the aggregate amount of \$3,777.75.

Respectfully,

JOS. L. HANCE, Auditor of Accounts.

Approved:

J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to M. J. Drummond & Co. the sum of three thousand seven hundred and seventy-seven dollars and seventy-five cents (\$3,777.75) for supplies furnished to the Department of Water Supply, Gas and Electricity; that the said sum shall be in full satisfaction of the claim which has been presented by the said M. J. Drummond & Co. for said amount, and shall only be paid upon the execution of a full release in favor of the City in such form as shall be approved by the Corporation Counsel; that for the purpose of providing means therefor the Comptroller be and is hereby authorized to issue Special Revenue Bonds of The City of New York, to the amount of three thousand seven hundred and seventy-seven dollars and seventy-five cents (\$3,777.75), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim of the John Simmons Company, at the sum of \$705.99, for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905.

(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 15, 1909.

Board of Estimate and Apportionment:

GENTLEMEN—From the accompanying report of H. J. Curtis, Law Clerk in the Bureau of Law and Adjustment of this Department, dated December 1, 1908, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled: "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by the John Simmons Company for the sum of \$705.99, alleged to be due for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905; that in my judgment this claim is equitable and proper for the City to pay in full \$705.99, inasmuch as the Corporation Counsel has advised that the claim is an illegal and invalid one, and one that might properly be considered under chapter 601 of the Laws of 1907, and as the City has received value therefor, the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 16, 1909.

In the Matter

of  
Claim No. 52120 of John Simmons Company for the sum of \$705.99 for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905.

JEREMIAH T. MAHONEY, Esq., Auditor of Accounts:

SIR—Under date of February 14, 1907, there was filed in this Department on behalf of the John Simmons Company a claim for the sum of \$705.99 against The City of New York for pipe alleged to have been furnished to the Department of Parks, in the Borough of The Bronx, during the month of October, 1905, in accordance with the provisions of a contract entered into between the claimant and the Park Board.

Under date of September 24, 1907, said claim was reported upon to you and it was therein respectfully recommended that the claim be disallowed.

Subsequently claimant presented this claim under and pursuant to the provisions of chapter 601 of the Laws of 1907, and the matter was reported upon to you in a report dated June 3, 1908, in which it was recommended that the papers be transmitted to the Corporation Counsel with a request that he advise the Comptroller whether the claim is one which might properly be considered under the provisions of this law, and whether or not payment of interest should be made on said sum. The report and all papers were so transmitted to the Corporation Counsel and under date of June 18, 1908, the Corporation Counsel advised that if the Comptroller believes the claim to be a just and fair one, and that the City has received the pipe called for and has used the same, the claim is one which may be presented to the Board for settling under the provisions of this act, and that the claimant should receive the fair and reasonable value of the pipe as found by the Examiner.

All the details connected with this claim which should be set forth in considering the same under chapter 601 of the Laws of 1907 were set forth in the report to the Comptroller above referred to, dated June 3, 1908, a copy of which is hereto attached, and in view of all the facts therein set forth, and in view of the report of the Chief Engineers of the Department of Parks, and of Examiner John P. Kenny of this Department, and further in view of the advice contained in the opinion of the Corporation Counsel, dated June 18, 1908, it is respectfully recommended that the Comptroller certify this claim for audit to the Board of Estimate and Apportionment in the sum of \$705.99, without interest.

Respectfully,

H. J. CURTIS, Law Clerk.

Audited and Approved:

J. T. MAHONEY, Chief of Bureau and Auditor of Accounts.

Approved:

H. A. METZ, Comptroller.

A general release should be obtained at time of payment from the claimant of any and all claims against the City arising from said facts as set forth in the resolution of the Board of Estimate and Apportionment.

H. J. CURTIS.

Approved:

J. T. MAHONEY, Chief, Bureau of Law and Adjustment.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 3, 1908.

In the Matter  
of

Claim No. 52120 of John Simmons Company for the sum of \$705.99 for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905.

Hon. HERMAN A. METZ, Comptroller:

SIR—The claimant herein presented a claim under and pursuant to the provisions of chapter 601 of the Laws of 1907 for the sum of \$705.99 for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905. Chapter 601 of the Laws of 1907 reads as follows:

Section 246. Claims against the city. The board of estimate and apportionment may, in its discretion, inquire into, hear and determine any claim against the city of New York which has been certified to said board in writing by the comptroller as an illegal or invalid claim against the city, but which, notwithstanding, in his judgment, it is equitable and proper for the City to pay in whole or in part, and if from such inquiry, the board by a unanimous vote determine that the city has received a benefit and is justly and equitably obligated to pay such claim and that the interests of the city will be best subserved by the payment or compromise thereof, it may authorize the comptroller to pay the claim and the comptroller shall thereupon pay the claim in such amounts as the board of estimate and apportionment shall so determine to be just, in full satisfaction of such claim, provided that the claimant shall fully release the city, upon any such payment, in such form as shall be approved by the corporation counsel. The provisions of this section shall not authorize the audit or payment of any claim barred by the statute of limitations, nor any claim for services performed under an appointment in violation of any provision of the civil service law. For the purpose of carrying out the provisions of this section, it shall be the duty of the comptroller of the city of New York on being thereunto authorized by the said board of estimate and apportionment, to issue and sell corporate stock or revenue bonds of the city of New York in such amounts as may be necessary, and at which rate of interest as may be fixed by said comptroller. No consent or approval of any board or public body other than the said board of estimate and apportionment shall be necessary to authorize the comptroller to issue such stock or revenue bonds for the purpose of this section.

Claimant company alleges that their claim is for the sum of \$705.99 for wrought iron pipe furnished the Department of Parks, Borough of The Bronx, during the months of October and November, 1905; that they furnished in all 7,350 feet of various kinds of pipe during these months to the Department of Parks, at Old Sniff Mill, Bronx Park, where the pipe was receipted for and used; that this pipe was furnished in accordance with the provisions of a contract entered into between The City of New York, through the Department of Parks, and the claimant company, which contract called for the delivery of several kinds of pipe; that the pipe was delivered exactly in accordance with these specifications, and when payment was requested for that much of the pipe which had been delivered, it was refused the company and no voucher was prepared in payment thereof, they being informed by the Commissioner of the Department of Parks that the contract was not legal, as there was no quorum present on the day of the awarding of the contract; they allege that they know of no other reason why this bill was not paid; that the pipe was examined by the Engineers, accepted and receipted for and used, and that the contract had been properly certified by the Comptroller, but that the Corporation Counsel, upon the request of the Park Board, advised said Board that the contract was not legal, as there was no quorum present when the Board opened the bids and awarded the contract; they contend further that they were not aware of any defect in the legality of the contract, nor were they informed of any until the number of feet of pipe upon which this claim is based was delivered, at which time they were informed that the contract was not legal; a return of the pipe was impossible at this time, as it had been used in various parts of the park and was underground and covered; they allege further that they were the lowest bidders and that pipe of this character could not have been furnished at a lower figure than the figure represented in the contract. Under date of February 14, 1907, claimant filed a claim against The City of New York with the Comptroller for the sum of \$705.99 for goods to be furnished the Department of Parks, in accordance with the provisions of the contract before mentioned. Claimant's representative was then examined under oath and the matter was the subject of a report to Mr. Mahoney, Auditor of Accounts of this Department, which was dated September 24, 1907, and in which it was recommended that the claim be disallowed. The reason for the disallowance of this claim was that an inspection of the contract in question showed that it did not bear the certificate of the Comptroller, although it was signed by the Commissioner of Parks, Borough of The Bronx, and attached to said contract was a copy of the opinion of the Corporation Counsel, dated December 20, 1905, in which he advised that the contract was not legal and that no moneys should be paid to the contractor for any materials furnished or work done under its provisions. For this reason, therefore, the claim was disallowed, as the claimant company could not have enforced payment through the court. The facts in connection with this claim are as follows:

On September 14, 1905, the Department of Parks advertised in the City Record for bids for furnishing and delivering wrought iron pipe of certain description for the use of the Department of Parks in the Borough of The Bronx; thirty days was specified as the time for the delivery of all of the pipe, and a bond of \$500 was to accompany the bids. The specification set forth six different kinds of pipe to be furnished. That on September 27, 1905, the claimant company received a notice from the Park Department, signed by Clinton H. Smith, Assistant Secretary, Park Board, notifying it that its bid for wrought iron pipe was the lowest, and to present its sureties to the Comptroller for examination as to adequacy and sufficiency; that on October 12, 1905, the claimant company was notified by same authority that its security had been approved by the Comptroller; that it had been awarded the contract, and was hereby instructed to execute the same at the office of the Park Department within five days thereafter or forfeit the amount deposited as security with the Comptroller. This was done on the 16th day of October, 1905, and subsequently the claimant company was notified to deliver the pipe to the Bronx Park show, and that in compliance therewith certain pipe was delivered to the amount of \$705.99.

The following is the character of pipe delivered and the contract price allowed therefor, all of which pipe was receipted for in the Department and used by it:

3,500 linear feet 2-inch galvanized iron pipe, at 12.6 cents.....	\$441 00
2,000 linear feet 1½-inch galvanized iron pipe, at 9 cents.....	180 00
1,000 linear feet 1-inch galvanized iron pipe, at 5.52 cents.....	55 20
500 linear feet of three-quarters-inch galvanized iron pipe, at 3.85 cents.....	19 25
250 linear feet of one-half-inch galvanized iron pipe, at 3.35 cents.....	8 37
100 linear feet three-eighths-inch black iron pipe, at 2.17 cents.....	2 17

Aggregating ..... \$705 99

After the delivery of this pipe it appears that it developed that there was but one Commissioner of the Park Board present at the Arsenal on the day on which the bids were opened, and it so developed in the minds of the members of the Board whether a contract awarded by a portion of the Board, not constituting a quorum, was legally binding, and the Corporation Counsel was requested to render an opinion thereon.

Under date of December 21, 1905, the contract was declared illegal by the Corporation Counsel, and the Park Board advised that it should not file or register the contract, and that no money should be paid to the contractor for any work, labor or services that might have been performed thereunder or for any material which might have been furnished. The Chief Engineer of the Department of Parks, Marvin Schenck, certified as follows as to the delivery of the pipe and its receipt into the Department:



"DEPARTMENT OF PARKS, BOROUGH OF THE BRONX,  
"OFFICE OF THE CHIEF ENGINEER, ZUBOWSKI MANSION, CLAREMONT PARK,  
"November 26, 1907."

"JEREMIAH T. MAHONEY, Esq., Bureau of Law and Adjustment, Department of Finance."

"DEAR SIR—I send you enclosed herein certificate showing the amount of material delivered by John Simmons Company, on the contract which was afterwards declared void by the Corporation Counsel. I think this will cover about what you require."

"Yours very truly,"

"MARTIN SCHENCK, Chief Engineer."

Inspector George E. Babcock in a report to the Comptroller dated December 12, 1907, which report bears the approval of Assistant Engineer A. G. Culver and Chief Engineer Chandler Withington, states that the validity of the contract between the claimant company and the Park Department appears to have been questioned and declared invalid, which renders the amount requested by the claimant uncollectible under the contract, but he states that to his mind there is another side—the moral obligation on the part of the City, which should not be overlooked in the adjustment of this claim. He states that there cannot be the slightest doubt from the papers submitted that all parties believed they were acting in good faith and in the interest of all concerned, and if a legal error was committed, it was not by the John Simmons Company, to whom the contract had been awarded, but by the Commissioner of Parks, who acted as the properly authorized agent of the City in the development of the park water supply. The Inspector further alleges that from the evidence submitted, it is certain that the material was delivered to the park shops in The Bronx, that it was accepted by the Engineers and used for the purpose originally intended under the contract; that not only is this the fact, but to go still further, the material is now in the possession of the City and is being used daily for the convenience of the general public; that other than for a legal technicality, he states, he cannot see the reason why the claim should not be adjusted and the claimant paid the amount due for the delivery of the materials under the contract. In conclusion the Inspector recommends that as there is no question as to the value of the materials, he would recommend that this claim be paid.

From all of the above facts set forth, it is obvious that the claimant company has delivered pipe to The City of New York to the value of \$705.99; that this pipe has been accepted by the Department approved by its Engineers and used in connection with the work for which its delivery was contracted, and that the claimant company has, therefore, actually earned the sum of \$705.99 for goods delivered, but is deprived of the payment therefor by reason of an insurmountable legal technicality. The only question, therefore, that remains to be considered is whether the claim in question may properly be paid in the manner provided by chapter 601 of the Laws of 1907.

In a communication addressed to the Comptroller, dated October 17, 1907, the Corporation Counsel referred at length to the provisions of the above act and pointed out definitely the extent to which the Comptroller and the Board of Estimate and Apportionment might go in payments of claims against the City under the provisions of this act. He held in his communication that "it seems to me that acting under this statute the extent to which the Comptroller and the Board of Estimate and Apportionment can go is to pay the whole or part of claims for which the City has received value, which are fair and honest in themselves, but by reason of some technical objection, are illegal."

Undoubtedly it is evident from all the facts and circumstances concerning the above claim, that it is one falling within this class of claims referred to by the Corporation Counsel in the above mentioned opinion, but since rendering said opinion, the Corporation Counsel, under date of May 16, 1908, suggested to the Comptroller that it would be advisable in all cases, before recommending that any claim be certified to the Board of Estimate and Apportionment for audit, that it be referred to the Corporation Counsel for his consideration, so that it may be ascertained definitely whether said claim is a proper one for consideration by the Board under chapter 601 of the Laws of 1907, as each case stands on its own merits and should properly be considered alone, and not in connection with the provisions of any general opinion regarding this class of claims.

It is, therefore, respectfully recommended that, in view of the provisions of this latter opinion, this report and all papers be transmitted to the Corporation Counsel with a request that he advise the Comptroller whether this claim should be certified to the Board of Estimate and Apportionment as a claim which is an illegal and invalid charge against the City, but which is equitable and proper for the City to pay in the sum of \$705.99, and whether or not interest should be paid on said sum.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

J. T. MAHONEY, Chief of Bureau and Auditor of Accounts.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to the John Simmons Company the sum of seven hundred and five dollars and ninety-nine cents (\$705.99), alleged to be due for pipe furnished to the Department of Parks, Borough of The Bronx, during the month of October, 1905; that said amount, when paid, shall be in full satisfaction of said claim which has been presented by the claimants, and shall be paid upon the execution of a release in favor of the City in such form as shall be approved by the Corporation Counsel; that two hundred and ninety-nine dollars and sixteen cents (\$299.16) of said sum shall be paid from the fund known as Maintenance and Construction, Department of Parks, Borough of The Bronx, for the year 1905, in which there is at present said balance, and that the balance of said claim, amounting to four hundred and six dollars and eighty-three cents (\$406.83), the Comptroller be and is hereby authorized to provide means therefor by the issue of Special Revenue Bonds of The City of New York, redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller, certifying (pursuant to chapter 601, Laws of 1907) the claim of John Schneider, at the sum of \$747.50, for work, labor and services rendered and materials furnished to the Bureau of Sewers, Borough of Queens, during the latter part of 1905.

(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 3, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the accompanying report of Harry J. Curtis, Law Clerk in the Bureau of Law and Adjustment of this Department, dated February 2, 1909, and pursuant to the provisions of chapter 601 of the Laws of 1907, of the State of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim numbered 50730 has been presented by John Schneider for the sum of \$747.50, alleged to be due under certain requisition for work, labor and services rendered and materials furnished to the Bureau of Sewers in the Borough of Queens, during the latter part of the year 1905; that said claim is illegal and invalid as against The City of New York, by reason of certain technical objections thereto; that in my judgment it is equitable

and proper for the City to pay said claim in full, viz., \$747.50, inasmuch as the Corporation Counsel has advised that the claim is illegal and invalid and may properly be considered under the provisions of chapter 601 of the Laws of 1907, and as the City has received value therefor, the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 2, 1909.

In the Matter

of  
Claim No. 50730, of John Schneider, for the sum of \$747.50, for work, labor and services performed and materials furnished at the request of M. J. Goldner, Superintendent of Sewers in the Borough of Queens.

JEREMIAH T. MAHONEY, Esq., Chief of the Bureau of Law and Adjustment:

SIR—John Schneider has presented a claim for the sum of \$747.50 for work, labor and services performed and materials furnished at the request of M. J. Goldner, Superintendent of Sewers in the Borough of Queens, in laying 650 feet of 18-inch drain pipe at \$1.15 a foot, in Metropolitan and Flushing avenues, Ward 2, in the Borough of Queens, on or about December 24, 1905.

This claim was reported upon to you in a report dated November 8, 1906, in which the details connected with said claim were fully set forth, and in which it was recommended that it be transmitted to the Corporation Counsel with a request that he advise the Comptroller as to the liability of the City in the premises. This was subsequently done, and the Corporation Counsel advised the Comptroller that the City was not liable for the payment of this claim. It was therefore disallowed.

Thereafter, under date of April 6, 1908, the claimant petitioned the Board of Estimate and Apportionment to have said claim considered under the provisions of chapter 601 of the Laws of 1907. This act, creating section 246 of the Charter, provides as follows: "The board of estimate and apportionment may, in its discretion, inquire into, hear and determine any claim against the city of New York which has been certified to said board in writing by the comptroller as an illegal or invalid claim against the city, but which, notwithstanding, in his judgment it is equitable and proper for the city to pay in whole or in part, and if upon such inquiry the board by an unanimous vote determines that the city has received a benefit and is justly and equitably obligated to pay such claim and that the interests of the city will be best subserved by the payment or compromise thereof, it may authorize the comptroller to pay the claim, and the comptroller shall thereupon pay the claim in such amount as the board of estimate and apportionment shall so determine to be just, in full satisfaction of such claim, provided that the claimant shall fully release the city, upon any such payment, in such form as shall be approved by the corporation counsel. The provisions of this section shall not authorize the audit or payment of any claim barred by the statute of limitations, nor any claim for services performed under an appointment in violation of any provision of the civil service law. For the purpose of carrying out the provisions of this section, it shall be the duty of the comptroller of the city of New York, on being thereto authorized by the said board of estimate and apportionment, to issue and sell corporate stock or revenue bonds of the city of New York in such amounts as may be necessary, and at such a rate of interest as may be fixed by said comptroller. No consent or approval of any board or public body other than the said board of estimate and apportionment shall be necessary to authorize the comptroller to issue such stock or revenue bonds for the purposes of this section."

The facts in connection with this claim, appearing from the testimony of the claimant and the various reports relative thereto, are as follows: That John Schneider received an order from the Superintendent of Sewers of the Borough of Queens for laying 650 feet of drain pipe in Metropolitan and Flushing avenues, in the Borough of Queens; that this order was dated either the 24th or 26th of December, 1905, and allowed him \$1.15 a foot; that claimant laid said 650 feet of pipe in the manner required by the Superintendent of Sewers, and the work was accepted by Engineer Johnson, of the Bureau of Sewers, Borough of Queens, and no objection made to the work; that subsequently a voucher was drawn in the Bureau of Sewers against the fund known as Labor, Maintenance and Supplies for the year 1905, Bureau of Sewers, Borough of Queens, and transmitted to this Department, certified to by the proper authorities in the Borough of Queens; that this voucher was never received in this office; that at the time it was drawn there was a balance of \$667.18 in said fund, with many bills chargeable against it and unpaid, amounting to several thousand dollars; that as the voucher was mislaid in transmission and never received in this Department, it was never audited or paid, and the claimant then filed his claim under the provisions of section 261 of the Charter.

James A. Cocks, an Examiner in this Department, stated that James Johnson, Engineer of the Bureau of Sewers, in the Borough of Queens, informed him that the drain pipe in question had been satisfactorily laid according to the order issued by said Bureau of Sewers, and that the price charged for said drain pipe by the claimant herein was reasonable and just; that Mr. Nelson, the Chief Clerk in the office of the Bureau of Sewers, Borough of Queens, informed him that an order was given to the claimant herein to lay 650 feet of eighteen-inch sewer pipe at Flushing and Metropolitan avenues, and that the work performed by the claimant under said order was properly certified to as having been completed, and that the bill and voucher for the same were sent to the office of the Comptroller with several thousand dollars worth of unpaid bills, which, however, never reached the office of the Comptroller for the reason that they were lost in transmission; that Mr. Nelson further informed Examiner Cocks that the reason the claim herein has not been paid is that there are charges against the Bureau of Sewers of the Borough of Queens several thousand dollars' worth of bills, with a fund of only about \$1,100 with which to pay said bills.

This claim was at that time reported upon by Harry J. Walsh, then Deputy Auditor of Accounts in this Department, and it was disallowed, as the work called for an expenditure of \$747.50 at a time when there was only \$667 balance in the fund from which said work was to have been paid, and at which time there were, moreover, several unpaid vouchers drawn against said fund in the sum of several thousand dollars.

There appears to have been no doubt that the work was performed in accordance with the terms of the agreement, and that the work was accepted by the Engineers in the Bureau of Sewers in the Borough of Queens. These Engineers have, moreover, reported that said work was satisfactory, and they certified the necessary voucher for the payment thereof. The equities, therefore, of the claim have been established, and the only obstacle standing in the way of payment is the fact that the City has a valid defense to any action that claimant might institute for the recovery of the same.

As claimant has presented this claim in the form of a petition for consideration by the Board of Estimate and Apportionment, under the provisions of chapter 601 of the Laws of 1907, the facts and all papers were presented to the Corporation Counsel, with a request that he advise the Comptroller whether said claim is one that might properly be investigated and passed upon by the Board of Estimate and Apportionment under the provisions of said act. In two opinions to the Comptroller, dated December 10, 1908, and January 26, 1909, the Corporation Counsel has reviewed the circumstances connected with this claim, and states that the action commenced by the claimant in the Supreme Court of Queens County on the 4th day of November, 1907, for the recovery of this sum has been discontinued, and an order has been entered directing the discontinuance of this action, without costs to either party as against the other, and that he is of the opinion that if the claim is equitable and just it might properly be considered by the Board of Estimate and Apportionment under the provisions of chapter 601 of the Laws of 1907.

As it has been previously stated in this report that the equities of this claim are apparent, and as the Corporation Counsel has advised the Comptroller that it is an illegal and invalid claim, and may properly be presented to the Board of Estimate and Apportionment for its consideration under the provisions of the statute, it is respectfully recommended that this report and all papers be submitted to the Comptroller, for whatever action he may deem necessary in the premises.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.



After reading the above report and considering all the facts set forth therein, I am of the opinion, from the equities of the case, that this claim should be paid, and I therefore issue my certificate as prescribed by chapter 601 of the Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that The City of New York has received a benefit and is justly and equitably obligated to pay, without interest, to John Schneider, the sum of seven hundred and forty-seven dollars and fifty cents (\$747.50), alleged to be due for certain work, labor and services rendered and materials furnished upon requisition of the Bureau of Sewers, Borough of Queens, during the latter part of the year 1905; that said amount when paid shall be in full satisfaction of the claim which has been presented by said claimant, and shall be paid upon the execution by said claimant of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel; six hundred and sixty-seven dollars and eighteen cents (\$667.18) of said amount to be paid from the fund known as Labor, Maintenance and Supplies, Bureau of Sewers, Borough of Queens, for the year 1905, and to provide means for the balance thereof, amounting to eighty dollars and thirty-two cents (\$80.32), the Comptroller be and is hereby authorized to issue Special Revenue Bonds of The City of New York, redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim presented by Hon. Lester W. Clark, at the sum of \$820.83, due to Frank J. Lynch for services as Court Attendant in the County of Richmond.

(On March 19, 1909, the above matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
January 4, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to chapter 601 of the Laws of 1907 of the State of New York entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by Lester W. Clark for the sum of \$820.83, alleged to be due for moneys paid by him to Frank J. Lynch as Court Attendant in the County of Richmond; that the same is illegal or invalid as against The City of New York by reason of technical objections thereto; that, in my judgment, it is equitable and proper for the City to pay to the said Lester W. Clark the said sum of \$820.83, inasmuch as it has received value therefor.

Respectfully,  
H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
December 1, 1908.

In the Matter  
of

The application of Lester W. Clark for the adjustment by the Board of Estimate and Apportionment, under chapter 601 of the Laws of 1907, of his claim for \$820.83, alleged to be due for moneys paid by him to Frank J. Lynch as Court Attendant in the County of Richmond.

Hon. HERMAN A. METZ, Comptroller:

Sir—Under date of the 30th of September, 1908, a report was made upon this claim by the Bureau of Law and Adjustment of this Department, in which it was recommended that the same be transmitted to the Corporation Counsel with a request for his opinion as to whether or not this claim comes within the prohibition contained in chapter 601 of the Laws of 1907, to the effect that "This section shall not authorize the audit or payment of any claim barred by the Statute of Limitations, or any claim for services performed under an appointment in violation of any provision of the Civil Service Law."

In reference thereto a communication dated November 10, 1908, has been received from Acting Corporation Counsel G. L. Sterling, which is transmitted herewith. It is therein stated: "It appears from the papers submitted that the appointment of Frank J. Lynch as Court Attendant was made by Mr. Justice Lester W. Clark upon the assumption that he had power so to do under sections 95 and 96 of the Code of Civil Procedure, prior to the amendment of said sections by chapter 614, Laws of 1907, and that said Lynch, in March, 1907, was duly certified by the State Civil Service Commission as eligible for such appointment. Under these circumstances I advise you that the claim in question is not barred by the Statute of Limitations, and that the appointment in question was not made in violation of any provision of the Civil Service Law."

It would appear from the foregoing that you would be justified in issuing the certificate prescribed in chapter 601 of the Laws of 1907 as a requisite for action upon this claim by the Board of Estimate and Apportionment under said chapter 601 of the Laws of 1907.

Respectfully,  
JOS. L. HANCE, Auditor of Accounts.

Approved:  
J. T. MAHONEY, Chief, Bureau of Law and Adjustment.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
September 30, 1908.

In the Matter  
of

The application of Lester W. Clark for the adjustment by the Board of Estimate and Apportionment, under chapter 601 of the Laws of 1907, of his claim for \$820.83, alleged to be due for moneys paid by him to Frank J. Lynch as Court Attendant in the County of Richmond.

Hon. HERMAN A. METZ, Comptroller:

Sir—Lester W. Clark, a Justice of the Supreme Court of this State, in a communication dated the 7th of November, 1907, addressed to the Comptroller, states: "On the 1st day of January, 1907, I took office as Justice of the Supreme Court for the Second Judicial District, residing in Richmond. When I entered upon the discharge of my duties as such Justice, there was no Supreme Court Attendant for the County of Richmond, as there had never been a Supreme Court Justice residing in Richmond County. The need of a Court Attendant was urgent, and I was informed that I had the right, subject to Civil Service rules, to appoint such Attendant. I thereupon applied to the State Civil Service Commission for an examination of Attendants, to be

held in Richmond County. On or about the 26th day of January, 1907, such examination was held, and thereafter the name of Frank J. Lynch was, upon my application, certified to me as Court Attendant by the State Civil Service Commission. On the 1st day of April, 1907, I appointed said Frank J. Lynch a Court Attendant, at a salary of \$1,500 per annum, and he duly accepted and has since fulfilled the duties of that office. On the 1st day of May, when it became necessary to make out a voucher for the payment of said Lynch's salary, I first discovered that sections 95 and 96 of the Code of Civil Procedure, which provide for the appointment of Court Attendants in the Counties of the Second Judicial District, did not provide for the appointment for such Attendants for the County of Richmond. I thereupon applied to the Legislature of the State of New York to have sections 95 and 96 of the Code amended so as to include the County of Richmond, and thereafter the said sections were amended by chapter 614 of the Laws of 1907, which became a law July 16, 1907. Said amendments provide that the salary of Court Attendants for Richmond County shall be fixed by the Justice of the Supreme Court residing in Richmond County, subject to the approval of the Board of Estimate and Apportionment of The City of New York in its discretion. On the 18th day of October, 1907, the Board of Estimate and Apportionment approved the salary of one Court Attendant for Richmond County at the sum of \$1,500 per annum, and the voucher of said Frank J. Lynch from October 18, 1907, to November 1, 1907, has been approved by me at the sum of \$54.17 for presentation to the Comptroller. The appointment of Mr. Lynch was urgent and necessary, and his constant attendance and service were indispensable to me in the discharge of my official duties. I therefore retained him in public service, and he has performed all the duties of Court Attendant efficiently and continuously from April 1, 1907, to date, including daily attendance at all terms of court held during that period. I have paid his salary at the rate of \$1,500 per annum from April 1, 1907, to October 18, 1907, a period of six months and eighteen days, amounting to eight hundred and twenty dollars and eighty-three cents (\$820.83), for the repayment of which sum this claim is presented. I therefore respectfully request that you certify this claim to the Board of Estimate and Apportionment, if, in your judgment, it is equitable and proper for the City to pay the same."

In a report made upon this application by William P. Riggs, an Examiner of the Bureau of Law and Adjustment of this Department, transmitted herewith, the facts in this case are stated to be as follows: As appears by information derived from the said Frank J. Lynch, he was paid by Justice Clark for services as Court Attendant in Richmond County, at the rate of \$125 a month, for the months of April, May, June, July, August and September, and in addition the sum of \$70.83 for a part of the month of October, all in the year 1907, the total being \$820.83. As appears by the statement of John H. Wilkinson, Clerk of the Supreme Court in the County of Richmond, the said Lynch acted as Court Attendant in said Court from the 1st day of April, 1907, up to the 28th of December, 1907, when Examiner Riggs made his report. At the time of the appointment of Lynch as Court Attendant the services of such Attendant were absolutely necessary. Under date of the 14th of February, 1907, the said Frank J. Lynch was notified by John C. Birley, Secretary of the State Civil Service Commission, that "in the examination held on the 26th day of January, 1907, for the position of Court Attendant, Richmond County, you passed above the minimum of seventy-five and your name has therefore been placed upon the proper list of applicants for appointment. Names from such list will be certified according to standing to such heads of departments, officers and institutions as give notice of vacancies for which you are eligible. Your term of eligibility is one year from the date of this notice. Your average standing is 85.48, and your name is number three on the eligible list." Under date of the 23d of March, 1907, Justice Clark addressed a communication to the said Frank J. Lynch, stating: "This to inform you that under the provisions of the Civil Service Rules, I have selected you for appointment to the position of Court Attendant in this Second Judicial District for a probationary term of three months at a salary of \$1,500 per annum. Should your conduct and efficiency during such probationary term prove satisfactory you will at its close receive a regular appointment. This conditional appointment does not preclude prompt discharge from service at any time during such probationary term in case of misconduct or inefficiency. Please reply at once, stating whether this appointment is accepted and giving the earliest date when you can present yourself for service." Under date of the 9th of September, 1907, Justice Clark addressed to the Secretary of the Board of Estimate and Apportionment a communication including a copy of chapter 614 of the Laws of 1907, authorizing the appointment of a Court Attendant for the Second Judicial District, and stating that under the authority of that act he had fixed the salary of the Court Attendant at \$1,500, and requested that the Board of Estimate and Apportionment approve of such action. On the 18th of October, 1907, the following resolution was adopted by that Board: "Resolved, That, pursuant to the provisions of chapter 614 of the Laws of 1907, the Board of Estimate and Apportionment hereby approves of the action of Hon. Lester W. Clark, Justice of the Supreme Court, in fixing the salary of the Attendant for said Court in the County of Richmond at the sum of fifteen hundred dollars (\$1,500) per annum for one incumbent." The records of the Department of Finance show that Supreme Court Attendant Frank J. Lynch was paid the sum of \$54.17 for a part of the month of October, 1907, and that thereafter he continued to be paid out of the City Treasury for his services as Court Attendant at the rate of \$125 a month.

By chapter 614 of the Laws of 1907, which became a law on the 18th of July of that year, sections 95 and 96 of the Code of Civil Procedure were amended to read respectively as follows:

Section 95. Attendants and messengers, how appointed in Kings, Queens and Richmond counties—The justices of the supreme court for the second judicial district residing in Kings county, or a majority of them; the justice or justices of the supreme court residing in Queens county, or a majority of them; the justice or justices of the supreme court residing in Richmond county, or a majority of them; the county judges of Kings county, the county judge of Queens county, and the surrogate of Kings county may appoint, and at pleasure remove all attendants and messengers and court officers in their respective courts in said counties.

Sec. 96. Duties of persons appointed under last section—Each of the persons, appointed as prescribed in the last section, must attend, from day to day, the terms and sittings, within their respective counties, of the court to which he is assigned, to preserve order, and to perform whatever services may be required of him by the judge presiding thereat. Each of said court attendants so appointed in the county of Queens shall receive a salary of one thousand five hundred dollars per annum, except the chief attendant in each court in said county, who shall receive a salary of one thousand eight hundred dollars per annum, to be a county charge. Each of said attendants, so appointed in the county of Richmond, shall receive a salary to be fixed by the justice or justices residing in Richmond county, or by a majority of them; such salary, so fixed, shall be subject to the approval of the board of estimate and apportionment of the city of New York, in its discretion, and shall be a county charge.

It is respectfully recommended that this report be transmitted to the Corporation Counsel, with a request for his opinion as to whether or not this claim comes within the prohibition contained in said chapter 601 of the Laws of 1907, to the effect that: "This section shall not authorize the audit or payment of any claim barred by the statute of limitations, or any claim for services performed under an appointment in violation of any provision of the Civil Service Law."

Respectfully,  
JOS. L. HANCE, Auditor of Accounts.

Approved:  
J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to Lester W. Clark the sum of eight hundred and twenty dollars and eighty-three cents (\$820.83) for moneys paid by him to Frank J. Lynch as Court Attendant in the County of Richmond; that the said sum shall be paid in full satisfaction of said claim, and shall only be paid upon the execution by the said Lester W. Clark, of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel, and that for the purpose of providing means therefor the Comptroller



be and is hereby authorized to issue Special Revenue Bonds of The City of New York to the amount of eight hundred and twenty dollars and eighty-three cents (\$820.83), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—15.

The Secretary presented communications, as follows:

From the Commissioner of Public Charities requesting an issue of \$30,000 Corporate Stock for the purpose of making repairs and alterations to building, No. 124 East Fifty-ninth street, Manhattan, used as a Children's Bureau.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting authority, pursuant to resolution adopted December 18, 1908, to proceed with the improvement of parks, parkways, etc., at a cost not exceeding \$107,000.

From the Central Federated Union of Greater New York and vicinity requesting that the State and City laws be enforced in the construction of the electric generating plant for the New York Public Library, for which the Board authorized an issue of \$102,000 Corporate Stock on March 26, 1909.

Which were referred to the Comptroller.

The Secretary presented the following communication from the Corporation Counsel submitting contract, duly executed, between The City of New York and the Queens County Water Company for the acquisition by the City, at a price not exceeding \$29,617.40, of property in Nassau County, required in connection with the laying of a 72-inch steel pipe line, pursuant to a resolution adopted March 26, 1909.

Which was ordered on file and printed in the minutes.

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, March 30, 1909.

Matter of Pipe Line in Nassau County.

Board of Estimate and Apportionment:

GENTLEMEN—Under date of March 26, 1909, I write to you in regard to the proposed deed, with covenants, from the Queens County Water Company to The City of New York, covering certain lands in the vicinity of Valley Stream and Lynbrook. On that day you approved the proposed deed and the amount that is to be paid for the land.

Subsequently, and on the same day, the deed was approved by the Corporation Counsel and duly executed in duplicate.

The title to the land is being examined, and if it appears to be good, I will so inform you, so that the money can be paid.

I forward herewith one of the duplicate original deeds and also a copy of the form which was before you when the resolution of approval was adopted on the 26th inst.

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

This Indenture, made the 26th day of March, 1909, between the Queens County Water Company, a corporation organized and existing under the laws of the State of New York, of the first part, and The City of New York, of the second part, witnesseth:

Whereas, On or about the 10th day of October, 1908, the party hereto of the second part commenced proceedings in the Supreme Court of the State of New York for the purpose of acquiring certain real estate, including the premises hereinafter described, for the purpose of maintaining, preserving and increasing the supply of pure and wholesome water for the use of said city, and for the purpose of extinguishing all rights, titles and interests therein and therein, which proceedings were entitled "In the matter of the application of The City of New York to acquire certain real estate at Valley Stream, Lynbrook, Rockville Centre, Baldwin, Freeport, Merrick, Bellmore and Seaford, in the Town of Hempstead, in the County of Nassau, for the purpose of water supply;" and

Whereas, The party hereto of the first part interposed an answer in said proceeding denying the right of the City to maintain such proceeding, and praying that the petition be dismissed; and

Whereas, On or about the 11th day of December, 1908, the petition of the party hereto of the second part was granted and an order was entered appointing Commissioners to ascertain and appraise the compensation to be made to the owners and all persons interested in the said real estate to be acquired; and

Whereas, The party of the first part applied for an order vacating the said order appointing said Commissioners, which motion was, by order, on the 1st day of March, 1909, denied; and

Whereas, The said party of the first part has appealed from said order appointing said Commissioners and from said order denying the motion to vacate, and said appeals are now pending in the Supreme Court, Appellate Division, Second Department; and

Whereas, On or about the 5th day of October, 1908, the party hereto of the first part commenced an action against John H. O'Brien, Commissioner of Water Supply, Gas and Electricity; Herman A. Metz, Comptroller, and The City of New York, praying that the defendants be enjoined and restrained from taking any steps toward acquiring or improving said land or using it for water supply purposes, to which complaint the defendants demurred and judgment was, on the 11th day of December, 1908, entered dismissing the complaint, from which judgment the plaintiff appealed to the Appellate Division of the Supreme Court of the State of New York in and for the Second Judicial Department; and

Whereas, The plaintiff to said action applied for a preliminary injunction restraining the defendants from taking any steps toward acquiring the said land or from agreeing with the owners interested therein as to compensation, and from taking, using or occupying any of such real estate, or improving the said land or using it for water supply purposes, and said application was denied by an order entered on the 11th day of December, 1908, and the plaintiff thereupon appealed from said order; and

Whereas, On the appeals from the said last mentioned order and from the judgment entered on the 10th day of December, 1908, the Appellate Division for the Second Judicial Department rendered its decision that the judgment and order appealed from should be reversed and that the preliminary injunction asked for should be granted; and

Whereas, The Queens County Water Company, in the year 1903, obtained an injunction in an action brought against Robert Grier Monroe, as Commissioner of Water Supply, and others, which injunction, among other things, forbade the defendants "to in any way interfere with the plaintiff's water supply," and said injunction is still in force; and

Whereas, The party hereto of the second part is desirous of settling the controversies hereinabove mentioned between the parties hereto, and is desirous of obtaining from the said party of the first part the land hereinafter described; and

Whereas, The parties herein have mutually agreed that the proceeding above mentioned shall be discontinued, in so far as the land hereinafter described is concerned, and the actions above mentioned shall be discontinued by the party of the first part, provided the said party of the first part conveys unto the said party of the second part all its rights, title and interest in and to the land hereinafter described, and provided the said party of the second part pays unto the said party of the first part the sum of twenty-nine thousand six hundred and seventeen dollars and forty cents (\$29,617.40), and shall enter into the covenants and agreements herein contained; and

Whereas, Preliminary to the execution hereof these presents have been submitted to the Board of Estimate and Apportionment, and said Board has given its assent

thereto in all its details, and to the execution thereof by resolution passed on the 26th day of March, 1909, and both the Mayor and Comptroller of The City of New York have given their separate written consents and approval hereof.

Now, therefore, the said party of the first part, in consideration of the sum of \$1, and other considerations, by the party of the second part to the party of the first part paid and rendered, the receipt and sufficiency whereof are hereby acknowledged, does hereby grant and convey unto the party of the second part, its successors and assigns forever, all the rights of every kind and nature of the party of the first part, in and to all the lots, pieces or parcels of land situate, lying and being in the Town of Hempstead, County of Nassau, hereinafter described.

The premises above referred to are more particularly shown upon a "Map showing land in the Township of Hempstead, County of Nassau, State of New York, to be acquired for the purpose of maintaining, preserving and increasing the supply of pure and wholesome water for the use of The City of New York, Borough of Brooklyn," with a certificate of the adoption thereof, dated June 19, 1908, signed by George H. McClellan, as Mayor, and John H. O'Brien, as Commissioner of Water Supply, Gas and Electricity, which said map was filed on said date in the office of said Commissioner of Water Supply, Gas and Electricity, a copy of which was filed on the 11th day of August, 1908, in the office of the Clerk of the County of Nassau, and numbered thereon 21, 62, 64, 65, 66, 69, 72, 98 and 99, and are bounded and described as follows:

#### Parcel No. 21.

Beginning at the northeast corner of Second street and Brooklyn avenue, running thence northwardly along the easterly line of Second street 57.85 feet to land of the Long Island Railroad; thence southwardly along land of the Long Island Railroad to the northerly line of Brooklyn avenue; thence westwardly along the northerly line of Brooklyn avenue 48.14 feet to the point or place of beginning.

#### Parcel No. 62.

Beginning at the northwest corner of Ocean avenue and Montague terrace and running northwardly along the westerly line of Montague terrace one hundred and eight and twenty-three one-hundredths (108.23-100) feet to land of the Long Island Railroad Company; thence westwardly along land of the Long Island Railroad Company one hundred and four and forty-eight one-hundredths (104.48-100) feet to the middle line of the brook; thence southerly along the middle line of said brook as it winds and turns to the northerly line of Ocean avenue; thence easterly along the northerly line of Ocean avenue one hundred and eleven and seventy-two one-hundredths (111.72-100) feet to the point or place of beginning.

#### Parcel No. 64.

Beginning at the southwest corner of Ocean avenue and Montague terrace, and running thence westerly along the southerly line of Ocean avenue one hundred and twenty-five and four one-hundredths (125.4-100) feet to the middle line of a brook; thence southwardly along the middle line of said brook as the same winds and turns to the northerly line of Brooklyn avenue; thence easterly along the northerly line of Brooklyn avenue eighty-two and fifteen one-hundredths (82.15-100) feet to a bend in said avenue; thence eastwardly still along the northerly line of Brooklyn avenue one hundred and twenty-two and eighty-three one-hundredths (122.83-100) feet to Montague terrace; thence northwesterly along Montague terrace six and seventy-nine one-hundredths (6.79-100) feet to the westerly line of Montague terrace; thence northwardly along the westerly line of Montague terrace seventy-seven and ten one-hundredths (77.10-100) feet to the point or place of beginning.

#### Parcel No. 65.

Beginning at the northeast corner of Ocean avenue and Montague terrace, running thence northwardly along the easterly line of Montague terrace one hundred and eight and ninety-six one-hundredths (108.96-100) feet to land of the Long Island Railroad Company; thence eastwardly along the land of the Long Island Railroad Company five hundred and six and forty-five one-hundredths (506.45-100) feet to Scranton avenue; thence southwardly along Scranton avenue eight and sixty-three one-hundredths (8.63-100) feet to Parcel No. 68; thence southwardly along Parcel No. 68, as shown on said map ninety-three and forty-seven one-hundredths (93.47-100) feet to the northerly line of Brooklyn avenue; thence westwardly along the northerly line of Brooklyn avenue three hundred and twenty-eight and sixty-three one-hundredths (328.63-100) feet to its intersection with the northerly line of Ocean avenue; and thence westwardly along the northerly line of Ocean avenue two hundred and six and thirty-five one-hundredths (206.35-100) feet to the point or place of beginning.

#### Parcel No. 66.

Beginning at the southeast corner of Ocean avenue and Montague terrace; running thence eastwardly along the southerly line of Ocean avenue one hundred and nine and forty-six one-hundredths (109.46-100) feet to the northerly line of Brooklyn avenue; thence westwardly along the northerly line of Brooklyn avenue one hundred and twenty-seven and eighteen one-hundredths (127.18-100) feet to the easterly line of Montague terrace; thence northwardly along the easterly line of Montague terrace fifty-six and eighteen one-hundredths (55.18-100) feet to the point or place of beginning.

#### Parcel No. 69.

Beginning at the point of intersection of the southerly line of Scranton avenue with the northerly line of Brooklyn avenue, which point is distant seven hundred and two and ninety-seven one-hundredths (702.97-100) feet westerly from Horton avenue, measured along the southerly line of Scranton avenue; running thence westwardly along the northerly line of Brooklyn avenue one hundred and seventy and ninety-eight one-hundredths (170.98-100) feet to the easterly line of Parcel No. 68; thence northwardly along the easterly line of Parcel No. 68, as shown on said map, forty-one and forty-nine one-hundredths (41.49-100) feet to the southerly line of Scranton avenue; thence southeasterly along the southerly line of Scranton avenue one hundred and seventy-five and ninety-four one-hundredths (175.94-100) feet to the point or place of beginning.

#### Parcel No. 72.

Beginning at a point on the easterly line of Scranton avenue where the same is intersected by the southerly line of land of the Long Island Railroad Company; running thence southerly along the easterly line of Scranton avenue seven and sixty-two one-hundredths (7.62-100) feet to a bend in the avenue; thence southeasterly along the northerly line of Scranton avenue six hundred and thirty-seven and three one-hundredths (637.3-100) feet to the northwesterly corner of Scranton avenue and Bismarck avenue, as shown on said map; thence northwardly along the westerly line of Bismarck avenue one hundred and fifty-two and fifty-seven one-hundredths (152.57-100) feet to the southerly line of lands of the Long Island Railroad Company; thence westwardly along the line of lands of the Long Island Railroad Company six hundred and fifty-seven and fifty-three one-hundredths (657.53-100) feet to the point or place of beginning.

#### Parcels Nos. 98 and 99.

Beginning at a point on the southerly line of land of the Long Island Railroad Company at the extreme northwesterly corner of said Parcel No. 98, as shown on said map; running thence eastwardly along the southerly line of land of the Long Island Railroad Company one thousand nine hundred and thirty-nine and sixty-five one-hundredths (1,939.65-100) feet to a corner; thence northwardly along land of the said Long Island Railroad Company eleven and seventy-two one-hundredths (11.72-100) feet to a corner; thence eastwardly along the southerly line of land of the said Long Island Railroad Company nine hundred and twelve and sixty-three one-hundredths (912.63-100) feet to the westerly line of Parcel No. 102, as shown on said map; thence southwestwardly along the westerly line of Parcel No. 102 two hundred and six and twenty-three one-hundredths (206.23-100) feet to Parcel No. 101; thence northwestwardly along said Parcel No. 101 sixteen and forty-eight one-hundredths (16.48-100) feet to a corner; thence southwestwardly along Parcels Nos. 101 and 100 forty-three and five one-hundredths (43.5-100) feet to the southerly line of Parcel No. 99, as shown on said map; thence westwardly along the southerly line of said Parcel No. 99 one thousand five hundred and seventy (1,570) feet to Parcel No. 98; and thence still westwardly along the southerly line of Parcel No. 98 five hundred and eighty-nine and sixty-two one-hundredths (589.62-100) feet to Parcel No. 97; thence northwestwardly along Parcels Nos. 97, 96, 93, 92, 88, 87, 83 five hundred and fifty-nine and sixty one-hundredths (559.60-100) feet to the point or place of beginning.



And also the same rights, privileges and easements in and to all streets, avenues, roads and rights of way running through, over or across said premises, or in front of the same, as shown and designated on said map by the numbers 20, 22, 63, 67, 68, 70, 71, 73, 74, in so far as the said party of the first part has the right to grant the same. Reserving, however, unto the party of the first part the right to lay pipes, conduits or mains across the lands herein described.

To have and to hold the above granted premises unto the said party of the second part and its successors forever. And the said party of the first part hereby covenants with the party of the second part that said party of the first part has not done or suffered anything or things whereby the said premises have been encumbered in any way whatever.

And the said party of the second part, for itself and its successors, covenants and agrees, to and with the said party of the first part, its successors or assigns, that it will not in any manner take, interfere with, or in any way intercept or direct, the flow of water in, or the sources of the water supply of the party of the first part, within the watershed shown and delineated between the yellow lines on the map hereto annexed, being an extract from map entitled "City of Brooklyn, Department of City Works, Division of Water Supply, Map of the City of Brooklyn and western portion of Long Island, showing the conduit lines, the various sources of water supply and the approximate division of watershed. 1896. (Plate No. 12.) I. M. de Varona, Engineer of Water Supply," upon which map said watershed is indicated by dotted black lines, and will not sink wells, construct infiltration galleries in, or in any way draw water from, the said watershed, or do, or cause to be done, by any person, any act by which the sources of water supply of the said party of the first part shall be diminished or reduced or in any way cut off.

But the party of the first part hereby grants to the party of the second part the right to maintain twenty-four (24) certain wells now being operated by the party of the second part upon its property near Lynbrook within the limits of said watershed as above defined. And said party of the second part expressly covenants and agrees not to take therefrom more than 1,500,000 gallons of water upon any one day. And in consideration of the said grant to the party of the second part of the right to take 1,500,000 gallons of water daily from said Lynbrook wells it is further agreed by the party of the second part that it will sink no additional wells, nor install an infiltration gallery at or in connection with its Watts Pond pumping station (said station being to the west of said watershed as above described and to the north of the pumping station of the party of the first part), and will not take hereafter from the said station more than 4,000,000 gallons of water in any one day.

It is further understood and agreed between the parties hereto that the party of the first part shall and it does hereby reserve the right to use so much of the surface of the land hereinabove described as may be necessary for a double track standard gauge railroad, crossing the strip of land hereby conveyed at an angle of not less than forty-five degrees with the line of said strip to be located within thirty days after notice by either party, provided, however, that such use shall not in any way interfere with the conduits or water pipes or with the connections and fixtures thereof of the party of the second part.

Nothing herein contained shall prevent The City of New York from bringing proceedings to condemn the water works and the sources of water supply of the party of the first part, provided a special notice of its intention so to do and of the commencement of such proceedings shall be personally served upon said party of the first part, its successors or assigns.

In witness whereof the party of the first part has caused its corporate seal to be hereunto affixed and these presents to be signed by its President, and the party of the second part has caused these presents to be subscribed by its Mayor and by its City Clerk, and its common seal to be hereunto affixed the day and year first above written.

QUEENS COUNTY WATER COMPANY.

By HENRY DE FORREST BALDWIN, President.

Attest:

GORDON S. BUCK, Secretary.

GEO. B. McCLELLAN, Mayor.

P. J. SCULLY, City Clerk.

State of New York, County of New York, ss.:

On the 26th day of March in the year 1909, before me personally came Henry De Forrest Baldwin, to me known, who, being by me duly sworn, did depose and say that he resided in the City of New Rochelle, New York; that he is the President of the Queens County Water Company, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

G. L. STERLING, Notary Public, County of New York.

Copy of a Portion of a Map

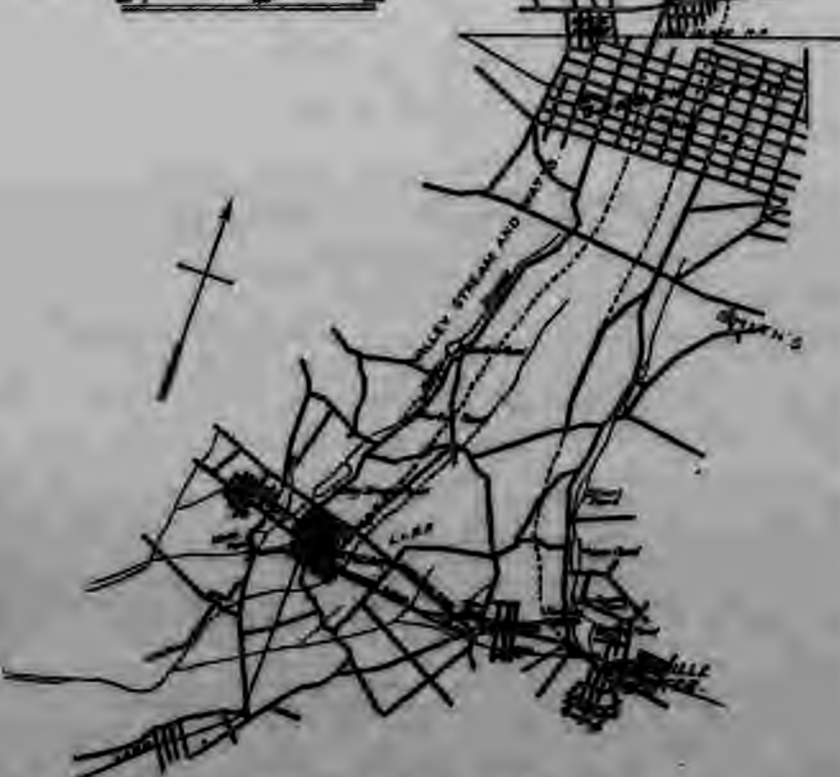
Entitled—

"CITY OF BROOKLYN  
DEPARTMENT OF CITY WORKS  
DIVISION OF WATER SUPPLY."

MAP OF THE CITY OF BROOKLYN AND WESTERN PORTION OF LONG ISLAND  
SHOWING THE CONDUIT LINES, THE VARIOUS SOURCES OF WATER SUPPLY  
AND THE APPROXIMATE DIVISION OF WATERSHED.  
1896. I. M. DE VARONA,  
ENGINEER OF WATER SUPPLY.

(PLATE NO. 12.)

SCALE OF 1250'



State of New York, County of New York, City of New York, ss.:

On the 26th day of March, in the year 1909, before me personally came P. J. Scully, with whom I am personally acquainted, and known to me to be the City Clerk of The City of New York, who, being by me duly sworn, did depose and say, that

he resides in the Borough of Manhattan; that he is the City Clerk of The City of New York, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by due authority of said corporation, and that he signed his name thereto as City Clerk by like authority.

And further, that he knows and is acquainted with George B. McClellan, and knows him to be the person described in, and who, as Mayor of The City of New York, executed the said conveyance; that he saw him subscribe, execute and deliver the same, and that he acknowledged to him, the said P. J. Scully, that he executed and delivered the same, and he, the said P. J. Scully, thereupon subscribed his name thereto.

G. L. STERLING, Notary Public, New York County.

Approved as to form.

F. K. PENNINGTON, Corporation Counsel.

In pursuance of the provisions of the Greater New York Charter, I do hereby give my consent to and approval of the foregoing deed between the Queens County Water Company and The City of New York, dated March 26, 1909.

Dated New York, March 26, 1909.

GEO. B. McCLELLAN, Mayor of The City of New York.

In pursuance of the provisions of the Greater New York Charter, I do hereby give my consent to and approval of the foregoing deed between the Queens County Water Company and The City of New York, dated March 26, 1909.

Dated New York, March 26, 1909.

H. A. METZ, Comptroller of The City of New York.

The Secretary presented the following communication from the President of the Borough of Brooklyn requesting authority (pursuant to resolution adopted December 18, 1908) to award the contract for furnishing labor and materials necessary for building an extension of the present Thirty-sixth street wall on a pile platform at the Eighth Ward Market property, Borough of Brooklyn, at an estimated cost not to exceed \$18,381, together with a report of the Comptroller, to whom on March 19 this application was referred, recommending the approval of said request.

THE CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN,  
BROOKLYN, March 10, 1909.

The Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In accordance with resolution of the Board of December 18, 1908, I beg to request reapproval of a contract providing for furnishing labor and materials necessary for preparing for and building an extension easterly of the present Thirty-sixth street wall on a pile platform at the Eighth Ward Market property, on which the estimated cost amounts to \$18,381.

Under resolution of the Board of Estimate of December 18, 1908, approved by ordinance of the Board of Aldermen of January 13, 1909, Corporate Stock to the amount of \$45,000 was authorized, to be used by the President of the Borough of Brooklyn in the preparation of the land for a public market in the Eighth Ward of this Borough.

The work contemplated in the contract I now propose to advertise is for the bulkhead made necessary in meeting a change in the plans of the Department of Docks and Ferries, owing to a shifting of their bulkhead line about 280 feet inshore, and the appropriation named was made for the purpose of closing in with the bulkhead of the Department of Docks as a necessary work for preserving the land reclaimed south of Thirty-sixth street.

Very truly yours,

BIRD S. COLER, President, Borough of Brooklyn.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 25, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Bird S. Coler, President of the Borough of Brooklyn, makes application to the Board of Estimate and Apportionment, under date of March 19, 1909, requesting authority to award contract for furnishing labor and materials necessary for building an extension of the present Thirty-sixth street wall on a pile platform at the Eighth Ward Market property, at an estimated cost of \$18,381, which application was referred to you for consideration and report.

This work has been rendered necessary by change of plan of the Dock Department affecting City property to the north of this market site, by moving their originally planned bulkhead line some 280 feet shoreward, necessitating that additional amount of new wall work in connection with the market improvement.

I therefore recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the President of the Borough of Brooklyn to award a contract for furnishing labor and materials necessary for building an extension of the present Thirty-sixth street wall on a pile platform at the Eighth Ward Market property, Borough of Brooklyn, at an estimated cost not to exceed \$18,381.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. Metz, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations, to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the President of the Borough of Brooklyn for authority to advertise for bids and award the contract for furnishing labor and materials necessary for building an extension easterly of the present Thirty-sixth street wall on a pile platform at the Eighth Ward Market property, in the Borough of Brooklyn, at an estimated cost not to exceed \$18,381, be and the same is hereby approved.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller, to whom, on March 5, 1909, were referred communications from the various City Departments employing Blacksmiths, showing the number employed and the amount required to pay the prevailing rate of wages, viz., \$4.50 per diem, for the year 1909; recommending, in view of the fact that \$4.50 seems to be the prevailing rate for such labor, that means be provided to meet the deficiencies in the Budget allowances to the various Departments employing Blacksmiths, either by a transfer of funds or an issue of Revenue Bonds, upon the applications of the Departments.

Which was ordered on file and the Secretary directed to transmit a copy of the report of the Comptroller to the Departments affected.



The Secretary presented a report of the Comptroller recommending that action be deferred upon the resolution of the Board of Aldermen requesting an issue of \$3,450 Special Revenue Bonds (subdivision 8, section 188 of the Charter), to provide for increases in salaries of three Clerks and for the appointment of two additional Process Servers in the Court of Special Sessions, First Division, until the resolution fixing said salaries shall have been adopted by the Board of Estimate and Apportionment and the Board of Aldermen.

Which was laid over pending action by the Board of Aldermen.

The Secretary presented the following communication from the President of the Borough of Manhattan requesting the amendment of resolution adopted March 5, 1909, which authorized the issue of \$10,844 Special Revenue Bonds (subdivision 8 of section 188 of the Charter) for the maintenance, operation and equipment of two new public baths at Nos. 83 and 85 Carmine street, and at Cherry and Oliver streets, for the year 1909, under the jurisdiction of the President, Borough of Manhattan, to read "for the maintenance, operation and equipment of the public baths, including the two new baths at Nos. 83 and 85 Carmine street, and at the northwest corner of Cherry and Oliver streets, for the year 1909, under the supervision of the President, Borough of Manhattan, to be expended as follows:

To provide for salaries and wages of employees in public baths..... \$10,844 00  
—together with a report of the Comptroller, to whom this application was referred on March 19, recommending the amendment as requested.

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, March 17, 1909.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment:

DEAR SIR—Request is hereby made for an amendment to the resolution adopted by the Board of Estimate and Apportionment, March 5, 1909, authorizing an issue of Special Revenue Bonds of \$10,844, for the maintenance, operation and equipment of two new public baths at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, Borough of Manhattan, by striking out the schedule of items providing:

For eight (8) additional Firemen in public baths (two for ten months)..... \$8,400 00  
For compensation of Attendants at new baths..... 2,444 00  
\$10,844 00

—and substituting therefor:

To provide for the salaries and wages of the employees..... \$10,844 00

Very truly yours,

JOHN F. AHEARN, President, Borough of Manhattan.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 30, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, dated March 29, 1909, relative to the substitution of an amended resolution for a resolution adopted March 5, 1909, regarding an issue of \$10,844 Special Revenue Bonds, requested by the President of the Borough of Manhattan for maintenance of two new public baths, which matter was referred to the Comptroller for consideration.

In view of the facts stated in said report, I recommend that a resolution adopted by this Board March 5, 1909, be rescinded, and the substitute resolution transmitted herewith be adopted.

Respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication, presented in the Board of Estimate and Apportionment from the President of the Borough of Manhattan, on March 19, 1909, requesting the amendment of the resolution adopted by said Board on March 5, 1909, relative to an issue of \$10,844 Special Revenue Bonds, for the maintenance, operation and equipment of two new public baths, at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, during the year 1909, which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

It may be again stated that there are ten public baths in the Borough of Manhattan. The Budget for 1909 provided for 22 Firemen (Stokers). Eight additional Firemen were provided for in the resolution adopted March 5, making three Firemen for each of the ten baths, or six at the two new baths. Two of the eight additional Firemen were employed in the old baths. The small allowance of \$2,444 for Attendants was accounted for by the fact that a certain number of Attendants were to be transferred from old to the new baths, which were opened on March 1.

While the original application of the Borough President was for \$60,000 for the two new baths, the elimination of requests for Engineers, fuel and incidentals, and the rearrangement of the number of Firemen and Attendants to be assigned to each of the public baths, finally resulted in the allowance on March 5, 1909, of \$10,844, in Special Revenue Bonds, which was really a replenishment of the regular appropriation for public baths, including the two new baths.

In order to comply with certain requirements of the Department of Finance in the preparation of payrolls, the Borough President requests that the resolution of March 5 be amended by striking out the lines:

For eight additional Firemen in public baths (two for ten months)..... \$8,400 00  
For compensation of Attendants at new baths..... 2,444 00  
\$10,844 00

—and substituting therefor:

To provide for the salaries and wages of the employees..... \$10,844 00

—for the reasons:

1. That the original application was made for an appropriation for the new baths, and that the allowance granted in the resolution of March 5 (\$8,400), might be construed to apply only to the two new baths, whereas two of the Firemen allowed for therein were employed in old baths in order to provide for three Firemen at each of the ten baths.

2. That the allowance for Attendants of \$2,444 was insufficient for the payment of the salaries of the number of Attendants actually employed in the two new baths, it having been arranged that a certain number to fill the quota of twelve Attendants at each of the two new baths should be transferred from the old baths.

I therefore recommend that the resolution adopted by the Board of Estimate and Apportionment on March 5, 1909, be amended:

1. By inserting in the sixth line, after the words "equipment of," the words "the public baths, including the"

2. By striking out the lines:

For eight additional Firemen in public baths (two for ten months)..... \$8,400 00  
For compensation of Attendants at new baths..... 2,444 00  
\$10,844 00

—and inserting in lieu thereof:

To provide for the salaries and wages of the employees..... \$10,844 00

—so as to read as per the accompanying resolution, which is substituted for the resolution of March 5.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That the following resolution, adopted by the Board of Estimate and Apportionment on March 5, 1909, is hereby rescinded:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted January 12, 1909, to the extent of ten thousand eight hundred and forty-four dollars (\$10,844), for the maintenance, operation and equipment of two new baths, at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, for the year 1909, under the supervision of the President of the Borough of Manhattan, to be expended as follows:

For eight additional Firemen in public baths (two for ten months)..... \$8,400 00  
For compensation of Attendants at new baths..... 2,444 00

—and for the purpose of providing means therefore the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding ten thousand eight hundred and forty-four dollars (\$10,844), redeemable from the tax levy of the year succeeding the year of their issue.

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted January 12, 1909, to the extent of ten thousand eight hundred and forty-four dollars (\$10,844), for the maintenance, operation and equipment of the public baths, including the two new baths at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, for the year 1909, under the supervision of the President of the Borough of Manhattan, to be expended as follows:

To provide for salaries and wages of employees in public baths..... \$10,844 00

—and for the purpose of providing means therefore the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding ten thousand eight hundred and forty-four dollars (\$10,844), redeemable from the tax levy of the year succeeding the year of their issue.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment March 5, 1909, and which reads as follows:

Resolved, That the resolution adopted by the Board of Aldermen January 12, 1909, requesting an issue of \$60,000 Special Revenue Bonds for the maintenance, operation and equipment of two new public baths at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, Borough of Manhattan, for the year 1909, under the direction of the President of the Borough of Manhattan, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of ten thousand eight hundred and forty-four dollars (\$10,844), as follows:

For eight (8) additional Firemen in public baths (two for ten months)..... \$8,400 00  
For compensation of attendants at new baths..... 2,444 00  
\$10,844 00

—and for the purpose of providing means therefore, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding ten thousand eight hundred and forty-four dollars (\$10,844), redeemable from the tax levy of the year succeeding the year of their issue.

—he and the same is hereby amended to read as follows:

Resolved, That the resolution adopted by the Board of Aldermen January 12, 1909, requesting an issue of \$60,000 Special Revenue Bonds for the maintenance, operation and equipment of two new public baths at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, Borough of Manhattan, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of ten thousand eight hundred and forty-four dollars (\$10,844), for the maintenance, operation and equipment of the public baths, including the two new baths at Nos. 83 and 85 Carmine street, and at the northeast corner of Cherry and Oliver streets, for the year 1909, under the supervision of the President of the Borough of Manhattan, to be expended for salaries and wages of employees in public baths; and for the purpose of providing means therefore, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding ten thousand eight hundred and forty-four dollars (\$10,844), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following resolution of the Board of Aldermen, requesting an issue of Special Revenue Bonds (subdivision 8, section 188 of the Charter) in the sum of \$300,000, for expenses contingent to the Hudson-Fulton celebration, together with a report of the Comptroller, to whom this application was referred on March 26, 1909, recommending the issue as requested, and submitting a resolution providing for an issue of Special Revenue Bonds in said amount:

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of three hundred thousand dollars (\$300,000), or as much thereof as may be necessary, the proceeds whereof to be used by and expended under the direct supervision of his Honor the Mayor and such Committee of the Board of Aldermen as may be appointed in the premises, for the purpose of meeting the expenses contingent to the part that The City of New York may take in the Hudson-Fulton celebration, to begin on Saturday, September 25, 1909.

Adopted by the Board of Aldermen March 9, 1909, four-fifths of all the members voting in favor thereof, having been first advertised as required by law.



Received from his Honor the Mayor, March 23, 1909, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 31, 1909.

Hon. HERMAN A. MITZ, Comptroller:

Sir—In accordance with the following resolution adopted by the Board of Aldermen March 9, 1909, referred by the Board of Estimate and Apportionment to the Comptroller, and by you to the Bureau of Municipal Investigation and Statistics, for report:

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of three hundred thousand dollars (\$300,000), or as much thereof as may be necessary, the proceeds whereof to be used by and expended under the direct supervision of his Honor the Mayor and such Committee of the Board of Aldermen as may be appointed in the premises, for the purpose of meeting the expenses contingent to the part that The City of New York may take in the Hudson-Fulton celebration, to begin on Saturday, September 25, 1909.

—I beg to report as follows:

The Hudson-Fulton Celebration Commission expects to expend for the purpose mentioned in the resolution a sum at present estimated to be about \$1,075,000, to be distributed as follows:

In the State Outside of New York City—	
Above Newburgh .....	\$150,000 00
Below Newburgh .....	325,000 00
	\$475,000 00
In New York City .....	600,000 00
Total .....	\$1,075,000 00

The Commission expects the State to appropriate \$475,000, the City \$300,000, and expects to raise \$300,000 by private subscription.

The following are the expenses of the Commission in detail, as estimated at present:

Estimate of Cost of Hudson-Fulton Celebration, February 24, 1909.

Office Staff—	
Expended to January 1, 1909 .....	\$8,400 00
General Executive Assistant, 10 months at \$525 .....	6,250 00
Superintendent of Construction, 10 months at \$410.00 .....	4,100 00
Assistant Secretary, 2 months at \$300, 10 months at \$500 .....	5,000 00
First Assistant to Secretary, 10 months at \$291.96 .....	2,919 60
Second Assistant to Secretary, 10 months at \$208.33 .....	2,083 33
Two Stenographers, 10 months at \$75 each .....	1,500 00
Two more Stenographers, 5 months at \$75 each .....	750 00
Office Boy, 10 months at \$30 .....	300 00
Three more Office Boys, 5 months at \$30 .....	450 00
Aides, messengers, etc., during celebration .....	5,000 00
	\$37,479 59
Miscellaneous General Expense—	
Expended to January 1, 1909 .....	\$4,040 00
Printing, stationery, engraving, etc. ....	10,000 00
Postage, express, telegrams, etc. ....	5,000 00
Telephone service .....	500 00
Miscellaneous expense .....	10,000 00
	29,540 00
Aeromantics—	
General expensing .....	15,000 00
Art and Historical Exhibits—	
Metropolitan Museum of Art .....	\$15,000 00
American Museum of Natural History .....	1,000 00
New York Public Library .....	1,000 00
Four engineer societies .....	1,000 00
Other exhibits .....	7,000 00
	25,000 00
Aquatic Sports—	
Lunches, prizes, headquarters, sides, etc. ....	15,000 00
Auditing—	
Auditing company and bookkeeping .....	4,000 00
Badges, Flags and Poster—	
Poster design .....	\$500 00
Badges and flags .....	4,500 00
	5,000 00
Banquet—	
Official banquet .....	5,000 00
Carnival and Historical Parades—	
Horses, drivers, attendants, both parades .....	\$15,000 00
Fifty floats for Historical Parade, including first cost of plant .....	33,550 00
Fifty floats for Carnival Parade (excluding first cost of plant) .....	37,000 00
Artist's designs, 100 at \$50 .....	5,000 00
Costumes, 100 floats, 10 persons, each at \$25 .....	25,000 00
Music, 100 bands at \$300, both parades .....	30,000 00
Repetition of both parades, horses, etc. ....	15,000 00
Repetition of both parades, music .....	30,000 00
	190,550 00
Children's Festivals—	
Playgrounds, Assistants, etc. ....	10,000 00
"Clermont"—	
Building "Clermont" .....	\$50,000 00
Tug, launch, etc., two weeks .....	10,000 00
	60,000 00
Decorations and Reviewing Stands—	
Erection of official stands .....	\$25,000 00
Decoration of stands .....	10,000 00
	35,000 00
Dedications—	
General expenses, transporting troops, etc. ....	25,000 00
General Commemorative Exercises—	
Assistants, traveling expenses, etc. ....	5,000 00
"Half Moon"—	
Entertainment of Dutch delegation .....	\$5,000 00
Steamboat, tug, etc., two weeks .....	2,500 00
	7,500 00
Historical—	
Research and General Expense .....	5,000 00
Hospitality—	
Hotel expenses of official guests, carriages, etc. ....	100,000 00
Hudson River Scenery—	
Clerical expense .....	1,000 00
Illuminations—	
Pyrotechnics and Illumination .....	100,000 00

Invitations—	
Engraving and printing invitations for foreign governments .....	1,000 00
Inwood Park—	
Maps, investigations, etc. ....	1,000 00
Lectures—	
Speakers, stereopticons and lantern slides .....	10,000 00
Lower Hudson—	
Local celebrations, Yonkers to Newburgh .....	25,000 00
Medal—	
Half cent, first set of dies .....	\$1,000 00
Additional dies, other sizes .....	2,500 00
Two gold medals, sovereigns of England and Holland .....	2,000 00
Five hundred silver medals, official guests, at \$7.50 .....	3,750 00
One thousand bronze medals for prizes .....	1,000 00
	10,250 00
Memorials—	
Fifty memorial tablets at \$500 or one hundred at \$250 .....	\$25,000 00
Souvenir post cards .....	2,000 00
Editor of souvenir book, twenty weeks at \$50 .....	1,000 00
	28,000 00
Military Parade—	
National Guard, City of New York .....	\$25,000 00
Other troops .....	25,000 00
	50,000 00
Music Festivals—	
Rental of halls .....	\$2,500 00
Orchestras and soloists .....	10,000 00
Printing, ushers, etc. ....	1,000 00
Decorating five halls .....	2,500 00
	16,000 00
Naval Parade—	
Naval rendezvous .....	\$25,000 00
Parade to Newburgh and return .....	50,000 00
	75,000 00
Official Literary Exercises—	
Rental of halls .....	\$1,000 00
Four orchestras .....	2,000 00
Printing, ushers, etc. ....	1,000 00
Transportation of speakers .....	500 00
Decorating five halls .....	2,500 00
	7,000 00
Public Health and Convenience—	
Fifty bureaus of information, one week .....	\$1,250 00
Fifty attendants .....	1,250 00
Placards, folders, etc. ....	1,000 00
	3,500 00
Public Safety—	
Horses and automobiles on parade day .....	2,500 00
Reception—	
Reception and entertainment of official guests, other than hotel expenses .....	10,000 00
Upper Hudson—	
Ceremonies at and north of Newburgh .....	150,000 00
Total requirements .....	\$1,061,319 59

The Vice-President and Acting President of the Commission, Hon. Herman Ridder, informs your Examiner that the money appropriated by the City will be expended within the city and for the general purposes for which the money raised by private subscription is expended.

The money appropriated by the City will be expended under the direction of the Mayor.

The amount, \$300,000, appears not unreasonable for the City itself to appropriate out of the total of \$1,075,000. If any events in history call for celebration by New York City, surely the discovery of the Hudson River and the application of steam to the navigation of the same, the twin events to be commemorated on this occasion, deserve to be the subjects of appropriate memorial by the metropolis.

It is therefore recommended that the resolution attached hereto be adopted by the Board of Estimate and Apportionment.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:  
H. A. MITZ, Comptroller.

Resolved, That the Board of Estimate and Apportionment approves of and concurs in the resolution of the Board of Aldermen adopted March 9, 1909, providing for an issue of Special Revenue Bonds to the amount of three hundred thousand dollars (\$300,000), or as much thereof as may be necessary, the proceeds whereof to be used by and expended under the direct supervision of his Honor the Mayor, and such committee of the Board of Aldermen as may be appointed in the premises, for the purpose of meeting the expenses contingent to the part that The City of New York may take in the Hudson-Fulton celebration, to begin on Saturday, September 25, 1909, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not to exceed three hundred thousand dollars (\$300,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds of said issue of Special Revenue Bonds to be disbursed only upon claims duly audited in the Department of Finance of The City of New York.

The Chair moved to amend the resolution by striking therefrom wherever they appeared the words and figures \$300,000 and inserting in lieu thereof the words and figures \$250,000, which amendment was adopted.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen March 9, 1909, requesting an issue of \$300,000 Special Revenue Bonds, the proceeds whereof to be used by and expended under the direction of his Honor the Mayor and such committee of the Board of Aldermen as may be appointed in the premises, for the purposes of meeting the expenses contingent to the part that The City of New York may take in the Hudson-Fulton celebration, to begin on Saturday, September 25, 1909, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of two hundred and fifty thousand dollars (\$250,000), and for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding two hundred and fifty thousand dollars (\$250,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds of said issue of Special Revenue Bonds to be disbursed only upon claims duly audited in the Department of Finance of The City of New York.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.



The Secretary presented the following communication from the Fire Department requesting authority, pursuant to a resolution adopted December 18, 1908, to award contracts for certain work, together with a report of the Comptroller, to whom this application was referred on February 5, recommending the approval of said request in regard to the items enumerated in said report:

HEADQUARTERS, FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, February 1, 1909.

Hon. GEORGE B. MCCLELLAN, Mayor, and Chairman, Board of Estimate and Apportionment:

SIR—I have the honor to request the approval by the Board of Estimate and Apportionment of the award of contracts for the following works:

Alterations to the quarters of Hook and Ladder Company 77, Jamaica, Borough of Queens, to Landin & Zacharias, No. 402 Columbus avenue, Manhattan, for \$1,726.

For three extra large size hose wagons, Borough of Manhattan, to Combination Ladder Company, No. 32 Park place, for \$5,367.

Alterations to the quarters of Hose Companies 3, 5 and 7, Jamaica, Borough of Queens, to Valentine Bangert, No. 31 Orchard street, Jamaica, for \$1,751, \$1,670 and \$3,165, respectively.

Alterations, etc., to the quarters of Hose Companies 4 and 6, and Hook and Ladder Company 75, to Otto Metz, No. 72 East Twenty-first street, for \$1,979, \$1,913 and \$1,953, respectively.

For the erection of a building at the St. George terminal of the Staten Island Ferry Company, quarters for fireboat company, to Thomas J. Buckley Construction Company, for \$8,775.

For furnishing ten top buggies for the Borough of Manhattan and ten top buggies for the Borough of Brooklyn, to Fiss, Doerr & Carroll Horse Company, No. 153 East Twenty-fourth street, \$3,250.

—respectively.

These works were authorized by the Board of Estimate and Apportionment, and the several contracts were awarded, prior to the receipt of a copy of the resolution adopted by the Board of Estimate and Apportionment December 18, 1908, requesting that no further obligations payable from the issue of Corporate Stock be entered into without first submitting the same for reapproval.

The alterations and repairs required at the several companies named are urgent. The quarters for the company at St. George, Staten Island, is very necessary, as at the present time the men attached to the fireboat are berthed on the boat.

Respectfully,

PATRICK A. WHITNEY, Deputy and Acting Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, March 20, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Patrick A. Whitney, Deputy and Acting Commissioner, Fire Department, in communication dated February 1, 1909, requests the approval by the Board of Estimate and Apportionment of the award of contracts for the following work:

Alterations to the quarters of Hook and Ladder Company 77, Jamaica, Borough of Queens, to Landin & Zacharias, No. 402 Columbus avenue, Manhattan, for \$1,726.

For three extra large size hose wagons, Borough of Manhattan, to Combination Ladder Company, No. 32 Park place, for \$5,367.

Alterations to the quarters of Hose Companies 3, 5 and 7, Jamaica, Borough of Queens, to Valentine Bangert, No. 31 Orchard street, Jamaica, for \$1,751, \$1,670 and \$3,165, respectively.

Alterations, etc., to the quarters of Hose Companies 4 and 6, and Hook and Ladder Company 75, to Otto Metz, No. 72 East Twenty-first street, for \$1,979, \$1,913 and \$1,953, respectively.

For the erection of a building at the St. George terminal of the Staten Island Ferry Company, quarters for fireboat company, to Thomas J. Buckley Construction Company, No. 45 West Forty-fourth street, for \$8,775.

For furnishing ten top buggies for the Borough of Manhattan and ten top buggies for the Borough of Brooklyn, to Fiss, Doerr & Carroll Horse Company, No. 153 East Twenty-fourth street, \$3,250.

—respectively.

I would report:

First—In relation to proposed alterations of Hook and Ladder Companies 77 and 75 and Hose Companies 3, 4, 5, 6 and 7, Borough of Queens, that these buildings are the ones used by former volunteer fire companies, whose members did not live at the houses. The proposed expenditures are urgently necessary in order to place the buildings in habitable condition for the paid companies.

Second—For the erection of a building at the St. George terminal of the Staten Island Ferry Company, quarters for fireboat company. The necessity for quarters for this company is urgent.

Third—For three extra large size hose wagons, Borough of Manhattan.

The installation of the high-pressure service in part of Manhattan Borough has made necessary an increase in the number of hose companies in order to make proper use of the high-pressure service. The three hose wagons desired are for use in the high-pressure zone and are immediately necessary.

Fourth—For furnishing ten top buggies for the Borough of Manhattan and ten top buggies for the Borough of Brooklyn.

These buggies are immediately necessary to replace old and worn-out buggies and for use in the several boroughs while necessary repairs are being made in those now in use.

There is sufficient provision for all of the above work in the unexpended balances of former appropriation to the Fire Department for New Buildings and Apparatus.

The amounts of the proposed contracts for Hose Company 3, Fireboat at St. George, Staten Island, and the top buggies are incorrectly given in the communication of the Deputy and Acting Fire Commissioner and should read \$1,750, \$8,775 and \$2,975, respectively.

The proposed work being urgent and necessary, I would recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments in order to permit the Fire Department to award contracts as follows:

Alterations to the quarters of Hook and Ladder Company 77, Jamaica, Borough of Queens, for \$1,726.

For three extra large size hose wagons, Borough of Manhattan, for \$5,367.

Alterations in the quarters of hose companies 3, 5 and 7, Jamaica, Borough of Queens, for \$1,750, \$1,670 and \$3,165, respectively.

Alterations, etc., to the quarters of hose companies 4 and 6, and Hook and Ladder Company 75, for \$1,979, \$1,913 and \$1,953, respectively.

For the erection of a building at the St. George terminal of the Staten Island ferry, quarters for fireboat company, for \$8,775.

For furnishing ten top buggies for the Borough of Manhattan and ten top buggies for the Borough of Brooklyn for \$2,975 for each named Borough.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment, at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations to

be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Fire Commissioner for authority to award the contracts for the following work, etc., be and the same is hereby approved:

	Estimated Cost.
Alterations to quarters of Hook and Ladder Company 77, Jamaica, Borough of Queens.....	\$1,726 00
Furnishing three extra large size hose wagons, Borough of Manhattan....	5,367 00
Alterations to quarters of Hose Company 3, Jamaica, Borough of Queens.....	1,750 00
Alterations to quarters of Hose Company 5, Jamaica, Borough of Queens.....	1,670 00
Alterations to quarters of Hose Company 7, Jamaica, Borough of Queens.....	3,165 00
Alterations, etc., to quarters of Hose Company 4, Borough of Queens.....	1,979 00
Alterations, etc., to quarters of Hose Company 6, Borough of Queens.....	1,913 00
Alterations, etc., to quarters of Hook and Ladder Company 75, Borough of Queens .....	1,953 00
Erection of building at St. George terminal of the Staten Island ferry, for quarters of Fireboat Company.....	8,775 00
Furnishing 10 top buggies for use in the Borough of Manhattan.....	2,975 00
Furnishing 10 top buggies for use in the Borough of Brooklyn.....	2,975 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller recommending an issue of \$21,000 Corporate Stock for the improvement of property on East One Hundred and First street, between Second and Third avenues, Borough of Manhattan, acquired for playground purposes.

Which was laid over.

The Secretary presented the following communication from the Secretary of the Commissioners of the Sinking Fund transmitting certified copy of a resolution adopted at a meeting held March 1, 1909, recommending an issue of Corporate Stock of The City of New York in the sum of \$12,300,000 for the uses and purposes of the Department of Docks and Ferries, together with a report of the Comptroller, to whom this matter was referred on March 5, 1909, recommending an issue of \$7,450,000 for this purpose.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
March 2, 1909.

JOSEPH HANG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, City:

DEAR SIR—I transmit herewith a certified copy of resolution adopted by the Commissioners of the Sinking Fund, at meeting held March 1, 1909, recommending to the Board of Estimate and Apportionment that the Comptroller be authorized to issue from time to time, as may be required, Corporate Stock of The City of New York to an amount not exceeding \$12,300,000, the proceeds whereof to be applied to the uses and purposes of the Department of Docks and Ferries.

Very truly yours,

N. TAYLOR PHILLIPS, Secretary, Commissioners of the Sinking Fund.

Resolved, That, pursuant to the provisions of section 180 of the Greater New York Charter, the Commissioners of the Sinking Fund hereby recommend to the Board of Estimate and Apportionment that the Comptroller be authorized to issue from time to time, as may be required, Corporate Stock of The City of New York to an amount not exceeding twelve million three hundred thousand dollars (\$12,300,000), the proceeds whereof to be applied to the uses and purposes of the Department of Docks and Ferries.

A true copy of resolution adopted by the Commissioners of the Sinking Fund March 1, 1909.

N. TAYLOR PHILLIPS, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, March 17, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Allen N. Spooner, Commissioner, Department of Docks and Ferries, in communication under date of January 30, 1909, requests the Board of Estimate and Apportionment to authorize an issue of Corporate Stock to meet the requirements of the Department for the year 1908. The needs of the Department are itemized as follows:

Balance of Corporate stock authorized by the Board of Estimate and Apportionment and the Board of Aldermen during the years 1907 and 1908 for the requirements of the Department of Docks and Ferries unissued December 31, 1908.....

\$10,645,578 00

Against which there are liabilities as follows:

Overdraft on Comptroller December 31, 1908.....	\$313,382 47
Uncompleted contracts and Department orders, Schedule A.....	5,438,072 00
Wharf property being acquired through condemnation proceedings, title to which has vested in the City. (Reports of the Commissioners in several of these proceedings have already been confirmed by the Supreme Court.)	
Schedule B.....	8,067,493 29
	13,818,947 76

Leaving a deficit to be provided for in issue of Corporate Stock for 1909 of .....

\$3,173,369 76

To which should be added the following estimate of moneys required for 1909:

Wharf property which will probably be acquired during the year, title to which has not yet vested in the City. Schedule C.....	\$392,500 00
Municipal Ferries—Construction, maintenance and operation. Schedule D.....	2,809,500 00
Contracts awarded by the Commissioner and awaiting certification by the Comptroller. Schedule E.....	154,017 43
Contracts submitted and in preparation for work, material and supplies required during the year 1909. Schedule F.....	3,863,000 00
Salaries and wages. Schedule G.....	1,083,800 00

Total estimate of moneys required for the year 1909..... \$12,276,187 19  
—or say, in round figures, \$12,300,000.



Taking up these items in the same order, I would report upon the amounts which, in my opinion, should be appropriated in each case.

	Appropriation Requested	Appropriation Recommended
Overdraft on Comptroller, December 31, 1908.....	\$313,382 47	\$313,382 47
Uncompleted contracts and Department orders. Schedule A.....	5,438,072 00	5,438,072 00
Wharf property being acquired through condemnation proceedings, title to which has vested in the City. Schedule B.....	8,067,493 29	4,750,000 00
Wharf property which will probably be required during the year, title to which has not yet vested in the City. Schedule C.....	392,500 00	342,500 00
Municipal Ferries—Construction, maintenance and operation. Schedule D.....	2,909,500 00	2,074,500 00
Contracts awarded by the Commissioner and awaiting certification by the Comptroller. Schedule E.....	154,017 43	154,017 43
Contracts submitted and in preparation for work, material and supplies required during the year 1909. Schedule F.....	3,863,000 00	3,161,500 00
Salaries and wages. Schedule G.....	1,883,800 00	1,860,000 00
	\$22,921,765 19	\$18,093,971 90
Balance of Corporate Stock authorized by the Board of Estimate and Apportionment and the Board of Aldermen during the years 1907 and 1908 for the requirements of the Department of Docks and Ferries, entered December 31, 1908.....	10,645,578 00	10,645,578 00
Necessary appropriation, as estimated by the Dock Department.....	\$12,276,187 19	
Amount necessary for the year 1909, as recommended in this report.....		\$7,448,391 90

Appropriations made by the Board of Estimate and Apportionment in previous years:	
1902.....	\$6,000,000 00
1903.....	6,000,000 00
1904.....	5,000,000 00
1905.....	8,350,000 00
1906.....	9,100,000 00
1907.....	22,400,000 00
1908.....	5,000,000 00

I estimate that it will take at least \$7,450,000 to meet the requirements of the Department of Docks and Ferries for the year 1909. As none of the \$5,000,000 authorized by the Board of Estimate and Apportionment on May 22, 1908, under section 180 of the Greater New York Charter was issued during 1908 any additional authorization of Corporate Stock for the year 1909 must have the approval of the Board of Aldermen.

I therefore think that, pursuant to the provisions of section 180 of the Greater New York Charter and section 47 of the Greater New York Charter as amended, and pursuant to the recommendations of the Commissioners of the Sinking Fund by resolution adopted March 1, 1909, the Board of Estimate and Apportionment may properly approve the issue of Corporate Stock of The City of New York, to an amount not exceeding \$7,450,000, the proceeds to be applied to the uses and purposes of the Department of Docks and Ferries.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended and section 180 of the said Charter, and the recommendation of the Commissioners of the Sinking Fund, by resolution adopted March 1, 1909, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding seven million four hundred and fifty thousand dollars (\$7,450,000), for the uses and purposes of the Department of Docks and Ferries, and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding seven million, four hundred and fifty thousand dollars (\$7,450,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of Special Revenue Bonds (subdivision 8, section 188 of the Greater New York Charter) in the sum of \$3,000 for the Department of Education for the purpose of preparing certain important statistics, together with a report of the Comptroller, recommending the issue as requested:

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of three thousand dollars (\$3,000), the proceeds whereof to be used by the Department of Education for the purpose of preparing certain important statistics.

Adopted by the Board of Aldermen, March 2, 1909, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, March 16, 1909, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 24, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a resolution of the Board of Aldermen, adopted March 2, 1909, requesting the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds to the amount of three thousand dollars (\$3,000), the proceeds whereof to be used by the Department of Education for the purpose of preparing certain important statistics, which matter was referred to the Comptroller for consideration and report at a meeting of the Board of Estimate and Apportionment

held March 19, and by you referred to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

Said three thousand dollars is requested for the purpose of defraying the necessary cost of collating and publishing information relative to the sites, buildings, plant and equipment of the public school system of the City, together with such diagrams, plates, etc., as may be deemed desirable for purposes of illustration, on the same plan as the pamphlets, issued by the Comptroller, of real estate owned by the City and under the jurisdiction of the various Departments.

In view of the fact that the Department of Education has already accumulated nearly all of the information necessary to the preparation of a report of this character covering the real estate under its jurisdiction, it would seem important to get the facts in permanent form. This will result in a saving of an equal or much larger expense on the part of the Comptroller, as this work will take the place of the report of the Finance Department on the real estate of the Department of Education. I would therefore respectfully recommend the approval of the request.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted March 2, 1909, in relation to an appropriation of three thousand dollars (\$3,000), the proceeds whereof to be used by the Department of Education to defray the necessary cost of collating and preparing for publication certain data relating to sites, buildings and equipment of the public school system of the City, to the end that a record of the property of the Board of Education may be published, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of three thousand dollars (\$3,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of \$8,500 Special Revenue Bonds (subdivision 8, section 188 of the Charter), to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the Ludlow Street Jail, together with a report of the Comptroller, to whom this application was referred on November 13, 1908, recommending an issue of \$7,500 Special Revenue Bonds for this purpose:

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eight thousand five hundred dollars (\$8,500), the proceeds whereof to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the New York County (Ludlow Street) Jail.

Unanimously adopted by the Board of Aldermen, October 20, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, November 4, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 17, 1909.

CHANDLER WITHINGTON, Esq., Chief Engineer, Department of Finance:

DEAR SIR—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, of this Department, in the matter of a resolution of the Board of Aldermen, adopted October 20, 1908, in relation to an issue of \$8,500 Special Revenue Bonds to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the New York County (Ludlow Street) Jail.

Said report, together with the papers relating thereto, are sent to you with request for an opinion as to the necessity for the requested repairs and as to the probable cost of the same.

Yours truly,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 11, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a resolution adopted by the Board of Aldermen on October 20, 1908, relative to the New York County Jail, I beg to present the following report:

The said resolution reads as follows:

Resolved, That in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eight thousand five hundred dollars (\$8,500), the proceeds whereof to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the New York County (Ludlow Street) Jail.

The Sheriff's representative has stated to your Examiner that the request made to the Board of Aldermen for an appropriation of \$8,500 was predicated in part on an estimate of the cost of the needed repairs furnished to the Sheriff by Messrs. Bernstein & Bernstein, Architects, of this City, and partly upon an estimate of the probable cost of refitting the jail with sanitary beds, bedding and cooking utensils.

The original said estimate of Messrs. Bernstein & Bernstein, amounting to the sum of \$6,970, inclusive of architects' fees, is attached to this report.

It is noted that a certain proportion of the proposed repairs are not repairs in the usual sense of the word but such replacements as would be properly considered "alterations and improvements," hence properly provided for by the issue of Corporate Stock and not chargeable against the tax levy of any one year. Such items are Nos. 3, 4, 6, 7 and 12, the total estimated cost of which, exclusive of architects' fees, is \$2,100.

It is further to be noted that the necessity for such alterations or replacements and the probable cost of the same are questions which can only be passed upon by an examiner possessing a technical knowledge of building construction and of the cost of such work as is proposed in said estimate.

Your Examiner therefore respectfully recommends that the request of the Board of Aldermen, relative to said matter, together with the estimate of Messrs. Bernstein & Bernstein be referred to the Chief Engineer of the Department of Finance for an opinion as to the necessity of the requested repairs and as to the probable cost of the same.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.



Hon. THOMAS F. FOLEY, Sheriff, County of New York.

June 26, 1908.

DEAR SIR—As per your request, I have examined the Ludlow Street Jail and found the following defects:

1. The arches over window and door openings throughout the building are badly cracked, and would recommend that defective brickwork be taken out and replaced by new brickwork.....	\$1,200 00
2. Brick fence wall, inclosing yard, needs pointing up, and would recommend that defective brickwork be taken out and replaced by new work.....	700 00
3. Mostly all the wood sash and frames throughout the building are defective, and in some cases they are dangerously unsafe. Would recommend that where sash and frames are defective they should be replaced by metal sash and frames, as floors of the building are fireproof.....	900 00
4. Bathroom compartments, in a few cases, have no sanitary floor. Would recommend that tile floor and 6-inch marble base be put up.....	100 00
5. Plumbing throughout the building needs general overhauling, and is very defective in some places.....	600 00
6. If speaking tubes should be retained, they should be repaired throughout the building. Would recommend that a telephone system be installed throughout the building in place of tubes.....	100 00
7. All defective woodwork throughout the building should be removed and replaced by new work, and would recommend that new work be of metal, so as to make same fireproof.....	300 00
7a. Incidentals.....	395 00
8. Front doors of main entrance should be taken down and repaired, so as to make same open and shut readily, and would recommend that said doors should be made so as to open outwardly.....	50 00
9. All cracked and defective marble saddles should be replaced by new ones. Would recommend that green Vermont marble be substituted, as same is more serviceable and more economical.....	25 00
10. I find in many places that glass is broken and missing. Would recommend that same should be replaced by new glass.....	50 00
11. I find the entire building, both interior and exterior, including all walls, ceiling, woodwork and ironwork needs painting, and where necessary, varnishing. Would recommend that same receive three good coats of paint, of color as will be selected.....	1,500 00
12. I find that the roof is so defective that it will be necessary to put down a six-ply asphaltum and felt roof, with a guarantee of five years.....	700 00
Our fees for architectural services, which will be 5 per cent. on the actual cost of the work.....	350 00
	<b>\$6,970 00</b>

All the above work can be done, in my opinion, for the sum of seven thousand dollars (\$7,000), and we would say that the work above mentioned for the repairing of defective cracks of brickwork and eapings on roof is dangerously unsafe and needs immediate attention.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
New York, March 13, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Aldermen by resolution, adopted October 20, 1908, received from his Honor, the Mayor, November 4, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

Resolved, That in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eight thousand five hundred dollars (\$8,500), the proceeds whereof to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the New York County (Ludlow Street) Jail.

It is stated that of this appropriation fifteen hundred dollars (\$1,500) was intended for refitting the jail with sanitary beds, bedding, cooking utensils, etc., and seven thousand dollars (\$7,000) for repairs to the building, the latter amount being based upon the attached estimate of Messrs. Bernstein & Bernstein, Architects.

I would report that after examination I am of the opinion that six thousand dollars (\$6,000) will pay for all necessary repairs to the building, including repairs to steam-heating apparatus, but providing new wooden window frames and sash, instead of metal, as recommended by the architects.

I am informed that the largest number of prisoners at one time in the Ludlow Street Jail during 1908 was twenty-five (25), the number sometimes being as low as one (1), and averaging about nine (9).

It would appear that some arrangements with the Department of Correction might be made for providing for this small number of civil prisoners.

If, however, the Board of Estimate and Apportionment wishes to continue the use of this building as at present, I would advise that, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment authorize the Comptroller to issue Special Revenue Bonds to the amount of seven thousand five hundred dollars (\$7,500), the proceeds whereof to be used by the Sheriff of the County of New York for the purpose of making necessary repairs and furnishing equipment and supplies to the New York County (Ludlow Street) Jail.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on October 20, 1908, requesting an issue of \$8,500 Special Revenue Bonds for necessary repairs to and furnishing equipment and supplies for the New York County (Ludlow Street) Jail, under the direction of the Sheriff of New York County, be and the same is hereby approved of, and concurred in by the Board of Estimate and Apportionment, to the extent of seven thousand five hundred dollars (\$7,500), and for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to an amount not exceeding seven thousand five hundred dollars (\$7,500), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

By unanimous consent the President of the Board of Aldermen presented the following resolution of the Board of Aldermen requesting an issue of \$5,000 Special Revenue Bonds (subdivision 8, section 188 of the Charter), or as much thereof as may be necessary, for the purpose of defraying the necessary expenses incurred by the Special Committee of five members of the Board of Aldermen on the occasion of the Cleveland memorial exercises:

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of five thousand dollars (\$5,000), or as much thereof as may be necessary, the proceeds whereof to be used by a Special Committee of five members of the Board of Aldermen for the purpose of defraying the necessary expenses contingent on the occasion of the Cleveland memorial exercises to be held on March 18, 1909.

Adopted by the Board of Aldermen, March 23, 1909, four-fifths of all the members voting in favor thereof, having been first advertised as required by law.

Approved by the Mayor, April 2, 1909.

P. J. SCULLY, Clerk.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted March 23, 1909, and approved by the Mayor April 2, 1909, in relation to an appropriation of five thousand dollars (\$5,000), or as much thereof as may be necessary, for the purpose of defraying the necessary expenses incurred by the Special Committee of five members of the Board of Aldermen on the occasion of the Cleveland memorial exercises held March 18, 1909, and for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of five thousand dollars (\$5,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller recommending an issue of \$45,000 Corporate Stock to provide for the erection and completion of a new comfort station on the Riverside drive, west of the Park walk and the Grant Tomb, Borough of Manhattan.

Which was laid over.

The Secretary presented a report of the Comptroller recommending an issue of \$500,000 Corporate Stock for the erection and equipment of a new building for the Normal College on the block bounded by Sixty-eighth and Sixty-ninth streets, Fourth and Lexington avenues, Borough of Manhattan.

Which was laid over for the meeting to be held April 16, 1909.

The Secretary presented the following communication from the Board of Health requesting authority, pursuant to resolution adopted December 18, 1908, to award contract for furnishing lumber, timber, etc., to the Tuberculosis Sanatorium at Otisville, New York, at an estimated cost of \$6,000, together with a report of the Comptroller, to whom this application was referred on March 5, recommending the approval of said request:

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
New York, March 2, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

SIR—At a meeting of the Board of Health of the Department of Health held February 24, 1909, the following resolution was adopted:

Resolved, That the Board of Health of the Department of Health of The City of New York hereby requests the Board of Estimate and Apportionment to release the said Board of Health from the provisions of a certain resolution adopted by the said Board of Estimate and Apportionment December 6, 1907, and by which said resolution the bureaus and divisions of the City government were directed until further notice not to incur any new or additional indebtedness payable from the funds provided by the issue of Corporate Stock heretofore authorized without the approval of the said Board of Estimate and Apportionment, in so far as said resolution may refer to the furnishing of lumber, timber, moulding, etc., to the sanatorium for the care and treatment of persons living in The City of New York suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., during the year 1909, at a cost not exceeding the sum of \$6,000.

A true copy.

EUGENE W. SCHEFFER, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
New York, March 23, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Health of the Department of Health, by resolution adopted February 24, 1909, requests the Board of Estimate and Apportionment to approve an expenditure not exceeding six thousand dollars (\$6,000) for furnishing lumber, timber, moulding, etc., to the Tuberculosis Sanatorium at Otisville, New York.

I would report that the Board of Health desires to obtain this lumber for use in building four new sheds for tuberculosis patients. The sanatorium is at present overcrowded and unable to accommodate a large waiting list of applicants for admission.

The proposed purchase of lumber being a necessity, I would recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 6, 1907, and December 18, 1908, in relation to incurring obligations by heads of Departments in order to permit the Department of Health to award contracts for the furnishing of lumber, timber, moulding, etc., to the sanatorium for the care and treatment of persons living in The City of New York, suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., during the year 1909, at a cost not exceeding the sum of six thousand dollars (\$6,000).

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and Offices not to advertise for contracts not enter into any further obligations, to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Board of Health for authority to award contracts for furnishing lumber, timber, moulding, etc., for the sanatorium for the care and treatment of persons living in The City of New York suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y.,



during the year 1909, at a cost not to exceed \$5,000 be and the same is hereby approved.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Commissioner of Bridges requesting, and report of the Comptroller recommending, an issue of \$376,752.60 Corporate Stock, for the purpose of providing means for the payment of the awards and the interest thereon, in the matter of acquiring title to certain lands and premises on Fifty-ninth street and Avenue A and on Sixtieth street, between Avenue A and First avenue, in the Borough of Manhattan, required for the use of the Blackwells Island (Queensboro) Bridge:

(On March 19, 1909, the request of the Commissioner of Bridges, for the above issue was referred to the Comptroller.)

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
MANHATTAN, N. Y., March 11, 1909.

To the Honorable the Board of Estimate and Apportionment of The City of New York:

GENTLEMEN—I am in receipt of a communication from the Corporation Counsel, dated February 25, 1909, in which he advises me that the report of the Commissioners of Estimate and Apportionment in the matter of acquiring title by The City of New York to certain lands in the Borough of Manhattan, required for the use of the Queensboro Bridge (No. 4), was confirmed by an order of the Supreme Court dated the 23d day of February, 1909, and filed in the office of the Clerk of the County of New York on the 24th day of February, 1909.

The title to the lands taken in this proceeding became vested in The City of New York on the 9th day of September, 1905, and the awards for said lands bear interest at the rate of 6 per cent. per annum from that date.

I respectfully request your Honorable Board to authorize the issue of Corporate Stock of The City of New York to the amount of the awards, with interest thereon, as follows:

Total amount of awards.....	\$299,010 00
Interest from September 9, 1905, to January 9, 1910, 6 per cent. per annum.....	77,742 60
	<u>\$376,752 60</u>

The interest on the awards has been figured so as to cover a possible delay in the authorization and sale of Corporate Stock.

Yours truly,

J. W. STEVENSON, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 29, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—I am advised by the Corporation Counsel that the report of the Commissioners of Estimate and Apportionment in the matter of acquiring title to certain lands and premises situated on the westerly side of Avenue A or Sutton place, and the northerly side of Fifty-ninth street, and the southerly side of Sixtieth street, between Avenue A or Sutton place and First avenue, in the Borough of Manhattan, City of New York, selected with other property as a site for Blackwells Island Bridge, was confirmed by an order of the Supreme Court, dated February 23, 1909, and entered in the office of the Clerk of the County of New York, February 24, 1909.

The title to the land taken in this proceeding, as confirmed by the above order, became vested in The City of New York on September 9, 1905, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted July 7, 1905.

The total amount of the awards is.....	\$299,010 00
Interest thereon from September 9, 1905, to January 9, 1910, at 6 per cent. per annum, is.....	77,742 60
Total.....	<u>\$376,752 60</u>

To provide means for the payment of these awards and the interest thereon, Corporate Stock to the amount of three hundred and seventy-six thousand seven hundred and fifty-two dollars and sixty cents (\$376,752.60) should be issued, pursuant to the provisions of section 47 of the revised Greater New York Charter.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment, hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding three hundred and seventy-six thousand seven hundred and fifty-two dollars and sixty cents (\$376,752.60) for the purpose of providing means for the payment of the awards and the interest thereon, in the matter of acquiring title to certain lands and premises situated on the westerly side of Avenue A or Sutton place, and the northerly side of Fifty-ninth street, and the southerly side of Sixtieth street, between Avenue A or Sutton place and First avenue, in the Borough of Manhattan, City of New York, selected with other property as a site for the Blackwells Island Bridge (Queensboro Bridge), and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding three hundred and seventy-six thousand seven hundred and fifty-two dollars and sixty cents (\$376,752.60), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller, referring to report of the Commissioner of Water Supply, Gas and Electricity, in whom on February 5, 1909, was referred a communication from the Rosedale Board of Trade, requesting the Board of Estimate in case such legislation to be enacted as would enable The City of New York to supply water to the Counties of Queens and Nassau at the same rate as it is now sold in said City, and stating that in his opinion, in view of the facts set forth in said reports, the action of the Commissioner of Water Supply, Gas and Electricity in opposing legislation of this character appears to be both proper and necessary in the premises.

(On February 26, 1909, the report of the Commissioner of Water Supply, Gas and Electricity, as above, was referred to the Comptroller.)

Which was ordered on file and the Secretary directed to transmit a copy of the report of the Comptroller to the Commissioner of Water Supply, Gas and Electricity.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller recommending, an issue of \$1,500 Special Revenue Bonds (subdivision 8, section 188 of the Charter), to be used by the Hon. Lester W. Clark, Justice of the Supreme Court, Second Department, for the purpose of paying the salary of a Court Attendant.

(On March 26, 1909, the resolution of the Board of Aldermen, requesting this issue was referred to the Comptroller.)

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of fifteen hundred dollars (\$1,500), the proceeds whereof to be used by Supreme Court Justice Lester W. Clark for the purpose of paying the salary of a Court Attendant, provision for which office was omitted from the Budget.

Adopted by the Board of Aldermen, March 9, 1909, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Approved by the Mayor, March 19, 1909.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—I beg to report as follows in the matter of a resolution of the Board of Aldermen adopted March 9, 1909, requesting the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$1,500, the proceeds whereof to be used by the Hon. Lester W. Clark, Justice of the Supreme Court, Second Department, for the purpose of paying the salary of a Court Attendant, the same having been omitted from the Budget.

The salary of Court Attendant, Supreme Court, Borough of Richmond, has been provided for since October 18, 1907, the date of the original appointment, by the issue of Special Revenue Bonds.

It appears that chapter 614 (section 96) of the Laws of 1907, provides for the appointment of Court Attendant, Supreme Court, Richmond County, as follows:

"The said Attendant so appointed in the County of Richmond, shall receive a salary to be fixed by the Justice or Justices, residing in Richmond County, or by a majority of them; such salary, so fixed, shall be subject to the approval of the Board of Estimate and Apportionment of The City of New York, in its discretion, and shall be a county charge."

In view of the facts as herein stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment concurrence in the resolution of the Board of Aldermen in accordance with the resolution herewith appended.

Yours respectfully,

CHARLES S. HERVEY.

Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted March 9, 1909, in relation to an appropriation of fifteen hundred dollars (\$1,500), the proceeds whereof to be used by Supreme Court Justice Lester W. Clark, for the payment of the salary of one Court Attendant, Supreme Court, Richmond County, for the year 1909, and that for the purpose of providing means therefor, the Comptroller be, and he is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to an amount not exceeding fifteen hundred dollars (\$1,500), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Acting President, Borough of Richmond requesting, and report of the Comptroller recommending, a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the PRESIDENT OF THE BOROUGH OF RICHMOND, involving no additional appropriation:

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND,  
BOROUGH HALL, NEW BRITAIN,  
NEW YORK CITY, March 4, 1909.

Board of Estimate and Apportionment, No. 277 Broadway, New York City:

GENTLEMEN—I made application to the Municipal Civil Service Commission for a change of title of one Stenographer and Typewriter, at \$1,500, to that of Clerk, at the same salary, which Commission on March 3, approved the same. Therefore we would ask a change of schedule in account 1429 of the Budget, which now reads, "Two Stenographers and Typewriters, at \$1,500," and "Two Clerks, at \$1,500," to "One Stenographer, at \$1,500," and "Three Clerks, at \$1,500."

Yours respectfully,

LOUIS L. TRIBUS, Acting President of the Borough.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 27, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to a communication of the Acting President of the Borough of Richmond, dated March 4, 1909, addressed to the Board of Estimate and Apportionment, and referred to you by said Board on March 5, 1909, your Examiner respectfully reports:

The communication requests the modification of the salary schedule supporting the Budget appropriation for 1909, entitled "President of the Borough of Richmond, General Administration (1429), Salaries and Wages," to the extent of permitting the official head to legally employ a Clerk, whose rate of compensation is \$1,500, whose title was Stenographer and Typewriter, at the same rate. The Acting President states that favorable action by the Civil Service Commission on the request to change the title was had on March 3, 1909.

Your Examiner therefore respectfully recommends that the request be allowed.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.



The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following Budget schedule as revised for the President of the Borough of Richmond for the year 1909:

General Administration—

1429. Salaries and Wages:

President of the Borough.....	\$5,000 00
Secretary of the Borough.....	2,500 00
Stenographer and Assistant Secretary.....	2,400 00
Stenographer to the President.....	1,200 00
Clerk.....	1,650 00
Clerk.....	1,200 00
Stenographer.....	1,200 00
Typewriting Copyist.....	900 00
Messengers, 2, at \$1,050.....	2,100 00
Telephone Operators, 2, at \$720.....	1,440 00
Auto Engineman.....	1,200 00
Consulting Engineer (Acting Commissioner).....	8,000 00
Assistant Commissioner.....	3,000 00
Secretary to Commissioner.....	1,800 00
Chief Clerk.....	1,800 00
Clerk.....	1,650 00
Clerks, 3, at \$1,500.....	4,500 00
Clerk.....	1,200 00
Stenographer and Typewriter.....	1,500 00
Stenographer and Typewriter.....	1,200 00
Messenger.....	1,050 00
Driver.....	900 00
Engineering force (construction).....	33,000 00

\$80,510 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following report of the Comptroller recommending a modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the REGISTER OF NEW YORK COUNTY, involving no additional appropriation:

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—Examination has been made in the Bureau of Municipal Investigation and Statistics, into the matter of two communications, addressed to the Comptroller, from the Register of New York County, dated, respectively, January 20, 1909, and February 15, 1909, requesting that modifications be authorized by the Board of Estimate and Apportionment in the schedules supporting the salary appropriations made for that office in the Budget of the year 1909. As a result of the examination thus made, I beg to report as follows:

The modifications, as defined in the communications previously referred to, have been further amended by the Register in conference with your Examiner. He now desires that the schedule supporting appropriation No. 1567, General Administration, Salaries, be changed as follows:

As Specified in Budget.	Proposed Changes.
1 Special Messenger.....	Abolished.
20 Clerks at \$1,500.....	Abolished.
2 Custodians at \$1,200.....	Abolished.
31 Clerks at \$1,200.....	Abolished.
17 Clerks at \$1,100.....	Abolished.
1 Messenger.....	Abolished.
Recording Clerks at 5 cents a folio.....	Abolished.
\$132,000 00	\$132,000 00

In the schedule accompanying appropriation No. 1571, Preservation of Public Records, it is requested that the line

Clerks, 8 at \$1,300..... \$9,600 00

—be changed to read:

Clerks, 3 at \$1,200..... \$3,600 00

Clerks, 6 at \$1,000..... 6,000 00

\$9,600 00

The Register states that he requests the modifications for the better carrying on of the work of his office. The majority of the men to be promoted, he says, have not been promoted, nor have they received any increase in salary in the past five years. No additional appropriation will be necessary.

In view of the facts as herein stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the Register, in accordance with the resolution appended hereto.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the revision and modification of the schedules supporting the appropriation made for the Register of New York County in the Budget for the year 1909, as follows:

Register's Office, New York County.

General Administration—

1567. Salaries:

Register.....	\$13,000 00
Deputy Register.....	5,000 00
Assistant Deputy Register.....	4,000 00
Chief Clerk.....	3,400 00
Satisfaction Clerk.....	3,400 00
Chief Book Index Clerk.....	3,000 00
Chattel Mortgage Clerk.....	3,000 00
Secretary.....	2,500 00
Cashier.....	2,500 00
Tickler Clerk.....	2,500 00

Chief Searcher and Examiner.....	2,500 00
Superintendent of Indexing.....	2,000 00
Assistant Satisfaction Clerk.....	2,100 00
Chief Record Clerk.....	2,100 00
Searchers and Examiners, 2 at \$2,000.....	4,000 00
Supervisor of Indexing.....	1,800 00
Verification Clerks.....	1,720 00
Examiner.....	1,680 00
Messenger.....	1,500 00
Clerks, 19 at \$1,500.....	28,500 00
Clerks, 2 at \$1,360.....	2,720 00
Custodians, 10 at \$1,200.....	12,000 00
Clerks, 51 at \$1,200.....	61,200 00
Messenger.....	1,200 00
Clerk.....	1,000 00
Custodian.....	1,000 00
Recording Clerks, at 5 cents per folio.....	41,100 00

\$209,420 00

Preservation of Public Records—

1571. Salaries:

Chief Clerk, 1 at \$1,800.....	\$1,800 00
Bookbinders, 3 at \$1,200.....	3,600 00
Clerks, 3 at \$1,200.....	3,600 00
Clerks, 6 at \$1,000.....	6,000 00

\$15,000 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting, and report of the Comptroller recommending, a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for the BELLEVUE AND ALLIED HOSPITALS, involving no additional appropriation:

BELLEVUE AND ALLIED HOSPITALS, OFFICE OF THE BOARD OF TRUSTEES,  
BELLEVUE HOSPITAL, FOOT OF EAST TWENTY-SIXTH STREET,  
NEW YORK, March 4, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York:

Sir—On January 25 the Board of Trustees addressed a communication to the Board of Estimate and Apportionment, requesting the amendment of the Budget for 1909. Included in the communication referred to was a statement as follows:

"In the Budget for 1909 provision was made for the employment of Junior Clerks wherever it appeared that Hospital Helpers were performing duties of a clerical nature. While recognizing the desirability of securing employees where possible from Civil Service lists, the Trustees feel that it would be impracticable to replace all of these Helpers by Junior Clerks at the present time. Apart from the injustice of summarily dismissing employees who have been in the Department for a long time, many of them rendering excellent service for a number of years, the Trustees are impressed with the fact that such action would render the work of the Department difficult, if not chaotic, particularly at this busy time of the year, and it is requested that these Helpers be continued for six months, in order that full time may be given to the Trustees to take whatever action is necessary to secure the more specific fulfillment of the Civil Service laws without interrupting the work of the hospitals. No increase in personnel is involved in the revised schedules."

A revised Budget was adopted by the Board of Estimate and Apportionment on February 26, 1909, and it is found that the schedules to which the above statement refers are still maintained, thus enforcing the immediate dismissal of all the Hospital Helpers affected. Under the circumstances the Trustees have the honor to repeat their request that these Helpers be continued for six months in order that full time may be given to take whatever action is necessary to secure a more specific fulfillment of the Civil Service laws, without interrupting the work of the hospitals.

Respectfully,

J. K. PAULDING, Secretary, Board of Trustees.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to a communication from the Board of Trustees of Bellevue and Allied Hospitals to the Secretary of the Board of Estimate and Apportionment on March 4, 1909, referring to a communication of said Board of Trustees, dated January 25, 1909, requesting an amendment of a provision of the Budget for 1909, which required the employment of Junior Clerks in the place of certain Hospital Helpers, which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Board of Trustees in their application of March 4, 1909, call attention to a communication addressed to the Board of Estimate and Apportionment on January 25, 1909, requesting the amendment of the Budget for 1909, in which they stated, regarding the summary displacement of certain Hospital Helpers by Junior Clerks:

"Apart from the injustice of summarily dismissing employees who have been in the Department for a long time, many of them rendering excellent service for a number of years, the Trustees are impressed by the fact that such action would render the work of the Department difficult, if not chaotic, particularly at this busy time of year, and it is requested that these Helpers be continued for six months, in order that full time may be given to the Trustees to take whatever action is necessary to secure the more specific fulfillment of the Civil Service laws without interrupting the work of the hospitals."

In a revision of the Budget schedules, adopted by the Board of Estimate and Apportionment on February 26, Clerks were still retained in place of Hospital Helpers. The Board of Trustees still maintain that it is not feasible to substitute Clerks for said Hospital Helpers before the expiration of six months, and ask that the time be extended until July 1, 1909.

In conceding that some hardship may be entailed on the hospital organization by the summary dismissal of the employees in question, it must be understood that full responsibility must be assumed by the Board of Trustees of Bellevue and Allied Hospitals for full compliance with the Civil Service law under the old titles. With that condition understood, I respectfully recommend that the request of the Board of Trustees be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.



The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following supporting schedules of Salaries and Salaries and Wages, as revised for the Bellevue and Allied Hospitals for the period January 1 to July 1, 1909:

General Administration, Central Office—

### 315. Salaries and Wages:

Strike Out.		Insert.	
Clerks, 2 at \$800.....	\$1,600 00	Clerk .....	\$800 00
Clerks, 2 at \$710.....	1,500 00	Clerk .....	540 00
Clerks, 2 at \$540.....	1,080 00	Helpers, 2 at \$720.....	1,440 00
		Helper .....	600 00
		Helper .....	540 00
		Helper .....	300 00

Bellevue Hospital, Administration—

### 316. Salaries and Wages:

Strike Out.		Insert.	
Clerk .....	\$540 00	Hospital Helpers, 4 at \$480.....	\$1,920 00
Clerks, 2 at \$480.....	960 00	Helpers, 3 at \$540.....	1,620 00
Clerk .....	420 00	Helper .....	420 00
Clerks, 3 at \$300.....	900 00	Helpers, 3 at \$360.....	1,080 00
Hospital Helpers, 5 at \$800.....	2,400 00		

Gouverneur Hospital, Administration—

### 319. Salaries and Wages:

Strike Out.		Insert.	
Clerk .....	\$360 00	Helper .....	\$360 00

Harlem Hospital, Administration—

### 321. Salaries and Wages:

Strike Out.		Insert.	
Clerks, 2 at \$100.....	\$220 00	Helper .....	\$600 00
Clerk .....	300 00	Helper .....	420 00

Fordham Hospital, Administration—

### 323. Salaries and Wages:

Strike Out.		Insert.	
Clerk .....	\$240 00	Helper .....	\$240 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the County Judge of Queens County requesting and report of the Comptroller recommending a modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for the SUPREME COURT AND COUNTY COURT, QUEENS COUNTY, involving a transfer of \$300, but no additional appropriation:

COUNTY COURT, QUEENS COUNTY,  
LONG ISLAND CITY, N. Y.,  
January 18, 1909.

Secretary of the Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—In reply to your communication of January 11, 1909, to Hon. Burt Jay Humphrey in re salary increases since October 30, 1908, I wish to state that the item in the Budget relative to salaries of the Supreme and County Court of Queens County is short \$300. The Judge asked for the said \$300, but the same was not allowed. This \$300 covers the increased salary of the Chief Court Attendant of the County Court, Queens County, Mr. Stephen Nostrand, who was promoted to said position pursuant to the Civil Service laws, to take effect July 1, 1908.

Hoping you will be able to correct this matter,

Yours, etc.,

EDWARD J. SMITH, Chief Clerk of Queens County Court.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 22, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In reference to a communication from the Hon. Burt Jay Humphrey, County Judge of Queens County, requesting a transfer of an appropriation amounting to \$300 to meet a deficiency in the salary of the Chief Court Attendant of the County Court, Borough of Queens, referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report thereon, as follows:

The salary of the Chief Court Attendant, County Court, Borough of Queens, appears in the Budget of 1909, under item No. 1672 of the Budget Salary Schedule as \$1,500. The amount allowed was based on the payroll, as of June 30, 1908. On July 1, 1908, the salary of the Chief Court Attendant was increased to \$1,800, without a corresponding allowance in the 1909 Budget.

In view of the facts as stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the transfer of the sum of \$300 from appropriation No. 1700, County Contingent Fund, Queens County, to appropriation No. 1672, Salaries, Supreme and County Courts, Queens County, in accordance with the attached resolutions.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the sum of three hundred dollars (\$300) be and the same is hereby transferred from the appropriation made to Queens County for the year 1909, entitled No. 1700, County Contingent Fund, the same being in excess of the amount required for the purposes thereof, to the appropriation for the year 1909, entitled No. 1672, Salaries, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the revision and modification of the schedule supporting the appropriation made for the Supreme Court and County Court, Queens County, in the Budget for the year 1909, as follows:

Supreme Court and County Court, Queens County—

### 1672. Salaries:

County Judge .....	\$4,000 00
Supreme Court:	
Chief Clerk .....	3,000 00
Special Deputy Clerks, 2 at \$2,500.....	5,000 00
Chief Court Attendant.....	1,500 00
Court Attendants, 7 at \$1,500.....	10,500 00
County Court:	
Chief Clerk .....	3,000 00
Confidential Clerk .....	2,000 00
Stenographer .....	3,000 00
Stenographer to Grand Jury.....	1,000 00
Court Crier .....	1,800 00
Court Interpreters, 2 at \$1,800.....	3,600 00
Chief Court Attendant.....	1,800 00
Court Attendants, 4 at \$1,500.....	6,000 00
	<b>\$46,200 00</b>

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the President, Borough of Manhattan, requesting and report of the Comptroller recommending a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for the office of the PRESIDENT OF THE BOROUGH OF MANHATTAN, Bureau of Engineer of Street Openings, involving no additional appropriation:

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, March 18, 1909.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment:

DEAR SIR—Request is hereby made that the supporting Schedule of Salaries attached to the Budget of the President of the Borough of Manhattan for the year 1909 be amended as follows:

Bureau of Engineer of Street Openings—

### 1295. Salaries:

By striking therefrom the following item:

Transitmen and Computers, 3 at \$1,800..... \$5,400 00

—and inserting in place thereof:

Transitmen and Computers, 2 at \$1,800..... \$3,600 00

Assistant Engineer ..... 1,800 00 |

**\$5,400 00**

Very truly yours,

JOHN F. AHEARN, President.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 26, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented to the Board of Estimate and Apportionment from the President, Borough of Manhattan, dated March 18, 1909, requesting the approval by the Board of Estimate and Apportionment of further modification of the Supporting Schedules and Schedules of Salaries and Salaries and Wages for the year 1909, which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Borough President states that the services of an Assistant Engineer are required in the Bureau of Street Openings. It is desired to transfer one of the Transitmen and Computers in the same Bureau to the position, to continue at the salary now paid to him, viz., \$1,800 per annum.

As the change does not involve an increase in the Budget rate for 1909, I recommend that the request of the Borough President be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget schedules as revised for the office of the President, Borough of Manhattan, for the year 1909:

Bureau of Engineer of Street Openings—

### 1295. Salaries:

Strike therefrom the following item:

Transitmen and Computers, 3 at \$1,800..... \$5,400 00

Insert in place thereof the following items:

Transitmen and Computers, 2 at \$1,800..... \$3,600 00

Assistant Engineer ..... 1,800 00 |

**\$5,400 00**

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting the transfer of \$4,752 from the account Gouverneur Hospital, Salaries and Wages, for the year 1909, to the account of the Department of Public Charities for the same year, entitled New York City Training School for Nurses, Salaries and Wages, together with report of the Comptroller recommending a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for the BELLEVUE AND ALLIED HOSPITALS AND THE DEPARTMENT OF PUBLIC CHARITIES, involving a transfer of \$4,752, but no additional appropriation:



BELLEVUE AND ALLIED HOSPITALS, OFFICE OF THE BOARD OF TRUSTEES,  
FIRST AVENUE AND TWENTY-SIXTH STREET,  
New York, March 15, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Room 1406, No. 277 Broadway, New York City:

DEAR SIR—The Board of Trustees of Bellevue and Allied Hospitals respectfully requests the transfer of \$4,752 from its appropriation for Salaries and Wages, Gouverneur Hospital, to the appropriation for Salaries and Wages, Department of Public Charities, New York City Training School for Nurses. This transfer of funds is required to provide for the compensation of thirty-three Pupil Nurses at \$144 a year each. These Nurses are supplied to Gouverneur Hospital by the Department of Public Charities. Upon the separation of Bellevue and Allied Hospitals from the Department of Public Charities, it was agreed that the Department of Bellevue and Allied Hospitals should assume the payment of the Nurses' salaries, hence the request for the transfer of funds.

Respectfully,

J. K. PAULDING, Secretary, Board of Trustees.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 26, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented to the Secretary of the Board of Estimate and Apportionment by the Board of Trustees of Bellevue and Allied Hospitals, dated March 15, 1909, in which a request is made for the transfer of \$4,752 from the appropriation granted to the Department of Bellevue and Allied Hospitals in the Budget for 1909 to the appropriation made to the Department of Public Charities for same year, which matter was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

Upon the separation of the hospitals from Charities in 1902, and the creation of the Department of Bellevue and Allied Hospitals and the Department of Public Charities, an agreement was entered into by the two Departments that annually the Department of Bellevue and Allied Hospitals would provide for the compensation of a certain number of Pupil Nurses at Gouverneur Hospital, which were supplied by the Department of Public Charities. The Departments were authorized to make this arrangement by order of the Commissioners of the Sinking Fund.

For 1909 the Department of Public Charities supplies thirty-three Pupil Nurses at \$144 a year each, a total of \$4,752, to Gouverneur Hospital.

As a similar transfer of funds has been made each year since 1902, I recommend that the request of the Board of Trustees of Bellevue and Allied Hospitals be granted by the Board of Estimate and Apportionment.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget schedules, as revised for the Department of Bellevue and Allied Hospitals and the Department of Public Charities for the year 1909.

*Department of Bellevue and Allied Hospitals.*

Gouverneur Hospital, Operation and Maintenance—

320. Salaries and Wages:

Strike out item, Pupil Nurses, 33 at \$144..... \$4,752 00

*Department of Public Charities.*

Institutions, New York City Training School for Nurses—

263. Salaries and Wages:

Insert item, Pupil Nurses, 33 at \$144..... \$4,752 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The following resolution was offered:

Resolved, That the sum of four thousand seven hundred and fifty-two dollars (\$4,752) be and the same is hereby transferred from the appropriation made to the Department of Bellevue and Allied Hospitals for the year 1909, entitled Gouverneur Hospital, Operation and Maintenance, No. 320, Salaries and Wages, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the Department of Public Charities for the year 1909, entitled Institutions, New York City Training School for Nurses, No. 263, Salaries and Wages, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communications from the Board of Health, requesting, and report of the Comptroller recommending, a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for the DEPARTMENT OF HEALTH, involving a transfer of \$10,425, but no additional appropriation:

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
New York, March 4, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

SIR—At a meeting of the Board of Health of the Department of Health, held March 3, 1909, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to approve of the following Supporting Schedules and Schedules of Salaries and Salaries and Wages, as revised for the Department of Health for the year 1909:

Supporting schedule of salaries and wages for the whole or for such part as is noted of the following Budget appropriations of the Department of Health for 1909:

General Administration—	
300. Office of the Secretary, Salaries and Wages.....	\$8,000 00
General Administration—	
308. Office of the Law Clerk, Salaries and Wages.....	4,925 00
	\$12,925 00
Secretary .....	\$5,000 00
Stenographer and Typewriter.....	1,050 00
Clerk .....	2,550 00

Clerk .....	1,500 00
Clerk .....	1,050 00
Clerk .....	900 00
Clerk at \$540 (part of year).....	450 00
Clerk .....	300 00
Clerk at \$750 (part of year).....	125 00
	12,925 00

Supporting schedule of salaries and wages for the whole or for such part as is noted of the following appropriations of the Department of Health for 1909:

Administration, Manhattan—	
377. Office of Assistant Sanitary Superintendent, Salaries and Wages (in part).....	\$6,450 00
Administration, The Bronx—	
405. Office of Assistant Sanitary Superintendent, Salaries and Wages (in part).....	720 00
Administration, Brooklyn—	
417. Office of Assistant Sanitary Superintendent, Salaries and Wages (in part).....	
Administration, Queens—	
434. Office of Assistant Sanitary Superintendent, Salaries and Wages (in part).....	1,920 00
Administration, Richmond—	
446. Office of Assistant Sanitary Superintendent, Salaries and Wages (in part).....	720 00
Administration, Manhattan—	
384. District Medical Inspection, Salaries and Wages.....	94,980 00
Administration, The Bronx—	
409. District Medical Inspection, Salaries and Wages (in part).....	26,967 50
Administration, Brooklyn—	
424. District Medical Inspection, Salaries and Wages.....	53,660 00
Administration, Queens—	
436. District Medical Inspection, Salaries and Wages.....	16,740 00
Administration, Richmond—	
448. District Medical Inspection, Salaries and Wages.....	13,890 00
	216,047 50

Medical Inspector .....	\$3,000 00
Medical Inspectors, 2 at \$2,550.....	5,100 00
Medical Inspectors, 7 at \$1,800.....	12,600 00
Medical Inspectors, 10 at \$1,500.....	15,000 00
Medical Inspectors, 45 at \$1,200 (part of year).....	55,800 00
Sanitary Inspector .....	1,500 00
Nurses, 2 at \$900 (part of year).....	300 00
Clerks .....	2,550 00
Clerks .....	1,800 00
Clerks .....	1,500 00
Clerks, 2 at \$1,200.....	2,400 00
Clerk, 1 at \$1,200 (2 months).....	200 00
Clerks, 4 at \$900.....	3,600 00
Clerk .....	750 00
Clerk .....	480 00
Clerks, 10 at \$300.....	3,000 00
Stenographer and Typewriter, at \$900 (11 months).....	550 00
Stenographer and Typewriter.....	900 00
Stenographer and Typewriters, 2 at \$600.....	1,200 00
Typewriting Copyist .....	900 00
Typewriting Copyists, 6 at \$600.....	3,600 00
Disinfectors, 7 at \$1,050.....	7,350 00
Disinfectors, 32 at \$900.....	28,800 00
Disinfectors, 9 at \$750.....	6,750 00
Veterinarian .....	1,800 00
Veterinarians, 8 at \$1,200.....	9,600 00
Automobile Enginemen, 2 at \$1,200.....	2,400 00
Telephone Switchboard Operators, 4 at \$900.....	3,600 00
Telephone Switchboard Operators, 2 at \$750.....	1,500 00
Stablemen .....	2,040 00
Laborers .....	8,580 00
Drivers .....	20,340 00
Stationary Engineman, not to exceed \$4.50 a day.....	1,642 50
Fireman, not to exceed \$3 a day.....	1,095 00
Watchman .....	1,200 00
Foreman of Laborers.....	1,200 00
Foreman of Laborers.....	720 00
Stoker .....	750 00
Fireman .....	750 00
	216,047 50

Supporting schedule of salaries and wages for the whole or for such part as is noted of the following Budget appropriations of the Department of Health for 1909:

General Administration—	
361. Office of the Chief Clerk, Salaries and Wages.....	\$31,160 00
General Administration—	
369. Office of Inspector of Construction and Repairs, Salaries and Wages.....	
Administration, Manhattan—	
378. Office of Assistant Chief Clerk, Salaries and Wages.....	31,088 50
Administration, The Bronx—	
406. Office of Assistant Chief Clerk, Salaries and Wages.....	6,270 00
Administration, Brooklyn—	
418. Office of Assistant Chief Clerk, Salaries and Wages.....	12,462 00
Administration, Queens—	
437. Office of Assistant Chief Clerk, Salaries and Wages.....	5,220 00
Administration, Richmond—	
449. Office of Assistant Chief Clerk, Salaries and Wages.....	3,450 00
	89,650 50
Chief Clerk .....	\$3,500 00
Clerks, 4 at \$2,550.....	10,200 00
Clerks, 2 at \$2,100.....	4,200 00
Clerks, 2 at \$1,800.....	3,600 00
Clerks, 4 at \$1,500.....	6,000 00
Clerks, 6 at \$1,200.....	7,200 00
Clerks, 5 at \$900.....	4,500 00
Clerk at \$750 (part of year).....	625 00
Clerk at \$600 (part of year).....	100 00
Clerk .....	540 00
Clerks, 6 at \$480.....	2,880 00
Clerks, 6 at \$300.....	1,800 00
Bookkeeper .....	1,200 00
Stenographer and Typewriters, 3 at \$900.....	2,700 00
Stenographer and Typewriters, 2 at \$750.....	1,500 00
Stenographer and Typewriters, 2 at \$600.....	1,200 00
Typewriting Copyists, 2 at \$900.....	1,800 00
Typewriting Copyist .....	750 00
Typewriting Copyists, 2 at \$600.....	1,200 00
Stationary Enginemen, not to exceed \$4.50 a day.....	1,642 50
Messenger .....	1,500 00
Foreman of Laborers.....	1,500 00



Janitor .....	750 00
Stokers, not to exceed \$3 a day .....	3,285 00
Stoker .....	750 00
Telephone Switchboard Operators, 2 at \$900 .....	1,800 00
Telephone Switchboard Operators, 6 at \$750 .....	4,500 00
Watchman .....	600 00
Elevator Attendants, 3 at \$900 .....	2,700 00
Laborers .....	8,624 00
Cleaners .....	6,504 00
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	89,650 50

Supporting schedule of salaries and wages for the whole or for such part as is noted of the following Budget appropriations of the Department of Health for 1909:

General Administration—	
366. Division of Child Hygiene, Salaries and Wages .....	\$14,290 00
Administration, Manhattan—	
383. Division of Child Hygiene, Salaries and Wages .....	146,050 00
Administration, The Bronx—	
408. Division of Child Hygiene, Salaries and Wages .....	27,700 00
Administration, Brooklyn—	
423. Division of Child Hygiene, Salaries and Wages .....	116,800 00
Administration, Queens—	
435. Division of Child Hygiene, Salaries and Wages .....	21,300 00
Administration, Richmond—	
447. Division of Child Hygiene, Salaries and Wages .....	7,500 00
Administration, Manhattan—	
380. Division of Inspections, General office (in part), Salaries and Wages .....	600 00
Administration, Manhattan—	
391. Division of Inspections, Sanitary Inspections, etc. (in part), Salaries and Wages .....	3,600 00
Administration, The Bronx—	
405. Office of Assistant Sanitary Superintendent (in part), Salaries and Wages .....	400 00
Administration, Brooklyn—	
420. Division of Inspections, General office (in part), Salaries and Wages .....	1,200 00
Administration, Brooklyn—	
421. Sanitary Inspection, etc. (in part), Salaries and Wages (in part) .....	1,200 00
Administration, Queens—	
439. Division of Sanitary, Food, Frait, Meat and Fish Inspection (in part), Salaries and Wages .....	1,200 00
Administration, The Bronx—	
409. District Medical Inspection (in part), Salaries and Wages .....	1,200 00
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Medical Inspector .....	\$3,000 00
Medical Inspector .....	2,550 00
Medical Inspector .....	1,950 00
Medical Inspectors, 13, at \$1,500 (part of year) .....	19,250 00
Medical Inspectors, 145, at \$1,200 .....	173,200 00
Sanitary Inspector .....	1,200 00
Nurse .....	1,200 00
Nurses, 141, at \$900 .....	126,900 00
Nurses, 2, at \$900 (ten months) .....	1,500 00
Clerk .....	1,500 00
Clerk .....	1,200 00
Clerk at \$1,200 (ten months) .....	1,000 00
Clerks, 3, at \$900 .....	2,700 00
Clerk .....	750 00
Clerks, 6, at \$300 .....	1,800 00
Clerks, 4, at \$480 .....	1,920 00
Stenographer and Typewriter .....	900 00
Typewriting Copyist .....	600 00
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	343,120 00

Supporting schedules of Salaries and Wages for the whole or for such part as is noted of the following Budget appropriations of the Department of Health for 1909:

General Administration—	
367. Office of Chief of Division of Communicable Diseases, Salaries and Wages .....	\$8,850 00
Administration, Manhattan—	
386. Division of Communicable Diseases, Inspection, Salaries and Wages .....	27,830 00
Administration, Manhattan—	
387. Division of Communicable Diseases, Clinic, Salaries and Wages .....	14,670 00
Administration, The Bronx—	
411. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages .....	11,760 00
Administration, Brooklyn—	
426. Division of Communicable Diseases, Inspection, Salaries and Wages .....	18,330 00
Administration, Brooklyn—	
427. Division of Communicable Diseases, Clinic, Salaries and Wages .....	5,340 00
Administration, Queens—	
441. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages .....	5,100 00
Administration, Richmond—	
453. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages .....	3,600 00
Laboratories—	
474. Diagnosis, Salaries and Wages .....	17,220 00
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Medical Inspector .....	\$3,000 00
Medical Inspector .....	1,800 00
Medical Inspectors, 24, at \$1,500 (part of year) .....	36,250 00
Medical Inspectors, 7, at \$1,200 (part of year) .....	8,200 00
Nurses, 21, at \$900 .....	18,900 00
Clerks, 4, at \$1,200 .....	4,800 00
Clerks, 4, at \$900 .....	3,600 00
Clerk .....	750 00
Clerk .....	600 00
Clerks, 3, at \$480 .....	1,440 00
Clerks, 10, at \$300 .....	3,000 00
Automobile Engineman .....	1,200 00
Stenographer and Typewriter .....	900 00
Stenographer and Typewriter (part of year), at \$750 .....	625 00
Telephone Switchboard Operator .....	900 00
Hospital Clerk .....	1,200 00
Hospital Clerks, 2, at \$900 .....	1,800 00
Hospital Clerk .....	750 00
Hospital Clerk .....	600 00
Typewriting Copyist, at \$750 (part of year) .....	125 00
Laborers .....	3,120 00
Helpers .....	2,400 00
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	112,700 00

Bacteriologist .....	1,500 00
Bacteriologist .....	1,200 00
Cleaners .....	720 00
Laboratory Assistants, 2, at \$900 .....	1,800 00
Laboratory Assistants, 4, at \$750 .....	3,000 00
Laboratory Assistants, 7, at \$600 .....	4,200 00
Bacteriological Diagnostician .....	1,200 00
Bacteriological Diagnostician .....	1,350 00
Bacteriological Diagnostician .....	1,050 00
Driver .....	720 00
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	112,700 00

A true copy.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, March 5, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

SIR—At a meeting of the Board of Health of the Department of Health, held March 3, 1909, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to approve of transfers within the Budget appropriation of the Department of Health for the year 1909, entitled and as follows:

From—	
368. General Administration, Salaries and Wages, office of Law Clerk .....	\$175 00
424. Administration, Brooklyn, Salaries and Wages, District Medical Inspection .....	4,000 00
386. Administration, Manhattan, Salaries and Wages, Division of Communicable Diseases, Inspection .....	250 00
384. Administration, Manhattan, Salaries and Wages, District Medical Inspection .....	2,500 00
409. Administration, The Bronx, Salaries and Wages, District Medical Inspection .....	1,000 00
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	\$7,925 00

—the same being in excess of the amounts required for the purposes thereof to the appropriations made to said Department for said year, entitled and as follows:

376. Administration, Manhattan, Salaries and Wages, office of Assistant Chief Clerk .....	\$175 00
423. Administration, Brooklyn, Salaries and Wages, Division of Child Hygiene .....	4,000 00
383. Administration, Manhattan, Salaries and Wages, Division of Child Hygiene .....	1,750 00
366. General Administration, Salaries and Wages, Division of Child Hygiene .....	1,000 00
408. Administration, The Bronx, Salaries and Wages, Division of Child Hygiene .....	1,000 00
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	\$7,925 00

—the amount of said appropriations being insufficient.

A true copy.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, March 12, 1909.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

SIR—At a meeting of the Board of Health of the Department of Health, held March 11, 1909, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to approve of the following Supporting Schedules and Schedules of Salaries and Wages as revised for the Department of Health for the year 1909:

General Administration—	
361. Office of the Chief Clerk, Salaries and Wages .....	\$31,160 00
General Administration—	
369. Office of Inspector of Construction and Repairs, Salaries and Wages .....	
Administration, Manhattan—	
378. Office of Assistant Chief Clerk, Salaries and Wages .....	30,913 50
Administration, The Bronx—	
406. Office of Assistant Chief Clerk, Salaries and Wages .....	6,270 00
Administration, Brooklyn—	
418. Office of Assistant Chief Clerk, Salaries and Wages .....	12,462 00
Administration, Queens—	
437. Office of Assistant Chief Clerk, Salaries and Wages .....	5,220 00
Administration, Richmond—	
449. Office of Assistant Chief Clerk, Salaries and Wages .....	3,450 00
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	\$89,475 50

Chief Clerk .....	\$3,500 00
Clerks, 4 at \$2,550 .....	10,200 00
Clerks, 2 at \$2,100 .....	4,200 00
Clerks, 2 at \$1,800 .....	3,600 00
Clerks, 4 at \$1,500 .....	6,000 00
Clerks, 6 at \$1,200 .....	7,200 00
Clerks, 5 at \$900 .....	4,500 00
Clerk .....	600 00
Clerk .....	540 00
Clerks, 6 at \$480 .....	2,880 00
Clerks, 6 at \$300 .....	1,800 00
Bookkeeper .....	1,200 00
Stenographers and Typewriters, 3 at \$900 .....	2,700 00
Stenographers and Typewriters, 2 at \$750 .....	1,500 00
Stenographers and Typewriters, 2 at \$600 (part of year) .....	700 00
Typewriting Copyists, 2 at \$900 .....	1,800 00
Typewriting Copyist .....	750 00
Typewriting Copyists, 3 at \$600 (part of year) .....	1,700 00
Stationary Engineman, not to exceed \$4.50 per day .....	1,642 50
Messenger .....	1,500 00
Foreman of Laborers .....	1,500 00
Janitor .....	750 00
Stokers, not to exceed \$3 a day .....	3,285 00
Stoker .....	750 00
Telephone Switchboard Operators, 2 at \$900 .....	1,800 00
Telephone Switchboard Operators, 6 at \$750 .....	4,500 00
Watchman .....	600 00
Elevator Attendants, 3 at \$900 .....	2,700 00
Laborers .....	8,574 00
Cleaners .....	6,504 00
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	89,475 50



Supporting schedule of salaries and wages for the whole or for such part as is noted of the following Budget appropriation of the Department of Health for 1909:

General Administration—		
366. Division of Child Hygiene, Salaries and Wages.....	\$14,290 00	
Administration, Manhattan—		
383. Division of Child Hygiene, Salaries and Wages.....	144,550 00	
Administration, The Bronx—		
408. Division of Child Hygiene, Salaries and Wages.....	27,700 00	
Administration, Brooklyn—		
423. Division of Child Hygiene, Salaries and Wages.....	116,800 00	
Administration, Queens—		
435. Division of Child Hygiene, Salaries and Wages.....	21,300 00	
Administration, Richmond—		
447. Division of Child Hygiene, Salaries and Wages.....	7,500 00	
Administration, Manhattan—		
380. Division of Inspections, General Office (in part), Salaries and Wages.....	600 00	
Administration, Manhattan—		
381. Division of Inspections, Sanitary Inspections, etc. (in part), Salaries and Wages.....	3,600 00	
Administration, The Bronx—		
405. Office of Assistant Sanitary Superintendent (in part), Salaries and Wages.....	480 00	
Administration, Brooklyn—		
420. Division of Inspections, General Office (in part), Salaries and Wages.....	1,200 00	
Administration, Brooklyn—		
421. Sanitary Inspection, etc. (in part), Salaries and Wages (in part).....	1,200 00	
Administration, Queens—		
439. Division of Sanitary, Food, Fruit, Meat and Fish Inspections (in part), Salaries and Wages.....	1,200 00	
Administration, The Bronx—		
409. District Medical Inspection (in part), Salaries and Wages.....	1,200 00	
		341,620 00
Medical Inspector.....	\$3,000 00	
Medical Inspector.....	2,550 00	
Medical Inspector.....	1,950 00	
Medical Inspectors, 13 at \$1,500 (part of year).....	19,250 00	
Medical Inspectors, 145 at \$1,200 (part of year).....	173,200 00	
Sanitary Inspector.....	1,200 00	
Nurse.....	1,200 00	
Nurses, 141 at \$900.....	126,900 00	
Clerk.....	1,500 00	
Clerk.....	1,200 00	
Clerk, at \$1,200 (10 months).....	1,000 00	
Clerks, 3 at \$900.....	2,700 00	
Clerk.....	750 00	
Clerks, 6 at \$300.....	1,800 00	
Clerks, 4 at \$480.....	1,920 00	
Stenographer and Typewriter.....	900 00	
Typewriting Copyist.....	600 00	
		341,620 00

Supporting schedule of Salaries and Wages for the whole or for such part as is noted of the following Budget appropriations of the Department of Health for 1909:

General Administration—		
367. Office of Chief of Division of Communicable Diseases, Salaries and Wages.....	\$8,850 00	
Administration, Manhattan—		
386. Division of Communicable Diseases, Inspection, Salaries and Wages.....	28,380 00	
Administration, Manhattan—		
387. Division of Communicable Diseases, Clinic, Salaries and Wages.....	15,240 00	
Administration, The Bronx—		
411. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages.....	11,760 00	
Administration, Brooklyn—		
426. Division of Communicable Diseases, Clinic, Salaries and Wages.....	18,330 00	
Administration, Brooklyn—		
427. Division of Communicable Diseases, Clinic, Salaries and Wages.....	5,340 00	
Administration, Queens—		
441. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages.....	5,100 00	
Administration, Richmond—		
453. Division of Communicable Diseases, Inspection and Clinical Force, Salaries and Wages.....	1,600 00	
Laboratories—		
474. Diagnosis, Salaries and Wages.....	17,220 00	
		114,200 00
Medical Inspector.....	\$3,000 00	
Medical Inspector.....	1,800 00	
Medical Inspectors, 24 at \$1,500 (part of year).....	36,250 00	
Medical Inspectors, 7 at \$1,200 (part of year).....	8,400 00	
Nurses, 21 at \$900.....	18,900 00	
Nurses, 2 at \$900 (for 10 months).....	1,800 00	
Clerks, 4 at \$1,200.....	4,800 00	
Clerks, 4 at \$900.....	3,600 00	
Clerk.....	750 00	
Clerk.....	600 00	
Clerks, 3 at \$480.....	1,440 00	
Clerks, 10 at \$300.....	3,000 00	
Automobile Engineer.....	1,200 00	
Stenographer and Typewriter.....	900 00	
Telephone Switchboard Operator.....	900 00	
Hospital Clerk.....	1,200 00	
Hospital Clerks, 2 at \$900.....	1,800 00	
Hospital Clerk.....	750 00	
Hospital Clerk.....	600 00	
Typewriting Copyist, at \$750 (part year).....	125 00	
Stenographer and Typewriter, at \$750 (part year).....	625 00	
Laborers.....	3,120 00	
Helpers.....	2,400 00	
Bacteriologist.....	1,500 00	
Bacteriologist.....	1,200 00	
Cleaners.....	720 00	
Laboratory Assistants, 2 at \$900.....	1,800 00	
Laboratory Assistants, 4 at \$750.....	3,000 00	
Laboratory Assistants, 7 at \$600.....	4,200 00	
Bacteriological Diagnostician.....	1,300 00	
Bacteriological Diagnostician.....	1,350 00	
Bacteriological Diagnostician.....	1,050 00	
Driver.....	720 00	
		114,200 00

Supporting schedule of Salaries and Wages for the following Budget appropriation of the Department of Health for 1909:

Hospitals—		
477. Willard Parker and Reception, Salaries and Wages.....	127,180 75	
Medical Inspector.....	\$1,800 00	
Hospital Physician.....	1,800 00	
Hospital Physicians, 4 at \$1,200.....	4,800 00	
Hospital Physician (2 months).....	200 00	
Stationary Engineer, not to exceed \$4.50 a day.....	4,927 50	
Firemen, not to exceed \$3 a day.....	8,760 00	
Disinfectors.....	1,050 00	
Matron.....	900 00	
Internes, 8 at \$120.....	960 00	
Hospital Clerks.....	3,480 00	
Nurses.....	39,960 00	
Drivers.....	7,320 00	
Stablemen.....	2,220 00	
Orderlies.....	8,160 00	
Carpenters.....	1,440 00	
Helpers.....	1,372 00	
Domestics.....	20,700 00	
Laborers.....	17,331 25	
		127,180 75

Supporting schedule of Salaries and Wages for the following Budget appropriation of the Department of Health for 1909:

Hospitals—		
497. Riverdale, Salaries and Wages.....	112,006 50	
Medical Inspector.....	\$1,800 00	
Medical Inspector.....	1,800 00	
Hospital Physician.....	1,800 00	
Hospital Physician.....	1,200 00	
Hospital Physician, at \$1,200 (10 months).....	1,000 00	
Stationary Engineers, not to exceed \$4.50 a day.....	4,927 50	
Marine Engineers, not to exceed \$4.50 a day.....	6,570 00	
Firemen, not to exceed \$3 a day.....	4,300 00	
Firemen, Marine, not to exceed \$3 a day.....	3,285 00	
Matron.....	900 00	
Chaplain.....	600 00	
Internes, 8 at \$120.....	960 00	
Captains.....	4,140 00	
Nurses.....	18,300 00	
Hospital Clerks.....	6,060 00	
Laborers.....	16,940 00	
Boatmen.....	2,700 00	
Drivers.....	5,760 00	
Dockhands.....	1,824 00	
Carpenter.....	600 00	
Gardener.....	600 00	
Orderlies.....	4,800 00	
Domestics.....	21,600 00	
		112,006 50

A true copy.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, March 12, 1909.

Hon. JOSEPH HARRIS, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

Sir—At a meeting of the Board of Health of the Department of Health, held March 11, 1909, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to approve of transfers within the budget appropriation of the Department of Health for the year 1909, entitled and as follows:

From—	
383. Administration—Manhattan—Division of Child Hygiene, salaries and wages.....	\$1,500 00
477. Hospitals—Willard Parker and Reception, salaries and wages.....	1,000 00
	<hr/>
	\$2,500 00

—the same being in excess of the amounts required for the purposes thereof, in the appropriations made to said Department for said year, entitled and as follows:

386.	Administration—Manhattan—Division of Communicable Diseases, Inspections, salaries and wages.....	\$750 00
387.	Administration—Manhattan—Division of Communicable Diseases—clinic, salaries and wages.....	750 00
497.	Hospitals—Riverdale, salaries and wages.....	1,000 00
		<hr/>
		\$2,500 00

—the amount of said appropriations being insufficient.

A true copy.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 25, 1909.

Hon. HERMAN A. MALTZ, Comptroller:

Sir—In regard to a communication presented to the Board of Estimate and Apportionment by the Secretary of the Board of Health on March 5, 1909, transmitting copy of resolution adopted by said Board of Health on March 3, 1909, requesting the approval by the Board of Estimate and Apportionment of further revision of the "Supporting Schedules, and Schedules of Salaries and Salaries and Wages," for the year 1909, and an additional communication including resolution adopted by the Board of Health on March 11, 1909, making a similar request, which matters were referred to you for consideration and report and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

In the application dated March 3, asking for the transfer of \$7,925 from sundry funds to other funds, the following changes in salary "Supporting Schedules" are requested:

A Clerk, at \$750 per annum, in the office of the Secretary (Budget No. 360) resigned on February 28, 1909. In order to replace him it is desired to utilize \$300 of the surplus of \$625 to increase the salary of a competent Clerk in the same office receiving \$300 to \$540 per annum. Of the balance of \$425 remaining, it is proposed that \$250 be used to provide for a new Clerk at \$300 for the remainder of the year; that \$175 be transferred to the office of the Assistant Chief Clerk, Manhattan (No. 378) to provide increase in salary of a Clerk now receiving \$600 to \$750 per annum (\$125 for remainder of the year) and \$50 to increase salary of a Laborer from \$720 to \$780 for ten months.

It is proposed to transfer the sum of \$7,500 from the "Supporting Schedule" of District Medical Inspection (No. 8) to the "Supporting Schedule" of Child Hygiene (No. 7). This is caused by the fact that five Medical Inspectors at \$1,200 each, one Clerk at \$1,200, and two Nurses at \$900 each, assigned to the work of registration of midwives, and of the care and board of infants, have been transferred to the Division of Child Hygiene from March 1. The latter division having assumed this work, the transfer of funds is therefore necessary.

The sum of \$250 is transferred from the Division of Communicable Diseases "Supporting Schedule" (No. 9) to the Division of Child Hygiene "Supporting Schedule" (No. 7). This accompanies the transfer of a Medical Inspector at \$1,500







requesting certain modifications in the schedule of Salaries and Wages supporting the appropriation made for the Queensboro Bridge in the Budget for 1909, I beg to submit the following report:

The Commissioner's requested modification is as follows:

**Queensboro Bridge—**

**119. Salaries and Wages:**

From Laborers .....	\$2,700 00
To four Bridge Tenders .....	2,700 00

—being at the rate of \$900 per annum for nine months, to become effective as of April 1, 1909.

In addition to the arguments set forth in the Commissioner's request, the Commissioner's representative has stated to your Examiner that by decreasing the number of employees under the title of Laborer and adding the position of Bridge Tender, a higher class of men can be obtained for the service required. As the said Laborers receive \$2.50 per day each and work during the 365 days of the year, no increase in the compensation of such employees is proposed.

While the Commissioner's proposition is theoretically open to two objections, first that it proposes a transfer from Wages to Salaries, and secondly, adds to the annual cost of such salaries \$900 in addition to the amount deducted from the allowance for Laborers, yet in view of the conditions under which the Budget allowance for the maintenance of the said bridge was made, these objections are more apparent than real.

The Salary and Wage Schedule of the Queensboro Bridge was prepared nearly a year previous to the date at which the City will begin the operation of said bridge, and hence was simply tentative. Such schedule naturally requires certain modifications to meet the actual conditions when such operation is undertaken. In the Commissioner's departmental estimate for 1909 no request was made for Bridge Tenders, but the sum of \$36,500 was requested for "40 Laborers, at \$1.15 cents per hour," which request was approved by your Examiner and was provided for in the Budget for said year. If in said departmental estimate a request had been made for "4 Bridge Tenders, at \$900 per annum each, \$3,600," while the amount requested for Laborers was correspondingly decreased, and had the reasons now set forth by the Commissioner been advanced at said time, such request would have received your Examiner's approval and would doubtless have been provided for in the Budget. It is also to be noted that the requested Bridge Tenders are only Laborers serving under a different title and under the Budget provisions the allowance for Laborers is not restricted to one-twelfth in any one month, but may be used at the Commissioner's discretion. As, however, the date on which the City will begin the operation of the Queensboro Bridge has been delayed some three months beyond that anticipated when the Budget was adopted and hence the original Budget allowance for Laborers is manifestly in excess of what will be required, your Examiner, in order to meet any objection which may be raised as to the proposed apparent increase in the pro rata cost of such salaries and wages during the remainder of the year 1909, respectfully recommends a modification of the existing schedule providing for the compensation of the four Bridge Tenders for the entire year, namely, \$3,600, and a corresponding reduction in the amount allowed for Laborers, which proposition your Examiner is informed is agreeable to the Commissioner.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of modifications in the schedule of Salaries and Wages supporting the appropriation made for the Department of Bridges for the year 1909, as follows:

**Queensboro Bridge—**

**119. Salaries and Wages:**

Add line item:	
Bridge Tenders, 4 at \$900 each .....	\$3,600 00
Line item, now reading:	
Laborers .....	33,518 75
To be changed to as to read:	
Laborers .....	29,918 75

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following report of the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim of George W. Benham, as Agent and Warden of Auburn Prison, at the sum of \$278.64, for merchandise furnished to the Board of City Magistrates, First and Second Divisions, to the President of the Borough of Queens, and to the Court of Special Sessions, First Division.

(On April 10, 1908, the claim as above was referred to the Comptroller.)

(On March 19 this matter was laid over.)

December 21, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to the provisions of chapter 601 of the Laws of 1907 of The City of New York entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a claim has been presented by George W. Benham, as agent and warden of Auburn Prison, for \$278.64 for merchandise furnished to the Boards of City Magistrates, First and Second Divisions, the President of the Borough of Queens, and the Court of Special Sessions, First Division; that such claim is illegal or invalid as against The City of New York by reason of technical objections thereto; that in my judgment it is equitable and proper for the City to pay said claim, inasmuch as the City has received value for the same; and that \$278.64 is the amount which should be paid upon the said claim.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
December 21, 1908.

In the Matter  
of

The claim of George W. Benham as agent and warden of Auburn Prison, presented for adjustment to the Board of Estimate, under chapter 601 of the Laws of 1907, for the sum of \$278.64 alleged to be due for merchandise furnished.

Hon. HERMAN A. METZ, Comptroller:

SIR—George W. Benham, as agent and warden of Auburn Prison, has presented the claim herein for adjustment by the Board of Estimate and Apportionment, under chapter 601 of the Laws of 1907, for the sum of \$278.64 alleged to be due for merchandise furnished to the Boards of City Magistrates, First and Second Divisions, the President of the Borough of Queens and the Court of Special Sessions, First Division.

Claim No. 53,299, which included the amounts now claimed, was the subject of an investigation by this Bureau and on March 6, 1908, a report was made disallowing the items for which adjustment is now sought for the reason that the "orders were given

by subordinates of the various Departments and Courts to which the supplies were furnished without proper approval."

The items upon which the present claim is based are as follows:

For City Magistrates' Court, Brooklyn—

March 24, 1904:

Two dozen (No. 453) chairs, at \$18.00 .....	\$36 00
Freight and cartage .....	3 74
	\$39 74

For President, Borough of Queens—

October 31, 1904:

One (No. 53) desk .....	\$32 00
One (No. 33) desk .....	33 00
Two (No. 250) one-half chairs, at \$15 .....	30 00
One (No. 300) chair .....	15 00
Freight and cartage .....	12 34
	122 34

For Board of City Magistrates, Manhattan—

November 28, 1904:

One (No. 77) desk, ghl. oak .....	\$60 00
One (No. 275) chair .....	15 00
Freight and cartage .....	6 94
	\$81 94

For Court of Special Sessions, Manhattan—

December 8, 1904:

Two (No. 195) chairs, at \$3 .....	\$6 00
Freight and cartage .....	85
	6 85

For Sixth District Magistrates' Court, Manhattan—

January 3, 1904:

One-half dozen (No. 20) chairs, at \$22 .....	\$12 50
Freight and cartage .....	1 28
	13 78

For Town Hall, Flushing—

January 2, 1906:

One (No. 11) desk .....	\$12 50
Freight and cartage .....	1 49
	13 99

The following is quoted from the report on Claim No. 53,299, referred to above:

"Under date of March 21, 1904, Thomas D. Osborn, then Secretary of the Board of City Magistrates, Second Division, ordered from the Superintendent of Prisons, two dozen of No. 453 chairs to be delivered to the Magistrates' Court at Lee avenue and Clymer street. Mr. Christman, who is now secretary of the Board, informed me that the same have been duly delivered. It does not appear that the same have been paid for. If the City is liable, I would recommend that the payment for these supplies be made from the account 'Supplies and Contingencies, including Telephones,' 1904, in the sum of \$39.74, there being a balance available in said fund of \$116.87.

"Under date of October 26, 1904, George S. Jarvis, Secretary to the President of the Borough of Queens, ordered four desks and three chairs. It seems that the sum of \$140 was paid for two desks, but the sum of \$122.34 remains unpaid. The goods in question were delivered to the office of the President of the Borough and if the City is liable I would recommend payment of the sum of \$122.34 from the account 'Public Buildings and Offices, Supplies and Contingencies, Borough of Queens,' 1904, there being a balance of \$243.47 in said account.

"The Board of City Magistrates in the First District ordered through its Secretary, Philip Bloch, under date of November 5 and December 30, 1904, one desk and seven chairs which were delivered to the Fifth and Sixth District Courts. The deliveries were properly made and the prices are correct. If the City is liable I would recommend payment of the same in the sum of \$95.72, payment to be made from the account 'Supplies and Contingencies, Board of City Magistrates, First Division,' 1904, it appearing that there is a balance of \$532.69 in said account.

"The Clerk of the Court of Special Sessions ordered under date of December 5, 1904, two chairs No. 196 which were duly delivered, but have not been paid for. No balance remains in the account of 'Supplies and Contingencies,' and if the City is liable I would recommend that the payment be made in the sum of \$6.85 from the 'Revenue Bond Fund for Claims.'

"Under date of January 2, 1906, the State Prison authorities delivered one desk to the Town Hall at Flushing and the receipt for the same was signed by Philip Brady, Junior. He informed me that the desk was for the Supreme Court. Mr. Seaman, the clerk, informed me that he ordered the same verbally from the Bureau of Public Buildings and Offices. If the City is liable I would recommend that the said desk be paid for in the sum of \$13.99 and that the payment be made from the account 'Bureau of Public Buildings and Offices, Supplies and Contingencies, Borough of Queens,' 1905, it appearing that there is a balance in said account of \$710.36."

The balances mentioned in said report remain unchanged at the present day.

It appears from the report of Stephen J. Madigan, dated March 3, 1908, who investigated the above claims, that the materials in question were not ordered as prescribed by the Charter by written orders upon requisitions signed by the heads of the different Departments, but were ordered by subordinates; that the materials, however, were received and used. Said claims therefore appear to be without legal merit although of a strongly equitable character.

I therefore recommend that the Comptroller issue his certificate as prescribed by chapter 601 of the Laws of 1907, so that after proper action has been taken by the Board of Estimate and Apportionment these claims may be paid at the following amounts from the funds as indicated:

Supplies and Contingencies, including Telephone, City Magistrates, Second Division, 1904 .....	\$39 74
Public Buildings and Offices, Supplies and Contingencies, Borough of Queens, 1904 .....	122 34
Supplies and Contingencies, Board of City Magistrates, First Division, 1904 .....	95 72
Revenue Bond Fund for Claims .....	6 85
Bureau of Public Buildings and Offices, Supplies and Contingencies, Borough of Queens, 1904 .....	13 99

Respectfully,

HOWARD P. NASH, Auditor of Accounts.

Approved:

J. T. MAHONEY, Chief, Bureau of Law and Adjustment.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay to George W. Benham, as agent and Warden of Auburn Prison, the sum of two hundred and seventy-eight dollars and sixty-four cents (\$278.64) for merchandise furnished to the Board of City Magistrates, First and Second Divisions, the President of the Borough of Queens and to the Court of Special Sessions, First Division; that said sum shall be paid in full satisfaction of the claim which has been presented by George W. Benham, as Agent and Warden of Auburn Prison, and shall only be paid upon the execution by said George W. Benham of a full release in favor of The City of New York, in such form as shall be approved by the Corporation Counsel; and the Comptroller be and is hereby authorized to pay said claim out of the following accounts:

City Magistrates, Second Division—

Supplies and Contingencies, including Telephone, 1904 .....	\$39 74
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## President, Borough of Queens—

Bureau of Public Buildings and Offices, Supplies and Contingencies, 1904 .....	122 34
Bureau of Public Buildings and Offices, Supplies and Contingencies, 1904 .....	13 99
City Magistrates, First Division—	
Supplies and Contingencies, 1904 .....	95 72
Revenue Bond Fund for Claims .....	6 85
	<hr/> \$278 64

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following report of the Comptroller certifying (pursuant to chapter 601, Laws of 1907) the claim of Jacob Pfeffer, at the sum of \$900, for coal furnished to the Bureau of Public Buildings and Offices, Queens County, in November of 1906:

(On June 12, 1908, the claim as above was referred to the Comptroller.)  
(On March 19 this matter was laid over.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
January 13, 1909.

## To the Board of Estimate and Apportionment:

GENTLEMEN—Jacob Pfeffer having presented a claim in the sum of \$900 for coal furnished the Bureau of Public Buildings and Offices, Queens County, in November, 1906, under and pursuant to chapter 601 of the Laws of 1907, of The City of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that said claim is illegal and invalid by reason of technical objections thereto, but notwithstanding, in my judgment, is equitable and proper for the City to pay same in the sum of \$900, inasmuch as it has received value for that amount.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
January 13, 1909.

In the Matter  
of

The application for the payment of claim  
No. 3482, under chapter 601 of the Laws  
of 1907, of Jacob Pfeffer, for \$900 alleged  
to be due for coal furnished to the  
Queens County Court House.

## JACOB H. T. MANOSKY, Esq., Auditor of Accounts:

Sir—On January 22, 1908, a claim was filed in this Department by Jacob Pfeffer for the sum of \$900 alleged to be due him for 150 tons of coal delivered to the Bureau of Public Buildings and Offices, Borough of Queens, in November, 1906, which claim was reported on by this Bureau and transmitted to the Corporation Counsel for an opinion as to the legal liability of the City, because it appeared that the claim was not paid owing to the fact that the appropriation from which it might have been paid was exhausted, and the Corporation Counsel in an opinion, dated April 14, 1908, advised that under sections 1541 and 1542 of the Charter, if on the date the supplies in question were ordered, the appropriation out of which it might have been paid was exhausted by payments actually made or outstanding indebtedness previously incurred, there would be no liability on the part of the City for the payment of this claim.

Subsequent to the receipt of the Corporation Counsel's opinion, and on June 15, 1908, a communication was received in this Department from the Board of Estimate and Apportionment, stating that at a meeting held on June 12, 1908, a communication from L. N. Manosky, submitting the claim of Jacob Pfeffer for furnishing 150 tons of coal at \$6 per ton, upon the order of the Superintendent of Public Buildings and Offices, Borough of Queens, for the Queens County Court House, was referred to the Comptroller for consideration and report. Transmitted with said communication was the original claim and request of said L. N. Manosky.

In view of the opinion of the Corporation Counsel, dated May 16, 1908, stating that the better course to pursue in all claims submitted under the provisions of chapter 601 of the Laws of 1907, would be to forward them to that office so that an opinion could be rendered as to whether or not it should be taken up by the Board of Adjustment, this claim was, on October 26, 1908, transmitted to the Law Department for an opinion.

On December 18, 1908, Acting Corporation Counsel G. L. Sterling wrote an opinion to Comptroller Herman A. Metz, stating that it appeared the order was properly issued for the coal delivered, and for which this claim is presented, but that sufficient appropriation was not available to pay the amount of the claim; that an examination of the papers discloses the fact that the City received the coal as ordered and the only reason for the failure to pay for the same was because of insufficient funds, the Department ordering the coal having exhausted its appropriation, concluding that if the Comptroller is satisfied the amount claimed is fair and reasonable, that the City has had benefit of the use of the coal, he is at liberty, if he sees fit, to submit this claim to the Board of Estimate and Apportionment for payment under chapter 601 of the Laws of 1907.

There does not seem to be any question in this claim that the City received benefit by the use of the coal, and that the amount claimed is a fair and reasonable charge, 150 tons of coal having been delivered at \$6 per ton, and I am of the opinion, therefore, that the City is justly and equitably obligated to pay the sum of \$900 to the claimant, notwithstanding the claim is an illegal and invalid one against the City.

I respectfully recommend, therefore, that the Comptroller certify to the Board of Estimate and Apportionment that this claim is an illegal and invalid claim against the City, but notwithstanding, in his judgment, it is equitable and proper for the City to pay it in the sum of \$900.

Respectfully,

GEORGE JACOBS, Law Clerk.

Approved:

J. T. MANOSKY, Chief, Bureau of Law and Adjustment.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to Jacob Pfeffer the sum of nine hundred dollars (\$900) for furnishing 150 tons of coal delivered to the Bureau of Public Buildings and Offices, Queens County, in November, 1906; that the same shall be paid to the claimant in full satisfaction of all coal furnished to the City at that time, and shall only be paid on the execution by him of a full release in favor of the City in such form as shall be approved by the Corporation Counsel, and that for the purpose of providing means therefor, the Comptroller be and is hereby authorized to issue Special Revenue Bonds of The City of New York

to the amount of nine hundred dollars (\$900), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following report of the Comptroller, recommending a further issue of \$300,000 Special Revenue Bonds (pursuant to section 10, chapter 4, Laws of 1891, as amended) for the purpose of meeting the requirements of the Public Service Commission for the First District for the year 1909.

(On January 8, 1909, the Board authorized an issue of \$300,000 Special Revenue Bonds on account of the requisition of the Public Service Commission for an appropriation of \$987,500 for the above purpose, referred to the Comptroller on December 11, 1908.)

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 27, 1909.

## To the Honorable the Board of Estimate and Apportionment:

SIR—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics relative to the request of the Public Service Commission for the First District for the issue of Special Revenue Bonds to cover the requisition for \$987,500, made upon the Board of Estimate and Apportionment, dated December 8, 1908, for its expenses for the year 1909.

In view of the facts presented in said report, I recommend the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller.

REPORT ON THE REQUISITION OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
USING THE BOARD OF ESTIMATE AND APPOINTMENT FOR AN APPROPRIATION OF  
\$987,500 FOR THE YEAR 1909.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 30, 1909.

## Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Board of Estimate and Apportionment, held December 11, 1908, a communication was presented from the Chairman and Secretary of the Public Service Commission for the First District, requesting an appropriation of \$987,500, pursuant to the provisions of section 10, chapter 4, Laws of 1891, as amended by section 14, chapter 429, Laws of 1907, for the expenses and the compensation of employees of said Commission for the year ending December 31, 1909, which was referred to you for consideration and report, and by you to the Bureau of Municipal Investigation and Statistics.

I beg to report as follows:

The Rapid Transit Act became a law January 31, 1891. At the end of June 30, 1907, sixteen years and six months later, the City possessed one completed subway at a construction cost of \$46,774,795.13, and a partially completed subway to Brooklyn, at a construction cost of \$2,690,255.22, the total amount expended on construction being \$49,465,050.35.

The administrative cost of doing \$49,465,050.35 worth of work was \$4,520,753.55, chiefly expended for salaries. The percentage of administrative cost, exclusive of construction, was 9.13.

These figures represent the total of the activities of the Rapid Transit Commission, which was abolished July 1, 1907. The Rapid Transit Commission was succeeded on July 1, 1907, by the Public Service Commission.

For lack of money the construction work of the Public Service Commission has been confined to completing the Manhattan-Brooklyn tunnels and the Brooklyn loop line, both of which works were inaugurated by the late Rapid Transit Commission.

In the last six months of 1907 the Public Service Commission expended for administration, \$435,473.48. For the year 1908, the Commission made requisition upon the Board of Estimate and Apportionment for \$1,095,000, and requisition has been made upon the Board of Estimate and Apportionment for 1909 for \$987,500.

If the requisition for 1909 for \$987,500 is granted the Public Service Commission will have expended during the two years and a half of its existence ending December 31, 1909, a total of \$2,517,973.48, a sum equal to more than half of that expended during sixteen years and a half by the old Rapid Transit Commission.

The Rapid Transit Commission expended during the first sixteen even years of its existence an average of \$344,119.97 annually.

The Public Service Commission, as now constituted, performs its functions through the following official divisions:

1. Five Commissioners, Secretary and Counsel.
2. Office Staff.
3. Bureau of Statistics and Accounts.
4. Bureau of Franchises.
5. Chief Engineer's Staff.
6. Bureau of Subway Construction (main).
7. Bureaus of Subway Construction:
  - (a) First Division.
  - (b) Second Division.
  - (c) Third Division.
  - (d) Fourth Division.
  - (e) Fifth Division.
  - (f) Sewer Division.
  - (g) Arbitration Bureau.
8. Department of Inspection of Material.
9. Law Department.
10. Bureau of Gas and Electricity.
11. Transportation Bureau.
12. Department of Appraisal.

The sole function of the Rapid Transit Commission was to devise new means of rapid transit. In addition to devising new means of transit, jurisdiction and supervision was granted to the Public Service Commission over:

All railroads operating exclusively in Greater New York.  
All street railways operating within or partly within and partly without Greater New York.  
All persons or corporations manufacturing or selling gas and electricity.

The Rapid Transit Commission did not begin the supervision of actual construction until March 24, 1900, when the Manhattan-Bronx subway was started. The annual disbursements, for administration, exclusive of any expenditure for construction, for the years from 1900 to 1906, inclusive, were:

1900 .....	\$242,279 75
1901 .....	438,639 23
1902 .....	537,513 05
1903 .....	590,716 24
1904 .....	616,348 35
1905 .....	611,458 50
1906 .....	751,696 41

Total .....

\$3,778,671 53

The average annual expenditure of the Rapid Transit Commission during the seven years of actual construction was \$539,810.21.

The expenditures for 1907 are divided about equally between the Rapid Transit Commission in the first six months of 1907 and the Public Service Commission in the last six months of 1907.



The Public Service Commission was not fully organized for business until January 1, 1908; therefore its appropriation, for 1908, \$1,000,000, and its requisition for 1909, \$987,500, form the only correct basis upon which to estimate its present average annual expenditures. The average of these two sums is \$993,750. This is the true annual average upon which the Public Service Commission is at present operating, based on the assumption that its 1909 disbursements will be equal to its 1909 requisition.

The following is a summary of employees added by the Public Service Commission to its payroll since July 1, 1907, when the Commission began its formal existence (a table is presented indicating by person, date and salary such additions to the payroll, exclusive of Commissioners, Counsel and Secretary, whose salaries are paid by the State):

Office Staff .....	\$89,500 00
Bureau of Statistics and Accounts .....	22,020 00
Bureau of Franchises .....	11,100 00
Bureau of Subway Construction .....	100,031 00
Bureau of Subway Construction (First Division) .....	17,904 00
Law Department .....	40,140 00
Bureau of Gas and Electricity .....	35,031 00
Transportation Bureau .....	82,240 00
Department of Appraisal .....	82,867 00
<b>Total .....</b>	<b>\$458,933 00</b>

The average annual expenditure of the old Rapid Transit Commission was, as has been stated, \$539,810.21. This amount can be fairly taken as representing the expenditures of the Public Service Commission for the identical character of work done by it, or, rather, continued by it. If this is a correct assumption, the difference between \$539,810.21, the average annual expenditures during actual construction of the Rapid Transit Commission, and \$993,750, the proposed expenditures for 1909 of the Public Service Commission, should approximate a sum representing the new things being done or proposed to be done by the Public Service Commission.

That difference is \$447,689.79.

The amount of the new payroll of the Public Service Commission, caused by the addition of new employees since July 1, 1907, is \$458,933, only slightly in excess of the difference just cited, certainly close enough to confirm the assumption.

In order to get a basis of comparison your Examiner set up a graphic chart, indicating the functions of the old Board, which were continued in the new, together with the amounts respectively devoted to those functions, while blank spaces were left indicating excesses to be explained. This chart is attached to this report, and marked Exhibit A. The chart showed that as against \$45,927.28, the average annual expenditure by the Rapid Transit Board, from 1900 to 1906, inclusive, in the executive department, the Public Service Commission expended in 1908, \$288,148.45, the excess of which is made up of \$91,000 paid to the Commissioners, their Secretary and Counsel, and \$148,221.17, made up of general executive and administrative expenses.

The expenditures further cited here are the expenditures for 1908 of the Public Service Commission set up against the average annual expenditures of the Rapid Transit Board from 1900 to 1906, inclusive, being the years of actual subway construction work.

For the legal department the Rapid Transit Board expended \$46,120.83, as against \$67,323.63 for the Public Service Commission.

For engineering and subway construction work the Rapid Transit Commission expended \$445,619.24, as against \$403,279.44 for the Public Service Commission.

In addition thereto and for entirely new purposes the Public Service Commission expended in 1908, for the Bureau of Franchises, \$9,906.05; for the Bureau of Statistics, \$26,299.35; for the Bureau of Gas and Electricity, \$29,732.87; for the Bureau of Transportation, \$103,752.50; for the Department of Appraisal, \$40,792.57; for miscellaneous bills of the old Board, \$2,435.20.

This chart was used as a basis of discussion between your Examiner and the Secretary of the Public Service Commission, who, in his turn, furnished a chart which set up as a fairer basis of comparison the expenditures of the old Board for 1906, the last complete year, which chart is attached hereto, and marked Exhibit B, showing that the expenditures of the Rapid Transit Commission for all purposes in 1906 were \$751,696.31, as against \$982,844.76 for the Public Service Commission for 1908.

That the average annual expenditures of the old Rapid Transit Commission from 1900 to 1906, inclusive, is a fairer basis of comparison, is proved, when the annual payroll of the new employees of the Public Service Commission since July 1, 1907, is added to the expenditures of the year 1906 of the Rapid Transit Commission, respectively \$458,933 and \$751,696.31, the sum being \$1,210,629.31, an amount \$227,784.55 in excess of the actual expenditures of the Public Service Commission for 1908.

An examination of both the charts submitted indicates that a large part of the excess of the expenditures of the Public Service Commission is to be found in the Administrative or Executive Department, where, exclusive of the salaries of \$91,000 for Commissioners, their Secretary and Counsel, which amount is paid by the State, an excess of \$148,221.17 is found expended apparently for purposes of the same general character as of the old Board.

It is fair to record, however, that the five Commissioners constitute a sort of court or courts, and that each has an office staff, and that much additional office expense is occasioned by numerous public hearings of complaints, suggestions and plans regarding public utilities.

It is a difficult matter to determine whether the excessive expenditures of the Public Service Commission are justified or not, for the employees are not paid relatively high wages, and all those on the payroll appear to be putting in full time at their tasks.

At this time, when several plans of construction are pending, and when the question futile to make a further analysis in the hope of recommending an actual cutting of expenditures, which from the general survey would seem advisable. The time for such an analysis would seem to be later in the year, when perhaps the questions now concerning the debt limit will have been settled, and in which event an annual expenditure at least equal to that of 1908 may be required, provided the work of actual construction is started again.

At the same time, it appears, from the inquiry thus far made that the requisition of \$987,500 is a large, if not excessive one, based upon the present status of subway construction.

It is therefore recommended that the Board of Estimate authorize an appropriation of \$500,000, in addition to the \$300,000 previously authorized for 1909. Before this appropriation is exhausted, the time will be reached when a more accurate calculation of the needs of the Public Service Commission can be made.

In addition to Exhibits A and B, there are presented:

EXHIBIT C—A table of the disbursements of the Public Service Commission for 1908.

EXHIBIT D—A table showing the yearly expenditures of the Rapid Transit Commission and the Public Service Commission from 1894 to 1907, both inclusive.

EXHIBIT E—A list of all employees added to the payroll of the Public Service Commission since its beginning, July 1, 1907.

Respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

HERMAN A. METZ, Comptroller.

#### EXHIBIT E.

Employees Added to the Payroll of the Rapid Transit Commission by the Public Service Commission Since July 1, 1907.

Name .....	Position .....	Date .....	Salary .....
William R. Wilson .....	Commissioner .....	July 1, 1907 .....	\$15,000 00
William McCarroll .....	Commissioner .....	July 1, 1907 .....	15,000 00
Edward M. Barrett .....	Commissioner .....	July 1, 1907 .....	15,000 00

Name .....	Position .....	Date .....	Salary .....
Milo R. Mathie .....	Commissioner .....	July 1, 1907 .....	15,000 00
John E. East .....	Commissioner .....	July 1, 1907 .....	15,000 00
Travis H. Whitney .....	Secretary .....	July 1, 1907 .....	6,000 00
George S. Coleman .....	Counsel .....	July 1, 1907 .....	10,000 00
			<b>\$71,000 00</b>

#### OFFICE STAFF.

William J. Norton .....	Assistant Secretary .....	July 16, 1907 .....	\$3,000 00
James B. Walker .....	Second Assistant Secretary .....	Jan. 4, 1908 .....	3,200 00
Ernest S. Root .....	Clerk .....	Jan. 6, 1908 .....	900 00
Robert H. Whitten .....	Librarian, Station .....	Sept. 16, 1907 .....	1,000 00
Mary F. Lindholm .....	Library Assistant .....	Jan. 6, 1908 .....	900 00
Mary E. McEntee .....	Junior Clerk .....	July 27, 1908 .....	880 00
Samuel D. Weisbach .....	Junior Clerk .....	Oct. 18, 1907 .....	540 00
Rose Weber .....	Stenographer .....	July 31, 1907 .....	1,080 00
Lillian F. Conway .....	Stenographer .....	Sept. 4, 1907 .....	1,080 00
Mary McArthur .....	Stenographer .....	Oct. 2, 1907 .....	1,080 00
Theresa McKee .....	Stenographer .....	Jan. 22, 1908 .....	900 00
Lydia M. Brewster .....	Stenographer .....	Jan. 31, 1908 .....	900 00
Phonny M. Quilty .....	Stenographer .....	Jan. 27, 1908 .....	900 00
Susan Adler .....	Stenographer .....	Feb. 1, 1908 .....	900 00
Gertrude S. Mayo .....	Stenographer .....	Feb. 1, 1908 .....	900 00
Louise E. Reid .....	Stenographer .....	April 1, 1908 .....	900 00
Rose Reich .....	Stenographer .....	Mar. 31, 1908 .....	900 00
Cecilia W. Teale .....	Stenographer .....	April 8, 1908 .....	900 00
Arthur McKinney .....	Chief Assistant Secretary .....	Oct. 1, 1907 .....	1,500 00
Katherine Dunker .....	Stenographer .....	July 22, 1907 .....	1,080 00
Anna B. Byrne .....	Typing Clerk .....	Mar. 1, 1908 .....	900 00
Zella Sittler .....	Typing Clerk .....	Mar. 1, 1908 .....	900 00
Alice L. Rose .....	Typing Clerk .....	Feb. 10, 1908 .....	900 00
Gertrude S. Lavin .....	Stenographer .....	Aug. 17, 1907 .....	900 00
Eva A. Reinher .....	Stenographer .....	Aug. 2, 1908 .....	900 00
— Bureau .....	Stenographer .....	Oct. 19, 1908 .....	900 00
Termina Grant .....	Stenographer .....	Dec. 11, 1908 .....	900 00
Harvey H. Gallo .....	Junior Clerk .....	July 26, 1908 .....	480 00
William Whittaker .....	Office Boy .....	Oct. 12, 1908 .....	400 00
Mary Fay Lindholm .....	Library Assistant .....	Mar. 6, 1908 .....	900 00
Mary C. McEllen .....	Junior Clerk .....	July 31, 1908 .....	880 00
Milton D. Robinson .....	Porter .....	Nov. 18, 1908 .....	800 00
Carrie E. Davis .....	Typing Clerk .....	Feb. 10, 1908 .....	900 00
Mary E. Crisley .....	Stenographer .....	Oct. 15, 1908 .....	900 00
Joyce E. Jilman .....	Stenographer .....	Dec. 15, 1908 .....	900 00
Joseph Goetz .....	Junior Assistant Counsel .....	Dec. 23, 1908 .....	1,200 00
Helen E. Clark .....	Typing Clerk .....	June 1, 1908 .....	900 00
Edith W. Youngblood .....	Typing Clerk .....	May 1, 1908 .....	900 00
James Muller .....	Junior Clerk .....	Aug. 17, 1907 .....	540 00
James E. Torrance .....	Stenographer .....	Nov. 11, 1907 .....	1,080 00
Edmund M. Rahm .....	Law Clerk .....	Nov. 25, 1907 .....	1,080 00
Wm. D. Milligan .....	Junior Clerk .....	Sept. 2, 1907 .....	540 00
Robert G. Savage .....	Clerk .....	Sept. 26, 1907 .....	1,200 00
Katherine B. Mulholland .....	Telephone Operator .....	Aug. 31, 1907 .....	750 00
Mary L. K. Mowbray .....	Telephone Operator .....	Jan. 6, 1908 .....	600 00
Joseph Kohn .....	Office Boy .....	Oct. 14, 1907 .....	800 00
Wm. E. Armstrong .....	Junior Clerk .....	Mar. 1, 1908 .....	400 00
Wm. F. Fay .....	Junior Clerk .....	Mar. 1, 1908 .....	400 00
Wm. E. Moore .....	Junior Clerk .....	Mar. 1, 1908 .....	400 00
Joseph Barad .....	Office Boy .....	Feb. 3, 1908 .....	400 00
John R. Oberstein .....	Office Boy .....	Feb. 3, 1908 .....	400 00
Francis P. Cowley .....	Office Boy .....	Mar. 3, 1908 .....	400 00
Robert S. Wright .....	Stenographer .....	Nov. 1, 1907 .....	1,080 00
Minna L. Bell .....	Clerk .....	Dec. 9, 1907 .....	1,080 00
Emmanuel Cohen .....	Office Boy .....	Sept. 3, 1907 .....	400 00
Charles W. Varmon .....	Private Secretary .....	Jan. 15, 1907 .....	2,100 00
Frederick L. Perino .....	Private Secretary .....	Aug. 3, 1907 .....	2,000 00
Alfred C. Duncan .....	Private Secretary .....	Aug. 11, 1907 .....	1,800 00
Chas. V. Haller, Jr. .....	Private Secretary .....	Nov. 18, 1907 .....	1,800 00
Fay N. Seaton .....	Private Secretary .....	July 1, 1908 .....	1,800 00
Emily L. Vetter .....	Stenographer .....	Oct. 14, 1907 .....	1,080 00
Julia A. McAniff .....	Stenographer .....	Sept. 29, 1907 .....	1,080 00
Marie H. Stauffer .....	Stenographer .....	Jan. 23, 1908 .....	1,080 00
Elizabeth Hess .....	Stenographer .....	Oct. 1, 1907 .....	1,080 00
E. Maud Holt .....	Stenographer .....	Sept. 20, 1907 .....	1,080 00
Wm. Wagner .....	Office Boy .....	Sept. 7, 1907 .....	400 00
Robert T. Donahue .....	Traffic Inspector .....	April 8, 1908 .....	1,500 00
William Neff .....	Junior Assistant Counsel .....	Dec. 28, 1907 .....	1,200 00
			<b>\$69,600 00</b>

#### BUREAU OF STATISTICS AND ACCOUNTS.

Adna P. Weber .....	Chief Statistician .....	Nov. 15, 1907 .....	\$4,800 00
Louis Lubin .....	Assistant Statistician .....	Sept. 14, 1908 .....	3,000 00
Elwood T. Baker .....	Accountant .....	Feb. 17, 1908 .....	2,800 00
Isaac A. Hourwich .....	Statistician .....	Feb. 1, 1908 .....	2,100 00
George P. Watkins .....	Statistician .....	April 24, 1908 .....	1,800 00
Joseph C. Prechoff .....	Statistician .....	Sept. 7, 1908 .....	1,800 00
Edward F. Hayes .....	Junior Statistician .....	Feb. 7, 1908 .....	1,200 00
Harry A. Richards .....	Junior Statistician .....	Dec. 16, 1908 .....	1,200 00
Louis E. Stander .....	Accountant .....	Sept. 16, 1908 .....	2,100 00
Alice R. Belts .....	Stenographer .....	Sept. 30, 1907 .....	1,080 00
Samuel Rosarzewicz .....	Junior Clerk .....	Oct. 14, 1907 .....	540 00
			<b>\$22,020 00</b>

#### BUREAU OF FRANCHISES.

Delis F. Wilson .....	Chief of Bureau .....	Dec. 9, 1907 .....	\$3,600 00
Richard C. Harrison .....	Junior Assistant Counsel .....	April 20, 1908 .....	1,800 00
Louis Roth .....	Junior Statistician .....	Dec. 21, 1908 .....	1,500 00
Fred B. Goodwin .....	Traffic Inspector .....	Dec. 3, 1908 .....	1,200 00



Name	Position	Date	Salary	Name	Position	Date	Salary
Sarah M. Andrews	Filing Clerk	Dec. 26, 1908	900 00	Julius Soman	Axeman	April 17, 1908	720 00
Berge B. Furee	Engineering Draughtsman	June 15, 1908	1,200 00	W. H. Underhill	Axeman	May 5, 1908	720 00
Francis G. Russell	Junior Draughtsman	Nov. 1, 1908	900 00	Wm. F. Dack	Axeman	May 5, 1908	720 00
			\$11,100 00	John J. Harrington, Jr.	Axeman	May 5, 1908	720 00
BUREAU OF SEWAGE CONSTRUCTION.				Victor Noshkin	Rodman	May 19, 1908	960 00
Louis D. Finquet	Division Engineer	Jan. 1, 1908	\$3,000 00	Herman D. Biehl	Rodman	May 5, 1908	960 00
Charles J. Pothman	Assistant Engineer	Dec. 15, 1908	1,500 00	Abraham F. Kristal	Rodman	May 5, 1908	960 00
Thos. R. Tetley, Jr.	Assistant Engineer	Dec. 18, 1908	1,800 00	Julius N. Mecklenhals	Axeman	June 8, 1908	720 00
Reuben Langerman	Stenographer	Feb. 7, 1909	900 00	John A. Denchy	Axeman	June 8, 1908	720 00
James C. Ross	Junior Clerk	Feb. 11, 1908	480 00	Henry Cash	Axeman	June 11, 1908	720 00
Henry C. Duman	Inspector of Masonry	June 8, 1908	1,500 00	Walter A. Fitzgerald	Axeman	June 23, 1908	720 00
Charles N. Kunk	Architectural Draughtsman	May 14, 1908	1,650 00				\$17,904 00
William H. Doherty	Architectural Draughtsman	June 1, 1908	1,800 00	LAW DEPARTMENT.			
William H. Halley	Architectural Draughtsman	June 1, 1908	1,290 00	Oliver C. Symple	Assistant Counsel	July 25, 1907	\$7,500 00
C. N. Robinson	Architectural Draughtsman	May 11, 1908	1,200 00	Henry H. Whitman	Assistant Counsel	Aug. 12, 1907	6,000 00
Harold McQuinn	Architectural Draughtsman	May 9, 1908	960 00	Grovernor H. Backus	Assistant Counsel	Oct. 9, 1907	4,200 00
Arthur V. Pinn	Bridge Designer	April 8, 1908	1,800 00	Albert H. Walker	Assistant Counsel	July 29, 1907	3,500 00
Henry Auerbach	Bridge Designer	April 27, 1908	1,800 00	Arthur Du Bab	Assistant Counsel	Sept. 19, 1907	3,000 00
George F. Menden	Structural Draughtsman	April 12, 1908	1,300 00	LeRoy T. Harkness	Assistant Counsel	Sept. 11, 1907	3,000 00
J. P. B. Hyndman	Structural Draughtsman	April 7, 1908	1,620 00	Harry M. Chamberlain	Junior Counsel	Dec. 18, 1907	3,000 00
Albert C. Spaul	Structural Draughtsman	April 12, 1908	1,800 00	Howard A. Butler	Junior Counsel	Feb. 1, 1908	1,200 00
Rudolph Walker	Structural Draughtsman	April 26, 1908	1,620 00	Edward M. Dugan	Junior Counsel	April 12, 1908	1,200 00
John F. Sullivan	Engineering Draughtsman	April 26, 1908	1,800 00	Joseph P. Shea	Law Clerk	Feb. 10, 1908	600 00
Wargulf Hunkell	Structural Draughtsman	April 21, 1908	1,620 00	Isaac A. Segal	Junior Assistant Counsel	Nov. 25, 1907	900 00
Ralph A. Pike	Structural Draughtsman	April 27, 1908	1,800 00	Mary L. Lemkau	Secretary to Counsel	Sept. 13, 1907	1,080 00
Edna Hyman	Structural Draughtsman	April 27, 1908	1,020 00	Rosa Dravner	Stenographer	July 29, 1907	1,080 00
James R. Schellhaug	Structural Draughtsman	April 27, 1908	1,020 00	Myrtle M. Marlon	Stenographer	Dec. 16, 1907	1,080 00
Edward C. Primmer	Structural Draughtsman	April 28, 1908	1,430 00	Sadie E. Maguire	Filing Clerk	Nov. 6, 1907	1,080 00
Albert H. Hagen	Structural Draughtsman	May 1, 1908	1,650 00	Wilhelmina E. Hess	Stenographer	Aug. 1, 1907	1,080 00
Maurice E. Gibert	Structural Draughtsman	May 1, 1908	1,020 00	Lila F. Newton	Stenographer	Mar. 30, 1908	600 00
Sam B. Wolf	Structural Draughtsman	May 1, 1908	1,300 00	Wm. G. Fuller	Junior Clerk	Oct. 27, 1907	480 00
Wm. A. Nelson	Structural Draughtsman	May 8, 1908	1,020 00	Edward Bala	Office Boy	Aug. 20, 1907	280 00
John C. Wolfe	Structural Draughtsman	May 11, 1908	1,430 00				\$10,140 00
Andrew J. Underwood	Structural Draughtsman	April 27, 1908	1,650 00	BUREAU OF GAS AND ELECTRICITY.			
J. Malcom Ames	Structural Draughtsman	May 18, 1908	1,200 00	Thos. D. Hoxsey	Secretary to Bureau	July 5, 1907	\$1,000 00
William E. Jackson	Structural Draughtsman	May 23, 1908	1,800 00	De Forest A. Drake	Clerk	Oct. 24, 1907	1,200 00
Nixon May	Engineering Draughtsman	May 23, 1908	1,200 00	Julius Flinn	Junior Clerk	Oct. 24, 1907	540 00
Wm. W. Andrews	Structural Draughtsman	April 8, 1908	1,200 00	Wm. P. Smith	Chief of Gas Meter Testing	July 16, 1907	1,200 00
Ernest Siller	Structural Draughtsman	April 8, 1908	1,200 00	Ernest B. Rich	Gas Meter Tester	July 16, 1907	1,080 00
Martin Ross	Structural Draughtsman	April 27, 1908	1,200 00	Emil J. Schwarz	Complaint Inspector	July 16, 1907	1,200 00
Chas. Stikeman	Structural Draughtsman	-----	1,650 00	Levi Stool	Gas Meter Tester	July 16, 1907	1,080 00
Wm. W. Harnan	Structural Draughtsman	Aug. 25, 1908	1,650 00	Thomas R. Lyons	Gas Meter Tester	July 16, 1907	1,080 00
Harry C. Hatchins	Structural Draughtsman	Aug. 27, 1908	1,650 00	Michael Brady	Gas Meter Tester	July 17, 1907	1,080 00
George L. Bennett	Structural Draughtsman	Nov. 4, 1908	1,650 00	Louis Jacobs	Gas Meter Tester	July 22, 1907	1,080 00
Alfred E. Hill	Structural Draughtsman	Nov. 4, 1908	1,650 00	John J. Wartlinger	Gas Meter Tester	Aug. 1, 1907	1,080 00
Paul W. Chamberlain	Structural Draughtsman	Aug. 17, 1908	1,200 00	Wm. H. De Revere	Gas Meter Tester	Aug. 6, 1907	1,080 00
Harry H. Bitter	Structural Draughtsman	Aug. 17, 1908	1,200 00	Samuel B. Tucker	Gas Meter Tester	Aug. 8, 1907	1,080 00
Henry Hyman	Structural Draughtsman	Aug. 24, 1908	1,200 00	Martin E. Fox	Gas Meter Tester	Sept. 18, 1907	1,080 00
Sam H. Ryan	Junior Draughtsman	April 27, 1908	800 00	Frank R. Hammond	Gas Meter Tester	Sept. 18, 1907	1,080 00
Vincent Tetri	Engineering Draughtsman	April 8, 1908	1,300 00	Daniel H. Lynch	Gas Meter Tester	Sept. 18, 1907	1,080 00
Herbert E. Brink	Engineering Draughtsman	May 1, 1908	1,200 00	Wm. J. Brady	Gas Meter Tester	Sept. 18, 1907	1,080 00
Ernest Sawyer	Engineering Draughtsman	May 4, 1908	1,200 00	Wm. G. McNiel	Gas Meter Tester	Sept. 19, 1907	1,080 00
Friedrich L. Ancher	Engineering Draughtsman	May 8, 1908	1,200 00	Harry H. Arthur	Gas Meter Tester	Sept. 19, 1907	1,080 00
Carroll H. Garbner	Engineering Draughtsman	May 12, 1908	1,200 00	James H. Reynolds	Gas Meter Tester	Sept. 30, 1907	1,080 00
Katharine A. Watson	Engineering Draughtsman	June 16, 1908	1,500 00	Bernard H. Partow	Gas Meter Tester	Oct. 24, 1907	1,080 00
Herbert F. Pinner	Engineering Draughtsman	Aug. 17, 1908	1,500 00	John F. McMahon	Gas Meter Tester	Nov. 25, 1907	1,080 00
Alfred Brady	Engineering Draughtsman	Aug. 12, 1908	1,800 00	Alexander H. Gorski	Gas Meter Tester	Sept. 25, 1907	1,080 00
James B. Weston	Engineering Draughtsman	Aug. 24, 1908	1,500 00	Clarkson G. Collins	Gas Meter Tester	Mar. 24, 1908	day, 1 00
Robert E. Thiele	Engineering Draughtsman	Sept. 1, 1908	1,500 00	Charles Vollbrecht	Gas Meter Tester	Sept. 23, 1908	day, 3 00
Ed. Krenner	Engineering Draughtsman	July 1, 1908	1,200 00	James Rogers	Gas Meter Tester	Oct. 15, 1908	day, 3 00
Leonard Schellhaug	Rodman	Oct. 1, 1908	900 00	Joseph J. Zizkin	Gas Meter Tester	Oct. 28, 1908	day, 1 00
Isidor Jacob	Rodman	Jan. 10, 1907	960 00	Henry J. Glavin	Gas Meter Tester	Nov. 6, 1908	day, 1 00
Isa. Baum	Axeman	May 1, 1908	720 00	William J. Lee	Gas Meter Tester	Nov. 20, 1908	day, 3 00
Francis E. Hillman	Junior Engineering Draughtsman	May 4, 1908	900 00	Thomas Lee	Gas Meter Tester	Dec. 16, 1908	day, 3 00
Wm. W. Lyons	Junior Engineering Draughtsman	May 11, 1908	900 00	Frank Vidmann	Gas Meter Tester	Dec. 21, 1908	day, 3 00
Harry W. Schulman	Junior Engineering Draughtsman	Oct. 23, 1908	900 00	Orin Hoyer	Gas Meter Tester	Dec. 29, 1908	day, 3 00
Arthur C. Schanz	Junior Engineering Draughtsman	April 25, 1908	900 00				\$35,021 00
Charles C. Anthony	Junior Draughtsman	Nov. 16, 1906	900 00	TRANSMISSION BUREAU.			
Edward P. Quirk	Junior Draughtsman	April 7, 1908	900 00	Andrew W. McLinn	Electrical Engineer	Oct. 16, 1907	\$4,800 00
Alfred A. Scherer	Junior Draughtsman	June 1, 1908	900 00	Warren R. Thompson	Electrical Engineer	Mar. 13, 1908	2,400 00
Wm. G. Cannon	Junior Draughtsman	Nov. 4, 1908	900 00	Albert E. Allen	Electrical Meter Tester	May 25, 1908	1,200 00
John N. Laird	Junior Draughtsman	Nov. 16, 1908	900 00	John H. Barnard	Electrical Engineer	Nov. 18, 1907	2,400 00
Edward H. Morris	Junior Draughtsman	Dec. 14, 1908	600 00	William C. Whiston	Electrical Engineer	Nov. 19, 1907	1,800 00
William F. Rebeck	Tracer	Nov. 16, 1908	600 00	Randolph H. Neuman	Electrical Engineer	Oct. 29, 1907	2,000 00
Armin Boelm	Tracer	Nov. 16, 1908	600 00	Frank L. Moore	Electric Meter Tester	May 25, 1908	1,080 00
Abraham Walzer	Tracer	Nov. 11, 1908	480 00	William F. Brown	Electric Meter Tester	Dec. 1, 1908	1,080 00
Henry B. Hasselberg, Jr.	Bridge Draughtsman	April 13, 1908	600 00	Lydia E. Kaufman	Stenographer	Dec. 10, 1907	1,080 00
Edward P. Quirk	Junior Draughtsman	April 7, 1908	900 00	Grace E. Speitz	Filing Clerk	Feb. 27, 1908	900 00
Alfred A. Scherer	Junior Draughtsman	June 1, 1908	900 00	Charles A. Standfast	Transit Inspector	Jan. 3, 1908	1,200 00
Arthur Weindorf	Architectural Draughtsman	May 11, 1908	900 00	William O. Smith	Transit Inspector	Jan. 3, 1908	1,200 00
			\$100,031 00	William H. Parrish	Transit Inspector	Jan. 2, 1908	1,200 00
BUREAU OF SEWAGE CONSTRUCTION, FIRST DIVISION.				George F. Daggett	Chief Clerk	Aug. 20, 1907	2,400 00
Walter G. Turin	Inspector of Conduits	Aug. 21, 1908	\$1,200 00	Alexander H. Maues	Clerk	Oct. 1, 1907	1,200 00
Henry Abensier	Inspector of Conduits	Nov. 1, 1908	1,200 00	Nathanial Brown	Clerk	Nov. 12, 1907	1,200 00
Meyer Treifshaus	Axeman	June 11, 1908	720 00	Max Willie D. House	Filing Clerk	June 1, 1908	900 00
James O. Currenzo	Axeman	June 15, 1908	720 00	Arnos Ramey	Junior Clerk	Oct. 21, 1907	540 00
Arthur Kraus	Rodman	May 19, 1908	960 00	Harry J. Schumann	Office Boy	Sept. 16, 1907	360 00
				Robert E. Anthony	Transit Inspector	Sept. 26, 1907	1,200 00
				Frank Bonetti	Transit Inspector	Sept. 19, 1907	1,200 00

\* Dropped.

\* Dropped.



Name.	Position.	Date.	Salary.
John P. Callahan.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
George Demerly.....	Transit Inspector.....	Sept. 7, 1907	1,200 00
William J. Dunnevan.....	Transit Inspector.....	Sept. 7, 1907	1,200 00
Frederick Eism.....	Transit Inspector.....	Sept. 7, 1907	1,200 00
Lee E. Gannon.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
Salvey W. Gay.....	Transit Inspector.....	Sept. 10, 1907	1,200 00
Chas. A. Hartman.....	Transit Inspector.....	Sept. 30, 1907	1,200 00
Edward D. Hutchison.....	Transit Inspector.....	Sept. 25, 1907	1,200 00
Thomas A. Kinsley.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
Ralph R. Monroe.....	Transit Inspector.....	Dec. 16, 1907	1,200 00
Walter H. McClure.....	Transit Inspector.....	Dec. 10, 1907	1,200 00
George McLeod.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
Charles J. Pommeroy.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
Emil F. Prastner.....	Transit Inspector.....	Dec. 2, 1907	1,200 00
John J. Rucke.....	Transit Inspector.....	Oct. 5, 1907	1,200 00
Philip Rosenthal.....	Transit Inspector.....	Dec. 10, 1907	1,200 00
Avery M. Schuermerhorn.....	Transit Inspector.....	Dec. 9, 1907	1,200 00
Lucia F. Schultze.....	Transit Inspector.....	Dec. 5, 1907	1,200 00
Thos. F. Sowards.....	Transit Inspector.....	Oct. 22, 1907	1,200 00
Charles Siel.....	Transit Inspector.....	Dec. 12, 1907	1,200 00
Stewart Simpson.....	Transit Inspector.....	Dec. 14, 1907	1,200 00
Leonard H. Burnham.....	Transit Inspector.....	Dec. 24, 1907	1,200 00
Leola Zentis.....	Transit Inspector.....	Dec. 20, 1907	1,200 00
William L. Elliott.....	Transit Inspector.....	Dec. 20, 1907	1,200 00
Joseph W. Abbott.....	Transit Inspector.....	Jan. 6, 1908	1,200 00
Philip T. O'Connor.....	Transit Inspector.....	Jan. 13, 1908	1,200 00
John C. Duckert.....	Transit Inspector.....	Jan. 7, 1908	1,200 00
Walter T. Edgeton.....	Transit Inspector.....	Jan. 13, 1908	1,200 00
Michael J. Conneran.....	Transit Inspector.....	Jan. 13, 1908	1,200 00
Robert M. A. Armstrong.....	Transit Inspector.....	Jan. 7, 1908	1,200 00
Samuel H. S. Serema.....	Transit Inspector.....	Dec. 24, 1907	1,200 00
John J. Hadley.....	Transit Inspector.....	Dec. 20, 1907	1,200 00
James E. Ramsey.....	Transit Inspector.....	Jan. 2, 1908	1,200 00
Felix D. Unger.....	Transit Inspector.....	Sept. 30, 1907	1,200 00
John W. Cavenough.....	Transit Inspector.....	Jan. 13, 1908	1,200 00
George P. Hammond, Jr.....	Transit Inspector.....	Feb. 1, 1908	1,200 00
David N. Henry.....	Transit Inspector.....	Jan. 6, 1908	1,200 00
Frank A. Larkin.....	Transit Inspector.....	Jan. 28, 1908	1,200 00
Norman C. Lennhard.....	Transit Inspector.....	Dec. 21, 1907	1,200 00
Irvine C. Pardee, Jr.....	Transit Inspector.....	Feb. 1, 1908	1,200 00
William L. Rait.....	Junior Draughtsman.....	June 24, 1908	900 00

\$10,240 00

DEPARTMENT OF APPRAISAL.

Charles F. Rolde.....	Assistant Engineer.....	Sept. 8, 1908	\$1,350 00
George E. Lowe.....	Consulting Engineer.....	Oct. 20, 1908	day, 15 00
J. G. Rosman.....	Assistant Appraiser.....	Sept. 15, 1908	day, 10 00
William A. Heinsle.....	Track Expert.....	Sept. 1, 1908	day, 25 00
W. W. Mason, Jr.....	Car Expert.....	Aug. 2, 1908	1,800 00
Charles H. Baglow.....	Mechanical Expert.....	Sept. 1, 1908	1,800 00
George C. Miller.....	Underground Inspector.....	Sept. 1, 1908	1,200 00
Percy A. Sangolietti.....	Machinery Expert.....	Sept. 1, 1908	3,000 00
William B. Tattersall.....	Machinery Inspector.....	Sept. 1, 1908	1,200 00
Jeremiah P. Mahoney.....	Plumbing Expert.....	Oct. 1, 1908	1,800 00
Edward T. Fitzgerald.....	Steam Expert.....	July 31, 1908	1,800 00
Henry C. Clement.....	Switchboard Expert.....	July 27, 1908	1,800 00

\* Dropped.

Name.	Position.	Date.	Salary.
Frederick G. Farbell.....	Chief Estimator.....	Sept. 23, 1908	3,000 00
Joseph H. Wright.....	Estimator.....	Sept. 23, 1908	1,800 00
William A. Machesius.....	Estimator.....	Nov. 7, 1908	1,800 00
Robert McWilliam, Jr.....	Estimator.....	Sept. 23, 1908	1,300 00
Horace Luskman.....	Estimator.....	Nov. 7, 1908	1,500 00
Charles F. Gesert.....	Heating and Pipe Estimator.....	Oct. 8, 1908	1,800 00
John W. Payne.....	Expert Railway Accountant.....	Oct. 23, 1908	1,100 00
Henry Geiger.....	Special Assessor.....	Oct. 12, 1908	900 00
Harry E. Carver.....	Electrical Inspector.....	Sept. 18, 1908	1,200 00
Robert H. Mitchell.....	Electrical Inspector.....	Sept. 18, 1908	1,200 00
William W. Lyon, Jr.....	Electrical Inspector.....	Sept. 1, 1908	1,200 00
Samuel Goldberg.....	Electrical Inspector.....	Oct. 16, 1908	1,200 00
William H. Freeman.....	Electrical Inspector.....	Sept. 25, 1908	1,200 00
Jacobus Kappayge.....	Structural Draughtsman.....	Sept. 9, 1908	1,200 00
Harrison F. Armstrong.....	Appraisal Draughtsman.....	Sept. 2, 1908	1,200 00
John S. Alderfer.....	Appraisal Draughtsman.....	Sept. 4, 1908	1,200 00
George W. Kuhn.....	Appraisal Draughtsman.....	Sept. 25, 1908	1,200 00
Charles E. Bennett.....	Appraisal Draughtsman.....	Sept. 28, 1908	1,200 00
C. Le Roy Corby.....	Appraisal Draughtsman.....	Sept. 21, 1908	900 00
Lancelot E. Wilson.....	Appraisal Draughtsman.....	Sept. 28, 1908	1,200 00
Clement C. Arnold.....	Appraisal Draughtsman.....	Oct. 1, 1908	1,200 00
Frank T. Fellner.....	Architectural Draughtsman.....	Oct. 19, 1908	1,200 00
Daniel C. Corwin.....	Junior Draughtsman.....	Aug. 31, 1908	900 00
John L. Wasing.....	Junior Draughtsman.....	Aug. 31, 1908	900 00
John E. Worden.....	Junior Draughtsman.....	Aug. 31, 1908	900 00
Bernard J. Collins.....	Junior Draughtsman.....	Aug. 31, 1908	900 00
John C. Brigham.....	Junior Draughtsman.....	Aug. 31, 1908	900 00
Alvin L. Gilmore.....	Junior Draughtsman.....	Oct. 15, 1908	900 00
D. Lavin.....	Appraisal Designer.....	Oct. 16, 1908	week, 20 00
Clifton W. Wilder.....	Electrical Engineer.....	Nov. 18, 1907	2,400 00
William C. Bryner.....	Electrical Engineer.....	July 21, 1908	1,812 00
T. L. Morris.....	Mechanical Engineer.....	Nov. 11, 1907	1,800 00
Grace A. Jones.....	Filing Clerk.....	Feb. 18, 1908	900 00
Arthur E. Roberts.....	Steel Expert.....	Nov. 13, 1908	2,100 00
Edgar S. Nathernat.....	Track Expert.....	Nov. 13, 1908	day, 15 00
Harry A. Emery.....	Appraisal Draughtsman.....	Nov. 8, 1908	1,200 00

\$82,867 00

\* Dropped.

SUMMARY.

Executive Staff.....	\$60,600 00
Bureau of Statistics and Accounts.....	32,000 00
Bureau of Franchises.....	11,000 00
Bureau of Subway Construction.....	
Main.....	100,031 00
City Plan Division.....	17,904 00
Law Department.....	80,180 00
Bureau of Gas and Electricity.....	37,841 00
Transportation Bureau.....	66,246 00
Department of Appraisal.....	82,867 00
Total, exclusive of salaries of Commissioners, Secretary and Council paid by the State.....	\$458,933 00

EXHIBIT C.

Classification of Administration Expenditures of the Public Service Commission for the Year Ending December 31, 1908.

	Executive Department.	Legal Department.	Bureau of Franchises.	Bureau of Statistics and Accounts.	Bureau of Gas and Electricity.	Chief Engineer's Office.	Bureau of Transportation.	Bureau of Subway Construction.	Appraisal Department.	Account of Rapid Transit Commission.	Total.
Compensation for Commissioners, Counsel and Secretary.....	\$91,000 00										\$91,000 00
Salaries.....	\$70,218 95	\$37,800 23	\$7,816 46	\$17,439 61	\$27,623 55	\$19,789 80	\$84,400 00	\$113,123 19	\$18,500 00		\$746,814 19
Employers' Disbursements.....	1,540 47	367 23	1 75	141 47	504 15	322 34	5,674 47	2,728 30	308 83		11,249 10
Stationery Supplies and Printing.....	12,660 60	6,731 61	882 80	882 05	948 64	114 63	405 90	7,315 55	68 40		30,078 44
Library.....	2541 31	2,232 15									4,773 46
Rental.....	36,266 16							5,238 73			41,504 89
Telephone and Telegraph.....	2,393 61					21 21		1,256 78			3,655 94
Furniture and Fixtures.....	5,042 29	717 71	211 30	1,392 72	249 00	338 39	1,183 82	3,972 25	583 60		13,991 29
Advertising.....	12,402 23	3,236 30								\$8,435 20	18,126 73
Real Estate Search and Appraisal.....		879 00									879 00
Stock.....	5,857 21										5,857 21
Instrument Supplies.....					237 70	22 47	457 77	5,075 18	718 46		7,033 38
Maps, Plans, Prints and Photo. Supplies.....			218 01			300 00	714 32	3,001 21	81 97		5,425 31
Inspection, Tests and Analysis.....					9 85		\$2,270 31				2,280 16
Freder. Tests.....							7,434 56				7,434 56
Arbitration, Contract No. 1.....								17,991 86			17,991 86
Miscellaneous.....	2,637 42	67 79		7 50	98 09	62 75	172 32	1,867 43	10 25		4,915 33
Special Service.....	42,623 20	15,300 63	804 87	345 00				125 08	900 00		59,910 72
Total.....	\$194,148 45	\$47,323 63	\$9,906 05	\$20,298 35	\$29,732 35	\$21,174 70	\$193,722 30	\$192,379 44	\$40,793 37	\$2,435 20	\$882,844 76

\* Electrical Laboratory only.

† Organized August 1.

Note by Examiner, Bureau of Municipal Investigation and Statistics—The requisition for 1909 is based upon the division of expenditures as by this table for 1908, the requisition for 1909 being in round numbers \$987,500, as against \$982,844.75 expended in 1908.



## EXHIBIT

## Annual Expenditures of the Rapid Transit Commission and

	1894.	1895.	1896.	1897.	1898.	1899.
<b>ADMINISTRATION</b>						
Compensation of Commissioners			\$10,000 00			
Salaries	\$1,746 36	\$1,219 96	3,446 04	\$2,951 63	\$1,970 00	\$2,178 51
Books and Supplies	1,165 74	1,828 53	3,125 79	2,375 45	2,551 15	648 63
<b>CONSTRUCTION</b>						
Salaries	646 41	19,409 78	15,947 06	16,789 99	10,638 50	2,500 00
Supplies and Transportation	624 93	6,846 51	1,090 06	1,645 87	1,291 81	1,198 00
<b>LEGAL</b>						
Council Advertising and Miscellaneous	29 30	25,638 12	71,457 31	38,025 23	20,519 15	20,551 30
	\$8,226 79	\$57,986 91	\$88,633 69	\$83,551 65	\$51,970 59	\$27,076 24
Annual Appropriation	\$5,000 00	\$11,791 88	\$102,155 66	\$66,009 59	\$53,380 91	\$27,625 33

## EXHIBIT A

PUBLIC SERVICE COMMISSION	RAPID TRANSIT COMMISSION
COMMISSIONERS COUNSEL SECRETARY \$91,000	\$91,000 ?
EXECUTIVE AND OFFICE FORCE \$194,148.45	\$45,927.28 \$148,221.17 ?
LEGAL \$67,323.63	\$46,120.83 \$21,202.80 ?
FRANCHISES BOROES	
STATISTICS \$26,200.35	
GAS & ELECTRICITY \$29,732.87	
ENGINEERING AND SUBWAY CONSTRUCTION \$493,279.44	\$445,610.24
TRANSPORTATION \$103,752.50	\$47,860.20 ?
APPRAISAL \$40,702.57	

Excess Expenditures of Public Service Commission over Rapid Transit Commission in Executive, Legal and Engineering Departments, exclusive of Salaries of Commissioners, Secretary and Counsel. \$317,984.17.

## EXHIBIT B

## COMPARISON OF EXPENDITURES

## RAPID TRANSIT COMMISSION 1899 PUBLIC SERVICE COMMISSION 1898

COUNCIL COUNSEL &amp; STENOGRAPHERS - PAID BY N. Y. STATE

\$81,000.00	\$81,000.00
EXECUTIVE EXPENSES	
\$17,394.08	\$104,148.55
ENGINEERING SALARIES	
\$192,445.27	\$402,002.50
OTHER ENGINEERING EXPENSES	
\$111,078.71	\$51,551.55
LEGAL EXPENSES	
\$110,807.00	\$67,323.63
FRANCHISES	
STATISTICS	
GAS & Elec. Meter Testing	
TRANSPORTATION EXPENSES	
\$103,752.50	
APPRAISAL	
\$40,702.57	
TOTAL	
\$751,900.51	\$882,944.75

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 10, chapter 4 of the Laws of 1891 as amended, and section 14 of chapter 429 of the Laws of 1907, and on account of the requisition of the Public Service Commission of the First District for an appropriation of nine hundred and eighty-seven thousand five hundred dollars (\$987,500) duly made by the Chairman and Secretary thereof on December 8, 1908, the sum of five hundred thousand dollars (\$500,000) be and is hereby provided to meet the requirements of said Commission during the year 1909 (in addition to the three hundred thousand dollars (\$300,000) authorized on January 8, 1909; the unexpended balance of any previous appropriation made by this Board upon the requisition of said Commission or by the former Board of Rapid Transit Commissioners to be applied to the same purpose; and be it further

Resolved, That for the purpose of providing for the payment of so much thereof as may be in excess of said unexpended balance, the Comptroller be and is hereby authorized and directed to issue and sell Special Revenue Bonds of The City of New



D.

the Public Service Commission from 1894 to 1907, inclusive.

1900.	1901.	1902.	1903.	1904.	1905.	1906.	First Six Months, 1907.	Last Six Months, 1907.	Total, 1907.
\$15,000 00	\$30,000 00	\$30,000 00	\$10,000 00	\$30,000 00	\$30,000 00	\$30,000 00	\$26,667 00	\$44,892 45	\$71,559 45
5,769 09	6,618 26	7,219 92	7,219 92	7,219 92	8,334 96	8,619 96	4,369 98	14,674 93	39,044 91
5,107 24	2,404 60	8,356 08	8,499 50	26,745 19	10,610 63	6,764 72	37,761 41	81,406 98	79,168 39
130,094 02	297,432 08	410,886 23	464,466 56	474,761 53	481,371 15	482,445 23	266,745 40	248,073 01	314,818 41
30,953 31	30,826 23	41,233 56	56,197 71	56,174 84	79,963 83	104,058 31	31,499 59	28,212 18	37,711 77
								79,888 14	
27,156 19	41,377 07	33,547 26	24,332 55	27,446 87	48,977 01	119,807 99	91,691 17	62,213 93	131,905 10
\$243,379 72	\$428,619 23	\$517,513 05	\$590,716 24	\$616,348 35	\$611,458 50	\$751,076 41	\$460,734 55	\$475,473 16	\$696,208 03
\$410,302 28	\$428,321 60	\$611,300 00	\$542,000 00	\$576,000 00	\$640,605 00	\$731,168 00	\$376,836 00	\$387,831 00	\$764,667 00

\* Bureau of Gas and Electricity. † \$9,515.45 of this amount subsequently charged to Construction Fund.

## SUMMARIES.

Total appropriations for Rapid Transit Commission, 1901 to 1906, inclusive.....	\$4,934,294 19	Regulation of Public Service Commission in 1906.....	\$1,605,000 00
Total appropriations for Rapid Transit Commission and Public Service Commission, 1907.....	764,667 09	Regulation of Public Service Commission in 1907.....	967,300 00

York to an amount not exceeding five hundred thousand dollars (\$500,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of \$161,929.70 Special Revenue Bonds (subdivision 8 of section 188 of the Charter), to provide for deficiencies in the appropriation for 1908 for the Department of Public Charities, together with report of the Comptroller recommending the issue of \$132,050 for this purpose.

(On November 13, 1908, the resolution of the Board of Aldermen, as above, was referred to the Comptroller.)

## In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$161,929.70, the proceeds whereof to be used by the Department of Public Charities for the purpose of meeting deficiencies as follows:

Supplies and Contingencies.....	\$101,161 83
Alterations and Repairs to Buildings, Manhattan.....	50,667 87
Alterations and Repairs to Buildings, Brooklyn.....	2,000 00
New York City Farm Colony.....	1,600 00
Clothing for Insane Patients.....	2,000 00
Clothing for Epileptics.....	2,500 00
Donations to Grand Army Veterans.....	2,000 00
	<u>\$161,929 70</u>

Adopted by the Board of Aldermen, October 20, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, November 4, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 25, 1909.

Hon. HERMAN A. MITZ, Comptroller:

Sir—In the matter of a resolution of the Board of Aldermen, adopted October 20, 1908, requesting an issue of Special Revenue Bonds to the amount of \$161,929.70, the proceeds to be used by the Department of Public Charities in meeting deficiencies in appropriations made to said Department for the year 1908, which was referred by the Board of Estimate and Apportionment to the Comptroller for consideration and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The action of the Board of Aldermen was based upon a request of the Commissioner of Public Charities, dated September 19, 1908, in which it was stated that deficiencies would exist in the Budget appropriations made for various accounts in his Department, estimated as follows:

Supplies and Contingencies.....	\$101,161 83
Alterations and Repairs to Buildings, Manhattan.....	50,667 87
Alterations and Repairs to Buildings, Brooklyn.....	2,000 00
New York City Farm Colony.....	1,600 00
Clothing for Insane Patients.....	2,000 00
Clothing for Epileptics.....	2,500 00
Donations to Grand Army Veterans.....	2,000 00
	<u>\$161,929 70</u>

In the belief that the actual result of the Department's business for the year would possibly reduce the amount of the estimated deficiency, this report has been delayed until positive information could be obtained as to the amounts required to make up the deficiencies in the Budget appropriations for 1908. On March 22, 1909, the Department submitted an amended itemized statement as to the additional amounts required to meet the liabilities of 1908, based upon indebtedness actually contracted, reducing the total deficiency to \$132,852.39, distributed as follows:

Supplies and Contingencies.....	\$97,235 38
Alterations and Repairs to Buildings, etc., Manhattan.....	28,029 72
Alterations and Repairs to Buildings, etc., New York City Farm Colony.....	696 64
Clothing for Insane Patients.....	2,000 00
Clothing for Epileptics.....	2,800 00
Donations to Grand Army Veterans.....	2,000 00
	<u>\$132,852 39</u>

Supplies and Contingencies—The Budget appropriation for this item for 1908 was \$1,317,452.50, which was reduced in the early part of the year by the transfer of \$10,700 to other accounts, leaving \$1,306,752.50 available. Bills forwarded to the Finance Department for supplies furnished during 1908 call for the payment of \$1,306,556.99, or \$195.60 less than the amount available.

In addition to the bills so forwarded, there are in the hands of the Auditor of the Department of Public Charities, awaiting transmission, bills for goods supplied in 1908 amounting to \$97,235.38, made up of open market orders, orders against awards under \$1,000, and uncompleted payments on contracts, and includes about \$53,000 for goods furnished by the State prisons and penitentiary. During 1907 the amount expended for supplies and contingencies was \$1,287,385.78; the cost for 1908, including \$97,235.38 for which Revenue Bonds are now requested, will be \$1,403,987.97, or about 9 per cent. in excess of the cost for 1907. This increase is explained by the fact that, owing to the business depression which existed during 1908, the census of the institutions under the jurisdiction of the Department of Public Charities increased about 10 per cent., calling for increased expenditures.

Alterations and Repairs in Buildings, etc., Manhattan—The Budget appropriation for 1908 for this item was \$70,000, which was reduced to \$67,500 by the transfer of \$2,500 to another account. The bills forwarded to the Finance Department, and including outstanding contracts, call for an expenditure of \$66,367.50, leaving a balance of \$1,132.44 available. In addition to the bills mentioned, there are in the hands of the Department's Auditor bills amounting to \$28,029.72, making the total cost for the year \$94,397.22, a deficiency of \$26,897.28, with the possibility that this amount may be slightly increased by the presentation of additional bills. A comparison of cost for 1908 with 1907 is not given because the Budget allowance for that year was in lump sum for all the Boroughs and a segregation of the same would require an analysis of all the vouchers drawn against the account.

Alterations and Repairs to Buildings, etc., New York City Farm Colony—The 1908 Budget appropriation was \$5,000, which was increased to \$8,000 by transfers from other accounts. The disbursements have been \$5,445.76; the outstanding bills amount to \$3,196.64, a total expense of \$8,642.40, or a deficit of \$642.40.

Clothing for Insane Patients—The Budget appropriation for 1908 was \$3,500, from which disbursements amounting to \$3,480.35 have been made, and there are outstanding bills amounting to \$2,000.65. The amount expended in 1907 was about \$5,000, a portion of the expense having been paid from the Supplies and Contingencies account.

Clothing for Epileptics—The Budget appropriation for 1908 was \$5,500. The amount disbursed in 1907 was \$7,731.58, made up of Budget appropriation of \$5,500 and \$2,231.58 from the proceeds of Revenue Bond issue. The expense for 1908, as shown by the bills already paid and those awaiting payment, will be \$8,280.84, indicating a deficit of \$2,780.84.

Donations to Grand Army Veterans—The 1908 Budget appropriation for this account was \$25,000. The amount expended in 1907 from Budget appropriation and Revenue Bond issue was \$26,922.59. The amount paid out during 1908 was \$24,041.10, and there are bills amounting to \$1,191 still unpaid, making the total cost, based upon the bills presented by date, \$26,132.10, showing a deficiency of \$1,132.10, which may be increased by bills from Grand Army Posts for relief given to war veterans during the year 1908.

It would appear from the facts stated in this report as to the actual expense incurred in the administration of the Department of Public Charities during the year 1908 that the cost had been materially increased over the cost as anticipated at the time the Budget appropriations for that year were made, and that owing to the larger demands made for relief and the increased cost of food supplies, the amounts appropriated have proved to be insufficient and that a deficiency exists.

I would therefore respectfully recommend that the resolution of the Board of Aldermen be approved to the extent of \$132,050, as per resolution hereto attached.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. MITZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen October 20, 1908, requesting an issue of one hundred and sixty-one thousand nine hundred and twenty-nine dollars and seventy cents (\$161,929.70) Special Revenue Bonds to provide for deficiencies in appropriations made to the Department of Public Charities for the year 1908, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of one hundred and thirty-two thousand and fifty dollars (\$132,050), as follows:

General Administration—Supplies and contingencies.....	\$97,235 00
Additions, alterations and repairs to buildings and apparatus, including labor and materials, Manhattan.....	27,500 00
Additions, alterations and repairs to buildings and apparatus, including labor and materials, New York City Farm Colony.....	675 00
General Administration—Clothing for insane patients.....	2,090 00
General Administration—Clothing for epileptics sent to Craig Colony....	2,800 00
General Administration—Donations to Grand Army Veterans.....	1,750 00
	<u>\$132,050 00</u>



—and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to the amount of one hundred and thirty-two thousand and fifty dollars (\$132,050), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Commissioner of Correction requesting, and report of the Comptroller recommending, the issue of \$30,000 Corporate Stock for the construction of a new steamboat for the Department of Correction, said amount to include architect's fees.

(On March 19, 1909, the request of the Commissioner of Correction for this issue was referred to the Comptroller.)

DEPARTMENT OF CORRECTION,  
COMMISSIONER'S OFFICE, No. 148 EAST TWENTIETH STREET,  
NEW YORK, March 17, 1909.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment:

DEAR SIR—I would respectfully ask that, pursuant to the provisions of section 47 of the Greater New York Charter as amended by chapter 409 of the Laws of 1904, the Honorable the Board of Estimate and Apportionment will authorize the issue of Corporate Stock of The City of New York, to the amount of thirty thousand dollars (\$30,000), for a new steamboat for the transportation of employees and supplies to and from Rikers Island and One Hundred and Thirty-eighth street, East River. The Department has at the present time no boat at this point, and as extensive building operations will be begun on this island in the near future it is absolutely necessary that a boat be provided at the earliest possible date.

Respectfully yours,

JOHN J. BARRY, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller.

SIR—Under date of March 17, 1909, the Hon. John J. Barry, Commissioner, Department of Correction, asks the Board of Estimate and Apportionment for an issue of Corporate Stock, to the amount of \$30,000, for the purpose of providing funds for the construction of a steamboat to be used in the transportation of employees and supplies to and from Rikers Island and One Hundred and Thirty-eighth street, East River.

I consider this boat necessary and urgent to properly carry on the business of the Department of Correction, as at the present time the Department is without a suitable boat for this purpose, and the extensive building operations authorized by the Board of Estimate and Apportionment soon to be begun upon the island make frequent communication between the island and the shore necessary.

I therefore recommend that the Board of Estimate and Apportionment authorize the Comptroller, pursuant to section 47 of the Greater New York Charter as amended by chapter 409 of the Laws of 1904, to issue Corporate Stock, to an amount of \$30,000, for the purpose of providing funds for the construction of a new steamboat for the Department of Correction. Such appropriation to cover not only the construction of the boat, but the necessary architect's fees.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding thirty thousand dollars (\$30,000), to provide means for the construction of a new steamboat for the use of the Department of Correction, including architect's fees, and when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 109 of the Greater New York Charter, to an amount not exceeding thirty thousand dollars (\$30,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of \$11,100 Special Revenue Bonds to provide for the salaries of an additional force necessary to the work of the Tenement House Branch of the Law Department, together with report of the Comptroller recommending an issue of \$8,325 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to replenish the appropriation made to the LAW DEPARTMENT for the year 1909, entitled No. 67, Salaries and Wages; also recommending a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for 1909.

(On February 19, 1909, the resolution of the Board of Aldermen as above was referred to the Comptroller.)

(On March 19, 1909, this matter was laid over.)

The report of the Comptroller relative to the protest of the West Side Taxpayers' Association against this appropriation (referred to the Comptroller February 5, 1909) was filed.

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eleven thousand and one hundred dollars (\$11,100), the proceeds whereof to be used by the Corporation Counsel for the purpose of meeting the salaries of the following additional force necessary for the work of the Tenement House Department Branch of the Law Department:

One Assistant .....	\$3,000 00
One Junior Assistant .....	1,800 00
One Clerk .....	1,500 00
One Clerk .....	1,200 00
Two Junior Clerks, at \$600 each .....	1,200 00
Two Office Boys, at \$300 each .....	600 00
Two Stenographers, at \$900 each .....	1,800 00
	<b>\$11,100 00</b>

Adopted by the Board of Aldermen February 2, 1909, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Approved by the Mayor February 15, 1909.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 12, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a resolution of the Board of Aldermen, adopted February 2, 1909, as follows:

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eleven thousand and one hundred dollars (\$11,100), the proceeds whereof to be used by the Corporation Counsel for the purpose of meeting the salaries of the following additional force necessary to the work of the Tenement House Branch of the Law Department:

One Assistant .....	\$3,000 00
One Junior Assistant .....	1,800 00
One Clerk .....	1,500 00
One Clerk .....	1,200 00
Two Junior Clerks, at \$600 each .....	1,200 00
Two Office Boys, at \$300 each .....	600 00
Two Stenographers, at \$900 each .....	1,800 00
	<b>\$11,100 00</b>

—which was referred by the Board of Estimate and Apportionment to the Comptroller for consideration, and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

Under date of January 26, 1909, the Corporation Counsel asked the Board of Aldermen to request the Board of Estimate and Apportionment to authorize an issue of Special Revenue Bonds in the sum of \$29,850 to provide the necessary funds to pay salaries of an additional force for the office of the Tenement House Branch of the Law Department for the remainder of the current year.

The Corporation Counsel explained the necessity of this request as follows:

"In the Budget for 1909 the Board of Estimate and Apportionment made provision for increasing the force in the Tenement House Department by the employment of about 140 persons, 90 of whom were Inspectors and the remaining 50 Clerks and Stenographers, to cope with the rapidly increasing volume of work necessary to be performed in the enforcement of the Tenement House Law. If the Board of Estimate and Apportionment found it advisable and necessary to make such an unusual increase in the number of employees of the Tenement House Department to carry on its work, a proportionate increase should be made in the staff of the Law Department which is assigned to this particular class of work, so that adequate support and co-operation may be had."

The Corporation Counsel further stated that the Tenement House Branch of the Law Department has not sufficient force at the present time to cope with the ordinary volume of business transmitted by the Tenement House Department and the various Building Bureaus. To keep abreast with the work at present on hand he made request for the following additional force necessary to handle the business for the current year:

One Assistant .....	\$3,000 00
One Deputy Assistant .....	2,850 00
One Junior Assistant .....	1,800 00
Two Clerks, at \$1,500 each .....	3,000 00
Three Clerks, at \$1,200 each .....	3,600 00
Five Junior Clerks, at \$600 each .....	3,000 00
Two Office Boys, at \$300 each .....	600 00
Four Stenographers, at \$900 each .....	3,600 00
Four Typewriting Copyists, at \$750 each .....	3,000 00
Six Process Servers, at \$900 each .....	5,400 00
An addition to the number of Special Process Servers, paid \$1.15 for each summons served, and an increase in that appropriation of .....	10,000 00
	<b>\$39,850 00</b>

In his request to the Board of Aldermen the Corporation Counsel added the following suggestion:

"That if a part of the new force added to the Tenement House Department for the current year could be used by the Law Department to serve necessary summonses and other processes, to do the typewriting of the summonses and complaints and other similar papers and the additional clerical work involved in bringing so many new proceedings, we could get along for the remainder of the current year with the following addition to the force:

One Assistant .....	\$3,000 00
One Junior Assistant .....	1,800 00
One Clerk .....	1,500 00
One Clerk .....	1,200 00
Two Junior Clerks, at \$600 each .....	1,200 00
Two Office Boys, at \$300 each .....	600 00
Two Stenographers, at \$900 each .....	1,800 00
	<b>\$11,100 00</b>

"As I have already stated, the present force of our Tenement House Branch is insufficient to handle the current business, but with the additional positions just enumerated, I think that during the current year we could keep pace with the work to be done, if the Tenement House Commissioner would assist the Law Department as already indicated. In that event a Bond issue for the smaller amount of \$11,100 will be sufficient for the year 1909."

On February 2, 1909, the Board of Aldermen adopted a resolution requesting the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$11,100.

It is the intention of the Corporation Counsel, if this request be granted, to make these appointments from April 1, 1909. The amount required for this purpose for the Balance of the year would be \$8,325.

In view of the facts herein stated, I would respectfully recommend that the resolution of the Board of Aldermen requesting the issue of Special Revenue Bonds to the amount of \$11,100 be approved to the extent of \$8,325, which will provide funds for the salary cost of the additional force requested for the balance of the year 1909, commencing April 1, 1909, as per resolution hereto attached.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen February 2, 1909, and approved by the Mayor February 15, 1909, requesting an issue of eleven thousand and one hundred dollars (\$11,100) Special Revenue Bonds for the use of the Corporation Counsel in meeting the salaries of the following additional force necessary to the work of the Tenement House Branch of the Law Department:

One Assistant .....	\$3,000 00
One Junior Assistant .....	1,800 00
One Clerk .....	1,500 00
One Clerk .....	1,200 00
Two Junior Clerks, at \$600 each .....	1,200 00



Two Office Boys, at \$300 each.....	600 00
Two Stenographers, at \$900 each.....	1,800 00

\$11,100 00

—is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of eight thousand three hundred and twenty-five dollars (\$8,325) for the purpose of replenishing the appropriation made for the Law Department in the Budget for the year 1909, entitled No. 67, Salaries and Wages, and for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8, section 182 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding eight thousand three hundred and twenty-five dollars (\$8,325), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget schedule as revised for the Law Department, for the year 1909:

67. Salaries and Wages—

Strike Out.		Insert.	
Assistants, 17 at \$3,000.....	\$51,000 00	Assistants, 18 at \$3,000.....	\$54,000 00
Junior Assistants, 4 at \$1,800.....	7,200 00	Junior Assistants, 5 at \$1,800.....	9,000 00
Clerks, 3 at \$1,500.....	4,500 00	Clerks, 4 at \$1,500.....	6,000 00
Clerk.....	1,200 00	Clerks, 2 at \$1,200.....	2,400 00
Clerks or Junior Clerks, 6 at \$600..	3,600 00	Clerks or Junior Clerks, 8 at \$600..	4,800 00
Clerks or Office Boys, 15 at \$300..	4,500 00	Clerks or Office Boys, 17 at \$300..	5,100 00
Stenographers and Typewriters, 10 at \$900.....	9,000 00	Stenographers and Typewriters, 12 at \$900.....	10,800 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller, relative to the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for authority pursuant to resolution of December 18, 1908, to proceed with the work of reconstructing the bulkhead forming the easterly wall of the Speedway or Harlem River Drive-way on the Harlem River, between One Hundred and Fifty-fifth and Dyckman streets, Borough of Manhattan, at a cost not exceeding \$550,000, stating that since the receipt of this request an examination of the bulkhead throughout its length has been made and the conditions found to be practically the same as set forth in an earlier report; that so far as the surface indications go, there is no evidence that there has been any settlement or giving way of the bulkhead during the year; that the work must ultimately be done, but in view of the financial condition of the City, the commencement of same may well be deferred.

Which was laid over pending a further report by the Comptroller.

(On February 26, 1909, the request of the Commissioner of Parks, as above, was referred to the Comptroller.)

The Secretary presented the following communication from the Commissioner of Street Cleaning requesting and report of the Comptroller recommending the issue of \$207,737.67 Revenue Bonds (pursuant to section 546 of the Charter), for the removal of snow and ice in the Boroughs of Manhattan and Brooklyn, during the year 1909, apportioned as follows:

Borough of Manhattan.....	\$189,538 47
Borough of Brooklyn.....	18,199 20

\$207,737 67

(On March 26, 1909, the request of the Commissioner of Street Cleaning for the issue as above was referred to the Comptroller.)

(Thomas M. Hart appeared and protested against the granting of said appropriation.)

DEPARTMENT OF STREET CLEANING,  
Nos. 13 to 21 PARK ROW,  
March 26, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman, Board of Estimate and Apportionment:

SIR—I have to request that in accordance with the provisions of section 546 of the Charter, the Comptroller be authorized and directed to issue Revenue Bonds of The City of New York, to the amount of two hundred and seven thousand seven hundred and thirty-seven dollars and sixty-seven cents (\$207,737.67), for the Boroughs of Manhattan and Brooklyn, as follows:

Borough of Manhattan.....	\$189,538 47
Borough of Brooklyn.....	18,199 20

\$207,737 67

The above request is made for the purpose of meeting the liabilities incurred by this Department for the removal of snow and ice during the past snowfalls.

Respectfully,

WM. H. EDWARDS, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the communication of William H. Edwards, Commissioner of Street Cleaning, addressed to Hon. George B. McClellan, Chairman, Board of Estimate and Apportionment, under date of March 26, 1909, requesting appropriation to the amount of two hundred and seven thousand seven hundred and thirty-seven dollars and sixty-seven cents (\$207,737.67), to meet the liabilities incurred by the Department for the removal of snow and ice during the past snowfalls, for the Boroughs of Manhattan and Brooklyn, I beg to submit the following:

The liabilities incurred by the Department in the removal of snow and ice consequent upon the snowfalls of the months of January, February and March, of the year 1909, are stated by representatives of the Department, as follows:

	Borough of Manhattan.	Borough of Brooklyn.	Borough of The Bronx.	Total.
Contractors.....	\$189,128 09	\$140,255 94	\$3,052 40	
Bradley Contracting Company.....	37,800 00			
Labors.....	140,675 34	7,601 50	6,845 23	
Hired carts.....	118,352 13			9,979 53
Engineers' services.....	3,849 00	2,126 00		
Measurers.....	4,179 29	1,908 00	100 00	
Temporary Clerks.....	1,082 25	12 00		
Automobile hire.....	1,325 00	15 00	236 00	
Sundry supplies.....	1,422 34		17 50	
Inspectors on Park snow dumps.....			88 00	
	\$325,654 34	\$151,103 44	\$19,909 70	\$496,759 48

Appropriations have been made by authorizations of Revenue Bonds on account of said liabilities, as follows:

January 29, 1909.....	\$50,000 00			
February 5, 1909.....	88,500 00	\$10,000 00	\$11,250 00	
February 19, 1909.....	26,000 00	13,000 00	1,000 00	
February 26, 1909.....	77,612 87	60,000 54	2,477 89	
March 19, 1909.....	84,000 00		6,000 00	
	\$326,112 87	\$132,900 54	\$20,727 89	\$489,739 00

Leaving a balance of estimated liabilities of \$189,538 47 \$18,199 20  
—and a surplus of..... \$207 67

It therefore appears that further appropriation to meet the liabilities for the Boroughs of Manhattan and Brooklyn will be required, as follows:

Borough of Manhattan.....	\$189,538 47
Borough of Brooklyn.....	18,199 20
	\$207,737 67

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That for the purpose of providing means for the removal of snow and ice in the Boroughs of Manhattan and Brooklyn during the year 1909, the Comptroller be and is hereby authorized, pursuant to the provisions of section 546 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding two hundred and seven thousand seven hundred and thirty-seven dollars and sixty-seven cents (\$207,737.67), redeemable from the tax levy of the year succeeding the year of their issue, and apportioned as follows:

Borough of Manhattan.....	\$189,538 47
Borough of Brooklyn.....	18,199 20

\$207,737 67

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a report of the Comptroller, referring to the request of the Sheriff of Richmond County for an appropriation of \$1,095 to provide means to pay the salary of an additional Guard for the Richmond County Jail, and recommending that said request be not approved, in view of the fact that the necessity for said appropriation no longer exists.

—which was ordered on file and the Secretary directed to transmit a copy of the report of the Comptroller to the Sheriff of Richmond County.

(On June 19, 1908, the request of the Sheriff of Richmond County, as above, was referred to the Comptroller.)

The Secretary presented the following communication from the Board of Trustees, College of the City of New York, requesting and report of the Select Committee consisting of the Comptroller and President of the Board of Aldermen recommending the establishment of the grade of position of Stenographer in the College of the City of New York, with salary at the rate of \$1,050 per annum, for reasons set forth in a report of the Bureau of Municipal Investigation and Statistics, Department of Finance.

(On November 22, 1907, the request of the Board of Trustees of the College of the City of New York for the establishment of said grade was referred to the above Committee.)

(On February 19 this matter was laid over.)

THE COLLEGE OF THE CITY OF NEW YORK,  
LEXINGTON AVENUE AND TWENTY-THIRD STREET,  
NEW YORK, November 19, 1907.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment:

DEAR SIR—I have the honor to inform you that at a meeting of the Board of Trustees of the College of the City of New York, held on November 18, 1907, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment and the Board of Aldermen be and they hereby are respectfully requested to fix the salary of the position of Stenographer at the college at the rate of ten hundred and fifty dollars (\$1,050) per annum.

The attention of the Board of Estimate and Apportionment is called to the fact that some time ago request was made by the Board of Trustees of the college that the salaries of the positions of Assistant Librarian and Clerk at the college be fixed at the rate of \$1,950 and \$750, respectively. All the above mentioned increases were provided for in the Budget for 1907.

Yours respectfully,

JAS. W. HYDE, Secretary, Board of Trustees.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In the matter of the communication from the Secretary of the Board of Trustees of the College of the City of New York, requesting the establishment of the position of Stenographer at the rate of \$1,050 per annum, for one incumbent,



which matter was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, your committee recommends the adoption of the resolution hereto attached.

Yours respectfully,

J. H. MCCOY, Deputy Comptroller;  
T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 19, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the request from the Board of Trustees of the College of the City of New York for the establishment of the grade of position of Stenographer at the rate of \$1,050 per annum, for one incumbent, which request was made in two communications under dates of November 19, 1907, and September 19, 1908, respectively, both of which were referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, and by you referred to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

The highest grade of position of Stenographer in said college at present time is \$900 per annum, and no provision is made in the Budget for 1909 for the payment of a higher salary. It appears, however, that the grade of \$1,050 per annum should be established, and a recommendation in this effect is hereby made, with the understanding that no promotion to said grade is to be made until funds for the payment of the salary thereof are available.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Stenographer in the College of the City of New York, in addition to those already existing therein, with salary at the rate of ten hundred and fifty dollars (\$1,050) per annum, for one (1) incumbent.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—13.

Negative—The President of the Board of Aldermen—3.

The Secretary presented the following communications from the President, Department of Taxes and Assessments, requesting, and report of the Select Committee, consisting of the Comptroller and President of the Board of Aldermen, recommending the establishment of the position of Book Typewriter in the Department of Taxes and Assessments, with salary at the rates of \$750, \$900, \$1,050 and \$1,200 per annum, for reasons set forth in a report of the Bureau of Municipal Investigation and Statistics, Department of Finance.

On March 13 and June 26, 1908, the requests of the Department of Taxes and Assessments for the establishment of said position was referred to the above Committee.

On February 19 this matter was laid over.

DEPARTMENT OF TAXES AND ASSESSMENTS,  
HALL OF RECORDS, BOROUGH OF MANHATTAN,  
March 12, 1908.

Honorable Board of Estimate and Apportionment, New York City.

GENTLEMEN—Request is hereby made that your Honorable Board will recommend to the Board of Aldermen the establishment of the grade of Book Typewriter in this Department, with salary at the rate of \$750, \$900, \$1,050 and \$1,200 per annum.

Yours respectfully,

LAWSON PURDY, President.

DEPARTMENT OF TAXES AND ASSESSMENTS,  
HALL OF RECORDS, BOROUGH OF MANHATTAN,  
June 25, 1908.

JOSEPH HARR, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, City.

DEAR SIR—Under date of March 12, 1908, a request was made that the Board of Estimate and Apportionment would recommend to the Board of Aldermen the establishment of the grade of Book Typewriter in this Department with salary at the rate of \$750, \$900, \$1,050 and \$1,200 per annum, and I am directed to ask that early attention may be given to this request, as it is imperatively necessary for this Department to employ persons to operate book-typewriting machines which have already been purchased, and which it is now practically impossible to put to use.

Will you kindly call the attention of the Board to this request and do what may be in your power to secure early action regarding same.

Respectfully,

C. ROCKLAND TYNG, Secretary.

DEPARTMENT OF TAXES AND ASSESSMENTS,  
HALL OF RECORDS, BOROUGH OF MANHATTAN,  
November 5, 1908.

Hon. HERMAN A. METZ, Comptroller, The City of New York:

SIR—On March 12 we requested the Board of Estimate and Apportionment to recommend to the Board of Aldermen the establishment of the grade of Book Typewriter at the rate of \$750, \$900, \$1,050 and \$1,200 per annum. We are endeavoring to have our records typewritten instead of handwritten. At present it is an experiment, but we cannot try the experiment effectively unless we can employ a Book Typewriter.

This matter was investigated by your Department and I believe a favorable report rendered. We have book-typewriting machines now that we cannot use because we have no authority to employ typewriters to operate them. We tried our experiment first with temporary clerks, but have no longer authority to continue their employment.

We believe this experiment is well worth trying and do not wish to lose the money invested in machines. We beg that you will, if possible, hasten the establishment of the grades requested.

Respectfully,

LAWSON PURDY, President.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 10, 1909.

To the Honorable Board of Estimate and Apportionment:

GENTLEMEN—In the matter of the communication received from the Department of Taxes and Assessments under date of March 12, 1908, requesting the establishment of the position of Book Typewriter at \$750, \$900, \$1,050 and \$1,200, respectively, and additional grades of the position of Clerk at \$420 and \$540 per annum, respectively, which

was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, at a meeting held June 26, 1908, for consideration and report, your Committee recommends the adoption of the resolution herewith attached, establishing the grade of Book Typewriter at \$750, \$900, \$1,050 and \$1,200 per annum, respectively.

Yours respectfully,

J. H. MCCOY, Deputy Comptroller;  
T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a communication from the President of the Department of Taxes and Assessments, requesting the establishment of the position of Book Typewriter at \$750, \$900, \$1,050 and \$1,200 per annum, respectively, referred by the Board of Estimate and Apportionment to a Select Committee, consisting of the Comptroller and President of the Board of Aldermen, for consideration, and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The President of the Department of Taxes and Assessments states that a considerable portion of the records of the Department could be better and more economically kept if use could be made of book typewriting machines, a number of which have been bought for the purpose, but which cannot be used for want of authority to employ persons who can operate them. Efficient operation of the machines require a knowledge and experience not usually possessed by persons on the eligible lists for Typewriter. Experiment has been tried of having Typewriters in the Department operate the machines, but without success. Request is therefore made for establishment of the position of Book Typewriter in order that eligible lists may be furnished of persons found qualified to operate such machines.

In view of the facts herein stated, I would respectfully suggest that the Select Committee recommend to the Board of Estimate and Apportionment the establishment in the Department of Taxes and Assessments of the position of Book Typewriter, with salary at the rate of \$750, \$900, \$1,050 and \$1,200 per annum, respectively.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Book Typewriter in the Department of Taxes and Assessments, with salaries at the rates of seven hundred and fifty dollars (\$750), nine hundred dollars (\$900), ten hundred and fifty dollars (\$1,050) and twelve hundred dollars (\$1,200) per annum.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—13.

Negative—The President of the Board of Aldermen—3.

The Secretary presented the following communication from the Commissioner of Public Charities requesting the establishment of the positions of Chief Examiner of Charitable Institutions, at \$1,500 per annum, for one incumbent; Pathologist, at \$1,500 per annum, for three incumbents, and the establishment of additional grades of position of Telephone Switchboard Operator, at \$600, \$720 and \$750 per annum, together with report of the Select Committee, consisting of the Comptroller and President of the Board of Aldermen, recommending the establishment of the following positions in the Department of Public Charities, for reasons set forth in a report of the Bureau of Municipal Investigation and Statistics, Department of Finance.

	Incumbents	Per Annum
Chief Examiner of Charitable Institutions	1	\$1,500.00
Pathologist	3	1,500.00

(On June 5, 1908, the request of the Commissioner of Public Charities for the establishment of said positions was referred to the above Committee.)

(On February 18 this matter was laid over.)

DEPARTMENT OF PUBLIC CHARITIES,  
1000 OF EAST TWENTY-NINTH STREET,  
NEW YORK CITY, JUNE 2, 1908.

To the Honorable the Board of Estimate and Apportionment, No. 277 Broadway, New York City:

GENTLEMEN—Permit me very respectfully to request that the following additional positions and grades, with the salaries stated, be established in the Department of Public Charities, under the provisions of section 56 of the Greater New York Charter.

1. Chief Examiner of Charitable Institutions, at \$1,500 per annum, is desired for one incumbent, who is to have supervision of all the Examiners and visitors; to issue instructions and assign work to them, and pass upon all their reports; to see that proper examination is made in the cases of all persons sought to be made public charges.

2. Telephone Switchboard Operator—Three incumbents, at \$600 per annum; three incumbents, at \$720 per annum; three incumbents, at \$750 per annum.

These additional grades are asked for because the highest grade allowed to this Department at present is \$480 per annum, and in the Kings County Hospital we were unable to retain the services of the men operators at that salary, nor could we procure any from the Civil Service eligible list at that rate per annum.

3. Pathologist—The establishment of this position is desired for three incumbents, at a compensation of \$1,800 a year each. Heretofore the services of the Pathologists have been given gratis, but it is not always possible to obtain a doctor who is willing to give the time required for such work without remuneration.

Respectfully submitted,

ROBT. W. HEBBERD, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In the matter of the communication of the Commissioner of Public Charities, requesting the establishment of the positions of Chief Examiner of Charitable Institutions and Pathologist, at \$1,500 per annum, respectively, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, your Committee recommends the adoption of the resolution herewith attached.

Yours respectfully,

J. H. MCCOY, Deputy Comptroller;  
T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.



DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.  
March 23, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented from the Commissioner of Public Charities to the Board of Estimate and Apportionment, dated June 2, 1908, requesting the establishment of positions and grades of Chief Examiner of Charitable Institutions, Telephone Switchboard Operator and Pathologist, which matter was referred to the Comptroller and the President of the Board of Aldermen for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

Provision was made in the Budget for 1909 (No. 258) for a Chief Examiner of Charitable Institutions, at \$1,500 per annum. In the departmental salary schedules, as modified on January 21, 1909, the allowance of \$1,500 for Chief Examiner was stricken out, and \$1,200 granted for an additional Examiner of Charitable Institutions, for the reason that the position of Chief Examiner had not been established by the Board of Estimate and Apportionment and Board of Aldermen. The Commissioner stated that he desired to place one of the Examiners in charge of the other fifteen, who might be recognized as chief and exercise supervision; to issue instructions, pass upon Examiners' reports, and see that proper examination was made in cases of persons sought to be made public charges.

It is unnecessary to take into consideration the application for establishment of the position and grades of Telephone Switchboard Operator, as the Board of Aldermen, on February 15, 1909, adopted a resolution approving of the establishment of grades of Telephone Operator, at \$600, \$720, \$750 and \$1,050 a year, which applies to all the City departments.

In regard to the establishment of the position of Pathologist, at \$1,800 a year, the Commissioner stated that while the services of Pathologists have been given free, it was difficult at times to obtain a physician who would give the time required for such work without remuneration.

It appears that Pathologists are provided for in the Department of Bellevue and Allied Hospitals, at \$1,500 a year. Provision should also be made for compensation of professional men of this class in the Department of Public Charities, and at the same rate, the duties being similar.

The Commissioner assured your Examiner that the granting of his application for the various positions and grades requested would not entail an increase over the amount allowed the Department in the Budget for 1909.

The Commissioner stated that when the above positions have been established he would present an application to the Board of Estimate and Apportionment for a revision of the salary schedules for 1909, in order to conform to the proposed changes.

I recommend that the application of the Commissioner of Public Charities for the establishment of the positions of Chief Examiner of Charitable Institutions, at \$1,500, and Pathologist, at the rate of \$1,500 per annum, be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following positions in the Department of Public Charities:

	Incumbents.	Per Annum.
Chief Examiner of Charitable Institutions.....	1	\$1,500 00
Pathologist.....	3	1,500 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—13.

Negative—The President of the Board of Aldermen—3.

The Secretary presented the following communication from the Commissioner of Docks and Ferries requesting, and report of the Comptroller recommending, that authority (pursuant to resolution adopted December 18, 1908) be granted to the said Commissioner to advertise for bids and award contracts for various improvements, etc., at an estimated cost of \$128,900.

(On March 26, 1909, the request of said Commissioner as above was referred to the Comptroller.)

DEPARTMENT OF DOCKS AND FERRIES,  
PIER "A," NORTH RIVER,  
NEW YORK, March 22, 1909.

Hon. GEORGE B. MCCLELLAN, Mayor, and Chairman of the Board of Estimate and Apportionment:

SIR—I respectfully request that you authorize the advertising and award of contracts by this Department, as follows:

1. Contract for printing the annual report of the Department for the year 1908. All data for printing this report will be ready April 15, 1909. Estimated cost..... \$2,000 00
2. Contract for sprinkling the new-made land within the marginal street area along the water-front during the season of 1909. Estimated cost..... 6,800 00
3. Contract for obtaining the services of horses, carts and drivers. The existing contract is about completed. The horses, carts and drivers are required for use in connection with cleaning the marginal street area. Estimated cost..... 26,250 00
4. Contract for the construction of a new steam tug. This Department has expended during the four years 1905 to 1908, inclusive, in hiring outside tugs a total of over \$67,000. The addition of this proposed new tug to the plant of the Department will relieve the necessity for so much outside towing. Estimated cost..... 75,000 00
5. Contract for purchase of granite stones to be used in connection with construction of the bulkhead wall. The existing contract is about completed. Estimated cost..... 9,850 00
6. Contract for installing a new boiler in the tug "Brooklyn," the existing boiler having so deteriorated as to be worthless. Estimated cost..... 9,000 00

Yours respectfully,

ALLEN N. SPOONER, Commissioner of Docks.

In my opinion all of the above work is necessary in order to properly continue the work of the Dock Department. I would therefore recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of departments in order to permit the Department of Docks and Ferries to award contracts for the above-noted work.

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. Metz, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City departments

and offices not to advertise for contracts nor enter into any further obligations, to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Commissioner of Docks and Ferries for authority to advertise for bids and award contracts for the following improvements, etc., be and the same is hereby approved:

Printing the annual report for the year 1908.....	\$2,000 00
Sprinkling the new-made land within the marginal street area along the water-front during the season of 1909.....	6,800 00
Services of horses, carts and drivers required for use in connection with cleaning the marginal street area.....	26,250 00
Construction of a new steam tug.....	75,000 00
Purchase of granite stones for use in connection with construction of the bulkhead wall.....	9,850 00
Installing a new boiler in the tug "Brooklyn".....	9,000 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a communication from the President, Borough of Brooklyn, requesting that the salary of the position of Licensed Fireman be fixed at the rate of \$1,095 per annum, for an unlimited number of incumbents, for the reason that the character of the position makes it difficult to estimate the exact number that will be required for any great length of time, which was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen.

The Secretary presented the following communication from the Comptroller, calling attention to a paragraph in several recent specifications for building work, prepared by the Department of Public Charities, relative to the employment of a Supervising Inspector, at \$40 per week, by the contractor, but to receive orders, etc., from the architect, and recommending that a resolution be adopted by the Board of Estimate, directing the heads of all the City departments in the future not to include such a clause or paragraph in any contracts or specifications for the erection of City buildings:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
OFFICE OF THE CHIEF ENGINEER,  
March 29, 1909.

Hon. GEORGE B. MCCLELLAN, Mayor, Chairman, Board of Estimate and Apportionment:

SIR—It has been brought to my attention that in several of the most recent specifications for building work prepared by the Department of Public Charities a paragraph like this appears:

"The contractor under Title 'I' shall employ and pay weekly a supervising inspector, who shall be satisfactory to the architect and subject to removal by him, and who shall be thoroughly competent, with not less than four (4) years' experience in an architect's office, where he must have had the general work necessary to a thorough understanding of construction and architectural details of equivalent importance. The salary of the supervising inspector shall be forty dollars (\$40) a week, and the time of employment during which his salary shall be paid shall be continuous, extending from the date of signature of the contract between the City and the contractor until the date of issue of the last certificate of payment to the contractor, inclusive. The supervising inspector shall neither take nor receive orders or instructions from the contractor, and shall be the personal representative of the Commissioner at the site directed by and through the architect with authority to act, as provided under the Clause 18 of the 'General Conditions.'"

It is unnecessary to call your specific attention to the abuses which are likely to arise from a paragraph like this and the cost it entails upon the City. It is easy to see how such a stipulation allows the architect to designate an inspector who may cover more than one contract.

I therefore suggest that a resolution be adopted by the Board of Estimate and Apportionment directing the heads of all the City departments in the future not to include such a clause in any contracts or specifications for the erection of City buildings.

Yours very truly,

H. A. METZ, Comptroller.

The following was offered:

Whereas, In several of the recent specifications for the erection of City buildings the following clause appears:

"The contractor under Title 'I' shall employ and pay weekly a supervising inspector, who shall be satisfactory to the architect and subject to removal by him, and who shall be thoroughly competent, with not less than four (4) years' experience in an architect's office, where he must have had the general work necessary to a thorough understanding of construction and architectural details of equivalent importance. The salary of the supervising inspector shall be forty dollars (\$40) a week, and the time of employment during which his salary shall be paid shall be continuous, extending from the date of signature of the contract between the City and the contractor until the date of issue of the last certificate of payment to the contractor, inclusive. The supervising inspector shall neither take nor receive orders or instructions from the contractor, and shall be the personal representative of the Commissioner at the site directed by and through the architect with authority to act, as provided under the Clause 18 of the 'General Conditions.'"

Resolved, That the Board of Estimate and Apportionment hereby orders and directs that in the future no such clause shall be included in any contract or specification for the erection of City buildings; and be it further

Resolved, That the Secretary of the Board is hereby directed to send a copy of this resolution to all the heads of City departments.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Secretary, Fire Department, submitting communication from the Commissioner requesting, and report of the Comptroller recommending, the amendment of resolution adopted February 19, 1909, approving of the request of the Fire Commissioner to award contracts



for repairs to the quarters of various fire companies, by increasing the estimated cost of said repairs so as to read as follows:

	Estimated Cost.
<i>Borough of Manhattan.</i>	
Quarters of Hook and Ladder Company 4.....	\$13,000 00
Quarters of Hook and Ladder Company 14.....	15,000 00
Quarters of Hook and Ladder Company 56.....	15,000 00

(On March 19, 1909, the request of the Fire Commissioner, for the amendment of said resolution, was referred to the Comptroller.)

HEADQUARTERS, FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 9, 1909.

Mr. JUDITH HANE, Secretary, Board of Estimate and Apportionment:

SIR—I am directed by the Commissioner to transmit herewith copy of communication addressed to his Honor the Mayor, as Chairman of the Board of Estimate and Apportionment, under date of the 8th inst., requesting amendment of its resolution adopted at meeting held on the 19th ult., as regards the estimated cost of repairing quarters of hook and ladder companies 4 and 14, and engine company 56.

Respectfully,

WILLIAM A. LARNEY, Secretary.

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 8, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, and Chairman, Board of Estimate and Apportionment:

SIR—On June 26, 1908, the Board of Estimate and Apportionment, at the instance of this Department, granted its request of June 13, 1908, made pursuant to the resolution of said Board of December 6, 1907, for permission to advertise for proposals and award contracts for repairs and alterations to the following, among other company quarters:

	Estimated Cost.
Quarters of Hook and Ladder Company 4.....	\$13,000 00
Quarters of Hook and Ladder Company 14.....	15,000 00
Quarters of Engine Company 56.....	15,000 00

Subsequently and in pursuance of resolution adopted by your Board on December 18, 1908, requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations to be paid for by the issue of Corporate Stock without first submitting the same to the Board of Estimate and Apportionment for reapproval, these matters and one other were again, under date of January 25, 1909, submitted for action, the estimated cost of the work at the first mentioned house being given as \$6,500, and at the other two as \$7,500 each, being in all cases but one-half the amounts first specified, the mistake being due to taking as the estimated cost of the amount of the bond to be required for the faithful performance of the contracts, and which is fixed at 50 per cent. of such cost.

I have, therefore, the honor to request that the Board of Estimate and Apportionment amend its resolution in relation to these matters, of February 19, 1909, so that the estimated cost for the work at Hook and Ladder Company 4, shall appear as \$13,000, and that at Hook and Ladder Company 14, and Engine Company 56, at \$15,000 each, as specified in resolution of June 26, 1908.

Respectfully,

(Signed) NICHOLAS J. HAYES, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 23, 1909.

Hon. HARRIS A. METZ, Comptroller:

SIR—Under date of March 8, 1909, the Hon. Nicholas J. Hayes, Commissioner, Fire Department, asks the Board of Estimate and Apportionment, to modify the resolution of February 19, 1909, covering an application of the Fire Commissioner, for a modification of the Board of Estimate and Apportionment's resolution of December 18, 1908, so far as to permit him to proceed with the execution of certain contracts.

The facts of the matter are that in the application for authority to proceed, the Fire Commissioner made a mistake of using figures representing just one-half of the estimated cost of the several contracts and the modification now asked is for the correction of such error.

The original request was reported upon by this Department on February 4, 1909, and the reason why the work should proceed as stated is still pertinent.

I therefore recommend that the resolution of February 19, 1909, be amended, so that the estimated cost of the work at Hook and Ladder Company 4, shall read, \$13,000, instead of \$6,500; Hook and Ladder Company 14, \$15,000, instead of \$7,500 and Engine Company 56, \$15,000, instead of \$7,500, and a resolution be adopted by the Board suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the Fire Commissioner to proceed with the repairs and alterations of the following fire houses, at the estimated cost stated opposite each:

Quarters of Hook and Ladder Company 4.....	\$13,000 00
Quarters of Hook and Ladder Company 14.....	15,000 00
Quarters of Engine Company 56.....	15,000 00

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment February 19, 1909, which reads as follows:

"Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations, to be paid for by the issue of Corporate Stock without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

"Resolved, That the request of the Fire Commissioner for authority to advertise for bids and award contracts for repairs and alterations to the quarters of the following companies be and the same is hereby approved:

	Estimated Cost.
<i>Borough of Manhattan.</i>	
Engine Company 12.....	\$25,000 00
Engine Company 56.....	7,500 00
Hook and Ladder Company 4.....	6,500 00
Hook and Ladder Company 14.....	7,500 00

#### *Borough of Brooklyn.*

Engine Company 111.....	25,000 00
—be and the same is hereby amended by striking therefrom the following items, under the heading Borough of Manhattan:	
Hook and Ladder Company 4.....	\$6,500 00
Hook and Ladder Company 14.....	7,500 00
Engine Company 56.....	7,500 00

—and inserting in place thereof the following items:

Hook and Ladder Company 4.....	\$13,000 00
Hook and Ladder Company 14.....	15,000 00
Engine Company 56.....	15,000 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented the following communication from the Comptroller, requesting a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the DEPARTMENT OF FINANCE, involving a transfer of \$225, but no additional appropriation:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 30, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Request is hereby made that the Salary and Wage schedules of the Department of Finance for the year 1909, be amended as follows:

#### *Main Division Account No. 21.*

Decrease the number of Clerks at \$750, by one incumbent.  
Decrease the number of Office Boys at \$300, by one incumbent.  
Decrease the number of Automobile Enginemen at \$1,200, by one incumbent.  
Increase the number of Clerks at \$1,050, by one incumbent.  
Increase the number of Automobile Enginemen at \$1,500, by one incumbent.

#### *Auditing Bureau, Account No. 28.*

Decrease the number of Inspectors of Repairs and Supplies at \$1,050, by one incumbent.  
Decrease the number of Auditors of Accounts at \$4,000, by one incumbent.  
Decrease the number of Clerks at \$600, by one incumbent.  
Decrease the number of Law Clerks at \$1,350, by one incumbent.  
Decrease the number of Financial Clerks at \$1,050, by one incumbent.  
Strike out salary for Veterinarian at \$1,800.  
Decrease the number of Clerks at \$1,350, by one incumbent.  
Decrease the number of Junior Clerks at \$480, by two incumbents.  
Increase the number of Auditors of Accounts at \$5,000, by one incumbent.  
Increase the number of Office Boys at \$300, by one incumbent.  
Increase the number of Law Clerks at \$1,650, by one incumbent.  
Include salary for one Veterinarian at \$2,100.  
Increase the number of Clerks at \$1,500, by one incumbent.  
Increase the number of Clerks at \$750, by one incumbent.  
Increase the number of Junior Clerks at salary of \$540, by one incumbent.  
Increase "Balance Unassigned," by \$20.

#### *Bureau for the Collection of Taxes, Account No. 37.*

Strike out item "Balance Unassigned, \$180."  
Increase the number of Junior Clerks at \$480, by one incumbent.  
Increase the number of Clerks at \$2,400, by one incumbent.  
Increase the number of Cashiers at \$2,100, by one incumbent.  
Increase the number of Financial Clerks at \$1,950, by one incumbent.  
Decrease the number of Clerks at \$2,350, by one incumbent.  
Decrease the number of Cashiers at \$1,650, by one incumbent.  
Decrease the number of Financial Clerks at \$1,800, by one incumbent.  
Decrease the number of Clerks at \$1,050, by one incumbent.  
The resolutions necessary to provide for the revisions in the schedules and the required transfer are hereto attached, and I respectfully request their adoption.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of two hundred and twenty-five dollars (\$225) be and the same is hereby transferred from the appropriation made to the Department of Finance for the year 1909, entitled Auditing Bureau, 28—Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the year 1909, entitled Main Division, 21—Salaries, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget schedules as revised for the Department of Finance for the year 1909:

#### *Main Division—21. Salaries.*

Change item "Clerk, three at \$750, \$2,250," to read "Clerk, two at \$750, \$1,500."  
Change item "Office Boy, four at \$300, \$1,200," to read "Office Boy, three at \$300, \$900."  
Change item "Automobile Engineman, three at \$1,200, \$3,600," to read "Automobile Engineman, two at \$1,200, \$2,400."  
Change item "Clerk, seven at \$1,050, \$7,350," to read "Clerk, eight at \$1,050, \$8,400."  
Insert item "Automobile Engineman, one at \$1,500, \$1,500."

#### *Auditing Bureau—28. Salaries.*

Strike out item "Inspector of Repairs and Supplies, one at \$1,050, \$1,050."  
Change item "Auditor of Accounts, five at \$4,000, \$20,000," to read "Auditor of Accounts, four at \$4,000, \$16,000."  
Change item "Clerk, two at \$600, \$1,200," to read "Clerk, one at \$600, \$600."  
Change item "Law Clerk, two at \$1,350, \$2,700," to read "Law Clerk, one at \$1,350, \$1,350."  
Change item "Financial Clerk, four at \$1,050, \$4,200," to read "Financial Clerk, three at \$1,050, \$3,150."  
Strike out item "Veterinarian, one at \$1,800, \$1,800."  
Change item "Clerk, six at \$1,350, \$8,100," to read "Clerk, five at \$1,350, \$6,750."



Change item "Junior Clerk, four at \$480, \$1,920," to read "Junior Clerk, two at \$480, \$960."

Change item "Auditor of Accounts, two at \$5,000, \$10,000," to read "Auditor of Accounts, three at \$5,000, \$15,000."

Change item "Office Boy, two at \$300, \$600," to read "Office Boy, three at \$300, \$900."

Change item "Law Clerk, one at \$1,650, \$1,650," to read "Law Clerk, two at \$1,650, \$3,300."

Insert item "Veterinarian, one at \$2,100, \$2,100."

Change item "Clerk, four at \$1,500, \$6,000," to read "Clerk, five at \$1,500, \$7,500."

Change item "Clerk, five at \$750, \$3,750," to read "Clerk, six at \$750, \$4,500."

Change item "Junior Clerk, eight at \$540, \$4,320," to read "Junior Clerk, nine at \$540, \$4,860."

Change item "Balance Unassigned, \$60," to read "Balance Unassigned, \$80."

#### Bureau for the Collection of Taxes—37. Salaries.

Strike out item "Balance Unassigned, \$180."

Insert item "Junior Clerk, one at \$480, \$480."

Insert item "Clerk, one at \$2,400, \$2,400."

Change item "Cashier, four at \$2,100, \$8,400," to read "Cashier, five at \$2,100, \$10,500."

Insert item "Financial Clerk, one at \$1,950, \$1,950."

Strike out item "Clerk, one at \$2,250, \$2,250."

Change item "Cashier, four at \$1,650, \$6,600," to read "Cashier, three at \$1,650, \$4,950."

Change item "Financial Clerk, two at \$1,800, \$3,600," to read "Financial Clerk, one at \$1,800, \$1,800."

Change item "Clerk, ten at \$1,050, \$10,500," to read "Clerk, nine at \$1,050, \$9,450."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Secretary presented a communication from the High Bridge Taxpayers' Alliance, protesting against the raising of salaries in the various City Departments.

Which was referred to the Comptroller.

The following resolutions upon the calendar for this day were considered by unanimous consent:

The Chair presented a resolution transferring certain employees in the office of the Commissioners of Accounts to the office of the Mayor, involving a modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the above offices.

Which was referred to the Comptroller.

The President of the Borough of Manhattan presented a communication requesting a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, in re Maintenance of Public Buildings and Offices.

Which was referred to the Comptroller.

The Comptroller moved that the calendar for the meeting to be held April 16, 1909, contain financial, franchise and public improvement matters, which motion was adopted.

The Comptroller presented the following communication from the Aqueduct Commission requesting the renewal of lease of rooms 206, 207, 209, 211, 213, 214, 215 and 216 in the Stewart Building for one year from May 1, 1909, at an annual rental of \$7,500, together with a report of the Comptroller, to whom, on March 19, this matter was referred, recommending such renewal:

AQUEDUCT COMMISSIONERS,  
STEWART BUILDING, No. 280 BROADWAY,  
New York, March 17, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Aqueduct Commissioners, held on the 16th inst., the following resolution was adopted:

"Resolved, That, subject to the approval of the Board of Estimate and Apportionment of The City of New York, the President of this Commission be and hereby is authorized and directed to enter into a lease with the owner of the Stewart Building, in said city, for the occupancy of rooms Nos. 206, 207, 209, 211, 213, 214, 215 and 216, by the Aqueduct Commissioners, for one year from May 1, 1909, at a rental of seven thousand five hundred dollars (\$7,500) per annum, payable quarterly, at the expiration of each quarter."

Your approval to the foregoing resolution is respectfully requested.

Yours respectfully,

THE AQUEDUCT COMMISSIONERS,  
By JOHN F. COWAN, President.

March 31, 1909.

The rent being the same as heretofore paid, I would respectfully recommend that the Board of Estimate and Apportionment adopt a resolution authorizing a renewal of the lease of rooms 206, 207, 209, 211, 213, 214, 215 and 216, in the Stewart Building, No. 280 Broadway, Borough of Manhattan, for the use of the Aqueduct Commissioners, for a period of one year from May 1, 1909, at an annual rental of \$7,500, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, Felix Isman, Incorporated.

Respectfully submitted for approval.

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 490 of the Laws of 1883 and section 518 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the renewal by the Aqueduct Commissioners of the lease of rooms in the Stewart Building, No. 280 Broadway, known as Nos. 206, 207, 209, 211, 213, 214, 215 and 216, for a period of one year from May 1, 1909, at an annual rental of seventy-five hundred dollars (\$7,500), payable quarterly, at the expiration of each quarter, and upon the terms and conditions as contained in the existing lease.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication from the Commissioner of the Fire Department requesting an issue of \$100,000 Corporate Stock for the purpose of completing and equipping the extension and making alterations to the present Fire Headquarters Building on Sixty-seventh street west of Third avenue, Borough of Manhattan, together with a report of the Comptroller, to whom, on March 26, this application was referred recommending that said request be granted:

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 24, 1909.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment:

SIR—I am directed by the Deputy and Acting Commissioner to transmit herewith copy of letter addressed by this Department under date of the 23d inst., to his Honor the Mayor, as Chairman of the Board of Estimate and Apportionment, requesting a loan issue of \$100,000 in connection with the completion of annex and alterations to present Fire Headquarters Building, Sixty-seventh street, west of Third avenue, Manhattan.

Respectfully,

WILLIAM A. LARNEY, Secretary.

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 25, 1909.

Hon. GEORGE B. MCCUELLAN, Mayor, and Chairman, Board of Estimate and Apportionment:

SIR—Under date of July 15, 1907, a contract, based upon proposals received at this Department at public letting, was entered into between this Department, by the Fire Commissioner, and F. T. Nesbitt & Co., Inc., for the erection of a new extension to the headquarters building of the New York Fire Department, to be located on the south-west side of Sixty-eighth street, 170 feet west of Third avenue, Borough of Manhattan, New York City, for the sum of \$134,569, chargeable to the fund provided by the sale of bonds or Corporate Stock of The City of New York, pursuant to a resolution of the Board of Estimate and Apportionment, adopted March 2, 1906, and in an ordinance of the Board of Aldermen, adopted April 3, 1906, and approved by the Mayor, April 10, 1906, entitled "Fire Department Fund for Sites and Buildings."

Subsequently and under date of February 2, 1909, pursuant to the resolution adopted by the Board of Estimate and Apportionment December 18, 1906, this Department made application to said Board for permission to advertise for bids and to award contract for the completion of such annex and for alterations to the present headquarters building, at an estimated cost of \$100,000, said sum to include the architect's fees, and also to enter into a final contract with Messrs. Heris & Tallant, as such architects, for the preparation of the final plans and specifications and supervision of the work.

The matter having been referred to the Comptroller and by the Comptroller to his Chief Engineer, the latter, under date of March 9, 1909, made a report to the head of the Finance Department in which he reviewed the situation and recommended that the Fire Commissioner be advised to make application to the Board of Estimate and Apportionment for an issue of Corporate Stock to the amount of \$100,000 to meet the requirements of the case.

I have, therefore, the honor to request that pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment authorize an issue of Corporate Stock to the amount of \$100,000 for the purpose of completing and equipping the extension and alterations to the present Fire Headquarters Building, Sixty-seventh street, west of Third avenue, Borough of Manhattan, said sum to include the fees of the architects named.

Respectfully,

PATRICK A. WHITNEY, Deputy and Acting Commissioner

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 21, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of March 23, 1909, the Hon. Patrick A. Whitney, Deputy and Acting Fire Commissioner, asks the Board of Estimate and Apportionment for an appropriation of \$100,000 for the purpose of providing funds for the completion and equipment of the extension and alterations to the present Fire Headquarters Building, Sixty-seventh street, west of Third avenue, Borough of Manhattan.

This matter has been looked into with exceeding care and it is believed that \$100,000 will be sufficient to fully carry out the completion and equipment of the extension and will make available for service the addition which has already been constructed, but not yet completed or equipped.

In a sense, therefore, this money must necessarily be expended in order to make available for use a considerably larger sum already expended.

I would therefore recommend that the Board of Estimate and Apportionment, authorize the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to issue Corporate Stock to the amount of \$100,000, for the purpose of completing and equipping the extension and alterations of the present Fire Headquarters Building, Sixty-seventh street, west of Third avenue, Borough of Manhattan.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding one hundred thousand dollars (\$100,000), for the purpose of providing means for alterations to the present Headquarters Building of the Fire Department, on Sixty-seventh street west of Third avenue, Borough of Manhattan, and for the completion and equipment of the extension thereon; and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 109 of the Greater New York Charter, to an amount not exceeding one hundred thousand dollars (\$100,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication, certifying, pursuant to chapter 601, Laws of 1907, claim of the Narragansett Machine Company in the sum of \$470.40, for athletic apparatus furnished the Department of Parks, The Bronx:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 23, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I



herely certify that a claim has been presented by the Narragansett Machine Company for the sum of \$515.70, alleged to be due for athletic apparatus supplied under an order of the Commissioner of Parks, Borough of The Bronx; that the said claim is illegal or invalid by reason of technical objections thereto, and that, in my judgment, it is equitable and proper to pay a part of such claim, namely, the sum of \$470.40, inasmuch as the City has received value therefor.

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 22, 1909.

In the Matter  
of

The application of the Narragansett Machine Company, under chapter 601 of the Laws of 1907, for \$515.70, alleged to be due for athletic apparatus sold and delivered to the Department of Parks, Borough of The Bronx.

Hon. HERMAN A. METZ, Comptroller:

Sir—In a report by this Bureau, dated March 10, 1905, and afterward approved by the Corporation Counsel, this claim, as No. 3952, was disallowed on the ground that no formal requisition had been issued for the goods furnished, and on the further ground that they were purchased in violation of section 618 of the Charter, providing that emergency orders may be given by the Park Commissioner in an amount not exceeding \$1,000.

In a communication, herewith transmitted, addressed to the Comptroller under date of January 20, 1909, G. L. Sterling, Acting Corporation Counsel, advises in regard to this claim as follows:

"You now request an opinion as to whether or not this claim is one which may be presented to the Board of Estimate and Apportionment under chapter 601 of the Laws of 1907."

"If the Comptroller is satisfied that the goods were received and were of the value alleged by claimant and that the City received the benefit of the goods, he may submit the claim to the Board of Estimate and Apportionment for settlement if he deems it advisable to do so, and that it is for the best interests of the City to pay the amount reportedly due."

In a report dated March 24, 1905, John P. Kenny, an Examiner in this Bureau, stated that the claim is for equipping the athletic field in Pelham Bay Park with athletic apparatus during the month of August, 1904; that the goods were ordered of William P. Schmitt, then the Commissioner of Parks, Borough of The Bronx, after an estimate had been submitted to him; that they were duly received by Henry B. Rosenbaum, Foreman of the athletic field in said park, and that they were at the time of said report in the custody of the Department of Parks, Borough of The Bronx.

The goods furnished were billed at a total of \$573, from which amount claimant made a deduction of 10 per cent. in consideration of cash payment, leaving \$515.70, the amount of the claim herein. In a report dated March 22, 1909, Examiner Kenny states he finds the catalogue prices of the goods furnished to be \$588, and suggests a deduction of 20 per cent. therefrom, reducing the claim to \$470.40, which would, undoubtedly, be a very reasonable charge therefor.

It would seem then, that although the claim is not a legal one as against the City, the latter has received the goods and been benefited thereby, at least to the amount of \$470.40.

It is therefore respectfully recommended that this report be submitted to the Comptroller for his consideration and for such action as he deems proper.

Respectfully,

JOHN S. CROSBY, Export Accountant.

Approved, for \$470.40:

J. T. MARONEY, Chief, Bureau, Law and Adjustment.

Upon reading the foregoing I am of the opinion that this application should be granted, and I herely issue my certificate, pursuant to chapter 601 of the Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to the Narragansett Machine Company, the sum of four hundred and seventy dollars and forty cents (\$470.40), alleged to be due for athletic apparatus supplied under an order of the Commissioner of Parks, Borough of The Bronx; that the said sum of four hundred and seventy dollars and forty cents (\$470.40), when paid, shall be in full satisfaction of the claim which has been presented on behalf of said Narragansett Machine Company in the sum of five hundred and fifteen dollars and seventy cents (\$515.70), and shall be paid only upon the execution by the said company of a full release in favor of the City in such form as shall be approved by the Corporation Counsel; and for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of chapter 601 of the Laws of 1907, to issue Special Revenue Bonds of The City of New York to an amount not exceeding four hundred and seventy dollars and forty cents (\$470.40), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication, certifying, pursuant to chapter 601, Laws of 1907, claim of the Long Island Contracting and Supply Company in the sum of \$14,457, for services rendered in the furnishing of single and double trucks and carts, with men, for the purpose of snow removal in the Borough of Queens:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 15, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to chapter 601 of the Laws of 1907 of the State of New York, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I herely certify that a claim has been presented by the Long Island Contracting and Supply Company for the sum of \$17,089.28, alleged to be due for services rendered in the furnishing of single and double trucks and carts, with men, for the purpose of snow removal in the Borough of Queens; that the same is illegal or invalid as against The City of New York by reason of technical objections thereto; that, in my judgment, it is equitable and proper for the City to pay to the said Long Island Contracting and Supply Company the sum of fourteen thousand four hundred and fifty-seven dollars (\$14,457), inasmuch as it has received value therefor, and that such payment be conditioned upon the signing and delivery of a consent, on the part of the Long Island Contracting and Supply Company, to a discontinuance of the action which it has instituted for a recovery in the premises.

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
April 8, 1908.

In the Matter  
of

Claim No. 54,180 of the Long Island Contracting and Supply Company for \$17,089.28, alleged to be due for services rendered in the furnishing of single and double trucks and carts, with men, for the purpose of snow removal in the Borough of Queens.

Hon. HERMAN A. METZ, Comptroller:

Sir—The Long Island Contracting and Supply Company presents a claim for \$17,089.28, alleged to be due for services rendered to The City of New York in the furnishing of single and double trucks and carts with men at the request of the President of the Borough of Queens between the 6th day of February and the 10th day of February, 1907, for the purposes of snow removal.

Joseph A. Boyce, President of the claimant company, was examined under oath and testified as follows: The claim was for the removal of snow in certain streets and avenues in the Borough of Queens on the 6th, 7th, 8th, 9th and 10th of February, 1907. The orders for the work were given orally by the Borough President to him personally each day until the work was completed. These orders were subsequently confirmed in writing. The items of the charge were:

February 6 to 8—Foreman, \$4 per day.....	\$32 00
February 6—715 men, at \$2.15 per day each.....	1,537 25
February 6—192½ trucks, at \$7.50 a day.....	1,443 75
February 7—12 Foremen, \$4 a day.....	48 00
February 7—23½ men, at \$2.15 each.....	1,555 53
February 7—256½ trucks, at \$7.50 a day.....	1,923 75
February 8—8 Foremen, at \$4 each.....	32 00
February 8—713 men, at \$2.15 each.....	1,532 95
February 8—282 trucks, at \$7.50.....	2,115 00
February 9—153½ Foremen, at \$4.....	614 00
February 9—710 men, at \$2.15 each.....	1,526 50
February 9—274 trucks, at \$7.50 each.....	2,055 00
February 10—11 Foremen, at \$4.....	44 00
February 10—677 men, at \$2.15 each.....	1,455 55
February 10—230 trucks, at \$7.50 each.....	1,725 00
Total.....	\$17,089 28

A charge for a profit was made of fifteen cents per day for each man, and about fifty cents per day for each truck and fifty cents per day for some of the foremen, but in the case of some of the foremen nothing was made. The services were actually rendered as stated in the bill. A voucher was prepared and transmitted to the Department of Finance for payment, but payment was refused as the amount was more than \$1,000 and no written orders were given. Work was begun on the morning of Wednesday, February 6, 1907, and continued until the following Monday, work having been carried on during all of Sunday, although single time only was charged for the work on Sunday. This testimony is transmitted herewith.

From the records of this Department it appears that a payroll was transmitted for payment from the Borough President's office, the aggregate amount thereof being \$15,722, for the removal of snow in the Borough of Queens, from February 6, 1907, to February 10, 1907. The said payroll made various allowances to "laborers," the names of whom were not mentioned, and for the use of "teams," without further designation. Attached to the said payroll was a certificate signed "Lucien Knapp, Superintendent," and "Lawrence Gresser, Commissioner of Public Works," to the effect that "We do hereby certify that the persons named in the above payroll of Laborers on Snow were duly appointed by the President of the Borough of Queens, City of New York; that the salaries and wages therein stated and allowed are just and reasonable, and have been lawfully designated and approved by the President of the Borough of Queens, and in accordance with the rules of the Bureau of Street Cleaning; that the services set forth in said payroll were necessary for the proper conducting of the lawful business of the said Borough, and have, as per daily returns, been actually performed for and on behalf of The City of New York; and that the amount above placed opposite the name of each person is justly due to such person respectively, as specified in the above payroll, and that the amount of said payroll, together with the previous payments made and liabilities contracted by said Bureau, payable from the same appropriation as the said payroll, does not, in the aggregate, exceed the total amount duly appropriated therefor, and that all Civil Service regulations applicable to the persons and positions named on this payroll have been duly complied with; that the persons named therein are employed solely in the performance of the appropriate duties of the positions and employments indicated, and have not been assigned to perform duties appertaining to any other title. And we hereby certify that all persons employed in the above service are citizens of the United States and residents of The City of New York." Also attached to the said payroll was a voucher in the said sum of \$15,722 in favor of the Long Island Contracting and Supply Company "for furnishing laborers, teams, etc., on removal of snow, from February 6, 1907, to February 10, 1907, inclusive." The said voucher contained a certificate, signed by Lawrence Gresser, Commissioner of Public Works, in the usual form, as to the justness and reasonableness of the prices. Payment of the payroll and voucher has been withheld.

In reply to a request by Deputy Comptroller J. H. McCooey for information concerning the said payroll, a communication dated July 12, 1907, was received from Borough President Belmont, stating: "This office carefully received and examined every item of the expense charged in said bill, and as you will doubtless notice that the work was completed last February and the payroll was not sent to you until the first week of July, in the intervening time, with a limited force at my disposal, said claim was reduced considerably. As you are aware, said work was of an emergency character, all of the available teams, trucks and men that could be pressed into service during the week in question, to remove the snow and ice, so as to enable the people of the Borough to transact their business, were employed. The amount stated in the payroll is not alone reasonable, but, in my mind, absolutely just. I would respectfully urge that the payroll be audited and paid at the earliest possible date."

The said payroll having been submitted to the Corporation Counsel for his consideration and advice, a communication, dated August 29, 1907, was received from Acting Corporation Counsel G. L. Sterling, in which it was stated: "The removal of snow and ice is performed by the President of the Borough of Queens under authority of section 383 of the Charter, wherein it is provided that he shall have control of such work and a reference is made in said section to section 541, wherein are stated the powers of the Commissioner of Street Cleaning. Section 383 provides that the President of the Borough of Queens shall have jurisdiction over matters relating to street cleaning within his Borough as are conferred upon the Commissioner of Street Cleaning. Under the duties of the Commissioner of Street Cleaning set forth in section 541 of the Charter he is empowered to contract for the removal of snow from the streets and avenues, but the work involved shall not exceed at any one hiring one thousand dollars, unless it be performed under a duly advertised contract. The amount involved for five days' work, as set forth in the voucher submitted, is the sum of \$15,722. It is therefore evident that the amount involved was over one thousand dollars, in fact, it was over three thousand dollars per day. None of the steps required by the Charter in awarding the contract have been performed. The contractor should not be paid under the said sections 383 and 541. The fact that the Civil Service Board has passed a resolution in no way affects. The President of the Borough should have advertised an award of the contract in the usual way. I advise that the bill in question should not be paid."

In a report by James H. Cocks, an Examiner employed in the Bureau of Law and Adjustment of this Department, the following results of his investigation are given: Joseph A. Boyce, president of the claimant company, exhibited payrolls stated by Boyce to show the money which had been expended for snow removals. He also produced a number of cards which, he alleged, were the basis of determining the time shown on the payrolls. Boyce further said that a card was given to each man employed, and that his Inspector checked up each card in the morning with a pencil



mark and in the afternoon a hole was punched in the card showing one day's service. The Examiner checked up the punched cards with the time shown on the payrolls and found a difference of only four days. He also found no difference in the time assigned to the use of teams and trucks. A clerk in the office of the claimant company, named McVeigh, informed the Examiner that he, together with other clerks likewise employed, paid the laborers for the time shown to be due on the payrolls, the number on a card indicating the number of days of employment. The Examiner prepared a statement from such payrolls, from which it appeared that the laborers had been paid an aggregate of \$7,063, at the rate of \$2 per day for 3,541½ days, while the cards showed 3,537½ days, which, at that rate, would amount to \$7,075. The statement showed 1,229 days of teams and trucks hired, which, at the rate of \$6 per day, alleged to have been paid, amounted to \$7,374. The payrolls, therefore, showed aggregate payments of \$14,457, while the cards showed aggregate payments of \$14,449 to be due. If an allowance of 10 per cent. for profit be made on the amount of the payrolls, the total would be \$15,902.70. Neither the Borough President nor the Department of Street Cleaning kept an account of the time the men or the trucks were engaged. Lawrence Gresser, Commissioner of Public Works, informed the Examiner that Borough President Bernal ordered him to have the snow removed; that he ordered President Boyce, of the claimant company, to get all the men and trucks he could and remove the snow; that he made no arrangement with Boyce in regard to payment for the work, supposing that the Street Cleaning Department would attend to the matter, and that no written order for the work was given to the claimant company.

In section 383 of the City Charter it is provided: "The presidents of the boroughs of Queens and Richmond shall, each for the borough of which he shall have been elected president, in addition to the powers above specified, have cognizance and control: (1) Of the sweeping and cleaning of the borough, and of the removal or other disposition as often as the public health and the use of the streets may require, of ashes, street sweepings, garbage, and other light refuse and rubbish, and of the removal of snow and ice from leading thoroughfares and from such other streets as may be found practicable." (3) "The said presidents of the boroughs of Queens and Richmond shall have such other powers relating to street cleaning within said boroughs as are conferred upon the commissioner of street cleaning by sections five hundred and forty-one, five hundred and forty-three, five hundred and forty-four and five hundred and forty-five of this act."

In section 541 of the Charter it is provided: "The said commissioner of street cleaning shall have power, and it shall be his duty, to purchase or hire from time to time for his use as such commissioner, at current prices, such and so many horses, carts, steam tugs, scows, boats, vessels, machines, tools and other property as may be required for the economical and effectual performance of his aforesaid duty, or to contract for the construction of any such tugs, scows, boats, vessels, carts, machines, tools or other property; or for the sweeping of streets and the removal of street sweepings, refuse and garbage; or for the melting or removal of snow upon or from any streets or avenues or parts thereof. The title to property so purchased or constructed shall be in The City of New York. All such hiring, or purchases, or contracts, however, exceeding one thousand dollars in amount at any one hiring or purchase shall be let by contract to the lowest bidder therefor, founded on sealed bids or proposals made in compliance with public notice advertised in the City Record; such notice to be published at least ten days prior to the opening of such proposals or bids. Provided, that nothing herein contained shall prevent said commissioner, whenever it shall be necessary, to hire such horses, carts, boats, steam tugs, scows, vessels, machines or tools for a day or trip, and for successive days or trips, without advertising of contract founded on sealed proposals or bids, at compensation by the day or trip, notwithstanding the aggregate compensation for such successive days or trips may exceed said sum of one thousand dollars."

In section 546 of the Charter it is provided: "If the necessary cost of removing snow or ice from the streets and avenues shall, in any one year, exceed the amount appropriated therefor, the board of estimate and apportionment may authorize such additional expenditure as may be required for the removal of such snow or ice to be paid out of any unexpended balance of the appropriation made for the purposes of said department; and the comptroller shall raise the amount of such additional expenditure by the issue and sale of revenue bonds, and shall place the amount so raised to the credit of the department of street cleaning or of said borough presidents, as the same may have been appropriated by the board of estimate and apportionment to supply the amount of the deficiency occasioned by such additional expenditure."

Under date of the 6th of February, 1907, Borough President Bernal addressed a communication to the Chairman of the Board of Estimate and Apportionment stating: "I find that the necessary cost of removing snow which fell in the recent storm from the streets and avenues in this Borough is far in excess of the amount appropriated therefor, which sum is two hundred and fifty dollars. It is estimated that the sum of thirty thousand dollars additional will be required to put the streets in the populous section of the Borough in even passable condition. I would therefore respectfully request that authorization be given me for such additional expenditure as may be required for the removing of such snow, to be paid out of the unexpended balances in the Bureau of Street Cleaning, in accordance with section 546 of the Greater New York Charter." In compliance with such request the following resolution was adopted by the Board of Estimate and Apportionment on the 8th of February, 1907, namely: "That for the purpose of providing the necessary means for the removal of snow and ice in the Borough of Queens the Comptroller be and is hereby authorized, pursuant to the provisions of section 546 of the Greater New York Charter, to issue Revenue Bonds of The City of New York in the amount of thirty thousand dollars (\$30,000), redeemable from the tax levy of the year succeeding the year of their issue."

In view of the fact that an action has been instituted by the claimant company for a recovery in the premises, it is respectfully recommended that this report be transmitted to the Corporation Counsel for his information concerning the same.

Respectfully,

JOS. L. HANCE, Auditor of Accounts.

Approved:

J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to the Long Island Contracting and Supply Company the sum of fourteen thousand four hundred and fifty-seven dollars (\$14,457) for services rendered in the furnishing of single and double trucks and carts, with men, for the purpose of snow removal in the Borough of Queens; that the said sum of fourteen thousand four hundred and fifty-seven dollars (\$14,457) when paid shall be in full satisfaction of the claim which has been presented on behalf of the claimant in the sum of seventeen thousand and eighty-nine dollars and twenty-eight cents (\$17,089.28), and shall be paid only upon the execution by said company of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel, and also upon the signing and delivery of a consent on the part of the said company to a discontinuance of the action which it has instituted for a recovery in the premises; and that the said sum of fourteen thousand four hundred and fifty-seven dollars (\$14,457) be paid out of the Revenue Bond Fund for the removal of snow and ice in the Borough of Queens.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication certifying, pursuant to chapter 601, Laws of 1907, claims aggregating \$6,248.92 for labor performed and materials furnished the Department of Water Supply, Gas and Electricity at various pumping stations on Long Island, as follows:

M. T. Davidson Company.....	\$1,766 65
James K. Wright.....	991 00
Henry R. Worthington.....	3,491 27

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 30, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under and pursuant to the provisions of chapter 601 of the Laws of 1907, entitled "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that certain claims, aggregating \$6,248.92, have been presented for labor performed and material furnished to the Department of Water Supply, Gas and Electricity at various pumping stations on Long Island, which claims are illegal or invalid by reason of technical objections thereto. These claims are as follows:

M. T. Davidson Company.....	\$898 28
M. T. Davidson Company.....	868 37
James K. Wright.....	991 00
Henry R. Worthington.....	899 87
Henry R. Worthington.....	899 20
Henry R. Worthington.....	797 20
Henry R. Worthington.....	895 00
Total.....	\$6,248 92

As regards the said claims, in my judgment it is equitable and proper, inasmuch as the City has received value therefor, that the City should pay to the said claimants the amounts of their claims.

Respectfully,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 26, 1909.

In the Matter

of  
The applications made by the M. T. Davidson Company, James K. Wright and Henry R. Worthington for the adjustment by the Board of Estimate and Apportionment under chapter 601 of the Laws of 1907 of their claims for various amounts alleged to be due for work and material furnished to various pumping stations in the Boroughs of Brooklyn and Queens.

Hon. HERMAN A. METZ, Comptroller:

Sir—Applications have been made for the adjustment by the Board of Estimate and Apportionment under chapter 601 of the Laws of 1907 of claims for various amounts by the M. T. Davidson Company, James K. Wright and Henry R. Worthington for supplies delivered to various pumping stations.

Claims of the M. T. Davidson Company for \$898.28 and \$868.37.

In a communication dated September 8, 1908, addressed to you by W. C. Newell, Treasurer of the M. T. Davidson Company, application is made for the adjustment of its claim for \$898.28, alleged to be due for labor and material furnished to the Department of Water Supply, Gas and Electricity at the Millburn Station.

The said William C. Newell was examined under oath and testified in substance as follows: The M. T. Davidson Company was a corporation organized under the laws of the State of New York, and he was its Treasurer. The work began on the 13th of February, 1908, and was completed in March, 1908, and was for the repairing of five engines at the Millburn Pumping Station, ordered by Mr. Drew, the Chief Engineer of that district. An official order from the Department was received confirming the requisition of Drew. About two weeks prior to receiving the order work was begun. About the same time, or shortly prior to doing such work, the company made repairs to other engines. Five such repairs were made in all, and for three of them, aggregating \$2,997.47\*, the company was paid, by action of the Board of Estimate and Apportionment. The emergency was such, according to the Department Engineer, as to require the work to be done without public letting, inasmuch as the engines were very much worn, and at the beginning of the repairs the exact condition was not known. The condition could not be shown until the engines had been dismantled, and it was thought advisable to proceed with the work on all the engines and give them a general overhauling. The work could not have been done by public letting, for the reason that there was no way to determine the repairs that were necessary—no one could tell the condition of the interior parts. To have examined the engines it would have been necessary to dismantle them one at a time, which would have entailed an expense of labor in so doing. The company agreed to do the work, not knowing exactly what the condition of the engines was. At the time of doing the work the witness did not know that there was an appropriation out of which the company could be paid, but since doing the work and rendering the bills it was found that such was the case. As regards the charge of \$58.85 for carfare of men, that was for cartfairs and expenses of the men at the station. Instead of going to their boarding places the men purchased their lunches, and an allowance was made to them of 25 cents each. This was done for the reason that it would take them a much longer time to go to their boarding places for their lunch than it would take to get it at the station, and it was to the City's advantage to pay it in this way. A charge was made of 10 cents per man for carfare, for the reason that the men could not board at the pumping station, and there was no other place for them in the vicinity. Machinists are always allowed regular wages and legitimate expenses, and lunch was considered a legitimate expense, inasmuch as it would take them longer time to get lunch at the boarding place than to get it at the station. The net profit charged was about 10 or 15 cents on the labor and material. This testimony is transmitted herewith.

Herewith transmitted is a voucher duly certified in the sum of \$898.28, in favor of the M. T. Davidson Company, in payment of its bill, dated March 17, 1908, for that amount for labor and material delivered at the Millburn Station.

Attached to the said voucher was an order dated March 11, 1908, signed by M. F. Loughman, Deputy and Acting Commissioner of Water Supply, Gas and Electricity, requesting the said company to furnish and deliver the "necessary labor and materials to repair the five Davidson pumping engines at the Millburn Pumping Station to an amount not exceeding \$900."

Also attached to the said voucher was a report, dated May 28, 1908, made by Assistant Engineer J. Hunter, of this Department, and approved by Assistant Engineer John H. Frazee and by Chief Engineer Chandler Withington. It is therein stated "This voucher is the fourth payment to be transmitted by the Department of Water Supply on account of remodeling the five Davidson pumping engines at Millburn Station, three of which engines are now finished at a total expense of \$3,546.82, or about \$1,200 each, and at this rate the approximate cost of remodeling these five engines will be \$6,000. On examination of the bill accompanying this voucher the following item is noted: Thirty-one hours machine labor at 80 cents per hour. While this rate is considerably higher than that allowed for Machinists' time, yet, in this case, it involved the use of a particular tool and its necessary appurtenances, power, etc., for the machining of long rods of comparatively small sections, and since but a relatively small amount of time at this high rate is involved, I believe the charge to be reasonable. An error in connection with this item of one-gallon pump at \$80 is noted. This item should read 'Two one-gallon oil pumps, at \$40 each, \$80.' As this bill is the last to be submitted covering the items of expenditure in remodeling three engines, it is also the first occasion on which the time charged could be checked by comparison with the time kept at the station. The result of this comparison shows for the four bills rendered a total amount of time charged in the bills rendered, as follows: Machinists,

\* Error. Should be \$7,648.53.



1,779½ hours; Engineer's book at station, 1,737 hours, a difference of forty-two hours against the contractor. Helpers' time charged, 1,449½ hours; Engineer's record, 1,476 hours, a difference of 26½ hours in favor of the contractor, or a net difference of time, including both Machinists and Helpers, of 15½ hours, the amount of time which the Engineer's record was short of that charged by the contractor. The Engineer in charge of this station informs me that he is not able to certify to the accuracy of the record kept by himself, as compared with the time slips in possession of the contractor, which are countersigned by this same Engineer. While the amount involved in these four bills is not very great, being only \$14.50 yet, it is absolutely essential to the proper auditing of accounts that correct records be kept, and that those responsible for their keeping be held to strict accountability for their accuracy. I believe that the time charged in these bills should be taken as correct, as no method exists by which their accuracy can be successfully disputed. Regarding the item of carfares, \$58.85, would state that as presented this item is incorrectly stated, as it comprises transportation between the contractor's shops in Brooklyn and the pumping station near Baldwin's, Long Island, the board of Machinists and some of the Helpers, an allowance of 25 cents per day for each man not a native of the Village of Baldwin, to cover cost of lunch and certain other items, which, owing to lack of information furnished, have been found impossible of verification by this Department. Charges for transportation and board are proper, and, since the contractor provided a mileage book on the Long Island Railroad, and the rate charged for board was \$5 per man per week these charges should be paid. The allowance of 25 cents to each man sent from the shop is, I am informed by the contractor, in accordance with custom, always allowed a man when working away from the shop, the intent of the allowance being to cover the cost of his lunch, and since the rate charged for mechanics by this contractor is about 15 per cent, less than other contractors, while this allowance adds about 5 per cent. to the normal charge for mechanics (increasing the rate from 60 cents to 65½ cents per hour), I believe that, under the circumstances cited, it is properly payable. The remaining charges under the item of car fares, while certified by the Engineer in charge, yet, on account of his failure to preserve records, cannot be verified. I would recommend the forwarding of a communication to the Commissioner of Water Supply requesting that, in view of the impossibility of verifying certain of these charges, which have been certified as just and reasonable by the Engineer in charge of the station, while no account has been kept as to their amount or purpose, that future vouchers be accompanied with detailed accounts of all expenditures on work of this nature, in order that this Department may properly audit the bills submitted. Summarizing, I would state that while such charges as can be verified are reasonable and just, yet, in view of the fact that this voucher is drawn in violation of section 419 of the Charter, the further recommendation is made that payment of this voucher as presented in the amount of \$898.28 be withheld pending authorization."

Payment of the said voucher has been withheld.

In a communication dated October 7, 1908, addressed to you by the said treasurer of the M. T. Davidson Company, adjustment was requested of its claim for \$898.37, alleged to be due for labor and material furnished to the Department of Water Supply, Gas and Electricity at the Millburn Station.

The said William C. Newell testified under oath concerning this claim substantially as follows: This work was done under orders from the Department of Water Supply, Gas and Electricity. The corporation was directed to repair five pumping engines at their station at Millburn. The order was issued about the middle of March, 1908. Repairs were made on five pumps at the Millburn Station at different times, and the charges for three of them was paid by action of the Board of Estimate and Apportionment under chapter 601 of the Laws of 1907. There remained unpaid two bills, one amounting to \$898.26 and the other, for which claim is now made, amounting to \$898.37, so that when payment should be made for these two bills, all of the settlement would be made for all of the work done by the company at any of the pumping stations up to the time of such examination. The order was issued before the work was done, and the work was completed in May, 1908. To his knowledge there was no dispute as to the correctness of the charges. Charge was made for the cost of the repairs, plus 10 per cent. profit. The engines were delivered about twenty-five years prior to such examination. This testimony is transmitted herewith.

Herewith transmitted is a voucher, duly certified, in the sum of \$898.37 in favor of the M. T. Davidson Company, in payment of its bill dated May 5, 1908, for that amount for labor and material delivered at the Millburn Station.

Attached to the said voucher was an order dated March 17, 1908, signed by M. F. Loughman, Deputy and Acting Commissioner of Water Supply, Gas and Electricity, directing the said company to furnish and deliver the "necessary labor and materials to repair two Davidson engines at the Millburn Pumping Station, Baldwin's, Long Island, to an amount not exceeding \$900."

Also attached to the said voucher was a report, dated September 3, 1908, signed by Assistant Engineer J. Hunter, of this Department, and approved by Assistant Engineer John H. Frazee and by Assistant Engineer W. H. Roberts, in charge of the Bureau of Engineers. It is therein stated: "During the past year there have been submitted to this Department for payment on this Millburn Station work seven bills, including that at present transmitted, aggregating \$5,128.13, and the work is probably between 75 and 80 per cent. completed. Of the five Davidson engines in this station three have been completely overhauled and are at present in excellent running order, while some of the material required for the reconstruction of the two remaining engines is included in the accompanying bill. The prices charged for repairing a 12-inch steam chest, etc., \$110, and furnishing a 12½-inch high pressure cylinder complete, etc., \$270, are the same as those in other bills representing work on the three other engines, and since they are component parts of a patented machine and not an article in common use, but the product of her own concern, M. T. Davidson Company, I believe it impossible to verify the prices charged in order to determine their reasonableness. The prices charged for the various small parts furnished are apparently reasonable, while the amount charged for new lagging, iron plates, etc., I consider impossible to verify, and, therefore, cannot certify as to its fairness, since the work involved is clearly within the province of practical machine shop work, in which the writer of this report has had no experience whatsoever; and while it is possible that this work might have been performed by some other party at a more reasonable rate, yet I consider it impossible for this Department to successfully contest the amount charged, and it might, therefore, be considered as properly payable. In conclusion, I would direct attention to the apparent violation of the Charter requirement pertaining to orders for the same work aggregating in excess of \$1,000. As the sum of this work already exceeds \$5,000, with the practical certainty of further orders to follow, I am of the opinion that this voucher is illegally drawn, and would recommend reference of this payment to the Corporation Counsel for his opinion."

Payment of the said voucher has been withheld.

In a communication dated December 8, 1908, signed by G. L. Sterling, Acting Corporation Counsel, transmitted herewith reference is made to the last mentioned voucher, and it is stated in addition: "The claim has heretofore been before me and I have expressed the opinion, which I now reiterate, that the claim as it now stands cannot be enforced in a court of law, owing to the fact that an expense of more than \$1,000 was necessarily incurred under the contract between the Commissioner of Water Supply and the M. T. Davidson Company, and such contract was not made after advertisement for bids and an award as prescribed by section 419 of the Charter. There seems to be nothing in the report which you now forward to me and the examination of the treasurer of the M. T. Davidson Company tending to show that the Commissioner of Water Supply and the claimant had not in good faith entered into the contract. If, in your judgment, the work was well performed, the charges not excessive and the City received a benefit, you are authorized to exercise the power vested in you pursuant to section 246 of the Charter, as amended by chapter 601 of the Laws of 1907, and certify to the Board of Estimate and Apportionment that, in your judgment, the claim is equitable and proper."

It appears, therefore, that the Board of Estimate and Apportionment is justified in settling these two claims of the M. T. Davidson Company, under chapter 601 of the Laws of 1907, in the amounts for which the City has received value.

#### Claim of James K. Wright, for \$991.

In a communication dated the 10th of September, 1908, addressed to you by James K. Wright, application for adjustment under said chapter 601 of the Laws of 1907, is made of his claim, amounting to \$991, "for necessary work, labor and materials furnished by me at Mount Prospect Pumping Station, in the Borough of Brooklyn, for engine No. 1." It is stated in said communication: "This work was done and materials furnished on the order of the Department of Water Supply, Gas and Electricity, under

Order No. 956, dated April 1, 1908. The said engine, since the time I performed the work upon it, has been constantly in use by the Department, and I request, therefore, that you take the necessary action, under the above mentioned law, to the end that this long delayed payment may be made to me. Had I not done the work promptly and expeditiously, as requested by the Department, the engine would have had to be shut down and the City put to great loss and inconvenience thereby. It was work that had to be done on the instant, and I did it."

Said James K. Wright was examined under oath, and testified in substance as follows: He received a letter from W. C. Cozier, Deputy Commissioner of Water Supply, Gas and Electricity for the Borough of Brooklyn, dated the 20th of March, 1908, requesting him to quote the lowest net price for furnishing all labor and material and doing work at the Mount Prospect Pumping Station for the removal of the broken valve plate of crank pump No. 1, from crank end of engine, and replace same with a new valve plate, valve seats and valves complete. Under date of the 21st of July, 1908, he addressed a reply to this communication, offering to do the work for \$991. He received an order, dated the 1st of April, 1902, for doing this work. He immediately commenced the work and hurried it forward as fast as possible, as the Engineer in charge of the Mount Prospect Station, Mr. Munroe, urged him upon several occasions to rush the work as the pump plate was broken and liable to give out at any moment and disable the engine. He made extra effort and succeeded in placing the plate before the old plate gave out, but in taking out the old plate it broke in several places, showing that it would have been of use but a short time longer. The engine had been doing good work ever since. The date of his bill was May 25, 1908, and the work was completed a day or two before that time. He had previously done work for the same engine, but on another pump, putting in the same kind of a diaphragm plate. His previous bill amounted to \$951. Payment of that bill was finally made by action of the Board of Estimate and Apportionment. His profit on the work was about 15 per cent. He was the original builder of both the engines, No. 1 and No. 2, at the Mount Prospect Station, in 1880 and 1885. He had the pattern, and made the previous plates of the same nature, and thought he had done all the repairs on this engine. There was no dispute whatever in regard to the efficiency of the work or as regards the charge. This testimony is transmitted herewith.

Herewith transmitted is a communication dated the 27th of July, 1908, addressed to you by M. F. Loughman, Deputy and Acting Commissioner of Water Supply, Gas and Electricity, in which it is stated: "At their meeting, June 9 last, the Board of Aldermen passed a resolution authorizing the expenditure of \$46,500 without public letting, the money to be used for the repair of engines, boilers, pumps, etc. This resolution was introduced in the early part of the year, and the Department felt confident that it would be taken up early and passed. A number of orders were issued to various pump manufacturers and other concerns for the repair of pumping machinery in the different pumping stations of the Department, and while the work called for in these requisitions was completed, in some cases, many months before the approval by the Board of Aldermen of the resolution authorizing the spending of this money (the cost of the work amounting to several thousands of dollars) the Department understood that as these bills were rendered they would be held pending the action of the Board of Aldermen on the application of this Department for authority to be excluded from the provisions of section 419 of the Charter. I understand now that payments have not been made on any of the vouchers of this department, it being held that the action of the Board of Aldermen in authorizing this money was not retroactive. This rule was never applied in bills of previous years where the Department met the same difficulty in waiting many months before the Board of Aldermen passed its resolution authorizing the expenditure of money for the same purposes above mentioned. Different manufacturers and concerns that did the work for this Department accepted the orders in good faith, and were obliging enough to await payment until the Board of Aldermen had passed its resolution."

On the 8th of June, 1908, a voucher, duly certified, was received in this Department for payment of the sum of \$991, being the amount of the bill rendered by James K. Wright on the 25th of May, 1908, "for Mount Prospect Pumping Station, Borough of Brooklyn, as per your Order No. 956. Necessary labor and material to do the following work at Mount Prospect Pumping Station: For No. 1 engine, one diaphragm plate of cast-iron, plate to be faced and turned; both holes in flange and valve seat holes to be bored; to furnish 132 brass seats and force them in bored holes in said plate; each brass seat to be faced, turned and tapered for 5-8 inch steel. Remove the broken diaphragm plate now in pump, disengage all pipes and parts necessary, and place in position the new diaphragm plate, and reconnect all pipes and parts ready to run. To be completed in regular time, no overtime, in about six days, for the sum of \$991."

Attached to the said voucher was an order, dated the 1st of April, 1908, and signed by M. F. Loughman, Deputy and Acting Commissioner of Water Supply, Gas and Electricity, requesting James K. Wright to furnish such labor and material "to be completed in regular time, no overtime, in about six days, for the sum of \$991."

In the minutes of the proceedings of the Board of Aldermen it appears that on the 9th of June, 1908, the following resolution was adopted: "Resolved, That the Commissioner of Water Supply, Gas and Electricity be and is hereby authorized and empowered to expend, without the formality of advertising for competitive bids or proposals, the sum of forty-six thousand five hundred dollars (\$46,500), to be used for the repair of boilers, engines, pumps and appurtenances, the money to be divided as follows: Boroughs of Manhattan and The Bronx, \$18,000; Borough of Brooklyn, \$25,000; Borough of Queens, \$2,000; Borough of Richmond, \$1,500."

This resolution was approved by the Mayor on the 16th of June, 1908. Inasmuch as the order for the work was issued on the 1st of April, 1908, it would appear that at the time such order was issued there was no appropriation out of which the claimant could be paid.

Also transmitted herewith is a report dated the 20th of June, 1908, made by J. Hunter, Assistant Engineer of this Department, which report was approved by Assistant Engineer J. H. Frazee and by Chief Engineer Chandler Widdington. It is therein stated: "On information obtained from the Engineer in charge of this station as to the amount of work required and the conditions under which it was prosecuted, I believe the price charged to be reasonable and just. This is the second diaphragm plate to be installed in this engine within the past six months, the first having been installed in February, 1908, in accordance with an order issued November 6, 1907, and was made the subject of a report from this office under date of April 20, 1908, in which attention was directed to the issuing of another order for repairs to the same engine, and since the sum of the two would exceed \$1,000, recommendation was made that, pending favorable action on a resolution then before the Board of Aldermen, providing for certain expenditures without public letting, that the voucher be returned to the Department of Water Supply, with a request that it be held pending proper authorization. As I am informed that the Board of Aldermen acted favorably on the above-noted resolution on June 16, 1908, recommendation is made that should there be no legal objection due to the performance of the work previous to its authorization, this voucher be paid in the amount presented, \$991."

#### Claims of Henry R. Worthington, a Corporation, for \$899.87, \$899.20, \$797.20 and \$895, Aggregating \$3,491.27.

Under date of September 3, 1908, application was made on the part of Henry R. Worthington, a corporation, for the adjustment by the Board of Estimate and Apportionment of its claims for \$899.87, \$899.20, \$797.20 and \$895. It was alleged that "these orders were placed with us by the Department of Water Supply, Gas and Electricity to cover emergency work in pumping stations, and it was absolutely essential that the work be done immediately. We were not aware that there was not an appropriation out of which these bills could be immediately paid, else we should have declined the order. In the latter event, the Department of Water Supply, Gas and Electricity would have been seriously handicapped, for the work done was on pumps of our own manufacture, for which we had the patterns, dies, etc., and the business was given us because of our ability to attend it promptly, and our prices we assume were lowest, as all of the material represented was quoted on, the labor being an uncertain item, at a fixed rate."

#### Voucher for \$899.87.

On June 8, 1908, a voucher duly certified was received in this Department for payment to Henry R. Worthington of the sum of \$899.87, the amount of its bill dated March 9, 1906.

Attached to the said voucher was an order dated December 24, 1907, signed by John H. O'Brien, Commissioner of Water Supply, Gas and Electricity, requesting



Henry R. Worthington to furnish "necessary labor and materials to repair triple engines Nos. 1001, 1002 and 1003, in the North Side Ridgewood Pumping Station, to an amount not exceeding \$200 (pending adoption of resolution by the Board of Aldermen, authorizing expenditure of \$37,000 for repairs to engines, boilers and other machinery, without advertising for competitive bids or proposals)."

Also attached to the said voucher was a report, dated August 4, 1908, made by Chandler Withington, Chief Engineer of this Department, stating: "In relation to bill for \$899.87, in favor of Henry R. Worthington, for necessary labor and materials to repair engines Nos. 1001, 1002 and 1003, on the North Side Ridgewood Pumping Station. It is reported to me that the work has been done satisfactorily. The items amounting to \$120, \$200, \$53.19 and \$5, respectively, are the prices quoted to the Department before the work was done, and I see no reason why same will not have to be paid, since they were accepted by the City. The machinist time on work and in shop are reasonable, and include use of small tools on work. The last item, amounting to \$34.50, is for time, plus 10 per cent. used in making same. The investigation I have made leads me to advise payment of the claim as presented."

Jeremiah D. Maguire was examined under oath concerning this claim, and testified substantially as follows: Henry R. Worthington was a corporation organized under the laws of the State of New Jersey. It was a distinct corporation in itself, but was an underlying corporation of the International Steam Pump Company. He was employed by Henry R. Worthington as sales agent. As regards the charge for \$899.87, based on an order dated December 24, 1907, this was intended to cover the necessary labor and materials to repair the triple engines, Nos. 1001, 1002 and 1003, North Side Ridgewood Pumping Station. Those three engines were of the Henry R. Worthington manufacture, and required repairs and renewals, the engines having been in service in the Ridgewood Pumping Station for a great many years. Henry R. Worthington had, from time to time, done a considerable amount of repairs and maintenance work for the City on pumps of its manufacture. The order came in the usual channel, was duly signed by the Commissioner, and was filed according to the invoice attached to the voucher. The work was done to the satisfaction of the Engineer in charge of the Ridgewood Pumping Station, but payment was withheld by the Department of Finance. The order was given before the work was done and the material furnished. The prices charged were the usual selling prices for such material.

Payment of the said voucher has been withheld.

#### Voucher for \$899.20.

On the 16th of April, 1908, a voucher, duly certified, was received in this Department for payment to Henry R. Worthington of the sum of \$899.20, the amount of its bill dated March 9, 1908.

Attached to said voucher was an order, dated October 14, 1907, signed by Commissioner John H. O'Brien, requesting Henry R. Worthington to "furnish necessary labor and materials to repair Worthington engines Nos. 1001, 1002 and 1003 at the Ridgewood Pumping Station, to an amount not exceeding \$200 (pending adoption of resolution by the Board of Aldermen authorizing expenditure of \$37,000 for repairs to engines, boilers and other machinery, without advertising for competitive bids or proposals)."

Also attached to said voucher was a report, dated June 4, 1908, made by Assistant Engineer Hunter, of this Department, and approved by Assistant Engineer Frazee and by Chief Engineer Chandler Withington. It was therein stated: "The order dated October 14, 1907, accompanying this voucher, is the third of a series of four issued to this contractor for labor and materials required during the year 1907 in the repair of Worthington pumping engines Nos. 1000, 1001 and 1002, located at Ridgewood Station, the aggregate amount of these four orders being \$3,380.71. The various articles listed in the bill accompanying this voucher have been checked by inspection of the departmental records, no other method being possible as a portion of this material has been built into the engines; the prices charged are reasonable and just. However, in view of the failure of the Department of Water Supply to obtain authority for this expenditure, recommendation is made that payment be withheld pending such authorization."

Jeremiah D. Maguire, upon his said examination, testified in respect to this charge of \$899.20 substantially as follows: The order covering this charge was dated October 14, 1907, and was issued before the goods were delivered. The circumstances under which they were delivered were similar to those referred to as regards the charge, heretofore mentioned, of \$899.87. The charges were at the regular selling prices.

Payment of the said voucher has been withheld.

#### Voucher for \$797.20.

On April 2, 1908, a voucher, duly certified, was received in this Department for payment to Henry R. Worthington of the sum of \$797.20, the amount of its bill dated March 9, 1908.

Attached to the said voucher was an order, dated June 15, 1907, signed by Commissioner John H. O'Brien, requesting Henry R. Worthington to furnish "necessary labor and materials to make repairs to engines Nos. 1000, 1001 and 1002 at the Ridgewood Pumping Station to an amount not exceeding \$800 (pending adoption of a resolution by the Board of Aldermen authorizing expenditure of \$50,000 without public letting, for repairs to engines, boilers, pumps, etc. Request for adoption of said resolution made by Commissioner under date

Also attached to said voucher was a report, dated June 4, 1908, made by Assistant Engineer Hunter of this Department, and approved by Assistant Engineer Frazee and by Chief Engineer Withington. It was therein stated: "On investigation I find that during the year 1907 four orders have been issued to Henry R. Worthington for repairs to pumping engines Nos. 1000, 1001 and 1002, located at Ridgewood Pumping Station, the aggregate amount of these orders being \$3,380.71. The order attached to the present voucher bears date of June 15, 1907, and is the second of the four issued for this work. The various articles listed in the bill accompanying this voucher have been checked by inspectors of the departmental records, no other method being possible, as a portion of the material has been built into the engines, and while I believe the prices charged for these materials to be reasonable and just, recommendation is made that, in view of the failure of the Department of Water Supply to obtain authority for this expenditure, payment be withheld pending such authorization."

Jeremiah D. Maguire, upon his said examination, testified in respect to this charge of \$797.20, substantially as follows: The condition regarding this charge was precisely the same as regards the above mentioned charges of \$899.20 and \$899.87, and the items charged were at the regular selling prices.

Payment of said voucher has been withheld.

#### Voucher for \$895.

On the 16th of April, 1908, a voucher duly certified was received in this Department for payment to Henry R. Worthington of the sum of \$895, the amount of its bill dated March 9, 1908.

Attached to the said voucher was an order, dated November 11, 1907, signed by Commissioner John H. O'Brien, requesting Henry R. Worthington to "furnish necessary labor and materials to repair Worthington engines Nos. 1001, 1002 and 1003, at the Ridgewood Pumping Station, to an amount not exceeding \$900. (Pending adoption of resolution by the Board of Aldermen, authorizing expenditure of \$37,000, for repairs to engines, boilers and other machinery, without advertising for competitive bids or proposals.)"

Also attached to the said voucher was a report, dated June 4, 1908, made by Assistant Engineer Hunter and approved by Assistant Engineer Frazee and by Chief Engineer Withington. It was therein stated: "The order dated November 11, 1907, accompanying this voucher is the fourth and last of a series issued to this contractor for the labor and materials required during the year 1907, in the repair of Worthington pumping engines Nos. 1000, 1001 and 1002, located at the above station, the aggregate amount of which is \$3,380.71. The articles listed in the bill accompanying this voucher have been checked by inspection of the Departmental records, no other method being possible as a portion of this material has been built into the engines, the prices charged I believe to be reasonable and just, while they are not capable of verification, being parts of a patented machine, the maker of which possesses the sole

right of manufacture. However, in view of the failure of the Department of Water Supply to obtain authority for this expenditure, recommendation is made that payment be withheld pending such authorization."

Jeremiah D. Maguire, upon his said examination, testified in respect to this charge of \$895, substantially as follows: The goods were delivered after the order was issued, and the prices charged were the usual prices for such articles. He was aware of the Charter prohibition in regard to incurring indebtedness of more than \$1,000 except upon public advertising and bidding, but the work was emergency work and required immediate attention for proper operation. He was absolutely sure that none of the expenses of the work for which the charges of \$899.20, \$899.87, \$797.20 and \$895 are made, was included or bore any relation whatever to previous claims that were presented for adjustment and which were settled. This testimony is transmitted herewith.

Payment of the said voucher has been withheld.

Heretofore applications were made by the M. T. Davidson Company, Henry R. Worthington, the Dean Steam Pump Company and the Borough Construction Company for the adjustment by the Board of Estimate and Apportionment, under chapter 601 of the Laws of 1907, of their claims for various amounts, alleged to be due for labor and material furnished at various pumping stations under orders issued by the Department of Water Supply, Gas and Electricity. These claims, aggregating \$24,310.45, were similar in character to those now under consideration, and were for work previously done. A report thereon was made to you by the Bureau of Law and Adjustment of this Department, under date of June 20, 1908. Upon your certificate to the effect that the City was equitably obligated to pay for the value of such labor and material, the Board of Estimate and Apportionment adjusted the claims in the aggregate of \$24,210.45.

In view of such action and of the opinion of the Acting Corporation Counsel heretofore recited in reference to the claim of the M. T. Davidson Company for \$898.37, it would appear that the Board of Estimate and Apportionment would be justified in settling the claims now under consideration in the amounts for which the City has received value.

This report is submitted for your information and for such action as may be appropriate under said chapter 601 of the Laws of 1907.

Respectfully,

JOS. L. HANCE, Auditor of Accounts.

Approved:

J. T. MAHONEY, Chief of the Bureau of Law and Adjustment.

In view of the facts in these cases, I believe the various claims above mentioned should be adjusted in the respective amounts for which the City has received value, and, therefore, I have decided to issue the requisite certificate prescribed in chapter 601 of the Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601, Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, for labor performed and material furnished at various pumping stations on Long Island, to the following claimants, the amounts of their claims, namely:

M. T. Davidson Company.....	\$898 38
M. T. Davidson Company.....	868 37
James K. Wright.....	991 00
Henry R. Worthington.....	899 87
Henry R. Worthington.....	899 20
Henry R. Worthington.....	797 20
Henry R. Worthington.....	895 00

—that the said several amounts shall be paid to the claimants in full satisfaction of their respective claims, and shall only be paid upon the execution by them of full releases in favor of the City, in such form as shall be approved by the Corporation Counsel; that the Comptroller be and is hereby authorized to pay to the claimants the said sums from the appropriations made to the Department of Water Supply, Gas and Electricity, as follows:

Claimant.	Amount.	Account.
M. T. Davidson Company....	\$1,766 65	Maintenance and Distribution of Water Supply in the Borough of Brooklyn, Collection and Storage, Pumping Stations, Repairs and Renewals, Year 1908.
James K. Wright.....	991 00	Maintenance and Distribution of Water Supply in the Borough of Brooklyn, Collection and Storage, Pumping Stations, Repairs and Renewals, Year 1908.
Henry R. Worthington.....	3,491 21	Maintenance and Distribution of Water Supply in the Borough of Brooklyn, Year 1907.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication, certifying, pursuant to chapter 601, Laws of 1907, claim of H. M. Conklin & Sons, in the sum of \$1,353.12, for work, labor and services rendered and materials furnished in building up and repairing a certain retaining wall at the West New Brighton Refuse Destructor, Bureau of Street Cleaning, Borough of Richmond:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 23, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Upon the accompanying report of H. J. Curtis, Law Clerk in the Bureau of Law and Adjustment of this Department, dated February 23, 1909, and under and pursuant to the provisions of chapter 601 of the Laws of 1907 of the State of New York, entitled: "An act to amend the Greater New York Charter in relation to the powers of the Board of Estimate and Apportionment," I hereby certify that a petition has been presented by H. M. Conklin & Sons for the sum of \$1,353.12, alleged to be due for work, labor and services rendered and materials furnished in building up and repairing a certain retaining wall at the West New Brighton Refuse Destructor of the Street Cleaning Department; that said claim is illegal and invalid as against The City of New York by reason of certain technical objections thereto; that in my judgment it is equitable and proper for the City to pay said claim in full, namely, \$1,353.12, inasmuch as the Corporation Counsel has advised that the claim is an illegal and invalid one that may properly be considered under the provisions of chapter 601 of the Laws of 1907, and as the City has received value therefor the claim is equitable and just.

Respectfully,

H. A. METZ, Comptroller.



CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
February 23, 1909.

In the Matter  
of

The petition of H. M. Conklin & Sons, filed under and pursuant to the provisions of chapter 601 of the Laws of 1907, requesting payment of the sum of \$1,353.12 for work, labor and services rendered and materials furnished for certain emergency repairs to a retaining wall at the West New Brighton Refuse Destructor, Department of Street Cleaning, City of New York.

Mr. JEREMIAH T. MAHONEY, Chief, Bureau, Law and Adjustment:

Sir—Under date of November 30, 1908, H. M. Conklin & Sons filed a petition to the Board of Estimate and Apportionment of The City of New York, pursuant to chapter 601 of the Laws of 1907, requesting the payment to it of the sum of \$1,353.12 for work, labor and services rendered and materials furnished for certain emergency repairs to a retaining wall at the site of the West New Brighton Refuse Destructor in the care of the Bureau of Street Cleaning, President of the Borough of Richmond, City of New York. This petition is filed under chapter 601 of the Laws of 1907.

This matter was reported upon to you in a report dated January 25, 1909, in which all the details connected with said claim were fully set forth, and in which it was recommended that the report and all the papers be transmitted to the Corporation Counsel with a request that he advise the Comptroller whether or not this petition is such as might properly be considered under the provisions of chapter 601 of the Laws of 1907.

The matter was subsequently submitted to the Corporation Counsel under date of January 27, 1909, and in a communication dated February 13, 1909, he states that the claim is an illegal and invalid claim, and if it be equitable and proper for the City to pay it in whole or in part it may be properly considered by the Board of Estimate and Apportionment under the provisions of chapter 601 of the Laws of 1907.

In the previous report, above referred to, dated January 25, 1909, which is part of the papers attached to this report, the equities of the claim were fully discussed, and it was indicated there that the only objection to the payment of the bill was that the work called for an expenditure of more than \$1,000 and was not contracted for, which was contrary to the provisions of section 419 of the Charter, and that, although the Corporation Counsel advised in a previous opinion, dated April 27, 1908, that the work was necessary and was of an emergency character, the bill might be paid, Mr. N. Taylor Phillips, Deputy Comptroller, refused to approve it, as he was of the opinion that it was an illegal claim, and it was therefore never audited or paid.

The Engineers have reported upon the work favorably, and have stated that the prices are reasonable and just.

William P. Riggs, an Examiner in this Department, stated that he had investigated all the details connected with this claim, and has examined witnesses in the neighborhood of the work and in conclusion reports that there is no doubt that the work was of an emergency character, was properly and satisfactorily done and was charged for at reasonable prices. The voucher was approved by the proper authorities, and the only question left to be considered was whether or not the claim might properly be reviewed under the provisions of chapter 601 of the Laws of 1907.

Now that the Corporation Counsel has advised that it may be considered under the provisions of that act, it is respectfully recommended that this report and all of the papers be submitted to the Comptroller for whatever action he deems necessary in the premises.

Respectfully,

H. J. CURTIS, Law Clerk.

Approved:

J. T. MAHONEY, Chief, Bureau, Law and Adjustment.

In view of the facts in this case I believe the claim above mentioned should be adjusted in the amount for which the City has received value, and therefore I have decided to issue the requisite certificate prescribed in chapter 601 of the Laws of 1907.

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 601 of the Laws of 1907, the Board of Estimate and Apportionment hereby determines that the City has received a benefit and is justly and equitably obligated to pay, without interest, to H. M. Conklin & Sons the sum of one thousand three hundred and fifty-three dollars and twelve cents (\$1,353.12), alleged to be due for work, labor and services rendered and materials furnished in building up and repairing a certain retaining wall at the West New Brighton Refuse Destructor of the Bureau of Street Cleaning, Borough of Richmond; that said amount, when paid, shall be in full satisfaction of the claim which has been presented on behalf of said claimants, and shall be paid only upon the execution by them of a full release in favor of the City in such form as shall be approved by the Corporation Counsel; said sum to be paid from the fund known as "President, Borough of Richmond—Bureau of Street Cleaning: Labor, Maintenance and Supplies and Final Disposition, Incidental Expenses, 1908, 302," in which there is at present a sufficient balance.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication from the Brooklyn Disciplinary Training School for Boys, requesting the establishment of the following grades of positions in said school, as of February 1, 1909:

	Incumbents.	Per Annum.
Stenographer .....	1	\$900 00
Clerk .....	1	1,000 00
Helper .....	1	720 00
Caretaker .....	1	700 00

—together with a communication recommending the granting of said request.

THE BROOKLYN DISCIPLINARY TRAINING SCHOOL FOR BOYS,  
EIGHTH AVENUE, BETWEEN FIFTY-SIXTH AND FIFTY-EIGHTH STREETS,  
BOROUGH OF BROOKLYN, NEW YORK, March 16, 1909.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—I would request that you have a resolution passed by your Honorable Board authorizing the establishment or fixing of the following grades at the Brooklyn Disciplinary Training School for Boys, to conform with these items included in the Budget for 1909:

- One (1) Stenographer, at \$900 per annum.
- One (1) Clerk, at \$1,000 per annum.
- One (1) Helper, at \$720 per annum.
- One (1) Caretaker, at \$700 per annum.

Owing to a misinterpretation on our part as to the necessity of the above resolution, the employees have not received any pay since January 31, 1909, so I would respectfully request that this resolution be specially passed at your first meeting as of

the date of February 1, 1909, or to take effect February 1, 1909, in order that the employees may be paid for their services rendered, it being no fault of theirs that such a delay has been occasioned.

Please see that the necessary notice be sent to the Board of Aldermen for their action thereon at the earliest possible date, and that a memorandum requesting that their action take effect from February 1, 1909, be attached thereto for the above reasons.

Yours very respectfully,

JAMES P. FARRELL, Superintendent.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 25, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics relative to the establishment of grades and positions in the Brooklyn Disciplinary Training School for Boys, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, at a meeting held March 19, 1909.

In view of the facts contained in said report your Committee recommends the adoption of the resolution herewith attached.

Yours respectfully,

H. A. METZ, Comptroller;

President, Board of Aldermen;  
Select Committee.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 25, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a communication from James P. Farrell, Superintendent of the Brooklyn Disciplinary Training School for Boys, requesting the establishment of sundry new grades and positions in said institution, which communication was referred to the Select Committee consisting of the Comptroller and the President of the Board of Aldermen, at a meeting of the Board of Estimate and Apportionment held March 19, 1909, and by you referred to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

The official estimate of the Brooklyn Disciplinary Training School for Boys for 1909, requested that salaries be provided for the above mentioned grades and positions as under:

Stenographer .....	\$900 00
Clerk .....	1,000 00
Helper .....	720 00
Caretaker .....	700 00

After investigating the needs of said school, your Examiner recommended that the above mentioned grades of positions be provided for in the Budget for 1909 as requested, which recommendation was adopted. The positions of Clerk at \$1,000 per annum and Helper at \$720 per annum are new. The proposed grade of Stenographer at \$900 per annum represents an increase of \$180 per year in a position already established. The grade of Caretaker at \$700 is new.

Inasmuch as the above mentioned grades of positions were provided for in the Budget for the current year, Superintendent Farrell thought it unnecessary to have them established under section 56 of the Charter, with the result that the employees now filling said positions have not received any pay since January 31, 1909. It is therefore requested that the said new grades and positions be established at the earliest possible date to take effect February 1, 1909. Your Examiner recommends that said request be granted according to the resolution attached hereto.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following positions in the Brooklyn Disciplinary Training School:

	Incumbents.	Per Annum.
Clerk .....	1	\$1,000 00
Helper .....	1	720 00
Caretaker .....	1	700 00

—and the establishment of the grade of position of Stenographer, in addition to those already existing therein, with salary at the rate of nine hundred dollars (\$900) per annum, for one incumbent, to take effect as of date February 1, 1909.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented the following communication from the Fire Department, requesting a transfer of \$2,354.84, to provide for the increased salary of the Chief of the Department, together with a communication submitting for adoption by the Board a resolution providing for a revision of the schedules of Salaries and Wages (No. 611) accompanying the Budget for the year 1909 for said Department:

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 29, 1909.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment:

SIR—I am directed by the Deputy and Acting Commissioner to transmit herewith copy of letter addressed by the Commissioner under date of the 23d inst. to his Honor the Mayor, as Chairman of the Board of Estimate and Apportionment, in the matter of the need of transfer of appropriation to pay the salary of Chief of Department Edward F. Croker at the rate of \$10,000 per annum, as fixed by the Board of Aldermen, pursuant to the provisions of section 56 of the Greater New York Charter.

Respectfully,

WILLIAM A. LARNEY, Secretary.

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, March 23, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, and Chairman, Board of Estimate and Apportionment:

SIR—The Board of Estimate and Apportionment, at meeting held March 5, 1909, having adopted a resolution recommending, in accordance with the provisions of section 56 of the Greater New York Charter, that the Board of Aldermen establish the grade of the position of Chief of the Fire Department, in addition to those already existing therein, with salary at the rate of \$10,000 per annum, for the present incumbent, Ed-



ward F. Croker, only, and the Board of Aldermen having, by resolution adopted March 16, 1909, approved of and concurred in said resolution, and fixed the salary thereof as set forth therein, which resolution received the approval of his Honor the Mayor on March 19, 1909, I have the honor, in order to provide the necessary funds to carry into effect this action, respectfully to request that the Board of Estimate and Apportionment authorize the transfer of the sum of \$2,354.84 from the item Battalion Chiefs to the item Chief of Department, in the appropriation made to this Department for the current year, entitled Administration, Borough of Manhattan, Bureau of Chief of Department, 611, Salaries and Wages.

Respectfully,  
(Signed) NICHOLAS J. HAYES, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.  
April 1, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In the matter of the request of the Fire Commissioner for a transfer of \$2,354.84 from the item Battalion Chiefs to the item Chief of Department, in the appropriation made to the Fire Department for the year 1909, entitled Administration, Borough of Manhattan, Bureau of Chief of Department, 611, Salaries and Wages, which matter was referred by the Board of Estimate and Apportionment to the Comptroller for consideration, and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

This request was made in order to provide for the increase in the salary of Fire Chief Edward F. Croker from \$7,000 to \$10,000 per annum. No transfer is necessary, and I recommend the adoption of the resolution hereto attached, which provides for the revision of Budget Schedule entitled Administration, Borough of Manhattan, Bureau of Chief of Department, 611, Salaries and Wages, 1909.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget schedules, as revised for the Fire Department for the year 1909:

Administration, Borough of Manhattan—

611. Bureau of Chief of Department, Salaries and Wages:

Chief of Department .....	\$10,000 00
Deputy Chiefs of Department, 6 at \$4,200.....	25,200 00
Battalion Chiefs, 23 at \$3,300.....	75,900 00
Medical Officers, 4 at \$3,300.....	13,200 00
Chaplains, 2 at \$1,000.....	2,000 00
Clerk .....	1,650 00
Clerk .....	1,350 00
Draughtsman .....	1,350 00
Stenographers and Typewriters, 2 at \$1,200.....	2,400 00
Balance unassigned .....	300 00
	<hr/>
	\$133,050 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the President of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

The Comptroller presented a communication transmitting report of the Bureau of Law and Adjustment, Department of Finance, and communication from the President of the Board of Education, relative to a proper disposition of the request of the late Betsy Head, of Islip, Long Island, of the sum of \$187,746.84 in The City of New York for the purchase and improvement of grounds for the purposes of health and recreation within The City of New York.

Which was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen.

The Comptroller presented communications, as follows:

From the Board of Trustees of Bellevue and Allied Hospitals, requesting the establishment of the grades of positions of Pathologist at \$2,100 per annum for three incumbents, and of Assistant Alienist at \$1,200 per annum for two incumbents.

From the Comptroller, withdrawing request for the establishment of the grade of position of Topographical Draughtsman at \$1,500 per annum.

(On March 5, 1909, the above request was referred to the Select Committee consisting of the Comptroller and President of the Board of Aldermen.)

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting the Board to establish the prevailing rate of wages for mechanics employed in said Department, for which provision was made in the Budget for the year 1909.

From the Board of Trustees, Bellevue and Allied Hospitals, requesting the establishment of the position of Hospital Clerk in said Department.

Which were referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen.

The Comptroller presented communications, etc., as follows:

From the President of the Borough of Queens, requesting an issue of \$7,000 Corporate Stock for replacing bulkheads on the Ocean front at Sturin, Jerome, Straitman, Alexander and Seaview avenues, Arverne, Borough of Queens.

From the Board of Trustees, Bellevue and Allied Hospitals, requesting approval of the plans and specifications for the construction of the laundry building and refrigerating plant of the new Bellevue Hospital.

From the Commissioner of Water Supply, Gas and Electricity, requesting an issue of \$360,000 Corporate Stock for the installation of new delivery and distributing mains in the First Ward of the Borough of Queens.

From the Commissioner of Water Supply, Gas and Electricity, requesting the establishment, pursuant to section 1543 of the Charter, in said Department, of the Bureau of High Pressure Fire Service Stations.

From the Commissioner of Docks and Ferries, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contract for 20,000 barrels of Portland cement and 40,000 cubic yards of rip rap, at a total estimated cost of \$46,000.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an issue of \$15,000 Corporate Stock for the purpose of renewing concrete pavement on the plaza surrounding the Grant Tomb in Riverside Park; also to reset the coping where required.

Resolutions (5) of the Board of Aldermen requesting issues of Special Revenue Bonds (subdivision 8, section 188 of the Charter) as follows:

\$40,000 00—To provide for a deficiency in the amount allowed in the Budget for the year 1908 for the payment of rent for property leased to the City.

\$2,000 00—To provide means for the employment by the President of the Borough of Richmond of an Assistant Engineer for the Bureau of Sewers.

\$4,500 00—To be used by the President of the Borough of Richmond in collating, promulgating various statistics required by the Board of Estimate and Apportionment.

\$1,200 00—To be used by the President of the Borough of The Bronx for the purpose of constructing a footbridge over the Bronx River at East One Hundred and Eightieth street.

\$88,435 00—For the maintenance and operation by the Department of Water Supply, Gas and Electricity of the Staten Island water system recently acquired by the City.

From the Corporation Counsel transmitting certified copy of bill of costs, as taxed by a Justice of the Supreme Court, in the matter of acquiring title by the City to certain property situated at the northeastern corner of Auland place and St. Edwards street, Brooklyn, for library purposes.

Which were referred to the Comptroller.

The Comptroller presented the following report recommending the establishment of the position of Telephone Operator in the office of the District Attorney of Kings County, with salary at the rate of \$720 per annum, for one incumbent; also recommending the modification of the schedules of Salaries and Wages of said office accompanying the Budget for the year 1909:

(On March 26, 1909, the request of the District Attorney of Kings County for the establishment of the position of Telephone Operator was referred to the Comptroller.)

DISTRICT ATTORNEY'S OFFICE, KINGS COUNTY,  
BROOKLYN, NEW YORK CITY,  
March 19, 1909.

Board of Estimate and Apportionment, No. 277 Broadway, Manhattan, N. Y.

GENTLEMEN—On January 1, 1909, I appointed from the eligible Civil Service list Miss Myrtle S. Leigh to the position of Telephone Operator in this office, and I have been paying her salary of \$60 a month out of my Contingent Fund.

I respectfully request the Board to create the position of Telephone Operator, as provided in section 56 of the City Charter, at a compensation of \$720 per annum, and I also request the Board of Estimate and Apportionment to transfer necessary amount from Schedule No. 1629, entitled Contingencies, to Schedule No. 1628, entitled Salaries.

Respectfully,

JOHN F. CLARKE, District Attorney, Kings County.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.  
April 1, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In reference to a communication from the District Attorney of Kings County, dated March 23, 1909, requesting an amendment to the schedule of Salaries for the office of District Attorney, Kings County, for the year 1909, relating to the position of Telephone Operator in that office, I beg to report as follows:

To pay the salary of the position as requested will not require any additional appropriation, as the District Attorney desires to have the amount necessary, \$540, transferred from his Contingent account to his Salary account. Previous to January 1, 1909, the salary of the Telephone Operator in this office was paid by the telephone company by submitting claims including both rental and operating service. On January 1, 1909, the District Attorney appointed the present incumbent, Miss Myrtle S. Leigh, from the Civil Service eligible list, and has been charging the salary of the position to his Contingent account.

In view of the facts as above stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the District Attorney of Kings County, in accordance with the attached resolutions.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Telephone Operator in the office of the District Attorney, Kings County, with salary at the rate of seven hundred and twenty dollars (\$720) per annum, for one (1) incumbent.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—13.

Negative—The President of the Board of Aldermen—3.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following budget schedules for salaries and contingencies, as revised, for the office of the District Attorney, of Kings County, for the year 1909:

District Attorney, Kings County—

1628—Salaries—	
District Attorney.....	\$10,000 00
Assistant District Attorney.....	7,000 00
Assistant District Attorneys, 2 at \$6,000.....	12,000 00
Assistant District Attorneys, 5 at \$5,000.....	25,000 00
Chief Clerk.....	5,000 00
Clerk .....	2,000 00
Clerk .....	1,800 00
Clerks, 2 at \$1,500.....	3,000 00
Clerk .....	1,400 00
Stenographer and Private Secretary.....	2,000 00
Messenger .....	1,200 00
Stenographers and Private Secretaries, 4 at \$1,500..	6,000 00
Doorkeeper .....	1,200 00
County Detectives, 12 at \$1,200.....	14,400 00
Telephone Operator.....	720 00
	<hr/>
	\$92,720 00



162—Contingencies.....	\$11,280 00
163—Police Detail, salaries.....	2,000 00
	13,280 00
	\$106,000 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond, and the Acting President of the Borough of The Bronx—13.

Negative—The President of the Board of Aldermen—3.

The Comptroller presented the following communication from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an amendment of a resolution adopted May 4, 1906, which authorized an issue of Corporate Stock in the sum of \$20,000 for "Improving the Drainage System of Central Park, on the West Side, between Ninetieth and Ninety-fifth Streets, and on the Drives and Land Adjacent thereto," by adding to said item the words "and in Central Park Generally" (referred to the Comptroller, March 19), together with a report recommending that said request be granted:

DEPARTMENT OF PARKS, MANHATTAN AND RICHMOND,  
ARNDT, CENTRAL PARK,  
March 3, 1909.

To the Board of Estimate and Apportionment, The City of New York:

DEAR SIR:—On May 4, 1906, a resolution was adopted by your Honorable Board authorizing the issue of Corporate Stock in the amount of twenty thousand dollars (\$20,000) for the "Improvement and Construction of Parks, Parkways, Playgrounds, Boulevards and Driveways, Boroughs of Manhattan and Richmond; Improving the Drainage System of Central Park, on the West Side, between Ninetieth and Ninety-fifth Streets, and on the Drives and Land Adjacent Thereto."

The work in that section of the Park has been completed, and there is urgent need of additional drainage in the lawns in other parts of the Park. The balance in this fund is \$5,486, and request is hereby respectfully made to add to the resolution the words, "and in Central Park Generally."

Respectfully,

HENRY SMITH, Commissioner of Parks,  
Boroughs of Manhattan and Richmond.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
New York, March 31, 1909.

Hon. HIRSHMAN A. MITCHELL, Comptroller:

SIR:—Hon. Henry Smith, Commissioner, Department of Parks, Boroughs of Manhattan and Richmond, in communication dated March 3, 1909, addressed to the Board of Estimate and Apportionment, referring to resolution adopted by said Board on May 4, 1906, authorizing an appropriation in the sum of \$20,000, requests that a change in the wording of the resolution be made so that the balance of the money remaining may be made available.

The resolution in question, adopted by the Board of Estimate on May 4, 1906, authorizes an issue of Corporate Stock in the amount of \$20,000, "For the Improvement and Construction of Parks, Parkways, Playgrounds, Boulevards and Driveways, Boroughs of Manhattan and Richmond; Improving the Drainage System of Central Park, on the West Side, between Ninetieth and Ninety-fifth Streets, and on the Drives and Land Adjacent Thereto."

The drainage system of Central Park, within the territory referred to, that is, between Ninetieth and Ninety-fifth streets, and adjacent thereto, has been completed, and there is still a balance in the funds of some \$5,486.

In order to make this amount available for drainage purposes, the Commissioner of Parks now asks that the following words be added in the resolution referred to, passed on May 4, 1906, "and in Central Park Generally."

Upon inquiry, at the Department of Parks, I have been informed by Chief Engineer Edward A. Miller that the drainage system on the West Side of Central Park, between Ninetieth and Ninety-fifth streets, and on the drives and lands immediately adjacent thereto, has all been placed in satisfactory condition, but that there are numerous other portions of the Park where drainage is bad and should be improved.

It is my opinion that the request is a reasonable one and should be complied with. I therefore recommend that the Comptroller be advised that that part of the resolution of May 4, 1906, which reads:

"Improving the Drainage System in Central Park, on the West Side, between Ninetieth and Ninety-fifth Streets, and on the Drives and Land Adjacent Thereto," may be properly amended by adding the words, "and in Central Park Generally," as requested by the Commissioner of Parks, Boroughs of Manhattan and Richmond.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. MITCHELL, Comptroller.

The Comptroller moved that the vote by which the resolution adopted May 4, 1906, authorizing an issue of \$20,000 Corporate Stock for the improvement of parks, etc., in the Boroughs of Manhattan and Richmond, and which included the item referred to in the aforesaid communication of the Commissioner of Parks, Boroughs of Manhattan and Richmond, be reconsidered.

The motion was adopted.

The Comptroller then moved to amend said resolution by adding to the item contained therein entitled "Improving the drainage system of Central Park on the west side, between Ninetieth and Ninety-fifth streets, and on the drives and lands adjacent thereto, \$20,000," the words "and in Central Park generally."

The amendment was adopted.

The following resolution, as amended, was then offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment May 4, 1906, which reads as follows:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended by chapter 629 of the Laws of 1905, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York for the purpose of providing means for the construction and improvement of parks, parkways, playgrounds, boulevards and driveways under the jurisdiction of the Commissioner of Parks for the Boroughs of Manhattan and Richmond in the amount of five hundred and ninety thousand dollars (\$590,000), said amount to be expended for the following purposes, the amounts to be expended for any of the purposes stated in this resolution not to exceed the amount specified in each case,

Improving the drainage system of Central Park on the west side, between Ninetieth and Ninety-fifth streets, and on the drives and lands adjacent thereto, \$20,000.

—and that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York,

in the manner provided by section 109 of the Greater New York Charter, as amended by chapter 629 of the Laws of 1905, in the amount of five hundred and ninety thousand dollars (\$590,000), as previously specified herein, the proceeds whereof to be exclusively applied to the purposes aforesaid."

—be and the same is hereby amended by striking therefrom the item "Improving the drainage system of Central Park on the west side, between Ninetieth and Ninety-fifth streets, and on the drives and lands adjacent thereto, \$20,000," and inserting in place thereof the item "Improving the drainage system of Central Park on the west side, between Ninetieth and Ninety-fifth streets, and on the drives and lands adjacent thereto, and in Central Park generally, \$20,000."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond and the Acting President of the Borough of The Bronx—16.

Pursuant to a motion adopted at the meeting held March 26, the Board adjourned to meet Friday, April 16, 1909, at 10.30 o'clock in the forenoon.

JOSEPH HAAQ, Secretary.

## MUNICIPAL CIVIL SERVICE COMMISSION.

Minutes of Meeting of the Municipal Civil Service Commission of New York, Held at the Commission's Office, No. 299 Broadway, on Wednesday, February 17, 1909, at 10 a. m.

Present—President Frank L. Polk and Commissioner R. Ross Appleton.

The President, Mr. Frank L. Polk, presided.

The minutes of the meeting held February 10 were approved.

On the recommendation of the Committee on Transfers, the following transfers were approved:

Charles R. Cockey, Architectural Draughtsman, from the Board of Education to the Board of Water Supply.

Max L. Berrey, Topographical Draughtsman, from the office of the President of the Borough of The Bronx to the Metropolitan Sewerage Commission.

Charles B. Fitzpatrick, M. D., from the position of Assistant Director of the Research Laboratory (\$1,800 per annum) to that of Bacteriologist (\$1,500 per annum), in the Department of Health.

Gertrude Brown, Typewriting Copyist, second grade, from the Department of Health to the Department of Water Supply, Gas and Electricity.

William J. Flynn, from the position of Janitor to that of Janitor-Engineer in the Board of Education, he having the requisite standing on the eligible list for appointment to the latter position.

On the recommendation of the Committee on Transfers, the following transfer was disapproved:

Herbert J. Kneppel, from the position of Transferrer to that of Topographical Draughtsman in the office of the President of the Borough of The Bronx, there being a preferred list for the latter position.

On the recommendation of the Committee on Reinstatements, the following reinstatement was approved:

Charles Abel, in the position of Assistant Foreman in the office of the President of the Borough of Queens, his absence from July 22, 1908, having been due to illness.

The President presented the following report on transfers, reinstatements, etc., in the labor class, acted upon by him:

### Transfers Approved.

Department of Parks, Boroughs of Manhattan and Richmond—

William H. Merrill, from Driver to Park Laborer.

John Connolly, from Driver to Park Laborer.

Owen Nulty, from Driver to Park Laborer.

John Connolly, from Driver to Park Laborer.

John Mulvaney, from Driver to Park Laborer.

Department of Parks, Borough of The Bronx—

Hugh J. Reilly, from Paver to Park Laborer.

Albert H. Karr, from Paver to Park Laborer.

George T. Holder, from Paver to Park Laborer.

Michael J. Crotty, from Paver to Park Laborer.

### Reinstatements Approved.

Peter M. Garvey, Licensed Fireman, Department of Public Charities.

Elmer M. Noyes, Laborer, Board of Water Supply.

### Reassignments Approved.

Peter Anthes, Jr., Painter, Department of Bridges.

John C. Murray, Painter, Department of Docks and Ferries.

John O'Shea, Paver, office of the President of the Borough of Manhattan.

Patrick Coyne, Laborer, office of the President of the Borough of Queens.

Louis Hahn, Hostler, Department of Street Cleaning.

James Donnelly, Sweeper, Department of Street Cleaning.

Patrick Clinton, Driver, Department of Street Cleaning.

George Brown, Dock Builder, Department of Docks and Ferries.

### Applications Denied.

Request of the President of the Borough of The Bronx, dated February 9, for authority to transfer the following named Laborers to the position of Hostler, there being a preferred eligible list for the latter position: John Goodwin, John Smith, Joseph P. Statrett, James Halger, David Golden, Louis Wilmore, Patrick McGarry, Michael Clayton.

Request of the Commissioner of Water Supply, Gas and Electricity, dated February 8, for authority to transfer Antonio Passano and John Hogan from Laborer to Driver, there being a preferred eligible list for the latter position.

Request of the Commissioner of Water Supply, Gas and Electricity, dated February 8, for authority to transfer Andrew Bradley from Laborer to Driver, there being a preferred list for the latter position.

Request of the Commissioner of Water Supply, Gas and Electricity, dated February 11, for authority to transfer Charles W. Coffin, Laborer (Suffolk County), from the Board of Water Supply to his Department, Borough of Brooklyn, there being a preferred eligible list for that position.

### Emergency Appointments Approved.

John White, Licensed Fireman, Department of Public Charities; five days from February 7.

### Department of Street Cleaning.

(Snow Removal, Borough of Manhattan)—February 2, 449 trucks and 2,001 Laborers; February 3, 225 trucks and 1,784 Laborers; February 4, 273 trucks and 2,483 Laborers; February 5, 416 trucks and 2,467 Laborers; February 6, 503 trucks and 2,180 Laborers; February 7, 171 trucks and 900 Laborers.

(Snow Removal, Borough of Brooklyn)—February 6, 300 Laborers; February 8, 300 Laborers; February 9, 300 Laborers.

Frank Higgins, Scowman; five days from January 29, February 3 and February 8.

John E. Nevins, Scowman; five days from January 29, February 3 and February 8.

Robert Callahan, Scowman; five days from February 1 and February 6.

Nicholas Rock, Scowman; five days from February 1 and February 6.

Frank Pierce, Scowman; five days from February 1 and February 6.

The report was adopted.

The appeal of Frederick G. Miller, an employee of the Bureau of Engineering, office of the President of the Borough of Richmond, for a special examination for promotion to the grade of Rodman was denied for lack of power.



The appeal of Edward J. Bourke for a rating of his record in the examination for promotion to Captain of Police was again denied for lack of power.

The Secretary stated that, in accordance with instructions, John C. Murphy, No. 66 Prospect place, New York City, candidate for the position of Sergeant on the Aqueduct, had submitted proof as to his qualifications as a horseman. The evidence being satisfactory to the Commission, the same was accepted in lieu of a horseman-ship test, and the Secretary was directed to place the candidate's name on the eligible list, in accordance with his final average.

Joseph Murtagh, of No. 98 Third street, Brooklyn, candidate for Patrolman, who had been dropped at the end of his period of probation, appeared before the Commission on the charge of having made a misstatement as to the date of birth in his application. After consideration of the matter, the candidate was directed to appear before the Commission on Wednesday, February 24, to show cause why his name should not be placed upon the black list for having attempted to deceive the Commission as to a material fact.

Michael J. Cardon, of No. 420 West Forty-fifth street, a candidate for Patrolman, appeared before the Commission, as directed, to show cause why his name should not be removed from the eligible list for having made a misstatement in his application as to the date of his birth. After consideration of the matter, the candidate was given until March 10 to obtain either a birth or baptismal certificate from the place of his birth in Ireland, and the Secretary was directed to withhold certification of his name pending the receipt of such proof.

The Secretary stated that the Comptroller had declined to accept the special certificate (No. 1) which had been prepared by the Commission to be attached, until April 1, to the payrolls of persons performing duties not appropriate to their titles, or until such time as their proper assignment could be effected either through transfer or a promotion examination, and requested instructions regarding the disposition to be made of such payrolls. In view of the doubt expressed by the Comptroller as to his power to accept the special certificate, the Secretary was directed to attach the regular certificate of the Commission to such payrolls, pending the correction of the irregular assignment of the persons named therein.

The Secretary called the attention of the Commission to communications from Alice Browning, Kingsbridge, N. Y., and Kathleen M. Kennedy, of No. 8 West Ninety-third street, requesting that they be permitted to compete in the forthcoming examination for Police Matron in view of the fact that the requirement of citizenship had been waived for a number of applicants, and stating that the reason they had not applied for admission to the examination within the prescribed time was that the advertisement of the examination stated that no application would be accepted from a non-citizen. After careful consideration of the matter, it was

Resolved, That the action of the Commission in waiving the requirement of citizenship, as far as the same applied to the following named persons, and accepting their applications for Police Matron, be and the same hereby is rescinded:

Annie Burke, No. 205 Broadway; Mrs. Margaret Reine, No. 305 South First street, Brooklyn; Bridget C. Dooner, No. 137 West Forty-ninth street; Sarah A. Agnew, No. 2 East Twelfth street; Agnes Maher, No. 225 West Twentieth street; Mary Campbell, No. 135 Sands street, Brooklyn; Mary Oswald, No. 313 West Forty-seventh street; Frieda Van Roshen, No. 3612 Third avenue; Mary M. Kiernan, No. 1685 Lexington avenue; Katharine Nerney, No. 145 East Sixtieth street; Anna M. Toomes, Metropolitan Hospital, Blackwell's Island.

On the recommendation of the President, to whom the matter had been referred at a previous meeting, the request of the Chief Examiner that the Commission purchase a "Writerpress" for the purpose of printing examination papers, was granted, and the Secretary was directed to proceed with the purchase of the machine to supplement those already in use in the Examining Division.

The President, to whom the matter had been referred at a previous meeting, stated that, in his opinion, the physical examination of the volunteer firemen in the Borough of Queens should be conducted according to the old standard (i. e., minimum height, 5 feet 7 inches; minimum weight, 137 pounds), in view of the fact that the examination had been ordered by the Commission prior to amending Rule XVII, clause 2, by fixing the minimum height and weight for the position of Fireman at 5 feet 8 inches and 140 pounds, respectively. On motion, the recommendation of the President was adopted.

A communication was presented from the Chief Examiner, dated February 15, stating that the application of William J. Miller, of No. 548 Blocker street, Queens, for the position of Clerk third grade, had been rejected for the reason that it had not been properly filled out. The action of the Chief Examiner was approved.

A communication was presented from the Chief Examiner, dated February 16, stating that the application of Robert Pierce Cooke, of No. 89 Newtown avenue, Long Island City, for the position of Clerk, third grade, had been rejected under Rule VII of the Commission for the reason that it was less than two years since he had been dismissed from a position in the service of the City. The action of the Chief Examiner was approved.

A communication was presented from the Chief Examiner, dated February 15, forwarding, with his approval, a report made by Miss Smith and Mr. O'Leary, Examiners, on some questions, which had arisen in the recent examination for Stenographer and Typewriter. The matter was referred to the President.

A report was presented from Mr. Rafferty, Examiner, dated February 9, in relation to the case of William H. Clark, of No. 438 West Fourth street, a candidate for Inspector of Plumbing, and recommending that the candidate be marked qualified in the eligible list. The recommendation was adopted.

A report was presented from Mr. Rafferty, Examiner, dated February 6, stating that Bernhard Stern, of No. 113 West One Hundred and Thirty-eighth street, candidate for Junior Clerk (201), who stated in his application and in his preliminary sheet that he was born in Mitau, Russia, and in the declaration sheet for appointment as Junior and also as Temporary Clerk, Königsberg, Germany, had submitted an affidavit of his father to the effect that he was born in Mitau. The Secretary stated that Stern had been appointed on probation on November 27, 1908. On motion, the Secretary was authorized to permit the candidate to correct his statements as to the place of his birth where in error.

A report was presented from Mr. Rafferty, Examiner, dated February 9, in relation to the case of Frederick A. Rouser, who had been appointed an Inspector of Tenements on probation on January 8, 1909. The Secretary was directed to certify the payroll of the candidate when presented.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 17, in relation to the request of the Commissioner of Docks and Ferries that the examination for promotion to Assistant Superintendent of Ferries be limited to men holding the rank of Captain in the ferry service, namely, the responsible navigating officer of the boat, and recommending that the request be granted. On motion, the recommendation was adopted.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 16, with reference to the request of the Board of City Magistrates, First Division, that an examination be held for promotion from Interpreter to Assistant Court Clerk, and stating that as both were ungraded positions and that the position of Interpreter was of a lower but corresponding character to that of Assistant Court Clerk, the examination could be ordered in accordance with Rule XV., clause 10. The recommendation was adopted.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 16, making the following recommendation as to subjects and weights in the forthcoming examination for promotion to Deputy Chief in charge of the Marine Division, Fire Department: Mental examination, 50 per cent.; record and seniority, 50 per cent. Subjects of mental examination: Administration, 4; laws and ordinances, 2; rules and regulations, 2; report, 2. Necessary to pass, 90 per cent. on total. The recommendation was adopted.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 16, relative to the request of the Department of Public Charities that an examination be held for promotion from the position of Deputy Superintendent of Hospitals (lay) to that of Deputy Medical Superintendent, as follows:

"The position of Deputy Superintendent of Hospitals (lay) is not in itself a position of lower but corresponding character to that of Medical Superintendent, and the fact that the present incumbent is a physician, in my opinion, has no bearing on the subject. Rule XV., clause 10, has reference to positions and not to personal qualifications, and therefore the Commission cannot take these into consideration.

"I had thought it possible that the examination might be made competitive to include all Physicians in the competitive class who were employed in the several hospitals under the jurisdiction of the Department and thereby include the position in question, since the incumbent is a physician. The rule, however, directs that promotion examinations be confined to positions of a lower but corresponding character, which in this instance would apply solely to medical positions. The position of Deputy Superintendent of Hospitals (lay) cannot be construed to be a position covered by the rule."

After considering the foregoing report, the request was denied for lack of power.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 11, in relation to a communication from Messrs. McLaughlin, Russell, Cox & Sprague, attorneys, of No. 165 Broadway, New York City, protesting against the examination for promotion from Laborer to Axeman held on December 29, 1908, on the ground that there was nothing in the Civil Service rules authorizing the Commission to allow persons serving in the labor class to compete in a promotion examination for the position of Axeman.

After considering the report of the Examiner, on motion, it was

Resolved, That the examination for promotion from Laborer to Axeman in the offices of the Presidents of the Boroughs of Richmond and Queens, held on December 29, 1908, be and the same hereby is canceled.

On motion, it was

Resolved, That the Secretary advertise a public hearing, in accordance with Rule III., on the proposed amendment of paragraph II of Rule XV., to read as follows:

"11. Whenever a vacancy exists or is anticipated in a position in the ungraded service, or in the lowest grade of Part VI, VII, or VIII, which, in the opinion of the Commission, can be filled satisfactorily by the promotion of persons employed in a position of lower but corresponding character in the labor class, the Commission may, by resolution, order a competitive examination for such promotion open to all persons who have served with fidelity for not less than three years in such lower position."

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 11, with reference to the request of the Acting President of the Borough of The Bronx that an examination be held for promotion from Telephone Operator to third grade Clerk. After consideration of the matter, the Secretary was directed to call the Department's attention to the resolution of the Commission adopted on February 3 that no more requests for promotion examinations in the clerical service would be granted, and to suggest that the request be renewed in the month of October.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated February 11, with reference to the request of the Department of Public Charities for an examination for promotion from Stationary and Marine Engineer to Supervising Engineer, and stating that as all the positions mentioned were included in Group II of Part I, and since the positions of Stationary and Marine Engineer were of a lower but corresponding character to that of Supervising Engineer, the examination might be properly ordered in accordance with paragraph III of Rule XV. The recommendation was adopted.

A communication was presented from the Acting President of the Borough of Brooklyn, dated February 10, stating that Anna Watson, Attendant in the Bureau of Public Buildings and Offices, had been recently married, and requesting that her name be changed on the records of the Commission to Ann Kheridge. The Secretary was directed to note the change of name on the records.

A letter was presented from the Secretary of the Department of Health, requesting authority to appoint Richard P. Powers, of No. 121 East Twenty-ninth street, Borough of Manhattan, as a Laboratory Assistant, with salary at the rate of \$900 per annum, in accordance with the provisions of paragraphs 3 and 4 of Rule XII. The request was granted, and the Secretary was directed to summon the candidate for the requisite non-competitive examination at an early date.

On motion, it was

Resolved, That the Secretary proceed with an open competitive examination for the position of Laboratory Assistant (male and female).

The appointment of William Hickey, Cornwall-on-Hudson, N. Y., as a Mining Blacksmith in the Board of Water Supply, was approved, in accordance with paragraph 7 of Rule XII.

A letter was presented from the Secretary of the Department of Public Charities, dated February 1, requesting authority to promote William Sargent from the position of Stationary Engineer to that of Supervising Engineer, at a salary of \$1,800 per annum, on the ground that his name had appeared No. 3 on an eligible list for the latter position. In view of the fact that the eligible list upon which Mr. Sargent's name appeared had terminated in 1906, the request was denied for lack of power, and the Secretary was directed to state that it would be necessary for him to compete in the forthcoming examination for promotion to Supervising Engineer with the other Stationary Engineers employed in the Department.

On motion, it was

Resolved, That Mr. Fremont Wilson, of No. 34 Pine street, Manhattan, Electrical Engineer, be and he hereby is excepted from examination, in accordance with paragraph 6 of Rule XII, to advise the Commissioner of Bridges on the chain of Gore & Meenan in the matter of the construction and electrical equipment of the subway station, etc., of the Williamsburgh Bridge; provided, however, that his total compensation shall not exceed \$500.

The reassignment of John Dunn, Watchman in the Department of Bridges, was approved, it appearing from the doctor's certificate furnished that his absence from January 16, 1909, had been due to illness.

The Secretary called the attention of the Commission to a communication filed in the office of the Commission by James P. Hickey, protesting against the payment of any salary to Patrick E. Lahey as head of the Bureau of Highways of the Borough of Queens, on the ground that he was not lawfully entitled to receive such salary or to hold such position. The communication was ordered filed.

A communication was presented from the President of the Board of Coroners, Borough of Manhattan, dated February 11, requesting the Commission to place the position of Telephone Operator in the Coroner's office, Borough of Manhattan, in the exempt class. The request was denied.

The request of the Commissioner of Street Cleaning for an examination for promotion to the position of Assistant Dump Inspector in his Department was referred to the Examiner in charge of the Promotion Bureau for a report at the next meeting.

A communication was presented from the Commissioner of Street Cleaning, dated February 15, requesting that the eligible list of District Superintendent, certified under date of February 11, be divided into separate lists for the Boroughs of Manhattan, Brooklyn and The Bronx. The matter was laid over.

A letter was presented from Hon. William F. Baker, Acting Police Commissioner, dated February 13, stating that official records had been received from Ireland showing that Bernard Campton, who was serving as a Probationary Patrolman in that Department, was born on the 13th day of February, 1870, although he had stated to the Department that he was born on the 15th day of March, 1877. On motion, the Secretary was requested to instruct the candidate to appear before the Commission to answer the charge of having made a misstatement in his application as to the date of his birth.

On motion, it was

Resolved, That Emil Richards be and he hereby is excepted from examination, in accordance with paragraph 6 of Rule XII, to be employed as Brass Band Instructor in the Brooklyn Disciplinary Training School for Boys during the year 1909; provided, however, that his total compensation shall not exceed \$750.

A letter was presented from Hon. John B. McCooley, Deputy and Acting Comptroller, dated February 15, renewing the Comptroller's request for a non-competitive examination for the position of Inspector of Repairs and Supplies, under the provisions of paragraph 3 of Rule XII, in order to qualify fifteen persons for provisional appointment in the Department of Finance, pending the preparation of an eligible list, and stating that the qualifications of the men whose names appeared at or near the top of the eligible lists of Inspector of Plumbing, Inspector of Hydrants, Stop-cocks and Shop Work, Inspector of Regulating, Grading and Paving, and Examiner of Sewer Claims had been examined, but that none of the said lists had been found to be suitable. The request was denied.

A letter was presented from Hon. M. F. Loughman, Deputy Commissioner of Water Supply, Gas and Electricity, dated February 10, requesting authority to employ Mr. Robert W. Steed as Engineer of Mechanical Division, pursuant to paragraph 5 of Rule XII. The matter was referred to the President.



The following emergency appointments were approved, under the provisions of paragraph 4 of Rule XII:

January 19, 1909—Anna F. Marron, Stenographer, Brooklyn Disciplinary Training School for Boys.

Fifteen Days—Archibald McAuslin, Stationary Engineer, Department of Public Charities.

February 3, 1909—Suzanne Heber, Stenographer, City Chamberlain.

The Secretary was directed to certify the following voucher for payment of salary to a person not regularly employed by The City of New York, for special services rendered in the City during the period indicated, as being exempt from the provisions of the Civil Service rules:

Four Days—H. K. Bishop, Macadam Expert, Commissioners of Accounts, in re investigation of office of President of Borough of The Bronx, \$295.72.

A letter was presented from Edward S. Boylan, of No. 801 Sixth avenue, New York City, requesting that his application for Patrolman be accepted subject to the production of a birth certificate. The Secretary stated that the candidate's application had been refused at the application desk for the reason that the date of birth given in same showed him to be under the minimum age of twenty-three. The request was denied.

A letter was presented from William J. McEntee, of No. 153 East Fifty-sixth street, dated February 12, requesting permission to correct the date of birth appearing in his application for Junior Clerk in read December 21, 1880, in order to correspond with that in a certificate of baptism obtained from the Church of St. Anthony of Padua, New York City. The request was granted.

The following requests for restoration to the eligible lists indicated were granted: Malcolm P. Lagville, No. 560 West Fifty-eighth street, Prison Keeper—Was appointed a Police Doorman from list of Prison Keeper on October 6, 1908, and resigned on December 18, 1908, before completing his probation.

William J. Ducey, No. 159 East Ninetieth street, Lay Sanitary Inspector—Was out of the City in January, 1909, when notice was sent to him from the Tenement House Department.

Henry Greenfield, No. 161 Pulaski street, Brooklyn, Searcher (for appointment as Temporary Clerk)—Declined appointment (temporary) from the list of Searcher for the reason that he was then serving as a Temporary Clerk.

Charles J. Bennett, Jr., No. 410 East One Hundred and Forty-third street, Clerk (preferred)—Stated that he was ill when certified to the Brooklyn Disciplinary Training School in January, 1909 (doctor's certificate).

The request of Harry Ward, of No. 254 West One Hundred and Forty-fourth street, that his name be restored to the list of Prison Keeper was denied for lack of power, it appearing from the records that he had been appointed a Police Doorman from the said list on October 17, 1908, and dropped at the end of his period of probation.

The request of Peter O'Neill, of No. 108 Madison street, Manhattan, that his name be restored to the list of Temporary Clerk was denied, it appearing from the records that he had been appointed in the Department of Finance on September 16, 1908, and resigned on September 20.

The request of P. A. Ecker, dated February 10, that he be permitted to compete in the examination for Accountant, fourth grade, was denied for the reason that he was not a resident of the State of New York.

A communication was presented from Mrs. Sarah H. Bowers, of No. 425 West End avenue, dated February 15, with further reference to the transfer of Mrs. Josephine P. Swann from the position of Matron in the Department of Parks and Recreation to that of Police Matron in the Police Department. The communication was ordered filed.

The request of Patrick Smith, of No. 246 East Forty-sixth street, that his name be restored to the preferred list of Laborer, Borough of Manhattan, was granted on the recommendation of the Labor Clerk.

The Commission then adjourned to meet Wednesday, February 24, 1909, at 10 o'clock in the forenoon.

FRANK A. SPENCER, Secretary.

## PUBLIC ADMINISTRATOR.

Statement and Return of Money Received by William M. Hoes, Public Administrator of the County of New York, for the Month of March, 1909, Rendered to the Comptroller, in Pursuance of the Provisions of Sections 56 and 216 of New York City Consolidation Act of 1882.

Date of Payment.	Name of Debtor.	Amount Received.	Commission.	Total Amount.
Feb. 26, 1909.	William W. Prosser.....	11.00	\$2.75	\$13.75
Feb. 27, 1909.	Miss Emma.....	11.00	.75	11.75
Feb. 27, 1909.	Michael L. Smith.....	11.00	1.50	12.50
Feb. 27, 1909.	First Seaboard.....	11.00	4.34	15.34
Feb. 27, 1909.	James Berger.....	12.00	19.41	31.41
Feb. 27, 1909.	Thomas Crawford.....	12.00	141.12	153.12
Feb. 27, 1909.	Robert Wierst.....	.....	5.00	5.00
Feb. 27, 1909.	William Stampf.....	.....	13.00	13.00
Mar. 18, 1909.	Edith Burke.....	\$162.80	20.35	183.15
Mar. 18, 1909.	Edith Lippert.....	.....	28.44	28.44
Mar. 18, 1909.	Marie Lynd.....	.....	81.87	81.87
Mar. 18, 1909.	August Ludwig.....	.....	12	12
Mar. 18, 1909.	August and Sarah Gluck.....	.....	18.14	18.14
Mar. 20, 1909.	Edith Hargrave.....	.....	95.61	95.61
Mar. 20, 1909.	William McFallen.....	.....	7.34	7.34
Mar. 20, 1909.	Margaret McDonald.....	.....	2.00	2.00
Mar. 22, 1909.	Louis Mueller.....	.....	12.16	12.16
Mar. 22, 1909.	Adam Margelman.....	.....	5.00	5.00
Mar. 22, 1909.	Marie Belmont.....	.....	6.76	6.76
Amount received from Comptroller, December 16, 1908, as per list attached.....		28.28	1.88	29.16
Amount received from Comptroller's sale of effects, as per list attached.....		120.43	6.32	126.75
Amount received from Bellevue Hospital, December 17, 1908, as per list attached.....		20.80	4.71	25.51
Amount received from Bellevue Hospital, sale of effects, as per list attached.....		7.32	.28	7.60
Amount received from Commissioners of Charities, December 2, 1908, as per list attached.....		25.19	1.84	27.03
Amount received from Commissioners of Charities, sale of effects, as per list attached.....		4.32	.23	4.55
Total.....		\$722.20	\$82.64	\$804.84

### Cash Received from Coroners of Manhattan, December 16, 1908.

Edward Carter.....	\$0.05	Unknown man, Broadway and St. Nicholas avenue.....	34
Joseph Cusano.....	1.97	Can Fanz Ghom.....	08
Dionisio Duga.....	03	William Ehrman.....	1.35
Louis Gersham.....	06	Rosie Frank.....	1.33
Ab. Lee Kam.....	1.50	James Griffin.....	08
Ernest Kirk.....	35	Samuel Jones.....	95
James O'Neill.....	20	Charles Miller.....	17
Jacob Seemfried.....	15	Samuel Perlman.....	96
William Stampf.....	25	William Ross.....	10
Anthony Uhl.....	20	Frank Weber.....	16
Francisco Vallin.....	40	Unknown man, foot of Deshmones street.....	1.35
Unknown man, Pier 23, North River.....	25	Unknown man, Forty-second street, North River, less expense 50 cents.....	1.11
Unknown man, No. 203 South street.....	1.70		

Unknown man, No. 848 Third avenue.....	58	Unknown woman, No. 100 Park row.....	35
Unknown man, Pier 1, East River.....	24	Unknown man, Ninety-eighth street North River.....	1.08
Unknown man, East Ninety-ninth street.....	10	Unknown man, Twenty-second street and Tenth avenue.....	05
Unknown man, No. 42 Mulberry street.....	05	Unknown woman, One Hundred and Seventeenth street and Third avenue.....	05
Michael Meisclate.....	91	Unknown woman, No. 206 East Forty-fourth street.....	50
E. B. Anderson.....	1.01	Unknown woman, No. 154 West Ninetieth street, less expense 70 cents.....	1.90
George Bauer.....	51	Unknown man, No. 205 Hudson street.....	1.30
F. Bendamango.....	2.00	Bertha Neidlinger.....	05
Mary Desmond.....	22	John O'Connell.....	15
Vagrick Handlik.....	2.00	Total.....	\$29.87
George McGown.....	20		
James McKim.....	16		
Unknown man, East Drive, opposite Sixty-fourth street.....	09		
Unknown man, opposite Pier 23, North River.....	05		
Unknown man, Deshmones street, North River.....	06		

### Estate from Coroner's Office—Sale of Effects.

Emily Brown.....	50	Martin Derries.....	2.33
John O'Brien.....	75	Herman H. Newl.....	1.86
Fred Kutz.....	65	Louis McElroy.....	93
Unknown man.....	74	Samuel Waterman.....	46
Koray Labina.....	21	Bernard Steinberg.....	93
John Collins.....	3.35	Unknown man.....	5.12
May Rose.....	93	Herman Jaeger.....	70
Henry Huber.....	27	Adolph Herman.....	1.86
Henry Plazer.....	46	Frederick Hayden.....	2.10
J. Henry Meyer.....	93	George Mund.....	56
Theresa Clark.....	46	Robert Trubachach.....	70
Isaac Cook.....	23	Simon Deutsch.....	2.45
Elizabeth Paige.....	1.80	Robert J. Tillman.....	1.40
Nellie Emmerson.....	37	F. A. O'Connell.....	2.33
Maud Ramsey.....	47	Frederick Cinyberg.....	4.90
Palma Remigee.....	1.13	William A. Barton.....	23
Minnie Schultz.....	23	Augustus N. Luckwold.....	82
John Gran.....	23	Adam Ligeysnik.....	1.86
James Kealy.....	23	Earl Crooks.....	1.50
Bernard Fitzer.....	27	John Shells.....	70
Vin De Bella Bella.....	91	Unknown man (no address).....	46
H. Hughes.....	82	Joseph Hoyler.....	2.20
Koray Labina.....	1.30	Frank Werner.....	93
Frank Ferguson.....	2.74	Samuel Astoff.....	3.50
Eva Wilson.....	65	Frank Weber.....	93
Vincenzo Bimano.....	53	Thomas Rafferty.....	23
Anton Monig.....	1.48	Elizabeth Just.....	2.10
Earl Brooks.....	6.29	Anna Wagner.....	23
Ambrase P. Hopkins.....	93	Andrew M. May.....	14
John Sedleky.....	2.50	Adolph Abner.....	23
Unknown man, One Hundred and Fifty-sixth street and Eighth avenue.....	2.10	Laura Sebastian.....	23
Eva Brooks.....	1.40	Amelia Karsch.....	23
Robert Best.....	70	Maggie Devay.....	07
William Weber.....	75	Eliza Murray.....	37
Theodore Schiz.....	46	Clara Moland.....	14
Geo. E. Sterry.....	1.50	John G. Scherof.....	46
Jules Tensant.....	46	William E. Siddons.....	18
L. S. Brewer.....	93	Anton Funderbim.....	27
Unknown man, Central Park, opposite Seventy-eighth street.....	93	William Reuther.....	27
Nathan Friedman.....	93	James Carroll.....	1.86
Unknown man, No. 178 Third avenue.....	2.50	Albert Lowchow.....	18
Unknown man, Sixty-ninth street and Central Park.....	2.80	Mary Fly.....	93
Unknown man, Presbyterian Hospital.....	23	Sarah Johnson.....	1.40
Max Baum.....	70	Frederick Hollow.....	28
Unknown man, No. 61 New Bowery.....	46	Calvin Bertrand.....	1.12
William H. Lawson.....	93	Susan O'Connell.....	1.12
Frank Bowers.....	93	Andrew Miller.....	28
Charles Blank.....	93	Mary Gensky.....	1.21
Bela Wash.....	93	George Ridgway.....	28
Charles E. Lansing.....	1.86	Leah O'Leary.....	2.10
Solomon Bader.....	65	Morris Kandler.....	23
Albert Carlson.....	93	Sarah Smith.....	1.86
		Caemelle Cushman.....	93
		Ulas Chinsky.....	93
		Anna Demersot.....	1.40
		Herman Schoon.....	3.80
		Alfred Leach.....	28
		Total.....	\$126.45

### Cash Received from Bellevue Hospital December 17, 1908.

Martin Parmark.....	\$0.10	Joseph Sealine.....	35
William Spilling.....	50	Jane Rogers.....	1.00
Louis Stein.....	10	John Mosher.....	1.05
Otto Seaman.....	30	Henry Dillon.....	3.00
Louis Tobias.....	96	John Frazer.....	25
Adam Ogottina, less expense 50 cents.....	7.50	Edward Kubel.....	3.00
George Zimmermann.....	26	Calgera Beltemir.....	26
James Garrity.....	60	Erich Erickson.....	3.91
Morris Bickley.....	15	Otto Roch.....	15
James McGinn, or McGuire.....	44	J. Figin.....	66
Harry Farethy.....	10	Frank Weltaken.....	30
Christopher Carney.....	50	Benjamin Sutherland.....	20
Frederick Youngling.....	25	Stephen Andrews.....	70
Stanko Radwicz.....	45	Frank Peltz.....	23
Charles Sharon.....	80	Kate Malone.....	27
William Seeton.....	15	Pauline Seehuber.....	35
Thomas Hill.....	25	Guiseppa Carrusa.....	01
Priz Mtk.....	94	Robert Brian.....	1.71
Thomas Parks.....	7.89	David Schwartz.....	05
A. Lark, less expense 50 cents.....	02	Frank Kallok.....	60
Sam Cohen.....	20	Paula Linsky.....	25
Patrick Sullivan.....	59	Michael Lennon.....	41
John Scanlon.....	18	Mende Guerneur.....	2.10
Fred Sweitzer.....	40	James Traut.....	80
Annie Brown.....	25	John Lennon.....	1.00
Oscar Wilson.....	84	Thomas Finnigan.....	50
John Rittle.....	02	Mary Hannan.....	25
Samuel Turner.....	05	George Stevens.....	20
William Bren.....	67	William Jackson.....	16
Robert Martin.....	48	Thomas Shea.....	67
George Mitchell.....	11	Nellie Siegler.....	2.15
Thomas Fox.....	17	Peter Sono.....	18
John Mylechay.....	23	William Thompson.....	46
Annie Kelly.....	1.00	George Marsh.....	30
Lucius Skinner.....	5.80	Martin Hines.....	07
Christina Kiraner, less expense 20 cents.....	05	Jos.....	14
Leahus Rughelheimer.....	05	Conrad Raacofye.....	10
		Frank Boborette.....	15
		Thomas Wunne.....	3.71



Yee Guy.....	75	John Farrell.....	3 00
John Molloy.....	1 77	Mariha Bryan.....	11
Frank Danole.....	1 20		
Meyer Rulko.....	33	Total.....	\$74 53
Isiah Harmon.....	51		

From Bellevue Hospital—Sale of Effects.

Joseph Duppatis.....	\$0 23	James Cox.....	23
Mary Brazzano.....	28	John H. Fredericks.....	32
William Carson.....	14	Fannie Mussel.....	23
Mary Ferraro.....	46	Sarah Vine.....	93
Margaret Miller.....	73	Rosie Benedetto.....	23
Mollie Gold.....	37		
Valyones Broecker.....	18	Total.....	\$5 65
Kate Haysmayer.....	1 30		

Received from Commissioner of Charities, December 2, 1908.

Thomas Sullivan.....	\$12 00	John Kelly.....	5 00
John Cassidy.....	10	Peter Manos.....	28
Frederick Crocker.....	5 00	Mary Andolsek.....	4 10
John Shanley.....	05	Kate Mason.....	09
Max Cohen.....	2 01	Edgar Wilson.....	08
Jennie Eischenberg.....	25		
James Ryan.....	60	Total.....	\$30 73
James McElroy.....	1 17		

Commissioner of Charities—Sale of Effects.

Titus Williams.....	\$0 23	Lawrence Beck.....	37
Frederick Miller.....	27	Margaret Mailler.....	1 72
Maggie Curtis.....	1 02	Oscar Krautweyer.....	09
Herman Benz.....	27	John Farley.....	74
Kate Dobbins.....	1 40		
Delia Carlin.....	55	Total.....	\$6 66

THE ARMORY BOARD.

The City of New York, March 8, 1909.

A meeting of the Armory Board was held this day, at 2 o'clock p. m., at the office of the Mayor.

Present—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

The minutes of the meeting held February 3, 1909, were approved as printed.

A communication was received from the Assistant Secretary to the Board of Estimate and Apportionment, transmitting a certified copy of a resolution adopted by that body at a meeting held February 5, 1909, approving the request of the Armory Board for authority to advertise and award contracts for alterations to steam heating apparatus and repairs to lantern in the Sixty-ninth Regiment Armory, and for the construction of suitable quarters for the Brigadier General, Chief of Coast Artillery in the Thirtieth Regiment armory, Borough of Brooklyn.

Which was ordered filed.

Mr. E. Grant Marsh, representing the Finance Department, was present. In response to advertisements in the City Record, of date February 20, 1909, the following bids or proposals were received:

Item No. 1—Alterations and Additions to the Steam Heating Apparatus in the Sixty-ninth Regiment Armory.

Rasker Heating Company.....	\$7,593 00
Walker & Chambers.....	9,480 00
William J. Olyanay.....	6,000 00
John Hanlin & Bro.....	7,882 00
Frank Johnson Company.....	7,875 00
Blake & Williams.....	7,393 00
James Curran Company.....	7,700 00
Wells & Newton.....	8,840 00
E. Rutzler & Co.....	7,826 00
Gray & Co.....	8,100 00
D. J. Rice.....	6,013 00
Eugene Glucksmann.....	5,982 00

Item No. 2—Repairs, etc., to Lantern, Sixty-ninth Regiment Armory.

M. F. Westergren.....	\$5,032 00
N. B. Smyth.....	2,098 00
Philip Bolough & Co.....	3,223 00
Louis Wechsler.....	5,000 00
C. L. Dolley.....	2,694 00
George Thiesen.....	1,847 00

Item No. 3—Alterations, etc., Thirtieth Coast Artillery District Armory, Borough of Brooklyn.

Christopher Nally.....	\$6,193 00
B. Diamond.....	5,988 00
The Kenny-Kemmer Company.....	6,225 00
Nicholas H. Trapp.....	4,958 00
Concourse Construction Company.....	5,972 00
Brown & Son.....	6,674 00
Joseph Ohlhausen.....	5,597 00
George E. Libbey.....	8,500 00
J. M. Knopp.....	7,989 00
N. B. Smyth.....	6,798 00
Madison Building Company.....	7,134 00
George Stanton.....	5,542 00
Louis Wechsler.....	5,778 00
Laudin & Zacharias.....	6,014 00
P. J. McAuley.....	6,475 00
Inter-City Construction Company.....	6,825 00
William Werner.....	6,992 00
Joseph Wagner.....	6,970 00
S. Motta.....	4,875 00
C. L. Dolley.....	6,894 00
James MacArthur.....	7,989 00

Which were referred to the Secretary for tabulation and report.

A communication was received from the Secretary to the Commissioners of the Sinking Fund, transmitting certified copies of resolutions adopted by that body at a meeting held February 11, 1909, approving the bills of Messrs. Robinson & Knust, and Walter E. Parfitt, Architects.

Which were ordered filed.

The Secretary reported the receipt of the following liens:

Against the S. Fox Construction Company—	
By Sullivan Aspromonte.....	\$350 00
By Hyman Binder and Louis Roskin.....	275 00

Against Ryan & McFerran (order continuing lien)—

By A. & F. Brown Company.

Which were referred to the Comptroller.

Report of Committees on Armories.

The City of New York, February 3, 1909.

The Hon. GEORGE B. McCLELLAN, Mayor, Chairman of the Armory Board:

Sir—The Committee on Armories report the consideration of the following matters at a meeting held this day, at 11.30 o'clock a. m.:

Requisition of the Commanding Officer of the Twenty-second Regiment Engineers, N. G., N. Y., for two sets of Company Rooms in the Squad Drill Room in his armory, to provide accommodations for the new Companies L and M, now organizing.

Your Committee recommend that the alterations be made and that \$4,250 be appropriated.

The Mayor offered the following:

Resolved, That the sum of \$4,250 be and is hereby appropriated for finishing, fitting, etc., of two new Company Rooms in the armory of the Twenty-second Regiment Engineers, N. G., N. Y. (including Architects' fees), in accordance with the plans and specifications prepared by Robinson & Knust, Architects; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to issue Corporate Stock therefor.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Requisition of the Commanding Officer of the Second Company Signal Corps, N. G., N. Y., for lockers and arm cases in the armory of his organization.

Your Committee recommend that the lockers and arm cases be furnished and that an appropriation of \$900 be authorized.

The Mayor offered the following:

Resolved, That the sum of \$900 be and is hereby appropriated for furnishing arm cases, lockers and filing cabinet in the armory of the Second Company Signal Corps, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to issue Corporate Stock therefor.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Request of the Secretary that \$1,750 of the balance remaining unexpended of the appropriation of \$12,500 for two new Company Rooms in the Twenty-third Regiment Armory be made applicable for suitable quarters for the Hospital Corps in said armory.

Your Committee recommend that the request be granted.

The Mayor offered the following:

Resolved, That \$1,750 of the balance remaining unexpended of the appropriation of \$12,500 for two new Company Rooms in the armory of the Twenty-third Regiment, N. G., N. Y., in the Borough of Brooklyn, be and is hereby made applicable for suitable quarters, etc., for the Hospital Corps in said armory, and that the Commissioners of the Sinking Fund be requested to concur in the same.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Report of the President of the Board of Aldermen and Brigadier General George Moore Smith, recommending the installation of an elevator in the Sixty-ninth Regiment Armory, at a cost not exceeding \$5,200.

Your Committee recommend that the report be accepted and that an appropriation of \$5,200 be authorized for the installation of the elevator.

The Mayor offered the following:

Resolved, That the sum of \$5,200 be and is hereby appropriated for the installation of an elevator in the Sixty-ninth Regiment Armory, in the Borough of Manhattan; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to issue Corporate Stock therefor.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

The Secretary presented applications for payments to various contractors and architects, properly certified, and the Mayor offered the following resolutions:

Resolved, That the Comptroller be authorized to pay to George Stanton, contractor, the sum of \$1,024.35, in full for his contract for alterations, improvements, etc., in the Thirtieth Regiment Armory, in the Borough of Brooklyn.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Resolved, That the Comptroller be authorized to pay to George Hildebrand, contractor, the sum of \$292.50 (being the amount retained as guarantee), on his contract for alterations in the Third Battery Armory, in the Borough of Brooklyn.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Resolved, That the Comptroller be authorized to pay to the Guidone & Galaroli Company, contractors, the sum of \$16,389.00, on account of their contract for the erection of the Second Battery Armory, in the Borough of The Bronx.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Resolved, That the Comptroller be authorized to pay to Charles C. Haight, architect, the sum of \$409.74, on account for professional services rendered in connection with the erection of the Second Battery Armory, in the Borough of The Bronx.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Resolved, That the Armory Board does hereby approve the bill and expense of Charles Werner, architect, in the sum of \$51.52, for professional services rendered in connection with alterations, etc., Thirtieth Coast Artillery District Armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, for professional services rendered in connection with

Additional story, Twelfth Regiment armory, Borough of Manhattan, in full.....	\$54 54
Alterations, etc., Third Battery armory, Borough of Brooklyn, in full.....	14 63

That the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

The following communication was received from the Corporation Counsel in regard to the form of certificate to be attached to bills forwarded by the Armory Board to the Department of Finance for payment:

Law Department,  
Office of the Corporation Counsel,  
New York, February 27, 1909.

The Armory Board:

Sirs—I have received a letter from your Secretary, dated February 23, 1909, in regard to the form of certificate to be attached to bills forwarded by the Armory Board to the Department of Finance for payment.



It appears that the Auditing Bureau of the Department of Finance holds that all bills forwarded by the Armory Board for payment must have the certification of a majority of the members of the Board in this form:

"I hereby certify that I have examined the above account and believe it to be correct; that the prices charged are just and reasonable, and such services as are therein specified have been properly performed, and that the said articles have been or will be used and applied to the service and for the purposes of The City of New York, and that the payment of the amount of said account will not exceed the unexpended balance of the sum duly appropriated by law for the purpose thereof."

"..... Mayor;  
"..... Comptroller;  
"..... President of the Board of Aldermen;  
"..... Brigadier General Commanding First Brigade;  
"..... Brigadier General Commanding Second Brigade;  
"..... Commanding Officer of the Naval Militia;  
"..... President of the Department of Taxes and Assessments."

All of the members of the Armory Board object to this certificate on the ground that they cannot possibly have any knowledge of the facts to which they are called upon to certify, and his Honor the Mayor, the Comptroller and the President of the Board of Aldermen positively decline to sign such certificate.

It is to be noticed that under the Military Law all services rendered as to the armories must be certified to the ranking officer of the organization as having been properly performed, and at a reasonable cost. The procedure of the Armory Board calls for a further certificate of like effect from one of the Department Inspectors. The bill, thus doubly certified, goes to the Secretary of the Armory Board, who again certifies that the goods or services are properly charged against the appropriation credited to the organization on his books, and before the bill can reach the Auditing Bureau the prices and other matters are again passed upon by an Inspector of the Department of Finance. In the case of registered contracts for larger repairs there is, besides these certificates, the certificate of the supervising architect affixed to each application for payment.

The letter from your Secretary informs me that in order to avoid any conflict of authority or unnecessary delay to contractors, the Armory Board proposes adopting this resolution:

"Resolved, That the Secretary of this Board be authorized and empowered to certify to the Comptroller all bills and vouchers necessary to the conduct of business of this Board, with the same force and effect as if signed by the members thereof."

Your Secretary also states that he is informed by the Chief Auditor of the Department of Finance that, with an opinion from me that the Secretary's certificate will be sufficient, the Department of Finance will not demand the signatures as at present of a majority of the Armory Board.

So far as there are any provisions in the Military Code or elsewhere in the statutes as to the form of certificates and vouchers, those provisions, of course, must be observed. I understand, however, that the form quoted above is not required by the statute, but is a rule or regulation established by the Department of Finance. It is provided in section 149 of the Charter as follows:

"The department of finance shall have control of the fiscal concerns of the corporation. All accounts rendered to or kept by the other departments shall be subject to the inspection and revision of the officers of this department. It shall prescribe the forms of keeping and rendering all city accounts, and, except as herein otherwise provided, the manner in which all salaries shall be drawn, and the mode by which all creditors, officers and employees of the corporation shall be paid. All payments by or on behalf of the corporation, except as otherwise specially provided, shall be made through the proper disbursing officer of the department of finance, on vouchers to be filed in said department, by means of warrants drawn on the chamberlain by the comptroller, and countersigned by the mayor."

While the power thus given in the Department of Finance in respect to the keeping of City accounts and the form thereof is very broadly given, the rules and regulations established thereunder must be reasonable, and the statutes do not give that Department the power to establish such rules and regulations that the officers called upon to certify should be asked to certify what they cannot possibly know or be expected to know, and which consequently they could not be compelled to certify. No City officer could be required by law to execute such a certificate, and the result of insisting upon such a rule and regulation would be that the payment of the City's just debts would be impeded and endless confusion would arise.

If the Department of Finance is satisfied with the resolution and certificate proposed, I have no doubt that the law will be complied with by the acceptance thereof.

I understand the bills are still to be brought before the Armory Board and are to be passed upon by that Board, and that it is now proposed to give unrestricted power to the Secretary to certify any bill that is within the jurisdiction of the Armory Board without the approval of that Board. It is, I understand, only after the Board has approved the bill that the Secretary shall have authority to execute all certificates that may be necessary for the proper auditing and payment of the bill.

Yours respectfully,

P. K. PENDLETON, Corporation Counsel.

The Mayor offered the following:

Resolved, That the Secretary of this Board be authorized and empowered to certify to the Comptroller all bills and vouchers necessary to the conduct of business of this Board with the same force and effect as if signed by the members thereof.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

A communication was received from Charles C. Haight, Esq., architect for the erection of the Second Battery armory, recommending that the contract and specifications of the Grubbs & Galardi Company (contractors for the erection of the Second Battery armory) be so amended as to provide suitable quarters for the Major and his staff in said armory, at a cost of \$5,962.64, as approved by the Armory Board December 14, 1908, and concurred in by the Commissioners of the Sinking Fund December 30, 1908.

The Mayor offered the following:

Resolved, That the contract and specifications for the erection of an armory building for the Second Battery, N. G. N. Y., be and are hereby amended so as to provide suitable quarters for the Major and his staff in said armory, in accordance with the plans and specifications of C. C. Haight, architect, at a cost of \$5,962.64.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller and the President of the Department of Taxes and Assessments.

A communication was received from the Secretary to the Commissioners of the Sinking Fund, transmitting a certified copy of a resolution adopted by that body at a meeting held February 11, 1909, relative to the employment of architects by the Armory Board.

The Mayor offered the following:

Resolved, That when plans and specifications are needed for work estimated to cost \$5,000 or less, the Secretary of this Board be and is hereby authorized to issue orders for the preparation of plans and specifications, at a compensation to the architects of 5 per cent. of the cost of the work when the contracts are let; this compensation of 5 per cent. to cover the preparation of the plans and specifications and the supervision of the work; and that the Commissioners of the Sinking Fund be requested to concur in this resolution.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller, and the President of the Department of Taxes and Assessments.

A motion to adjourn to 2 o'clock p. m., Wednesday, March 10, 1909, to receive the tabulation and report on the bids received this day was then adopted.

HARRIE DAVIS, Secretary.

## THE ARMORY BOARD.

The City of New York, March 10, 1909.

Pursuant to adjournment, a meeting of the Armory Board was held this day, at 2 o'clock p. m., at the office of the Mayor.

Present—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller, and the President of the Department of Taxes and Assessments.

The Secretary reported that the minutes of the meeting held March 8, 1909, had not been printed as yet.

The Secretary presented a tabulation of the bids received at a meeting held March 8, 1909, and reported as follows:

That for Item No. 1, alterations and additions to the steam heating apparatus in the Sixty-ninth Regiment armory, eleven bids were received, the lowest being that of Eugene Glucksmann, in the sum of \$5,982.

That the bid is formal, but not within the appropriation.

The Mayor offered the following:

Resolved, That all the bids received for Item No. 1, alterations and additions to the steam heating apparatus in the Sixty-ninth Regiment armory, be and the same are hereby rejected; that the Secretary be directed to have the plans and specifications revised and the work readvertised; and that the Comptroller be requested to return the deposits received from the bidders.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller, and the President of the Department of Taxes and Assessments.

That for Item No. 2, repairs to lantern in the Sixty-ninth Regiment armory, six bids were received, the lowest being that of George Thoenes, in the sum of \$1,847.

That the bid is not formal, in that the bidder failed to properly fill out the sureties agreement.

The Mayor offered the following:

Resolved, That all the bids received for Item No. 2, repairs to lantern in the Sixty-ninth Regiment armory, be and the same are hereby rejected; that the Secretary be directed to have the work readvertised, and that the Comptroller be requested to return the deposits received from the bidders.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller, and the President of the Department of Taxes and Assessments.

That for Item No. 3, alterations, Thirteenth Regiment armory, twenty-two bids were received, the lowest being that of S. Motta, in the sum of \$4,875.

The bid is formal and within the appropriation.

The Mayor offered the following:

Resolved, That the bid of S. Motta, for Item No. 3, alterations, etc., in the armory of the Thirteenth Coast Artillery District, Borough of Brooklyn, in the sum of \$4,875 be accepted, being the lowest formal bid received for said work; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence, and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of the Armory Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders.

Which was adopted by the following vote:

Ayes—The Mayor, the President of the Board of Aldermen, Brigadier General George Moore Smith, Captain J. W. Miller, and the President of the Department of Taxes and Assessments.

The Secretary reported that Messrs. Walker & Morris, architects for the proposed new armory building for the Twenty-second Regiment Engineers, have submitted to him plans and specifications, and that such plans and specifications will be forwarded to the Commissioners of the Sinking Fund, after examination.

A motion to adjourn was adopted.

HARRIE DAVIS, Secretary.

## DEPARTMENT OF CORRECTION.

### REPORT OF TRANSACTIONS, MARCH 22 to 29, 1909.

#### Communications Received.

From the Mayor—Acknowledging receipt of letter from the Commissioner of Correction in regard to prompt and courteous assistance rendered by the Departments of Health and of Public Charities at the time of the fire on Harris Island, March 16, 1909. On file.

From the Board of Estimate and Apportionment—Transmitting certified copies of three resolutions, which read as follows:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment on March 20, 1908, which reads as follows:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the Department of Correction, in addition to those already existing therein:

	Incum-bents.	Per Annum.
Gardener .....	1	\$1,050 00
Carpenter .....	1	1,050 00
Butcher .....	1	1,050 00
Tinsmith .....	1	1,050 00
Painter .....	1	1,050 00
Shoemaker .....	1	900 00
Teacher .....	1	900 00
Apothecary .....	1	900 00
Baker .....	1	900 00
Baker .....	1	800 00
Chief of Bertillon System .....	1	1,200 00
Warden .....	1	2,000 00
Secretary, Board of Parole .....	1	3,000 00

—and the establishment of the position of Supervising Engineer in said Department with salary at the rate of twenty-five hundred dollars (\$2,500) per annum for one incumbent.

—be and the same is hereby amended by striking therefrom the words "Supervising Engineer" and inserting in place thereof the word "Inspector."

A true copy of a resolution adopted by the Board of Estimate and Apportionment March 19, 1909.

(Signed) WILLIAM M. LAWRENCE, Assistant Secretary.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the Department of Correction, in addition to those already existing therein:

	Incum-bents.	Per Annum.
Foreman Baker .....	3	\$1,040 00
Driver .....	10	1,000 00

A true copy of resolution adopted by the Board of Estimate and Apportionment March 19, 1909.

(Signed) WILLIAM M. LAWRENCE, Assistant Secretary.

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding one



hundred thousand dollars (\$100,000) to provide means for the erection of new buildings, additions, improving, permanently bettering and equipping existing buildings on Harts Island, under the direction of the Department of Correction, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 139 of the Greater New York Charter, to an amount not exceeding one hundred thousand dollars (\$100,000), the proceeds whereof to be applied to the purposes aforesaid.

A true copy of resolution adopted by the Board of Estimate and Apportionment March 19, 1909.

(Signed) WILLIAM M. LAWRENCE, Assistant Secretary.

On file with General Bookkeeper and Auditor.

From the Comptroller—Receipt for security accompanying proposals for repairs, City Prison, Brooklyn, supplies, opened March 18; for horses, opened March 25, 1909. On file with General Bookkeeper and Auditor.

From the Comptroller—Returning proposal of Jennings & Welstead for new roof sheathing, at City Prison, Brooklyn, with approval of the sureties. Award to be made and contracts drawn.

From the Comptroller—Returning proposal of A. C. Jacobson's Sons, for lumber, for substitution of sureties. Substitution approved.

From Commissioner of Police Department—Inclosing affidavit "illustrating some of the difficulties experienced by the Police Department" (referring to objection of a Warden to having a prisoner interviewed by Police officers).

Commissioner of Police Department asked to hereafter have officers furnished with a note stating that they are on official business, such note to be signed by the Captain of their Precinct, or by some official designated by the Police Commissioner.

From Mr. Douglas Mathewson, attorney at law, in regard to steamboats contracted for by Mr. Archibald Robertson. Mr. Mathewson asks if papers cannot be referred to the Corporation Counsel for an opinion, etc.

Notify Mr. Mathewson that an opinion has already been received from the Law Department, and contracts have been declared abandoned by Contractor Robertson. Sureties on such contracts have been notified of this action.

From Messrs. Kish & Conry—Notice addressed to the Commissioner of Correction stating that Daniel D. Tocher, Night Warden, Harts Island, is a veteran and cannot be removed without charges; that his removal is illegal, etc. On file.

From the Illinois Surety Company—Asking if contract of William C. Ormond for planing at City Prison, Raymond street, Brooklyn, has been completed and accepted.

Mr. Ormond's contract has been completed and was accepted by the Department of Correction on March 24, 1909.

From Heads of Institutions—Reporting that meats, fish, bread, milk, etc., for week ending March 20, 1909, agreed with specifications of the contracts. On file.

From Heads of Institutions—Reports, census, labor, hospital cases, punishments, etc., for week ending March 20, 1909. On file.

From Storehouse, Blackwells Island—General Storekeeper reports failure of J. Edward Ogden to deliver 300 dozen cotton mops, ordered January 9, 1909, and which are much needed at the institutions.

Notify contractor that unless mops are delivered at once they will be purchased in the open market, and excess in price over contract, if any, will be charged to his sureties.

Report received from contractor on March 27, 1909, that mops will be delivered at once. On file.

From Steamboats—Report of Thomas Berry, Pilot of the "Massasoit," that piles damaged his steamer at northeast end of Workhouse, Blackwells Island.

Ask Department of Docks and Ferries to remove those piles.

From Steamboats—List of articles on steamboat "Pelham" when turned over to the Department of Correction by the Department of Health. On file.

From City Prison, Manhattan—Report of fines received during week ending March 20, 1909:

From Court of Special Sessions.....	\$40 00
From City Magistrates' Court.....	8 00
Total.....	\$48 00

On file.

From District Prisons—Report of fines received during week ending March 20, 1909:

From City Magistrates Courts.....	\$510 00
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On file.

From District Prisons—Report of Department Inspector that the Department of Water Supply, Gas and Electricity requires that gas for lighting and for appliances for cooking, heating, etc., be supplied by separate lines of piping.

Copies of report sent to Wardens of City and District Prisons, with request that requisition be made for changes as required.

From Penitentiary, Blackwells Island—List of prisoners received during week ending March 20, 1909: Men, 54; women, 2. On file.

From Penitentiary, Blackwells Island—List of prisoners to be discharged during April, 1909: Men, 223; women, 7. Transmitted to Prison Association.

From Penitentiary, Blackwells Island (Manufacturing Bureau)—Enclosing certificate permitting purchase by Bureau of Public Buildings and Offices, Brooklyn, of kalsomine brushes, which cannot be furnished by the Penitentiary at present. Forwarded.

From Workhouse, Blackwells Island—Fines paid at Workhouse, Blackwells Island, during week ending March 20, 1909, amounted to \$25. On file.

From Workhouse, Blackwells Island—Warden states that great improvement would be made if dock on east side of Workhouse grounds could be extended from 35 to 40 feet on shore and from 12 to 15 feet farther out.

Ask the Department of Docks and Ferries to make the necessary changes as suggested by the Warden.

From Workhouse, Blackwells Island—Death, on March 21, 1909, of Cornelius Golden, aged 55 years. Friends notified. On file.

On March 26, 1909, of Thomas Clark, aged 35 years. Friends notified. On file.

From Branch Workhouse, Harts Island—Death, on March 26, 1909, of John Swift, aged 84 years. On file.

From City Cemetery, Harts Island—List of interments made in City Cemetery during week ending March 20, 1909. On file.

From Branch Workhouse, Rikers Island—Warden reports that new dormitory, suggested by the Commissioner, has been completed and was occupied on the night of March 23 by sixty-seven prisoners. Work of alterations, etc., was all done by prisoners. On file.

From Branch Workhouse, Rikers Island—Warden states that it will be impossible to move the house on that island, as suggested, with the material now on hand.

Nothing to be done at present in regard to changing habitations of employees.

From Branch Workhouse, Rikers Island—Head Keeper reports that, as instructed, he has measured height of ash heap, which is found to be 20 feet 9 inches over the grade for a distance of 186 feet. On file.

From City Prison, Brooklyn—Report of fines received during week ending March 20, 1909:

From Court of Special Sessions.....	\$10 00
From City Magistrates' Courts.....	44 00
Total.....	\$54 00

#### Communications Transmitted.

To all Wardens, Head Keepers, Overseer et al.—It is hereby

Ordered, That no structural changes of any kind, running or changing of wires, etc., in apartments furnished to employees by this Department, shall be made without written authority from the Commissioner; neither is it permissible for employees to

appropriate as personal property articles of any kind made or manufactured by the prisoners without authority as aforesaid.

To Wardens, Penitentiary and Workhouse, Blackwells Island—In order to avoid delay, Wardens are notified to honor requests from the Department of Public Charities for the unloading of scows, etc.

To Civil Service Commission—Transmitting voucher in favor of Elizabeth Malone, for services rendered as Telephone Operator, during months of January and February, 1909, pending the establishment of such position in this Department by the Board of Estimate and Apportionment.

To the Comptroller—Transmitting proposal of Fiss, Doerr & Carroll Horse Company for six horses, for action on the sureties.

To the Comptroller—Referring to correspondence with Mr. Douglas Mathewson, submitted to the Comptroller, and relating to the boats under contract with Archibald Robertson.

The Department is in need of these two steamboats, and Comptroller is asked if any plan can be adopted by which they may be turned over to the Department.

To Commissioner, Department of Street Cleaning—In regard to filling in on Harts Island. It would be a great improvement if pond shown on accompanying map could be filled in by the Department of Street Cleaning.

#### Contract Awarded.

Ordered, That the proposal of March 18, 1909, of Jennings & Welstead, of No. 243 West Fifth Avenue, Manhattan, for new roof sheathing, etc., City Prison, Borough of Brooklyn, for \$1,225. Bond, \$615.

Surety: National Surety Company. —be accepted, the same being the lowest bid, the surety having been approved by the Comptroller, the contract for the performance of the above work be and the same is hereby awarded to the aforesaid party.

#### Reinstated.

Frederick W. Parkinson, Pilot, at \$1,020, on steamboats, in date from March 25, 1909. Dropped from the roll on January 15, 1909, on account of lack of work. Certified for reinstatement on Civil Service Preferred Eligible List of March 22, 1909.

Archibald A. McAuslin, Marine Engineer, at \$1,350, on steamboats, in date from March 25, 1909. Dropped from the roll on January 15, 1909, on account of lack of work. Certified for reinstatement on Civil Service Preferred Eligible List of March 22, 1909.

#### Resigned.

John R. Miller, Keeper, at \$1,200, at Branch Workhouse, Harts Island, tendered to take effect April 1, 1909.

Grace A. Keegan, Orderly, at \$240 per annum, at Workhouse, Blackwells Island, to take effect March 31, 1909.

#### Died.

On March 25, 1909, Henry Backhaus, Keeper, at \$1,200 at the Penitentiary, Blackwells Island. Civil Service Commission notified.

JOHN J. BARRY, Commissioner

### DEPARTMENT OF DOCKS AND FERRIES.

New York, March 20, 1909.

The following communications were received, action being taken thereon as noted, to wit:

From the Municipal Civil Service Commission (80700)—Authorizing the reinstatement of James E. Sheridan, Orderly. Sheridan reinstated as Orderly at \$25 per month while employed.

From the President of the Borough of Manhattan (80701)—Concerning the transfer to this Department of John L. Kelly, Laborer. Municipal Civil Service Commission requested to authorize transfer.

From the Department of Labor of the State of New York (80671)—Requesting information relative to the contracts awarded by this Department. Information furnished.

From Joseph Murray (80702)—Requesting permission to dredge in front of floating dump between One Hundred and Seventh and One Hundred and Eighth streets, Harlem River. Permit granted, work to be done under the supervision of the Chief Engineer.

From the Water-front Development Commission of Jersey City, N. J. (80715)—Asking that the Commissioner furnish them with information relative to the development of the water-front of The City of New York. Commission requested to set a date for an interview.

From the Chief Engineer—  
1 (80712). Recommending the issuance of an order for repairing, by the force of the Department, one of the locomotives at the West Forty-seventh street yard. Order issued to Chief Engineer.

2 (80710). Withdrawing his recommendation for a change in the title of Joseph Hyland and Frank W. Pearsall, Steamery Engineers. Change of title rescinded.

3 (80706). Reporting that Contract No. 1102, Class 3, for broken stone, was completed March 19, 1909, by the Manhattan Trawling Company. Comptroller notified.

4 (80697). Submitting plans showing cross section, plans and side elevation, and elevations of the street end and river end of the shed to be erected on the pier at Thirty-first street, South Brooklyn. Forwarded to Municipal Art Commission for approval.

Permission was granted Charles M. Alaby (80702) to remove two dynamites from the bulkhead between Forty-first and Forty-second streets, East River.

A communication (80670) was received from the Pennsylvania Railroad Company transmitting offer of the Sayreman Real Estate Company to sell property front of Harrison street, Brooklyn. Answered that the length of water-front on the bulkhead line is insufficient to make it available for commercial uses, unless the land southerly of Baltic street were purchased, and that the financial condition of the City does not admit of the purchase of property other than that which is absolutely necessary.

Consent was granted for the substitution of the National Surety Company, as surety, in place of J. J. Murphy and E. J. Toner, on the estimate of the Manhattan Supply Company for furnishing supplies under Classes 1, 2, 4 and 11 of Contract No. 1149.

An application (80418) was received from Cropper & Mitchell for permission to construct a sheet pile bulkhead between Bay Thirty-fourth street and Twenty-fourth avenue, about 95 feet southerly of Twenty-fourth avenue, Gravesend Bay, in the Borough of Brooklyn, and the Corporation Counsel was requested to advise as to what action should be taken relative thereto.

The Auditor reported that the following were audited and forwarded to the Finance Department for payment:

1. Payroll of the Municipal Ferry force for the week ending March 18, 1909, amounting to \$3,290.60.
2. Payroll of the Construction and Repairs forces for the week ending March 18, 1909, amounting to \$29,845.03.

The Cashier reported that moneys were received and deposited for the week ending March 20, 1909, amounting to \$9,408.79.

The following order (80608) was served upon the Fort George Coal and Lumber Company:

Whereas, By indenture of lease made the 29th day of December, 1902, by and between The City of New York, by the Commissioner of Docks, party of the first part, and the Fort George Coal and Lumber Company, party of the second part, all



and singular the wharfage which may arise, accrue or become due for the use and occupation in the manner and at the rates prescribed by law, of all that certain public wharf property situated on the Harlem River, in the Borough of Manhattan, City of New York, County of New York, and known and described as follows, to wit: Three hundred and fifty-nine feet of bulkhead, with a return of 80 feet, at the outer end of Shermans Creek, Harlem River, was leased, demise and farm let to the said party of the second part for the term of ten years from February 1, 1903, with the privilege of renewal for a further term of ten years; and

Whereas, in and by the said lease the said party of the second part covenanted, promised and agreed that it, the said party of the second part, shall and will, well and truly, and without any manner of deduction, abatement, fraud or delay, pay or cause to be paid to the said party of the first part, its successors or assigns, at the office of the Commissioner of Docks, his successor or successors, yearly and every year during the aforesaid term, in four equal quarterly payments in advance, the rent or sum of \$800 per annum; and

Whereas, in said indenture said party of the second part further covenanted and agreed that if the rent or sum of money therein reserved, or any part thereof, shall at any time be due or unpaid for the space of ten days after the same shall become due and payable, according to the terms thereof, then and in such case it shall and may be lawful for the said party of the first part, by order of the said Commissioner of Docks, at his discretion, to declare the said lease or demise and the term, estate or interest thereby created to have ceased, determined and come to an end, and forever thereafter to be null and void, and to serve or cause to be served a copy of said order on the party of the second part, its successors or assigns, or on some or one of them, either personally or by causing the same to be posted in a conspicuous place upon said premises; and then and from thenceforth the said lease and demise therein contained and thereby created and all franchises, powers, rights and privileges connected therewith and growing, arising or accruing out of the same shall cease, determine and come to an end, and the said party of the first part shall have again, repossess and enjoy the said wharfage, franchises, powers, rights and privileges as in its first and former estate, the same as if this lease and demise had never been made; and

Whereas, on the 1st day of February, 1909, there became due and payable the sum of \$200 for the quarter beginning the first day of February, 1909; and

Whereas, The Fort George Coal and Lumber Company has failed to pay to the said party of the first part, its successors or assigns, at the office of the Commissioner of Docks, the rental due for the quarter beginning February 1, 1909; therefore be it

Ordered, That the lease to the said Fort George Coal and Lumber Company of the wharf property described in said indenture of lease dated December 29, 1902, be and the same is hereby declared to have ceased, determined and come to an end as of this date, and that a copy of these preambles and order be served upon the said Fort George Coal and Lumber Company, its successors or assigns, or on some or one of them, either personally or by causing the same to be posted in a conspicuous place on the said premises.

Very respectfully,

(Signed) ALLEN N. SPOONER, Commissioner.

Corporation Counsel advised of action. United States Fidelity and Guaranty Company, surety on the lease, notified that the Department will look to it for the rental due.

The Chief Engineer reported the following work superintended under Bureau Orders:

No. 7067. Construction of 15-foot extension to existing dumping board at the head of the Sixth street Basin, Gowanus Canal, Brooklyn, by P. E. & W. A. Kane.

No. 6749. Construction of inclined covered approach, covered dumping board and office extension on the southerly side of the Sixth street Basin, about 495 feet west from the westerly side of Second avenue, Gowanus Canal, Brooklyn, by the Borough Construction Company.

No. 6821. Construction of an approach, covered dumping board and office extension between Harrison and Baltic streets, Brooklyn, by the Borough Development Company.

No. 6870. Construction of dumping board, runway, etc., at the Clinton avenue extension of Wallabout Basin, Brooklyn, by the Borough Construction Company.

No. 6953. Removal of dumping board on the easterly side of Clinton avenue, Brooklyn, by O'Brien Brothers.

No. 6765. Dredging and construction of pier to be used in connection with installation of floating dry dock at Pier 52, Erie Basin, Brooklyn, by the John N. Robbins Company.

No. 6890. Construction of dumping board near the north side of Hudson avenue, Brooklyn, by Henry Steers, Inc., for the Brooklyn Union Gas Company.

No. 6383. Erection of one-story boat house between Bay Thirty-second street and Twenty-third avenue, Brooklyn, by Harmon W. Cropper.

No. 6744. Construction of frame shed in rear of sheet pile bulkhead on westerly side of Coney Creek, near Denton avenue, Brooklyn, by Frederick Vorlieck.

No. 6737. Erection of coal pocket of concrete and timber on southerly side of slip north of the prolongation of the northerly line of One Hundred and Fifth street, Harlem River, Borough of The Bronx, by the Cramer-Meyer Company.

No. 6955. Construction of coal car trestle north of East One Hundred and Fifth street, Harlem River, The Bronx, by Cramer-Meyer Company.

No. 6349. Dredging at a point about 600 feet east of Great Kills road, Great Kills, Borough of Richmond, by the Great Kills Yacht Club.

No. 6479. Dredging at pier and channel of the Henry DuBois Sons' Company at Mariners' Harbor, Staten Island, by said Henry DuBois Sons' Company.

No. 6949. Repairs to outer 21 feet of pier foot of Main street, Tottenville, Staten Island, by Frederick W. O. Schmitz.

Commissioner's Order No. 442, alterations to small office at pier foot of One Hundred and Twenty-ninth street, North River, by E. E. Olcott.

Secretary's Order No. 20375, placing of lock box for milk cans foot of One Hundred and Twentieth street, Harlem River, by New York House of Refuge.

DENIS A. JUDGE, Deputy and Acting Commissioner.

Secretary of the Board of Estimate and Apportionment, with salary at the rate of seven hundred and fifty dollars (\$750) per annum, to take effect Monday, April 19, 1909.

#### DEPARTMENT OF PARKS.

Boroughs of Brooklyn and Queens  
April 14—

##### Appointments.

Appointed Park Laborers in the Borough of Brooklyn from Regular Eligible List—Charles H. Richards, Vet., No. 5514 Thirtieth avenue; Vincenzo Cerrillo, No. 572 Lincoln road; John J. Smith, No. 298 Manhattan avenue; Salino Giordani, No. 26 Meeker avenue; John Gallagher, No. 197 Adams street; John Farrell, No. 226 Twenty-second street; Antonio Salvo, No. 666 Lorimer street; Thomas F. Gleason, No. 210 Thirty-first street; Michele Calabrese, No. 45 Frost street; Michele A. Nicodimo, No. 76 Frost street; Joseph Blasco, No. 151 Withers street; Michael D'Amato, No. 259 Fourth avenue; Nicola Demiere, No. 76 Frost street; Anthony Arata, No. 209 Leonard street; Giovanni Alleva, No. 388 Leonard street; Pasquale

Citera, No. 214 Frost street; John Gomerlinger, No. 321 Forty-sixth street; Michael Borgia, No. 403 Rutland road; Saverio Citera, No. 121 Withers street; Vincenzo Esposito, No. 347 Leonard street; John Mullen, No. 564 Seventh avenue; Raffaele Uliano, No. 1227 Sixth street; Edward Walsh, No. 75 Third street; Gemaro Quagliano, No. 576 Carroll street; Joseph Chelowski, No. 213 Twenty-seventh street; Ambrose McCarty, No. 168 Meserole avenue; Eduardo Viola, No. 69 Meeker avenue; Antonio DeLuca, No. 19 Frost street; William A. Byrne, No. 39 Hall street; Salvatore DeCandia, No. 34 Frost street; Charles Weigert, No. 500 Metropolitan avenue; Antonio Rajowski, No. 181 Meeker avenue; Angello Cavallone, No. 125 Kingsland avenue; Frank E. Miller, No. 145 Skillman avenue; Joseph Ladronic, No. 137 Taaffe place; Sabatino Zambrotto, No. 63 Skillman avenue; Domenico Priante, No. 304 Union street; Domenico Speranza, No. 76 Meeker street; Frank H. Foe, No. 190 Sands street; Louis Cassata, No. 64 Main street; Angelo Rizzo, No. 78 Bennett street; Michael L. E. Walsh, No. 1192 Herkimer street; Bartholomew Conroy, No. 328 Forty-third street; Nicola Manduca, No. 111 Withers street; John B. Carrogeen, No. 204 Twenty-sixth street; Andrew O'Leary, No. 230 Nassau street; Michael Sabriola, No. 51 Maspeth avenue; Pasquale DeFaise, No. 59 Withers street; Daniel Davidson, No. 84a Sixteenth street; John J. Gilroy, No. 644 Park place.

Appointed Park Laborer in Queens, from Regular List—Adam Cook, No. 52 Benedict avenue, Woodhaven; John A. McElroy, No. 84 Bradford avenue, Flushing.

Dropped for Failure to Report for Work—Daniel Leppard, No. 147 Thirtieth street, Brooklyn, Park Laborer.

Resigned—Joseph A. St. John, No. 251 Evergreen avenue, Park Laborer.

#### DEPARTMENT OF DOCKS AND FERRIES.

April 14—Robert Nelson, Sr., formerly employed as a Financial Clerk, died April 12, 1909. His name has been dropped from the list of employees.

#### BOARD OF WATER SUPPLY.

April 14—The Board of Water Supply has made the following appointments:

Harold C. Stevens, No. 170 Broadway, N. Y., care of Hering & Fuller, Assistant Engineer, \$2,100 per annum, commencing April 1; Alexander S. Farmer, No. 58 Madison street, Brooklyn, N. Y., Assistant Engineer, \$1,800 per annum, commencing April 1; James G. Camm, Storm King, N. Y., Miner, \$3 per diem, commencing April 1; John Peterson, Storm King, N. Y., Miner, \$3 per diem, commencing April 2; Earle Jones, Croton-Hudson, N. Y., Miner, \$3 per diem, commencing April 2; William M. Stokes, Cornwall-Hudson, N. Y., Miner, \$3 per diem, commencing April 2; Louis Smith, Storm King, N. Y., Miner, \$3 per diem, commencing April 1; Milford Fleming, Cornwall-Hudson, N. Y., Miner, \$3 per diem, commencing April 5; Charles Brooks, Cornwall-Hudson, N. Y., Miner, \$3 per diem, commencing April 5; John R. Healy, No. 401 West One Hundred and Eighteenth street, New York City, Inspector, \$4.50\* per diem, commencing April 1; Frank H. Berger, No. 671 Carroll street, Brooklyn, N. Y., Inspector, \$4.50\* per diem, commencing April 1; Louis E. Bonnard, Brown Station, N. Y., Inspector, \$4.50\* per diem, commencing April 1; John E. Worsley, No. 253 West Twenty-third street, New York City, Inspector, \$4.50\* per diem, commencing April 2; J. Pierre Heath, No. 10 Hamilton avenue, Yonkers, N. Y., Inspector, \$4.50\* per diem, commencing April 2; David B. Oviatt, No. 172 West One Hundred and Ninth street, New York City, Inspector, \$4.50\* per diem, commencing April 2; Herbert L. Michael, No. 44 Maiden lane, Kingston, N. Y., Inspector, \$4.50\* per diem, commencing April 3; Eugene A. Rudiger, No. 317 Smith street, Perlekill, N. Y., Inspector, \$4.50\* per diem, commencing April 5; Allison Abbott, No. 55 East Fifty-ninth street, N. Y., Inspector, \$4.50\* per diem, commencing April 5; William Menke, No. 517 West One Hundred and Seventy-first street, N. Y., Inspector, \$4.50\* per diem, commencing April 5; Charles H. Knowles, No. 23 East Forty-eighth street, N. Y., Inspector, \$4.50\* per diem, commencing April 5; Thomas C. Brown, High Falls, N. Y., Inspector, \$4.50\* per diem, commencing April 5; Harry S. Silvester, Box 322, Jeffersonville, N. Y., Inspector, \$4.50\* per diem, commencing April 6; Joseph Smith, No. 157 East Seventy-fifth street, N. Y., Inspector, \$4.50\* per diem, commencing April 7; Frederick M. Beer, Barre Canal Office, Albany, N. Y., Inspector, \$4.50\* per diem, commencing April 8; Louis E. Robbe, No. 39 South Oxford street, Brooklyn, N. Y., Inspector, \$4.50 per diem, commencing April 12.

\*50 cents additional per day while working in a shaft or tunnel.

#### AQUEDUCT COMMISSIONERS.

April 14—Transfer of Michael M. Reynolds, Inspector of Masonry, from the Department of Bridges, to a similar position in this Commission, at \$5 per day, the Municipal Civil Service Commission having approved such transfer.

#### FIRE DEPARTMENT.

April 13— Appointed.

As ununiformed Firemen for a probationary period of one month, with compensation at the rate of \$800 per annum:

##### Borough of Manhattan.

To take effect April 8, 1909: Arthur A. Kaiser, assigned to Engine Company 7; Martin Clarke, assigned to Engine Company 30; William H. Price, assigned to Engine Company 30. To take effect April 13, 1909: Harry J. Rogers, assigned to Engine Company 76.

##### Dropped from the Rolls.

##### Borough of Brooklyn.

The name of ununiformed Fireman Alfred Inslee of Hook and Ladder Company 52 has been ordered dropped from the rolls of the Department, to take effect April 10, 1909, his probationary service being unsatisfactory.

##### Transferred.

Boroughs of Manhattan, The Bronx and Richmond.

Driver William Rudenbach, Repair Shops, has been transferred to the Superintendent of Buildings branch with compensation at the rate of \$912 per annum, to take effect April 1, 1909.

Driver David M. Doyle, Superintendent of Buildings branch, has been transferred to the Repair Shops, with compensation at the rate of \$912 per annum, to take effect April 1, 1909.

##### Leave of Absence Granted.

Boroughs of Manhattan, The Bronx and Richmond.

Leave of absence without pay for one month from April 1, 1909, has been granted in Drivers David M. Doyle of the Repair Shops.

##### Boroughs of Brooklyn and Queens.

Leave of absence without pay for one month, from April 1, 1909, has been granted to Hose Repairers' Helper John J. Carey, Repair Shops.

#### OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING which the Public Offices in the City are open for business and at which the Courts regularly open and adjourn as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts.

#### CITY OFFICES.

##### MAYOR'S OFFICE.

No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 300 Cortlandt.  
GEORGE B. MCCELLAN, Mayor.  
Frank M. O'Brien, Secretary.  
William A. Willis, Executive Secretary.  
James A. Kierdon, Chief Clerk and Bond and Warrant Clerk.

##### BUREAU OF WEIGHTS AND MEASURES.

Room 7, City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Cortlandt.  
Patrick Derry, Chief of Bureau.

##### BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Cortlandt.  
Francis V. S. Oliver, Jr., Chief of Bureau.  
Principal Office, Room 1, City Hall.  
Branch Office, Room 12, Borough Hall, Brooklyn.  
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.  
Branch Office, Hackett Building, Long Island City, Borough of Queens.

##### AQUEDUCT COMMISSIONERS.

Room 207, No. 280 Broadway, 3th floor, 9 a. m. to 4 p. m.

Telephone 1942 Worth.  
The Mayor, the Comptroller, ex-officio, Commissioners John P. Cowan (President), William H. Ten Eyck, John J. Ryan and John P. Windolger, Harry W. Walker, Secretary, Walter H. Sears, Chief Engineer.

##### ARMORY BOARD.

Major George B. McCellan, the Comptroller, Herman A. Metz, the President of the Board of Aldermen, Patrick F. McGowan, Brigadier-General George Moore Smith, Brigadier-General John G. Eddy, Captain J. W. Miller, the President of the Department of Taxes and Assessments, Lawson Ford.  
Harris Davis, Secretary, Room 6, Basement, Hall of Records, Chambers and Centre streets.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Worth.

##### ART COMMISSION.

City Hall, Room 21.  
Telephone call, 199 Cortlandt.  
Robert W. de Forest, Trustee, Metropolitan Museum of Art, President; Frank D. Millet, Painter, Vice-President; Howard Mansfield, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George B. McCellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; Arnold W. Brummer, Architect; John B. Pine, Charles Howard Russell, Fred B. Pratt, Herbert Adams.  
John Quincy Adams, Assistant Secretary.



#### CHANGES IN DEPARTMENTS, ETC.

#### BOARD OF ESTIMATE AND APPORTIONMENT.

April 15—Miss Lillian W. Roddy, of No. 4150 Eighteenth avenue, Borough of Brooklyn, has been appointed Telephone Switchboard Operator in the office of the



**BELLEVUE AND ALLIED HOSPITALS.**  
Office, Bellevue Hospital, Twenty-sixth street and First Avenue.  
Telephone, 4401 Madison Square.  
Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; James A. Farley, Samuel Sachs, Leopold Stern, John G. O'Keefe, Arden M. Robbins, Robert W. Heblard, ex-officio.

**BOARD OF ALDERMEN.**  
No. 11 City Hall, 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.  
Telephone, 716 Cortlandt.  
Patrick F. McGowan, President.  
P. J. Scully, City Clerk.

**BOARD OF ASSESSORS.**  
Office, No. 130 Broadway, 9 a. m. to 4 p. m.; Saturdays, 12 m.  
Antonio Zucca.  
Paul Weimann.  
James H. Kennedy.  
William H. Jasper, Secretary.  
Telephone, 29, 30 and 31 Worth.

**BOARD OF ELECTIONS.**  
Headquarters General Office, No. 107 West Forty-first Street.  
Commissioners—John T. Dowling (President), Charles B. Page (Secretary), Rudolph C. Fuller, James Kane.  
Michael T. Daly, Chief Clerk.  
Telephone, 2946 Bryant.

**BOROUGH OFFICES.**  
**Manhattan.**  
No. 112 West Forty-second street.  
William C. Baxter, Chief Clerk.

**The Bronx.**  
One Hundred and Thirty-eighth street and Mott Avenue (Solinger Building).  
Cornelius A. Bonner, Chief Clerk.

**Brooklyn.**  
No. 42 Court Street (Temple Bar Building).  
George Russell, Chief Clerk.

**Queens.**  
No. 46 Jackson Avenue, Long Island City.  
Carl Vogel, Chief Clerk.

**Richmond.**  
Borough Hall, New Brighton, S. I.  
Charles M. Schwalbe, Chief Clerk.  
All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

**BOARD OF ESTIMATE AND APPROPRIATION.**

The Mayor, Chairman; the Comptroller, President of the Board of Aldermen, President of the Borough of Manhattan, President of the Borough of Brooklyn, President of the Borough of The Bronx, President of the Borough of Queens, President of the Borough of Richmond.

**OFFICE OF THE SECRETARY.**  
No. 277 Broadway, Room 196. Telephone, 2380 Worth.  
Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary; Charles V. Allen, Clerk to Board.

**OFFICE OF THE CHIEF ENGINEER.**  
Nelson P. Lewis, Chief Engineer, No. 277 Broadway, Room 198. Telephone, 2380 Worth.  
Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 277 Broadway, Room 148. Telephone, 2380 Worth.  
Harry P. Nichols, Engineer in charge Division of Franchises, No. 277 Broadway, Room 807. Telephone, 2380 Worth.

**BOARD OF EXAMINERS.**  
Rooms 607 and 608 Metropolitan Building, No. 1 Madison Avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 546 Gramercy.  
Warren A. Cunniver, Charles Book, Lewis Harding, Charles G. Smith, Edward F. Craker, William A. Boring and George A. Just, Chairman.  
Edward V. Barton, Clerk.  
Board meeting every Tuesday at 2 p. m.

**BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MENDELMAN.**

Office, No. 148 East Twentieth Street.  
John J. Barry, Commissioner of Correction, President.  
Wm. E. Wyatt, Judge, Special Sessions, First Division.  
Robert J. Wilkin, Judge, Special Sessions, Second Division.  
James J. Walsh, City Magistrate, First Division.  
Edward J. Dinsley, City Magistrate, Second Division.  
Samuel R. Handwerker, John C. Haints, Dominick Di Tizio, James P. Boyle.  
Thomas R. Minnick, Secretary.

**BOARD OF REVISION OF ASSESSMENTS.**

Herman A. Metz, Comptroller.  
Francis K. Paulding, Corporation Counsel.  
Lawson Purdy, President of the Department of Taxes and Assessments.  
Henry J. Storr, Chief Clerk, Finance Department, No. 260 Broadway.  
Telephone, 1200 Worth.

**BOARD OF WATER SUPPLY.**  
Office, No. 290 Broadway.  
John A. Berner, Charles N. Chadwick, Charles A. Shaw, Commissioners.  
Thomas Bennett, Secretary.  
J. Waldo Smith, Chief Engineer.

**COMMISSIONERS OF ACCOUNTS.**  
Rooms 114 and 115 Stewart Building, No. 260 Broadway, 9 a. m. to 4 p. m.  
Telephone, 4315 Worth.  
John Parry Mitchell, Ernest V. Gallaber, Commissioners.

**CHARGE OF GRADE DAMAGE COMMISSION.**

**TWENTY-THIRD AND TWENTY-FOURTH WARDS.**  
Office of the Commission, Room 131, No. 260 Broadway (Stewart Building), Borough of Manhattan, New York City.

Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.  
Lamont McLoughlin, Clerk.  
Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p. m.

**CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.**

City Hall, Rooms 11, 12, 13 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.  
Telephone, 716 Cortlandt.  
P. J. Scully, City Clerk and Clerk of the Board of Aldermen.  
Joseph F. Prendergast, First Deputy Chief Clerk.  
John T. Oakley, Chief Clerk of the Board of Aldermen.  
Joseph V. Sculley, Clerk, Borough of Brooklyn.  
Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.  
William R. Zimmerman, Deputy City Clerk, Borough of Queens.  
Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

**CITY RECORD OFFICE.**

**BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.**  
Supervisor's Office, Park Row Building, No. 27 Park Row, Entrance, Room 807, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 3105 and 1526 Cortlandt. Supply Room, No. 2, City Hall.  
Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKimble, Secretary.

**COMMISSIONER OF LICENSES.**

Office, No. 277 Broadway.  
John N. Bugart, Commissioner.  
James P. Archibald, Deputy Commissioner.  
John J. Caldwell, Secretary.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 2385 Worth.

**COMMISSIONERS OF SINKING FUND.**

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen; and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen, Members: N. Taylor Phillips, Deputy Comptroller, Secretary Office of Secretary, Room 17, Stewart Building.  
Telephone, 1200 Worth.

**DEPARTMENT OF BRIDGES.**

Nos. 13-21 Park Row.  
James W. Stevenson, Commissioner.  
John H. Little, Deputy Commissioner.  
Edgar E. Schiff, Secretary.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 688 Cortlandt.

**DEPARTMENT OF CORRECTIONS.**

**CENTRAL OFFICE.**  
No. 148 East Twentieth Street. Office hours from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 2387 Gramercy.  
John J. Barry, Commissioner.  
George W. Meyer, Deputy Commissioner.  
John B. Fitzgerald, Secretary.

**DEPARTMENT OF DOCKS AND FERRIES.**

Room "A," N. R., Battery Place.  
Telephone, 320 Cortlandt.  
Allen N. Spooner, Commissioner.  
Dennis A. Judge, Deputy Commissioner.  
Joseph W. Savary, Secretary.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

**DEPARTMENT OF EDUCATION.**

**BOARD OF EDUCATION.**  
Park Avenue and Fifty-ninth Street, Borough of Manhattan, 9 a. m. to 4 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.  
Telephone, 1586 Plaza.  
Richard B. Abbot, Jr., Walter Alexander, Nicholas J. Barnett, Charles E. Bruce, M. D.; Joseph E. Cochrane, Frederick R. Conder, Francis W. Croninshield, Francis P. Cumler, Thomas M. De Lanty, Horace E. Dwyer, Alexander Perle, Joseph Nicola Francini, George Fairfield, George J. Gillespie, John Greene, Lewis Haas, Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James P. Holland, Arthur Hollick, Hugo Kandler, Max Katzenberg, Edward Lazarus, Alfred H. Man, Clement March, Mitchell May, Robert E. McCafferty, Dennis J. McDonald, M. D.; Ralph McKee, Frank W. Meyer, Thomas J. O'Donohue, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James E. Sullivan, Michael J. Sullivan, Bernard Suydam, Robert B. Thomas, John K. Thompson, George A. Vandenberg, Frank D. Wiley, George W. Wingate, Egerton L. Withrop, Jr., members of the Board.  
Egerton L. Withrop, Jr., President.  
John Greene, Vice President.  
A. Emerson Palmer, Secretary.  
Fred H. Johnson, Assistant Secretary.  
C. B. Snyder, Superintendent of School Buildings.  
Patrick Jones, Superintendent of School Supplies.  
Henry R. M. Cook, Auditor.  
Thomas A. Dillon, Chief Clerk.  
Henry M. Leisler, Supervisor of Lectures.  
Claude G. Leland, Superintendent of Libraries.  
A. J. Maguire, Supervisor of Janitors.

**BOARD OF SUPERINTENDENTS.**

William H. Maxwell, City Superintendent of Schools, and Andrew W. Edson, John H. Hazen, Clarence E. McInery, Thomas S. O'Brien, Edward B. Swallow, Edward L. Stevens, Gustave Stranheim, John H. Walsh, Associate City Superintendents.

**DISTRICT SUPERINTENDENTS.**  
Darwin L. Bandwell, William A. Campbell, John J. Chichering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elger, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M. D.; John L. Hunt, Henry W. Jameson, James Lee, Charles W. Lyles, James J. McCabe, William J. O'Shea, Julia Richmond, Alfred T. Schaeffer, Albert Shieh, Edgar Dale Shimer, Seth T. Stewart, Edward W. Stiff, Grace C. Strahan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

**BOARD OF EXAMINERS.**

William H. Maxwell, City Superintendent of Schools, and James C. Byrnes, Walter L. Hervey, Jerome A. O'Connell, George J. Smith, Examiners.

**DEPARTMENT OF FINANCE.**

Stewart Building, Chambers Street and Broadway, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 1200 Worth.  
Herman A. Metz, Comptroller.

John H. McGoony and N. Taylor Phillips, Deputy Comptrollers.  
Hubert L. Smith, Assistant Deputy Comptroller.  
Paul Looser, Secretary to Comptroller.

**MAIN DIVISION.**

H. J. Storr, Chief Clerk, Room 11.  
**BOOKKEEPING AND AWARDS DIVISION.**  
Frank W. Smith, Chief Accountant and Bookkeeper, Room 5.

**STOCK AND BOND DIVISION.**

James J. Sullivan, Chief Stock and Bond Clerk, Room 8.

**BUREAU OF AUDIT—MAIN DIVISION.**

F. H. Quinn, Chief Auditor of Accounts, Room 27.

**LAW AND ADJUSTMENT DIVISION.**

Jeremiah T. Mahoney, Auditor of Accounts, Room 15.

**BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.**

Charles S. Harvey, Supervising Statistician and Examiner, Room 15.

**CHARITABLE INSTITUTIONS DIVISION.**

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

**OFFICE OF THE CITY PAYMASTER.**

No. 81 Chambers Street and No. 52 Reade Street.  
John H. Thomsen, City Paymaster.

**ENGINEERING DIVISION.**

Stewart Building, Chambers Street and Broadway.  
Chandler Withington, Chief Engineer, Room 32.

**DIVISION OF INSPECTION.**

William M. Hoge, Auditor of Accounts in Charge, Room 39.

**DIVISION OF REAL ESTATE.**

Mortimer J. Brown, Appraiser of Real Estate, Rooms 101, 102 and 103.

**BUREAU FOR THE COLLECTION OF TAXES.**

Borough of Manhattan—Stewart Building, Room 0.

David E. Austin, Receiver of Taxes.

John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.

Borough of The Bronx—Municipal Building, Third and Tremont Avenues.

John B. Underhill and Stephen A. Nugent, Deputy Receivers of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-5.

Thomas J. Brennan and William Gallagher, Deputy Receivers of Taxes.

Borough of Queens—Hackett Building, Jackson Avenue and Fifth Street, Long Island City.

George H. Creed and Mason O. Smedley, Deputy Receivers of Taxes.

Borough of Richmond—Borough Hall, St. George, New Brighton.

John De Morgan and F. Wilsey Owen, Deputy Receivers of Taxes.

**BUREAU FOR THE COLLECTION OF ASSESSMENTS AND AREARS.**

Borough of Manhattan, Stewart Building, Room 1.

Daniel Murnahan, Collector of Assessments and Areas.

Richard E. Weldon, Deputy Collector of Assessments and Areas.

Borough of The Bronx—Municipal Building, Rooms 1-3.

James J. Donovan, Jr., Deputy Collector of Assessments and Areas.

Borough of Brooklyn—Mechanics Bank Building, corner Court and Montague Streets.

John M. Gray, Deputy Collector of Assessments and Areas.

Borough of Queens—Hackett Building, Jackson Avenue and Fifth Street, Long Island City.

Thomas A. Healy, Deputy Collector of Assessments and Areas.

Borough of Richmond—St. George, New Brighton.

George Brand, Deputy Collector of Assessments and Areas.

**BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.**

Stewart Building, Chambers Street and Broadway, Room 141.

Peter Aitken, Collector of City Revenue and Superintendent of Markets.

David O'Brien, Deputy Collector of City Revenue.

**BUREAU FOR THE EXAMINATION OF CLAIMS.**

Frank J. Frial, Chief Examiner, Room 18.

**BUREAU OF THE CITY CHAMBERLAIN.**

Stewart Building, Chambers Street and Broadway, Rooms 63 to 67.

James J. Martin, City Chamberlain.

Henry J. Walsh, Deputy Chamberlain.

Telephone, 4270 Worth.

**DEPARTMENT OF HEALTH.**

Southwest corner of Fifty-fifth Street and Sixth Avenue, Borough of Manhattan, 9 a. m. to 4 p. m.

Bureau of Health and Contagious Disease offices always open.

Telephone, 4990 Columbus.

Thomas Harrington, M. D., Commissioner of Health and President.

Aksh H. Doty, M. D.; Theodore A. Bingham, Commissioners.

Eugene W. Schaffer, Secretary.

Herman M. Biggs, M. D., General Medical Officer.

James McC. Miller, Chief Clerk.

Walter Hesel, M. D., Sanitary Superintendent.

William H. Guilfoyle, M. D., Registrar of Records.

**Borough of Manhattan.**

Alonso Blarvelt, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.

Charles J. Burke, M. D., Assistant Registrar of Records.

**Borough of The Bronx, No. 321 Third Avenue.**

Alonso Blarvelt, M. D., Acting Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

**Borough of Brooklyn, Nos. 35 and 40 Clinton Street.**

Traverse R. Maxwell, M. D., Assistant Sanitary Superintendent; Alfred T. Metcalfe, Assistant Chief Clerk; S. J. Byrne, M. D., Assistant Registrar of Records.

**Borough of Queens, Nos. 372 and 374 Fulton Street, Jamaica.**

John H. Barry, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

**Borough of Richmond, Nos. 54 and 56 Water Street, Stapleton, Staten Island.**

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M. D., Assistant Registrar of Records.

**DEPARTMENT OF PARKS.**

Henry Smith, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

William J. Frausoli, Secretary.

Offices, Arsenal, Central Park.

Telephone, 201 Plaza.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn.

Telephone, 3120 South.

Joseph L. Berry, Commissioner of Parks for the Borough of The Bronx.

Offices, Zborowski Mansion, Claremont Park.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Telephone, 240 Tremont.

**DEPARTMENT OF PUBLIC CHARITIES.**

**PRINCIPAL OFFICE.**

Foot of East Twenty-sixth Street, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Telephone, 1710 Madison Square.

Robert W. Hubbard, Commissioner.

Richard C. Baker, First Deputy Commissioner.

Thomas W. Hyman, Second Deputy Commissioner for Brooklyn and Queens.

Nos. 37 to 39 Schermerhorn Street, Brooklyn. Telephone, 2977 Main.

J. McKee Borden, Secretary.

Plans and Specifications, Contracts, Proposals and Estimates for Work and Materials for Building, Repairs and Supplies, Bills and Accounts, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Bureau of Dependent Adults, Foot of East Twenty-sixth Street. Office hours, 9 a. m. to 4 p. m.

The Children's Bureau, No. 30 Third Avenue. Office hours, 9 a. m. to 4 p. m.

Jeremiah Connolly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island.

Telephone, 1000 Tompkinsville.

**DEPARTMENT OF STREET CLEANING.**

Nos. 73 to 77 Park Row, 9 a. m. to 4 p. m.

Telephone, 2863 Cortlandt.

William H. Edwards, Commissioner.

James J. Hagan, Deputy Commissioner, Borough of Manhattan.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Julian Scott, Deputy Commissioner, Borough of The Bronx.

John J. O'Brien, Chief Clerk.

**DEPARTMENT OF TAXES AND ASSESSMENTS.**

Hall of Records, corner of Chambers and Centre Streets. Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Lawson Purdy, President; Frank Raymond, James H. Tully, Charles Putzel, Hugh Hastings, Charles J. McCormack, John J. Halleran.

Telephone, 3000 Worth.

**DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.**

Nos. 13 to 21 Park Row, 9 a. m. to 4 p. m.

Telephone, Manhattan, 5240 Cortlandt; Brooklyn, 2600 Main; Queens, 470 Greenpoint; Richmond, 90 Tompkinsville; Bronx, 62 Tremont.

John H. O'Brien, Commissioner.

M. F. Loughman, Deputy Commissioner.

John F. Garvey, Secretary to Department.

J. M. de Varona, Chief Engineer.

George W. Birdsell, Consulting Hydraulic Engineer.

George F. Sever, Consulting Electrical Engineer.

Charles F. Lacombe, Chief Engineer of Light and Power.

Michael C. Padden, Water Register, Manhattan.

William A. Hawley, Secretary to Commissioner.

William C. Cusler, Deputy Commissioner, Borough of Brooklyn, Municipal Building, Brooklyn.

John W. McKay, Acting Chief Engineer, Brooklyn.

William R. McGuire, Water Register, Brooklyn.

Michael Hight, Deputy Commissioner, Borough of The Bronx, Crotona Park Building, One Hundred and Seventy-seventh Street and Third Avenue.

Thomas M. Lynch, Water Register, The Bronx.

Charles C. Wisel, Deputy Commissioner, Borough of Queens, Hackett Building, Long Island City.

John E. Rowe, Deputy Commissioner, Borough of Richmond, Municipal Building, St. George.

**EXAMINING BOARD OF PLUMBERS.**

Bartholomew F. Donohoe, President; John J. Moore, Secretary; John J. Dunn, Treasurer; ex-officio, Francis Loomis and Matthew E. Healy.

Rooms Nos. 14, 15 and 16 Aldrich Building, Nos. 124 and 125 Church Street.

Office open during business hours every day in the year (except legal holidays). Examinations are held on Monday, Wednesday and Friday after 1 p. m.

**FIRE DEPARTMENT.**

Office hours for all, except where otherwise noted from 9 a. m. to 4 p. m.; Saturdays, 12 m.

**HEADQUARTERS.**



**ASSISTANTS**—Theodore Connolly, George L. Steinhilber, Charles D. Olendorf, William P. Burr, R. Percy Chittenden, David Ramsey, William Boers Crowell, John L. O'Brien, Terence Farley, Cornelius E. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freeman, Louis H. Hahle, Frank H. Pierce, Stephen O'Brien, Charles A. O'Neill, Richard H. Mitchell, John W. Deacon, Edward J. McLaughlin, Curtis A. Peters, Arthur Sweeney, Joel J. Squier, Harford P. Walker, George P. Nicholson, George H. Follwell, William H. King, Alfred W. Boorman, Josiah A. Stover, Thomas F. Noonan, J. Gabriel Britt, Royal E. T. Riggs, Charles McIntyre, Solon Derrick, Francis J. Byrne, James P. O'Connor, William H. Jackson, Edward Mason, Elliot S. Bennett, Clarence L. Barber, Isaac Phillips, Edward A. McKean, Eugene Fay.

**Secretary to the Corporation Counsel**—Edmond Kirby.

**Chief Clerk**—Andrew T. Campbell.

**BROOKLYN OFFICE.**  
Borough Hall, 2d floor, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 2948 Main.  
James D. Bell, Assistant in charge.

**BUREAU OF STREET OPENINGS.**  
No. 46 West Broadway, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 1990 Cortlandt.  
John P. Dunn, Assistant in charge.

**BUREAU FOR THE RECOVERY OF PENALTIES.**  
No. 110 Nassau street, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 428 Cortlandt.  
Hermon Stiefel, Assistant in charge.

**BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.**  
No. 280 Broadway, 9th floor. Office hours (as public) 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 4385 Worth.  
Geo. O'Reilly, Assistant in charge.

**TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.**  
No. 44 East Twenty-third street, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 191 Gramercy.  
John P. O'Brien, Assistant in charge.

**METROPOLITAN SEWERAGE COMMISSION.**  
Office, No. 17 Battery place. George A. Soper, P. E., President; James H. Furter, Secretary; H. de B. Parsons, Charles Scoville, Lindsay R. Williams, M. D.

Telephone, 1694 Rector.

**MUNICIPAL CIVIL SERVICE COMMISSION.**  
No. 290 Broadway, 9 a. m. to 4 p. m.  
Frank L. Polk, R. Ross Appleton, Arthur J. O'Keefe.  
Frank A. Spencer, Secretary.  
John F. Skelly, Assistant Secretary.  
Labor Bureau.  
No. 54-66 Lafayette street.  
Telephone, 2442 Worth.

**MUNICIPAL EXPLOSIVES COMMISSION.**  
Nos. 127 and 129 East Sixty-seventh street. Headquarters Fire Department.  
Patrick A. Whitney, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Abraham A. Brannen.  
Telephone, 645 Plaza.  
Frank S. Wolf, Secretary, Nos. 35-37 Jay street, Brooklyn.  
Stated meeting, Friday of each week, at 11 p. m.  
Telephone, 350 Main.

**POLICE DEPARTMENT.**  
**CENTRAL OFFICE.**  
No. 300 Mulberry street, 9 a. m. to 4 p. m. Telephone, 300 Spring.  
Theodore A. Dingham, Commissioner.  
William J. Baker, First Deputy Commissioner.  
Frederick H. Bagher, Second Deputy Commissioner.  
Bert Hanson, Third Deputy Commissioner.  
Arthur Woods, Fourth Deputy Commissioner.  
Daniel G. Slattery, Secretary to Commissioner.  
William H. Kipp, Chief Clerk.

**PUBLIC SERVICE COMMISSION.**  
The Public Service Commission for the First District, Tribune Building, No. 134 Nassau street, Manhattan.  
Office hours, 9 a. m. to 11 p. m., every day in the year, including holidays and Sundays.  
Stated public meetings of the Commission, Tuesdays and Fridays at 11:30 a. m. in the Public Hearing Room of the Commission, third floor of the Tribune Building, unless otherwise ordered.  
Commissioners—William R. Wilcox, Chairman; William McCarrall, Edward M. Bassett, Milo R. Matine, John E. Elstis. Counsel, George S. Coleman. Secretary, Travis H. Whitney.  
Telephone, 4150 DeKman.

**TENEMENT HOUSE DEPARTMENT.**  
Manhattan Office, No. 44 East Twenty-third street. Telephone, 432 Gramercy.  
Edmond J. Butler, Commissioner.  
Wm. H. Abbott, Jr., First Deputy Commissioner.  
Brooklyn Office (Boroughs of Brooklyn, Queens and Richmond), Temple Bar Building, No. 44 Court street.  
Telephone, 351 Main.  
John McKean, Second Deputy Commissioner.  
Brooklyn Office, Nos. 262, 264 and 266 Third Avenue.  
Telephone, 674 Melrose.  
William B. Calvert, Superintendent.

## BOROUGH OFFICES.

**BOROUGH OF THE BRONX.**  
Office of the President, corner Third avenue and One Hundred and Seventy-seventh street; 9 a. m. to 5 p. m. Saturdays, 9 a. m. to 12 m.  
Louis F. Haffen, President.  
Henry A. Gumberton, Secretary.  
John F. Murray, Commissioner of Public Works.  
John A. Hawkins, Assistant Commissioner of Public Works.  
Josiah A. Briggs, Chief Engineer.  
Frederick Greenberg, Principal Assistant Topographical Engineer.  
Charles H. Graham, Engineer of Sewers.  
Thomas H. O'Neill, Superintendent of Sewers.  
Samuel C. Thompson, Engineer of Highways.  
Patrick J. Keefe, Superintendent of Buildings.  
John A. Mason, Assistant Superintendent of Buildings.  
Peter J. Stamp, Superintendent of Highways.  
Albert H. Coleman, Superintendent of Public Buildings and Offices.  
Telephone, 68 Tremont.

**BOROUGH OF BROOKLYN.**  
President's Office, Nos. 15 and 16 Borough Hall, 9 a. m. to 5 p. m. Saturdays, 9 a. m. to 12 m.  
Jord S. Coler, President.  
Charles Frederick Adams, Secretary.  
John A. Heffernan, Private Secretary.  
Thomas R. Farrell, Commissioner of Public Works.  
James M. Power, Secretary to Commissioner.  
David F. Moore, Superintendent of Buildings.  
James Dunn, Superintendent of the Bureau of Sewers.  
Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.  
Patrick T. Lynch, Superintendent of Highways.

**BOROUGH OF MANHATTAN.**  
Office of the President, Nos. 14, 15 and 16 City Hall, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
John F. Abner, President.  
Bernard Downing, Secretary.  
John Cloghan, Commissioner of Public Works.  
James J. Hagan, Assistant Commissioner of Public Works.  
George F. Scannell, Superintendent of Highways.  
Edward S. Murphy, Superintendent of Buildings.  
Frank J. Goodwin, Superintendent of Sewers.  
John K. Voorhis, Superintendent of Buildings and Offices. Telephone, 6723 Cortlandt.

**BOROUGH OF QUEENS.**  
President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Lawrence Greer, President.  
John M. Cragen, Secretary.  
Alfred Deaton, Commissioner of Public Works.  
Harry Sutphin, Assistant Commissioner of Public Works.  
Patrick E. Leahy, Superintendent of Highways.  
Carl Berger, Superintendent of Buildings.  
Cornelius Burke, Superintendent of Sewers.  
Arrow C. Hankins, Superintendent of Street Cleaning.  
Edward F. Kelly, Superintendent of Public Buildings and Offices.  
Telephone, 290 Greenpoint.

**BOROUGH OF RICHMOND.**  
President's Office, New Brighton, Staten Island.  
George Connolly, President.  
Magbury Fleming, Secretary.  
Louis Lincoln Tribbia, Consulting Engineer and Acting Commissioner of Public Works.  
William H. Hillyer, Assistant Commissioner of Public Works, Bureau of Engineering—Topography.  
Theodore S. Oxlund, Engineer in charge, Bureau of Engineering—Construction.  
John Seaton, Superintendent of Buildings.  
H. E. Hucl, Superintendent of Highways.  
John T. Fetherston, Assistant Engineer and Acting Superintendent of Street Cleaning.  
Ernest H. Seelousen, Superintendent of Sewers.  
John Tindlin, Jr., Superintendent of Public Buildings and Offices.  
Office—Borough Hall, New Brighton, N. Y., 9 a. m. to 5 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 1000 Tompkinsville.

**CORONERS.**  
Borough of The Bronx—Corner of Third avenue and Tremont avenue—Telephone, 1250 Tremont and 1254 Tremont.  
Robert F. McDonald, A. F. Schwannocke.  
William T. Austin, Chief Clerk.  
Borough of Brooklyn—Office, Rooms 1 and 2 Municipal Building, Telephone, 6224 Main and 4024 Main.  
Henry J. Brown, M. D., John F. Kennedy.  
Joseph McGinnis, Chief Clerk.  
Open all hours of the day and night.  
Borough of Manhattan—Office, Criminal Courts Building, Centre and White streets. Open at all times of the day and night.  
Coroners: Julius Harberger, Peter P. Acritelli, George F. Strady, Jr., Peter Duolek.  
Julius Harberger, President Board of Coroners.  
Jacob E. Busch, Chief Clerk.  
Telephone, 1004 527, 528 Franklin.  
Borough of Queens—Office, Borough Hall, Fulton street, Jamaica, L. I.  
Samuel H. Gott, Alfred S. Amder.  
Martin Mager, Jr., Chief Clerk.  
Office hours, from 9 a. m. to 10 p. m.  
Borough of Richmond—No. 44 Second street, New Brighton. Open for the transaction of business all hours of the day and night.  
Matthew J. Cahill.  
Telephone, 7 Tompkinsville.

## COUNTY OFFICES.

### NEW YORK COUNTY.

**COMMISSIONER OF JUDICIAL.**  
Room 127 Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.  
Thomas Allison, Commissioner.  
Frederick P. Simpson, Assistant Commissioner.  
Frederick O'Byrne, Secretary.  
Telephone, 241 Worth.

**COMMISSIONER OF RECORDS.**  
Office, Hall of Records.  
William S. Andrews, Commissioner.  
James O. Farrell, Superintendent.  
James J. Fleming, Jr., Secretary.  
Telephone, 3908 Worth.

**COUNTY CLERK.**  
Nos. 5, 7, 9, 11 and 13 New County Court-house.  
Office hours from 9 a. m. to 4 p. m.  
Peter J. Dooling, County Clerk.  
John F. Curry, Deputy.  
Joseph J. Glennon, Secretary.  
Telephone, 890 Cortlandt.

**DISTRICT ATTORNEY.**  
Building for Criminal Courts, Franklin and Centre streets.  
Office hours from 9 a. m. to 5 p. m. Saturdays, 9 a. m. to 12 m.  
Wm. Travers Jerome, District Attorney.  
John A. Hemmelsberg, Chief Clerk.  
Telephone, 2304 Franklin.

**PUBLIC ADMINISTRATOR.**  
No. 115 Nassau street, 9 a. m. to 4 p. m.  
William M. Hoes, Public Administrator.  
Telephone, 639 Cortlandt.

**REGISTER.**  
Hall of Records. Office hours, from 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m. During the months of July and August the hours are from 9 a. m. to 3 p. m.  
Frank Goss, Register.  
William H. Simeott, Deputy Register.  
Telephone, 300 Worth.

**SHERIFF.**  
No. 399 Broadway, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Except during July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.  
Thomas P. Tukey, Sheriff.  
John F. Gilchrist, Under Sheriff.  
Telephone, 424 Worth.

**SURROGATE.**  
Hall of Records. Court open from 9 a. m. to 4 p. m., except Saturday when it closes at 12 m. During the months of July and August the hours are from 9 a. m. to 2 p. m.  
Abner C. Thomas and John P. Cohalan, Surrogates; William V. Leary, Chief Clerk.

## KINGS COUNTY.

**COMMISSIONER OF JUDICIAL.**  
County Court-house.  
Jacob Brenner, Commissioner.  
Jacob A. Livingston, Deputy Commissioner.  
Albert H. Waldron, Secretary.  
Office hours from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.  
Office hours during July and August, 9 a. m. to 2 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 1434 Main.

**COMMISSIONER OF RECORDS.**  
Hall of Records.  
Office hours, 9 a. m. to 4 p. m., excepting months of July and August, then 9 a. m. to 2 p. m. Saturdays, 9 a. m. to 12 m.  
Lewis M. Sweeney, Commissioner.  
D. H. Ralston, Deputy Commissioner.  
Telephone, 1114 Main.  
Thomas D. Moscrop, Superintendent.  
William J. Beattie, Assistant Superintendent.  
Telephone, 1024 Main.

**COUNTY CLERK.**  
Hall of Records, Brooklyn. Office hours, 9 a. m. to 4 p. m.; during months of July and August, 9 a. m. to 2 p. m. Saturdays, 9 a. m. to 12 m.  
Frank Ehlers, County Clerk.  
Robert A. Sharkey, Deputy County Clerk.  
John Cooper, Assistant Deputy County Clerk.  
Telephone, 1241 Main.

**COUNTY COURT.**  
County Court-house, Brooklyn, Rooms 10, 17, 18, 22 and 23. Court opens at 10 a. m. daily and sits until business is completed. Part I., Room No. 23; Part II., Room No. 17, Court-house. Clerk's Office, Rooms 17, 18 and 22, open daily from 9 a. m. to 4 p. m.; Saturdays, 12 m.  
Norman S. Dike and Lewis L. Fawcett, County Judges.  
Charles S. Deroy, Chief Clerk.  
Telephone, 4152 and 4153 Main.

**DISTRICT ATTORNEY.**  
Office, County Court-house, Borough of Brooklyn.  
Hours, 9 a. m. to 5 p. m.  
John F. Clarke, District Attorney.  
Telephone number, 2525-6-7 Main.

**PUBLIC ADMINISTRATOR.**  
No. 44 Court street (Temple Bar), Brooklyn, 9 a. m. to 5 p. m.  
Charles E. Teale, Public Administrator.  
Telephone, 2540 Main.

**REGISTER.**  
Hall of Records. Office hours, 9 a. m. to 4 p. m., excepting months of July and August, then from 9 a. m. to 2 p. m., provided for by statute.  
William A. Froendberg, Register.  
Frederick H. E. Rhein, Deputy Register.  
Telephone, 2830 Main.

**SHERIFF.**  
County Court-house, Brooklyn, N. Y.  
9 a. m. to 4 p. m. Saturdays, 12 m.  
Alfred T. Hobbey, Sheriff.  
James P. Connell, Under Sheriff.  
Telephone, 6445, 6446, 6447, Main.

**SURROGATE.**  
Hall of Records, Brooklyn, N. Y.  
Herbert T. Ketcham, Surrogate.  
Edward J. Bergen, Chief Clerk and Clerk of the Surrogate's Court.  
Court opens at 10 a. m. Office hours, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.  
Telephone, 3554 Main.

## QUEENS COUNTY.

**COMMISSIONER OF JUDICIAL.**  
Office hours, 9 a. m. to 4 p. m.; July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m. Queens County Court-house, Long Island City.  
John P. Balbert, Commissioner of Juries.  
Rodman Richardson, Assistant Commissioner.  
Telephone, 455 Greenpoint.

**COUNTY CLERK.**  
No. 314 Fulton street, Jamaica, Fourth Ward Borough of Queens, City of New York.  
Office open, 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m.  
John Kiedlerstein, County Clerk.  
Henry Walter, Jr., Deputy County Clerk.  
Telephone, 151 Jamaica.

**COUNTY COURT.**  
Temporary County Court-house, Long Island City. County Court opens at 10 a. m. Trial Terms begin first Monday of each month, except July, August and September. Special Terms each Saturday, except during August and first Saturday of September. County Judge's office always open at No. 136 Fulton street, Jamaica, N. Y.  
Burt J. Humphrey, County Judge.  
Telephone, 256 Jamaica.

**DISTRICT ATTORNEY.**  
Office, Queens County Court-house, Long Island City, 9 a. m. to 5 p. m.  
Frederick G. De Wit, District Attorney.  
Telephone, 39 Greenpoint.

**PUBLIC ADMINISTRATOR.**  
No. 17 Cook avenue, Elmhurst.  
John T. Robinson, Public Administrator, County of Queens.  
Telephone, 131 Newtown.

**SHERIFF.**  
County Court-house, Long Island City, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Herbert S. Harvey, Sheriff.  
John M. Phillips, Under Sheriff.  
Telephone, 43 Greenpoint (office).  
Henry O. Schiele, Warden, Queens County Jail.  
Telephone, 372 Greenpoint.

**SURROGATE.**  
Daniel Noble, Surrogate.  
Wm. F. Hendrickson, Clerk.  
Office, No. 324 Fulton street, Jamaica.  
Except on Sundays, holidays and half holidays, the office is open from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.  
The calendar is called on Tuesday of each week at 10 a. m., except during the month of August.  
Telephone, 397 Jamaica.

## RICHMOND COUNTY.

**COMMISSIONER OF JUDICIAL.**  
Village Hall, Stapleton.  
Charles J. Kullman, Commissioner.  
John J. McCaughy, Assistant Commissioner.  
Office open from 9 a. m. until 4 p. m.; Saturdays, from 9 a. m. to 12 m.  
Telephone, 81 Tompkinsville.

**COUNTY CLERK.**  
County Office Building, Richmond, S. I., 9 a. m. to 4 p. m.  
L. Rostwick, County Clerk.  
County Court-house, Richmond, S. I., 9 a. m. to 4 p. m.  
Telephone, 28 New Dorp.

**COUNTY JUDGE AND SURROGATE.**  
Terms of Court, Richmond County, 1909.  
County Courts—Stephen D. Stephens, County Judge.  
First Monday of June, Grand and Trial Jury.  
Second Monday of November, Grand and Trial Jury.  
Fourth Wednesday of January, without a Jury.  
Fourth Wednesday of February, without a Jury.  
Fourth Wednesday of March, without a Jury.  
Fourth Wednesday of April, without a Jury.  
Fourth Wednesday of May, without a Jury.  
Fourth Wednesday of June, without a Jury.  
Fourth Wednesday of July, without a Jury.  
Fourth Wednesday of August, without a Jury.  
Fourth Wednesday of September, without a Jury.  
Fourth Wednesday of October, without a Jury.  
Fourth Wednesday of November, without a Jury.  
Fourth Wednesday of December, without a Jury.  
Surrogate's Court—Stephen D. Stephens, Surrogate.  
Mondays, at the Borough Hall, St. George, at 10:30 o'clock a. m.  
Tuesdays, at the Borough Hall, St. George, at 10:30 o'clock a. m.  
Wednesdays, at the Surrogate's Office, Richmond at 10:30 o'clock a. m.

**DISTRICT ATTORNEY.**  
Borough Hall, St. George, S. I.  
Samuel H. Evans.  
Telephone, 50 Tompkinsville.

**SHERIFF.**  
County Court-house, Richmond, S. I.  
Office hours, 9 a. m. to 4 p. m.  
Joseph J. Barish.

## THE COURTS.

### APPELLATE DIVISION OF THE SUPREME COURT.

**FIRST JUDICIAL DEPARTMENT.**  
Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 1 p. m. (Friday, Motion day at 10:30 a. m.)  
Edward Patterson, Presiding Justice; George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Prester Clarke, James W. Houghton, Francis M. Scott, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.  
Clerk's Office opens at 9 a. m.  
Telephone, 380 Madison Square.

### SUPREME COURT—FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10:15 a. m. to 4 p. m.  
Special Term, Part I. (motions), Room No. 16.  
Special Term, Part II. (ex parte business), Room No. 13.  
Special Term, Part III., Room No. 19.  
Special Term, Part IV., Room No. 20.  
Special Term, Part V., Room No. 6.  
Special Term, Part VI. (Elevated Railroad cases), Room No. 31.  
Trial Term, Part I., Room No. 34.  
Trial Term, Part II., Room No. 35.  
Trial Term, Part III., Room No. 36.  
Trial Term, Part IV., Room No. 37.  
Trial Term, Part V., Room No. 38.  
Trial Term, Part VI., Room No. 39.  
Trial Term, Part VII., Room No. 40.  
Trial Term, Part VIII., Room No. 41.  
Trial Term, Part IX., Room No. 42.  
Trial Term, Part X., Room No. 43.  
Trial Term, Part XI., Room No. 44.  
Trial Term, Part XII., Room No. 45.  
Trial Term, Part XIII., and Special Term, Part VII., Room No. 46.  
Trial Term, Part XIV., Room No. 27.  
Trial Term, Part XV., Room No. 28.  
Trial Term, Part XVI., Room No. 29.  
Trial Term, Part XVII., Room No. 30.  
Trial Term, Part XVIII., Room No. 31.  
Appellate Term, Room No. 29.  
Naturalization Bureau, Room No. 38, third floor.  
Assignment Bureau, room on mezzanine floor, northeast.  
Clerk in attendance from 10 a. m. to 4 p. m.  
Clerk's Office, Special Term, Part I. (motions), Room No. 11.  
Clerk's Office, Special Term, Part II. (ex parte business), ground floor, southeast corner.  
Clerk's Office, Special Term, Calendar, ground floor, south.  
Clerk's Office, Appellate Term, room southwest corner, third floor.  
Trial Term, Part I. (criminal business).  
Criminal Court-house, Centre street.  
Justices—Charles H. Truax, Charles F. MacLean, Henry Blachod, Leonard A. Glagorich P. Henry Dugan, Henry A. Glagorich, James Fitzgerald, James A. O'Gorman, James A. Blanchard, Samuel Greenbaum, Edward E. McCall, Edward B. Amend, Vernon M. Davis, Victor J. Dooling, Joseph E. Newburger, John W. Goddard, Samuel Beahm, M. Warley Platsch, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Mitchell L. Erianger, Charles L. Guy, James W. Gerard, Irving Lehman.  
Peter J. Dooling, Clerk, Supreme Court.  
Telephone, 428 Cortlandt.

### SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N. Y.  
Court open daily from 10 o'clock a. m. to 5 o'clock p. m. Seven jury trial parts, Special Term for Trials. Special Term for Motions.  
James P. McKee, General Clerk.  
Telephone, 540 Main.



**CRIMINAL DIVISION—SUPREME COURT.**

Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10:30 a. m.  
Peter J. Downing, Clerk; Edward R. Carroll, Special Deputy to the Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 6664 Franklin.

**COURT OF GENERAL SESSIONS.**

Held in the Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10:30 a. m.  
Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swann, Joseph F. Musquera, James T. Malone, Judges of the Court of General Sessions. Edward R. Carroll, Clerk. Telephone, 1201 Franklin.  
Clerk's Office open from 9 a. m. to 4 p. m.  
During July and August Clerk's Office will close at 2 p. m., and on Saturdays at 12 m.

**CITY COURT OF THE CITY OF NEW YORK.**

No. 35 Chambers street, Brownstone Building, City Hall Park, from 9 a. m. to 4 p. m.  
Part I.  
Part II.  
Part III.  
Part IV.  
Part V.  
Part VI.  
Part VII.  
Part VIII.  
Special Term Chambers will be held from 10 a. m. to 4 p. m.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Edward F. O'Dwyer, Chief Justice; Lewis J. Conlan, Francis B. Delehanty, Joseph I. Green, Alexander Finelli, Thomas F. Donnelly, John V. McAvoy, Peter Schenck, Richard T. Lynch, Edward B. La Fetra, Justices. Thomas F. Smith, Clerk.  
Telephone, 6142 Courtlandt.

**COURT OF SPECIAL SESSIONS.**

Building for Criminal Courts, Centre street between Franklin and White streets, Borough of Manhattan.  
Court opens at 10 a. m.  
Justices—First Division—William E. Wyatt, Wilford H. Olmsted, Joseph M. Devel, Lorenz Zeiler, John B. Mayo, Franklin Chase Hoyt.  
Clerk: William M. Fuller, Deputy Clerk.  
City Magistrates to sit in the Court of Special Sessions until November 30, 1909—Charles W. Harris, Joseph P. Moss.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 201 Franklin, Clerk's office.  
Telephone, 601 Franklin, Justices' chambers.  
Second Division—Trial Days—No. 177 Atlantic avenue, Brooklyn, Mondays, Thursdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Borough Hall, St. George, Borough of Richmond, Wednesdays at 10 o'clock.  
Justices—Howard J. Forker, John Fleming, Morgan M. L. Ryan, Robert J. Wilkin, George J. O'Keefe, James J. McInerney, Joseph L. Kerrigan, Clerk; John J. Durman, Deputy Clerk.  
Clerk's Office, No. 177 Atlantic avenue, Borough of Brooklyn, open from 9 a. m. to 4 p. m.

**CHILDREN'S COURT.**

First Division—No. 66 Third avenue, Manhattan Ernest K. Coulter, Clerk.  
Telephone, 5311 Stuyvesant.  
Second Division—No. 102 Court street, Brooklyn William F. Delaney, Clerk.  
Telephone, 587 Main.

**CITY MAGISTRATES' COURT.****First Division.**

Court open from 9 a. m. to 4 p. m.  
City Magistrate—Robert C. Connell, Leroy E. Crane, Peter T. Barlow, Matthew F. Brown, Joseph E. Moss, James J. Walsh, Henry Steiner, Daniel E. Finn, Frederick B. House, Charles N. Harris, Frederic Kernochan, Arthur C. Batts, Joseph E. Corrigan, Moses Herman, Paul Krötel, Keyran J. O'Connor.  
Philip Black, Secretary, One Hundred and Twenty-first street and Sylvan place.  
First District—Criminal Court Building.  
Second District—Jefferson Market.  
Third District—No. 69 Essex street.  
Fourth District—No. 151 East Fifty-seventh street.  
Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.  
Sixth District—One Hundred and Sixty-first street and Brook avenue.  
Seventh District—No. 354 West Fifty-fourth street.  
Eighth District—Main street, Westchester.

**Second Division.****Borough of Brooklyn.**

City Magistrate—Edward J. Dooley, James G. Tighe, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Vauxham, Jr., Alexander H. Geismar, John P. Hyman.  
President of the Board, Edward J. Dooley, No. 318 Adams street.  
Secretary to the Board, Charles J. Flanagan, Myrtle and Vanderbilt avenues, and No. 641 Halsey street.

**Courts.**

First District—No. 126 Adams street.  
Second District—Court and Butler streets.  
Third District—No. 126 Bedford avenue.  
Fourth District—No. 126 Manhattan avenue.  
Fifth District—No. 405 Gates avenue.  
Sixth District—No. 318 Adams street (Flatbush).  
Seventh District—West Eighth street (Coney Island).  
Eighth District—Fifth avenue and Twenty-third street.  
Ninth District—No. 121 New Jersey avenue.

**Borough of Queens.**

City Magistrate—Matthew J. Smith, Joseph Fitch, Maurice B. Connolly, Eugene C. Gilroy.

**Courts.**

First District—St. Mary's Lyceum, Long Island City.  
Second District—Town Hall, Flushing, L. I.  
Third District—Central avenue, Far Rockaway, L. I.

**Borough of Richmond.**

City Magistrate—Joseph B. Handy, Nathaniel Marsh.

**Courts.**

First District—Lafayette place, New Brighton, Staten Island.  
Second District—Village Hall, Stapleton, Staten Island.

**MUNICIPAL COURTS.****Borough of Manhattan.**

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre line of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.  
Wauhuph Lynn, William P. Moore, John Hoyer, Justices.  
Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 34-36 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Additional Parts are held at southwest corner of Sixth avenue and Tenth street and at No. 128 Prince street.  
Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the north and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre line of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.  
George F. Koersch, Benjamin Hoffman, Leon Sanders, Thomas P. Duncan, Justices.  
James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 284 and 286 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 2990 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly boundary of the said borough.  
Thomas E. Murray, James W. McLaughlin, Justices.  
Michael Kelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone number, 3430 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of East Fourteenth street, on the west by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, on the north by the centre line of Fifty-ninth street, on the east by the easterly line of said borough; excluding, however, any portion of Blackwell's Island.  
Michael P. Blake, William J. Boyhan, Justices.  
Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I. and Part II., No. 151 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Fifth District—The Fifth District embraces the territory bounded on the south by the centre line of Sixty-fifth street, on the east by the centre line of Central Park West, on the north by the centre line of One Hundred and Tenth street, on the west by the westerly boundary of said borough.  
Alfred P. W. Seaman, William Young, Frederick Spiegelberg, Justices.  
James V. Gibson, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 4008 Riverside.

Sixth District—The Sixth District embraces the territory bounded on the south by the centre line of Fifty-ninth street and by the centre line of Ninety-sixth street from Lexington avenue to Fifth avenue, on the west by the centre line of Lexington avenue from Fifty-ninth street to Ninety-sixth street and the centre line of Fifth avenue from Ninety-sixth street to One Hundred and Tenth street, on the north by the centre line of One Hundred and Tenth street, on the east by the easterly boundary of said borough, including, however, all of Blackwell's Island and excluding any portion of Ward's Island.  
Herman Joseph, Jacob Marks, Justices.  
Edward A. McQuade, Clerk; Thomas M. Campbell, Deputy Clerk; John J. Dietz, Frederick J. Stroh, Assistant Clerks.

Location of Court—Northwest corner of Third avenue and Eighty-third street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 4341 79-St.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth avenue to the northerly terminus thereof, and north of the northerly terminus of Fifth avenue, following in a southerly direction the course of the Harlem river, on a line conformable with the easterly boundary of said borough, on the north and west by the northerly and westerly boundaries of said borough.  
Philip J. Bennett, David L. Well, John R. Davies, Justices.  
Herman B. Wilann, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 78 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.  
Joseph P. Fallon, Leopold Prince, Justices.  
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3930 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-sixth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West, on the west by the centre line of Seventh avenue and Central Park West.

Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.  
William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3873 Plaza.

**Borough of The Bronx.**

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, No. 1200 Williamsbridge road, Westchester Village. Court open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.  
Peter A. Shail, Justice.  
Stephen Collins, Clerk.  
Office hours from 9 a. m. to 4 p. m.; Saturdays closing at 12 m.  
Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.  
John M. Turner, Justice. Thomas A. Maher, Clerk.  
Telephone, 3043 Melrose.

**Borough of Brooklyn.**

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning of the Borough of Brooklyn. Court-house, northwest corner State and Court streets. Parts I. and II.  
John J. Walsh, Justice. Edward Moran, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schenectady avenue, also that portion of the Twentieth Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.  
Court-room, No. 407 Gates avenue.  
Gerard B. Van Wart and Charles J. Dodd, Justices. Franklin B. Van Wart, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central avenue, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Wiloughby avenue between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.  
Philip D. Meagher and William J. Hagenschutz, Justices. John W. Carpenter, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens at 9 a. m.  
Telephone 991 Williamsburg.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-third Wards lying east of the centre line of Stuyvesant avenue and east of the centre line of Schenectady avenue, and that portion of the Twenty-seventh Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Wiloughby avenue between the centre lines of Bushwick avenue and Broadway.  
Court-room, No. 14 Howard avenue.  
Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. Milton L. Williams, Assistant Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.  
Cornelius Fergusson, Justice. Jeremiah J. O'Leary, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 407 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and Twentieth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets, thence along the centre line of Fulton street to Flatbush avenue; thence along the centre line of Flatbush avenue to Atlantic avenue; thence along the centre line of Atlantic avenue to Washington avenue; thence along the centre line of Washington avenue to Park avenue; thence along the centre line of Park avenue to Waverly avenue; thence along the centre line of Waverly avenue to Myrtle avenue; thence along the centre line of Myrtle avenue to Hudson avenue; thence along the centre line of Hudson avenue to Johnson street; thence along the centre line of Johnson street to Bridge street, and thence along the centre line of Bridge street to the point of beginning.  
Lucien S. Baylies and George Fielder, Justices. Charles P. Bible, Clerk.  
Court-house, No. 611 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirtieth Wards.  
Alexander S. Rosenthal and Edward A. Richards, Justices. Samuel F. Brothers, Clerk.  
Court-house, corner Pennsylvania avenue and Fulton street (No. 31 Pennsylvania avenue).  
Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays.  
Jury days, Tuesdays and Fridays.  
Clerk's Telephone, 904 East New York.  
Court Telephone, 905 East New York.

**Borough of Queens.**

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, St. Mary's Lyceum, Nos. 115 and 117 Fifth street, Long Island City.  
Clerk's Office open from 9 a. m. to 4 p. m. each day, excepting Saturdays, closing at 12 m. Trial

days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kadion, Justice. Thomas F. Kennedy, Clerk.  
Telephone, 2396 Greenpoint.

Second District—Second and Third Wards, which include the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, Queens County, New York.  
William Kessum, Jr., Justice. Luke J. Connor, Clerk. William Kepper, Assistant Clerk. James H. Smedley, Stenographer.  
Trial days, Tuesdays and Thursdays.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 67 Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Town and Villages of Jamaica, Far Rockaway and Rockaway Beach.  
James F. McLaughlin, Justice. George W. Damon, Clerk.  
Court-house, Town Hall, Jamaica.  
Telephone, 189 Jamaica.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court held on Mondays, Wednesdays and Fridays at 9 a. m.

**Borough of Richmond.**

First District—First and Third Wards (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.  
Thomas C. Brown, Justice. Anning S. Prall, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 503 Pumpkinsville.

Second District—Second, Fourth and Fifth Wards Towns of Middletons, Southfield and Westfield. Court-room, former Edgewater Village Hall, Stapleton.  
George W. Stalks, Justice. Peter Tisman, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens at 9 a. m. Calendar called at 10 a. m. Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.  
Telephone, 313 Pumpkinsville.

**OFFICIAL BOROUGH PAPERS.****BOROUGH OF THE BRONX.**

"The Bronx Star," "North Side News," "Bronx Independent."

**BOROUGH OF RICHMOND.**

"Staten Island World," "The Staten Islander."

**BOROUGH OF QUEENS.**

"Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

**BOROUGH OF BROOKLYN.**

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

**BOROUGH OF MANHATTAN.**

"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advertiser" (Washington Heights, Morningside Heights and Harlem District).  
Designated by Board of City Record June 19, 1906. Amended June 23, 1906; September 30, 1907; February 24, 1908; March 5 and 16, 1908, and March 16, 1909.

**BOARD MEETINGS.**

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Friday, at 10:30 o'clock a. m.  
JOSEPH HAAG, Secretary.

The Commissioners of the Sinking Fund meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

N. TAYLOR PHILLIPS, Deputy Comptroller, Secretary.

The Board of Revision of Assessments meets in the Old Council Chamber (Room 16), City Hall, every Thursday at 11 a. m., upon notice of the Chief Clerk.

HENRY I. STORRS, Chief Clerk.

The Board of City Record meets in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY, Supervisor, Secretary.

**CHANGE OF GRADE DAMAGE COMMISSION.**

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF chapter 327 of the Laws of 1893 and the acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said acts will be held at the office of the Commission, Room 122, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, October 12, 1907.  
WILLIAM E. STILLINGS, GEORGE C. NORTON, LEWIS A. ABRAMS, Commissioners.

LAWSON McLEOD, Clerk.

**BOROUGH OF BROOKLYN.**

NOTICE IS HEREBY GIVEN THAT THE following petitions, on file and ready for inspection, will be submitted to the Local Board of the BAY RIDGE DISTRICT at a meeting to be held in Room 2, Borough Hall, Brooklyn, on

THURSDAY, APRIL 20, 1909,

at 2:30 p. m.:  
No. 1. Seventy-fourth Street—To alter the map or plan of The City of New York by changing the grade of Seventy-fourth street, between First and Second avenues.

No. 2. Eighty-first Street—To alter the map or plan of The City of New York by locating and laying out an extension of Eighty-first street, from Narrows avenue to the Shore road, and to acquire title thereto.

No. 3. New Street—To alter the map or plan of The City of New York by locating and laying out a new street, extending from Eighth street to Eighty-second street, lying 200 feet west from and parallel with Narrows avenue.



Note—This is recommendation of Chief Engineer of Topographical Bureau as a substitute for laying out and opening Eighty-first street, between Narrows avenue and Shore road.

No. 4. Eighty-first Street—To open Eighty-first street, from Narrows avenue to First avenue, and from Third avenue to Fourth avenue.

No. 5. Thirty-seventh Street—To open Thirty-seventh street, from Seventh avenue to West street.

Note—Chief Engineer of Topographical Bureau reports that the City has sufficient rights for street purposes in this street between the old City line and Fort Hamilton avenue, and recommends that proceedings be taken between Seventh avenue and the old City line at North avenue, and between Fort Hamilton avenue and West street.

No. 6. Thirty-seventh Street, Seventh Avenue—To open Thirty-seventh street, from Seventh avenue to Eighth avenue, and Seventh avenue, from Thirty-sixth street to Thirty-seventh street.

Note—Recommendation of Consulting Engineer, Borough of Brooklyn.

No. 7. Nineteenth Street—To construct sewer basins at the northwesterly and southwesterly sides of Nineteenth street, about 710 feet north-west of Third avenue.

No. 8. Seventy-sixth Street—To construct a sewer in Seventy-sixth street, between First and Second avenues, and an outlet sewer in Seventy-sixth street, between First and Narrows avenues.

No. 9. Seventy-seventh Street—To construct a sewer in Seventy-seventh street, between First and Second avenues.

No. 10. Fort Hamilton Avenue—To amend resolution of September 4, 1907, initiating proceedings to construct sewers in Fort Hamilton avenue at various points between Fortieth and Eighty-eighth streets, and various outlet sewers in intersecting streets, by excluding from the proceedings those outlet sewers to Eighty-first street, between Sixth and Fort Hamilton avenues.

No. 11. Eighty-first Street—To construct a sewer in Eighty-first street, between Sixth and Fort Hamilton avenues.

No. 12. Eighty-first Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Eighty-first street, between Sixth and Fort Hamilton avenues.

No. 13. Twenty-seventh Street—To construct a sewer basin at the southwesterly corner of Twenty-seventh street and Third avenue.

No. 14. Fifth Street—To amend resolution of May 27, 1908, initiating proceedings to pave Fifth street with asphalt from its intersection with Fortieth street to its intersection with Fort Hamilton avenue, by excluding from the proceedings that portion of Fifth street lying between Fortieth and Fort Hamilton avenues. Note—Proceedings pending in Board of Estimate for paving of street east of Tenth avenue.

No. 15. Seventy-sixth Street—To pave Seventy-sixth street with asphalt on concrete foundation, between Second and Third avenues.

No. 16. Seventy-seventh Street—To amend resolution of October 14, 1908, initiating proceedings to pave Seventy-seventh street with asphalt on concrete foundation, between Fifth and Seventh avenues.

No. 17. Sixty-seventh Street—To pave Sixty-seventh street with asphalt on concrete foundation, between Fifth and Sixth avenues.

No. 18. Sixty-eighth Street—To pave Sixty-eighth street with asphalt on concrete foundation, between Sixth and Seventh avenues.

No. 19. Eighty-first Street—To pave Eighty-first street with asphalt on concrete foundation, between Third and Fourth avenues.

No. 20. Sixth Avenue—To set and cast curb on concrete and have with asphalt on concrete foundation, Sixth avenue, between Seventy-third and Seventy-fifth streets.

No. 21. Fifty-ninth Street—To lay cement sidewalks five feet wide on both sides of Fifty-ninth street, between Seventh and Fort Hamilton avenues.

No. 22. Fifty-ninth Street—To amend resolution of April 10, 1907, initiating proceedings to set and cast curb, with asphalt on concrete foundation and lay cement sidewalks, where an already existing on Fifty-ninth street, between Seventh and Fort Hamilton avenues, by excluding from the proceedings that portion of Fifty-ninth street lying between Sixth and Seventh avenues.

No. 23. Seventy-seventh Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Seventy-seventh street, between Fifth and Seventh avenues.

No. 24. Eighty-second Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Eighty-second street, between Sixth and Fort Hamilton avenues.

No. 25. Eighty-second Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Eighty-second street, between Sixth and Fort Hamilton avenues.

No. 26. Eighty-second Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Eighty-second street, between Sixth and Fort Hamilton avenues.

No. 27. Eighty-second Street—To regulate grade, set cement curb and lay cement sidewalks 5 feet wide on Eighty-second street, between Sixth and Fort Hamilton avenues.

No. 28. Fifth Avenue—To grade to the level of the curb the lot lying on the west side of Fifth avenue, between Sixty-first and Sixty-second streets, known as No. 44, Block 574.

No. 29. Fifth Avenue—To grade to the level of the curb the lot lying on the northeast corner of Fifth avenue and Sixty-first street, known as No. 1, Block 574.

No. 30. Eighth Street—To lay cement sidewalks five feet wide opposite the lots lying on the north side of Eighth street, between Second and Third avenues, on the east side of Second avenue, between Seventh and Eighth streets, and on the south side of Seventh street, between Second and Third avenues, known as Nos. 1, 10, 21 and 32, Block 79.

No. 31. Seventh Street—To lay cement sidewalks five feet wide opposite the lots lying on the north side of Seventh street, between Second and Third avenues, known as Nos. 1, 54 and 44, Block 991.

No. 32. Sixth Street—To lay cement sidewalks five feet wide opposite the lots lying on the north side of Sixth street, between Third and Fourth avenues, and on the west side of Fourth avenue, between Fourth and Sixth streets, where not already laid.

No. 33. Third Avenue—To lay cement sidewalks five feet wide opposite the lot lying on the west side of Third avenue, between Thirty-fifth and Thirty-sixth streets, known as No. 44, Block 591.

No. 34. Sackett Street—To lay cement sidewalks five feet wide on the south side of Sackett street, between Third and Fourth avenues, where not already provided for.

No. 35. Twentieth Street—To enclose with a wooden wall fence six feet high the lot lying on the north side of Twentieth street, between Sixth and Seventh avenues, known as No. 74, Block 884.

No. 36. Baltic Street—To enclose with a wooden wall fence six feet high the lot lying on the south side of Baltic street, between Fourth and Fifth avenues, known as Nos. 18 and 19, Block 849.

BIRD S. COLER, President.

CHARLES FREDERICK ADAMS, Secretary.

NOTICE IS HEREBY GIVEN THAT THE following petition, on file and ready for inspection, will be submitted to the Local Boards of the BAY RING AND FLATBUSH DISTRICTS, at a joint meeting to be held in Room 2, Borough Hall, Brooklyn, on

THURSDAY, APRIL 29, 1909,

at 2:30 p. m.:

No. 1. Eighty-sixth Street—To construct sewers in Eighty-sixth street, both sides, from Fort Hamilton avenue to Seventh avenue; in the south side, from Fourteenth avenue to Fifteenth avenue; in the north side, from Eighteenth avenue to the sewer summit about 500 feet west of Nineteenth avenue; in the north side, reconnection across Nineteenth avenue; in the south side, from Eighteenth avenue to Twenty-first avenue, and sewer basins in Eighty-sixth street, at the north-east and west corners of Fourteenth avenue; at the south corner of Fifteenth avenue; at the south and west corners of Bay Tenth street; at the west corner of Bay Eleventh street; at the north and east corners of Nineteenth avenue; at the north corner of Twentieth avenue; on the north side of Eighty-sixth street, opposite Bay Seventh street; on the north side of Eighty-sixth street, opposite Bay Eighth street; on the north side of Eighty-sixth street, opposite Bay Tenth street; on the north side of Eighty-sixth street, opposite Bay Eleventh street, and on the north side of Eighty-sixth street, opposite Twenty-second avenue, and outlet sewers in Forty-second place, from Eighty-sixth street to Ninety-second street; in Bagliere place, from Eighty-sixth street to Eighty-eighth street, and in Battery avenue, from Eighty-sixth street to Eighty-eighth street.

No. 2. Eighty-sixth Street—To set cement curb and lay cement sidewalks on Eighty-sixth street, between Thirtieth and Sixtieth avenues.

No. 3. Eighty-sixth Street—To pave Eighty-sixth street with asphalt on concrete foundation from Fifth avenue to Thirtieth avenue, and from Sixtieth avenue to Bay parkway.

No. 4. Eighty-sixth Street—To pave Eighty-sixth street with asphalt on concrete foundation between Thirtieth and Sixtieth avenues.

No. 5. Eighty-sixth Street—To have Eighty-sixth street with asphalt on concrete foundation from Bay parkway to Twentieth avenue.

No. 6. Sixty-sixth Street—To lay cement sidewalks 5 feet wide on both sides of Sixty-sixth street, between Ninth and New Utrecht avenues.

BIRD S. COLER, President.

CHARLES FREDERICK ADAMS, Secretary.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, Room 2, Borough Hall, Borough of Brooklyn, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE PRESIDENT OF THE BOROUGH OF BROOKLYN AT THE ABOVE OFFICE UNTIL 11 O'CLOCK A. M. ON

WEDNESDAY, APRIL 28, 1909,

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF SHERMAN STREET AND VANDERBILT STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$100..... \$100 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Eighty Dollars (\$80).

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 6. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 7. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 8. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 9. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$135..... \$135 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy Dollars (\$70).

No. 6. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF HUNTER AVENUE AND EAST TWENTY-SECOND STREET.

The Engineer's estimate of the quantities is as follows:

120 linear feet of 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$1.00..... \$120 00

120 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances, per linear foot, 75 cents..... 90 00

1 manhole, complete, with iron head and cover, including all incidentals and appurtenances, per manhole, \$45..... 45 00

Total..... \$255 00

The time allowed for the completion of the work and full performance of the contract will be 30 working days.

The amount of security required will be One Hundred and Seventy Dollars (\$170).

The foregoing Engineer's preliminary estimates of the total cost for the completed work are in each case to be taken as the 100 per cent. basis and test for bidding. Proposals shall each state a single percentage of such 100 per cent. basis as 25 per cent., 100 per cent., or 105 per cent., for which all material and work called for in the proposed contracts and the notices to bidders are to be furnished to the City. Such percentage, as bid for each contract, shall apply to all unit items specified in the Engineer's preliminary estimate to an amount necessary to complete the work described in the contracts.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Sewers, the Borough of Brooklyn, No. 215 Montague street, Brooklyn.

BIRD S. COLER, President.

Dated April 15, 1909. \$16.28

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, Room 2, Borough Hall, Borough of Brooklyn, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE PRESIDENT OF THE BOROUGH OF BROOKLYN AT THE ABOVE OFFICE UNTIL 11 O'CLOCK A. M. ON

WEDNESDAY, APRIL 28, 1909,

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF STUYVESANT AVENUE AND HANCOCK STREET.

The Engineer's estimate of the quantities is as follows:

775 linear feet of 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$1.70..... \$1,327 50

900 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances, per linear foot, 75 cents..... 675 00

8 manholes, complete, with iron heads and covers, including all incidentals and appurtenances, per manhole, \$45..... 360 00

2 sewer basins, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$100..... 200 00

Total..... \$2,562 50

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be One Thousand and Fifty Dollars (\$1,500).

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF STUYVESANT AVENUE AND HANCOCK STREET.

The Engineer's estimate of the quantities is as follows:

190 linear feet 12-inch brick sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$5.50..... \$1,045 00

510 linear feet 6-inch brick sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$4.25..... 2,167 50

40 linear feet 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$2.30..... 92 00

745 linear feet 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$1.50..... 1,117 50

412 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances, per linear foot, 75 cents..... 309 00

14 manholes, complete, with iron heads and covers, including all incidentals and appurtenances, per manhole, \$45..... 630 00

2,000 feet (R. M.) shoring and bracing, driven and in place complete, including all incidentals and appurtenances, per thousand feet (R. M.), \$21..... 42 00

1,200 feet (R. M.) foundation blanking, laid in place complete, including all incidentals and appurtenances, per thousand feet (R. M.), \$37..... 444 00

Total..... \$5,448 35

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Two Thousand Eight Hundred Dollars (\$2,800).

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF STUYVESANT AVENUE AND HANCOCK STREET.

The Engineer's estimate of the quantities is as follows:

35 linear feet 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$2..... 70 00

704 linear feet of 12-inch pipe sewer, laid complete, including all incidentals and appurtenances, per linear foot, \$1.70..... 1,206 80

Total..... \$1,276 80

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Two Hundred and Eighty Dollars (\$280).

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF STUYVESANT AVENUE AND HANCOCK STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$145..... \$145 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy-five Dollars (\$75).

The foregoing Engineer's preliminary estimates of the total cost for the completed work are in each case to be taken as the 100 per cent. basis and test for bidding. Proposals shall each state a single percentage of such 100 per cent. basis as 25 per cent., 100 per cent., or 105 per cent., for which all material and work called for in the proposed contracts and the notices to bidders are to be furnished to the City. Such percentage, as bid for each contract, shall apply to all unit items specified in the Engineer's preliminary estimate to an amount necessary to complete the work described in the contracts.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Sewers, the Borough of Brooklyn, No. 215 Montague street, Brooklyn.

BIRD S. COLER, President.

Dated April 15, 1909. \$16.28

See General Instructions to Bidders on the last page, last column, of the "City Record."

1 manholes complete, with iron heads and covers, including all incidentals and appurtenances, per manhole, \$45..... 45 00

10,000 feet, board measure, shoring and bracing, driven in place complete, including all incidentals and appurtenances, per thousand feet, board measure, \$21..... 210 00

Total..... \$276 80

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Four Hundred Dollars (\$400).

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE NORTHEAST CORNER OF MCKINLEY AVENUE AND RAILROAD AVENUE.

The Engineer's estimate of the quantities is as follows:

1 sewer basin complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$145..... \$145 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy-five Dollars (\$75).

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF NOSTRAND AVENUE AND ROBINSON STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$140..... \$140 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy-five Dollars (\$75).

No. 6. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE NORTHEAST CORNER OF STUYVESANT AVENUE AND HANCOCK STREET.

The Engineer's estimate of the quantities is as follows:

1 sewer basin, complete, of either standard design, with iron pans or gratings, from basin head and connecting culvert, including all incidentals and appurtenances, per basin, \$140..... \$140 00

The time allowed for the completion of the work and full performance of the contract will be 10 working days.

The amount of security required will be Seventy-five Dollars (\$75).

No. 7. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHWEST CORNER OF UNION STREET AND BROOKLYN AVENUE, AND AT THE SOUTHWEST CORNER OF UNION STREET AND KINGSBORO AVENUE.

The Engineer's estimate of the quantities is as follows:



OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Brooklyn, at the above office, until 11 o'clock a. m., on

**WEDNESDAY, APRIL 28, 1909.**

**No. 1. FOR REGULATING AND GRADING FOURTEENTH AVENUE, FROM A POINT ONE HUNDRED AND SEVENTY (170) FEET NORTH OF BATH AVENUE TO EIGHTY-SIXTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

26,500 cubic yards earth filling (to be furnished).

The time allowed for the completion of the work and the full performance of the contract is one hundred and fifty (150) working days.

The amount of security required is Six Thousand Dollars (\$6,000).

**No. 2. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON TWELFTH AVENUE, FROM SIXTY-THIRD STREET TO SIXTY-FIFTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

1,030 linear feet new curbstone, set in concrete.

9,640 cubic yards earth excavation.

970 cubic yards earth filling (not to be bid for).

60 cubic yards concrete (not to be bid for).

4,630 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is sixty (60) working days.

The amount of security required is Twenty-two Hundred Dollars (\$2,200).

**No. 3. FOR FURNISHING AND DELIVERING EIGHT (8) DRIVING HORSES.**

The time for the delivery of the horses, materials and supplies and the performance of the contract will be thirty (30) calendar days.

The amount of security will be Twelve Hundred Dollars (\$1,200).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per linear foot, square foot, cubic yard, each, or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Delivery of the horses will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Bureau of Highways, the Borough of Brooklyn, No. 14 Municipal Building, Brooklyn.

BIRD S. COLER, President.

Dated April 12, 1909.

at 28

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Brooklyn, at the above office until 11 o'clock a. m., on

**WEDNESDAY, APRIL 21, 1909.**

**Borough of Brooklyn.**

**No. 1. FOR REGULATING, RESETTING BRICK GUTTERS AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF ARGYLE ROAD (EAST THIRTEENTH STREET), FROM DITMAS AVENUE TO DORCHESTER ROAD, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,175 square yards asphalt pavement (5 years' maintenance).

325 square yards brick gutters, to be relaid.

340 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Seventeen Hundred Dollars (\$1,700).

**No. 2. FOR REGULATING, GRADING BETWEEN COURTYARD LINES, CURBING AND LAYING SIDEWALKS ON EAST SECOND STREET, FROM AVENUE E TO AVENUE F, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

1,590 cubic yards earth excavation.

1,420 linear feet cement curb.

6,990 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Eight Hundred and Fifty Dollars (\$850).

**No. 3. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF EAST ELEVENTH STREET, FROM DORCHESTER ROAD TO DITMAS AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,560 square yards asphalt pavement (5 years' maintenance).

310 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Eighteen Hundred Dollars (\$1,800).

**No. 4. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON EAST TWENTY-FIRST STREET, FROM CHURCH AVENUE TO CATON AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

910 cubic yards earth excavation.

160 cubic yards earth filling (not to be bid for).

910 linear feet cement curb.

4,230 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Four Hundred and Fifty Dollars (\$450).

**No. 5. FOR REGULATING, PAVING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF EAST TWENTY-THIRD STREET, FROM AVENUE F TO AVENUE G, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,770 square yards asphalt pavement (5 years' maintenance).

380 cubic yards concrete.

9 seamless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is Twenty-one Hundred Dollars (\$2,100).

**No. 6. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF EIGHTY-FIFTH STREET, FROM SECOND AVENUE TO THIRD AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,250 square yards asphalt pavement (5 years' maintenance).

315 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Sixteen Hundred Dollars (\$1,600).

**No. 7. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF FORTY-FOURTH STREET, FROM SIXTH AVENUE TO SEVENTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,400 square yards asphalt pavement (5 years' maintenance).

335 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Seventeen Hundred Dollars (\$1,700).

**No. 8. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON FORTY-FIFTH STREET, FROM SEVENTH AVENUE TO EIGHTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

1,480 linear feet new curbstone, set in concrete.

20 linear feet old curbstone, reset in concrete.

720 cubic yards earth excavation.

120 cubic yards earth filling (not to be bid for).

85 cubic yards concrete (not to be bid for).

7,330 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Eleven Hundred Dollars (\$1,100).

**No. 9. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HENRIOT STREET, FROM ST. NICHOLAS AVENUE TO THE BOROUGH LINE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

880 linear feet new curbstone, set in concrete.

10 linear feet old curbstone, reset in concrete.

190 cubic yards earth excavation.

40 cubic yards earth filling (not to be bid for).

45 cubic yards concrete (not to be bid for).

1,370 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Four Hundred Dollars (\$400).

**No. 10. FOR REGULATING, GRADING, CURBING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF HOPKINSON AVENUE, FROM THE END OF THE PRESENT IMPROVEMENT TO ATLANTIC AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

310 square yards asphalt pavement. (Five years' maintenance.)

45 cubic yards concrete.

170 linear feet new curbstone, set in concrete.

20 cubic yards earth excavation.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Three Hundred Dollars (\$300).

**No. 11. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF LINCOLN ROAD, FROM ROGERS AVENUE TO NOSTRAND AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,530 square yards asphalt pavement. (Five years' maintenance.)

350 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Eighteen Hundred Dollars (\$1,800).

**No. 12. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF MAPLE STREET, FROM ROGERS AVENUE TO NOSTRAND AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,090 square yards asphalt pavement. (Five years' maintenance.)

290 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

**No. 13. FOR REGULATING AND PAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF MIDWOOD STREET, FROM ROGERS AVENUE TO NOSTRAND AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantities is as follows:

2,110 square yards asphalt pavement. (Five years' maintenance.)

290 cubic yards concrete.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square yard, linear foot, cubic yard or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Blank forms and further information may be obtained at the office of the Bureau of Highways, No. 14 Municipal Building, the Borough of Brooklyn.

BIRD S. COLER, President.

Dated April 5, 1909.

at 31

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

## BOROUGH OF MANHATTAN.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN, CITY HALL, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Manhattan at the City Hall, Room 16, until 2 o'clock p. m., on

**WEDNESDAY, APRIL 28, 1909.**

**No. 1. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR SEWER AND APPURTENANCES IN ONE HUNDRED AND SEVENTY-FOURTH STREET, BETWEEN AUDUBON AND WADSWORTH AVENUES.**

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

473 linear feet of sewer, viz:

72 linear feet of brick sewer, 2 feet 6 inches by 2 feet 4 inches interior diameters, all complete.

401 linear feet of cast-iron vitrified sewer, 15 inches diameter, all complete.

23 linear feet of cast-iron vitrified sewer, 12 inches diameter, all complete.

2 receiving basins of the circular pattern, with new style grate bars and blue-wash heads, all complete.

1,200 cubic yards of rock to be excavated and removed.

2,000 feet (B. M.) of timber and planking for bracing and sheet piling.

1,200 feet (B. M.) of timber and planking for foundations.

The time allowed to complete the whole work will be one hundred and fifty (150) working days.

The amount of security required will be Three Thousand Dollars (\$3,000).

**No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR SEWER AND APPURTENANCES IN EMBURY STREET, BETWEEN VERMILYEN AVENUE AND SUMMIT EAST.**

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

140 linear feet of sewer, viz:

140 linear feet of cast-iron vitrified sewer, 15 inches diameter, all complete.

1,000 feet (B. M.) of timber and planking for bracing and sheet piling.

420 feet (B. M.) of timber and planking for foundations.

The time allowed to complete the whole work will be forty (40) working days.

The amount of security required will be Three Hundred Fifty Dollars (\$350).

**No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR SEWER AND APPURTENANCES IN ONE HUNDRED AND THIRTY-FOURTH STREET, FROM TWELFTH AVENUE TO A POINT 275 FEET EASTWARD THEREFROM.**

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

231 linear feet of sewer, viz:

50 linear feet of brick sewer, 2 feet 6 inches by 2 feet 4 inches interior diameters, all complete.

275 linear feet of cast-iron vitrified sewer, 15 inches diameter, all complete.

35,000 feet (B. M.) of timber and planking, for bracing and sheet piling.

1,000 feet (B. M.) of timber and planking, for foundations.

The time allowed to complete the whole work will be one hundred (100) working days.

The amount of security required will be Two Thousand Dollars (\$2,000).

**No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR RECEIVING BASIN AND APPURTENANCES ON THE NORTHEAST CORNER OF ONE HUNDRED AND ELEVENTH STREET AND RIVERSIDE DRIVE.**

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

12 linear feet of cast-iron vitrified sewer, 15 inches diameter, all complete.

1 receiving basin of the circular pattern, with new style grate bars and blue-wash head, all complete.

15 cubic yards of rock, to be excavated and removed.

500 feet (B. M.) of timber and planking, for bracing and sheet piling.

The time allowed to complete the whole work will be twenty (20) working days.

The amount of security required will be One Hundred and Fifty Dollars (\$150).

**No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR RECEIVING BASIN AND APPURTENANCES ON THE NORTH SIDE OF MANHATTAN STREET, 87 FEET WEST OF TWELFTH AVENUE.**

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

45 linear feet of cast-iron vitrified sewer, 15 inches diameter, all complete.

1 receiving basin of the circular pattern, with new style grate bars and granite head, all complete.

500 feet (B. M.) of timber and planking for bracing and sheet piling.

500 feet (B. M.) of timber and planking for foundations.

The time allowed to complete the whole work will be fifteen (15) working days.

The amount of security required will be One Hundred Fifty Dollars (\$150).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square yard, linear foot, cubic yard or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Blank forms may be had at the office of the Com-

missioner of Public Works, Nos. 13 to 21 Park row, Bureau of Sewers, Borough of Manhattan.

JOHN F. ALLEN, President.

The City of New York, April 16, 1909.

at 28

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

## DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Park Board at the above office of the Department of Parks until 2 o'clock p. m., on

**THURSDAY, APRIL 29, 1909.**

**Borough of Manhattan.**

**FOR SETTING NEW CURBSTONES IN THE PARKS ON BROADWAY, BETWEEN SIXTY-THIRD AND EIGHTIETH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.**

The time allowed for the completion of the work will be forty consecutive working days.

The amount of the security required is One Thousand Three Hundred Dollars (\$1,300).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal Building.

HENRY SMITH, President.

JOSEPH L. REHR.

MICHAEL J. KENNEDY, Commissioner of Parks.

Dated April 16, 1909.

at 28

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Park Board at the above office of the Department of Parks until 2 o'clock p. m., on

**THURSDAY, APRIL 22, 1909.**

**Borough of Brooklyn and Queens.**

**No. 1. FOR FURNISHING AND DELIVERING LIMESTONE AND LIMESTOCKS TO BE USED IN PARKS AND PARKWAYS, BOROUGH OF BROOKLYN AND QUEENS.**

The time for the completion of the contract is sixty days.

The amount of the security required is Four Thousand Dollars (\$4,000).

**No. 2. FOR FURNISHING AND DELIVERING CAST IRON PIPE, ROAD GRATE, OR CAST IRON PIPES AND PARKWAYS, BOROUGH OF BROOKLYN AND QUEENS.**



to be received by the purchaser at the place first



of East Twenty-sixth street, and removed upon being notified that the same are ready for delivery.

Quantities marked "estimated" are for the accumulation of year 1909, and contracts based on such quantities are for such period of time.

All quantities to be more or less and estimated only.

All quantities to be "as are." All quantities to be "as are." All quantities to be "as are."

AGREEMENTS OF CONTRACTS WILL NOT BE RECOGNIZED UNLESS APPROVED BY THE COMMISSIONER.

Each successful bidder will be required to pay Twenty-five Per Cent. of the estimated amount of his purchase to me at the time and place of sale, to be held by The City of New York, as security for the faithful performance of the terms and conditions of the sale, and all goods are to be paid for in cash or a certified check on a New York City bank, upon their delivery.

The Commissioner reserves the right to reject all bids, also the right to order resale of any goods that shall NOT have been removed by the purchaser within TEN days after he shall have been notified that they are ready, and in case the said purchaser fails to remove any of the said goods within ten days after having been notified that they are ready for delivery he forfeits the Twenty-five Per Cent. paid in at the time and place of sale, and also forfeits all right to the ownership of the goods.

Goods can be examined at Blackwell's Island by intending bidders on any week day before the day of sale.

The City of New York, April 16, 1909.  
ROBERT W. HENBERG,  
Commissioner of Public Charities.

DEPARTMENT OF PUBLIC CHARITIES, THE CITY OF NEW YORK, BUILDINGS OF BROOKLYN AND QUEENS, No. 117 SCHERERBOON STREET, BROOKLYN, N. Y.

SALE OF GREASE, BONES, RAGS, METAL AND MISCELLANEOUS ARTICLES.

THE UNDERSIGNED WILL SELL AT public auction to the highest bidder, on the grounds of the Kings County Hospital, Clarkson street, Brooklyn, N. Y., on

WEDNESDAY, APRIL 28, 1909,

at 11 a. m.,  
75,000 pounds bones,  
15,000 pounds grease,  
15,000 pounds rags,  
15,000 pounds metal,  
500 pounds lead,  
100 pounds brass,  
500 pounds tea leaf,  
100 pounds copper,  
1,500 pounds rubber,  
30 oil barrels,  
10 vinegar barrels,  
10 turpentine barrels,  
10 pork barrels,  
100 gasoline barrels,  
10 miscellaneous barrels.

Bids on metals, bones, fat, etc., must be per pound.

All quantities to be "more or less." All quantities to be "as are."

All aforesaid articles must be received by the purchaser at the aforesaid hospitals, and removed therefrom immediately upon being notified that same are ready for delivery, except in the case of bones and grease, which must be removed every other day by the purchaser without previous notice.

Each successful bidder will be required to pay 25 per cent. of the estimated amount of his purchase to me at the time and place of sale, to be held by the City as security for the faithful performance of the terms and conditions of the sale, and all goods are to be paid for in cash or certified check on a New York City bank upon their delivery.

The Commissioner reserves the right to reject all bids, also the right to order resale of any goods that shall NOT have been removed by the purchaser within ten days after he shall have been notified that they are ready, and in case the said purchaser fails to remove any of the said goods within ten days after having been notified that they are ready for delivery, he forfeits the 25 per cent. paid in at the time and place of sale, and also forfeits all right to the ownership of the goods. This, however, does not apply to the bones and grease, which, if not removed every other day, the Commissioner reserves the right to sell without notice.

The City of New York, April 16, 1909.  
ROBERT W. HENBERG,  
Commissioner of Public Charities.

at 16,28

## FIRE DEPARTMENT.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, April 14, 1909.

### RETAIL FIREWORKS PERMITS.

IT IS HEREBY DIRECTED THAT THE order made by me as Fire Commissioner on February 2, 1909, that no permits be issued for the sale of fireworks at retail during the period intervening the 10th day of June and the 10th day of July, 1909, be modified so as to provide for the issuance of such permits during the period intervening the 25th day of June and the 6th day of July, 1909.

NICHOLAS J. HAYES, Commissioner.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SAMUEL VORZIMER, AUCTIONEER, ON behalf of the Fire Department, City of New York, Boroughs of Manhattan and The Bronx, will offer for sale at public auction, to the highest bidder for cash, at the Hospital and Training Station, Nos. 133 and 135 West Ninety-ninth street, Borough of Manhattan, on

FRIDAY, APRIL 23, 1909,

at 12 o'clock noon, the following ten horses, no longer fit for service of the Department, and known as Nos. 927, 971, 1047, 1276, 1356, 1410, 1592, 1706, 1939 and 1988.

Dated April 16, 1909.

NICHOLAS J. HAYES, Fire Commissioner.

at 15,23

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

MONDAY, APRIL 26, 1909,

Borough of Richmond.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING HOSE RACK AND STORAGE SHED FOR AN ENGINE COMPANY TO BE

LOCATED ON THE NORTHERLY SPUR OF THE LIVING UP SLIPS OF THE ST. GEORGE TERMINALS, BOROUGH OF RICHMOND.

The time for the completion of the work and the full performance of the contract is ninety (90) days.

The amount of security required is Five Thousand Dollars (\$5,000).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 137 and 139 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Fire Commissioner.

Dated April 13, 1909.

at 14,36

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

WEDNESDAY, APRIL 21, 1909,

Borough of Manhattan.

FOR ALTERATIONS TO STALLS IN THE QUARTERS OF THE FOLLOWING ENGINE AND HOSE AND LADDER COMPANIES IN THE BOROUGH OF MANHATTAN:

Engine Company 1, No. 165 West Twenty-ninth street.

Engine Company 2, No. 417 West Seventy-ninth street.

Engine Company 5, No. 113 Liberty street.

Engine Company 11, No. 427 East Houston street.

Engine Company 16, No. 233 East Twenty-ninth street.

Engine Company 20, No. 345 Lafayette street.

Engine Company 23, No. 214 West Fifty-eighth street.

Engine Company 27, No. 173 Franklin street.

Engine Company 34, No. 449 West Thirty-third street.

Engine Company 49, No. 133 West Sixty-eighth street.

Hose and Ladder Company 12, No. 241 West Twentieth street.

Hose and Ladder Company 36, No. 157 Mott street.

Hose and Ladder Company 38, No. 104 West One Hundred and Thirty-ninth street.

Hose and Ladder Company 35, Nos. 342 and 144 West Sixty-third street.

The time allowed for doing and completing the work will be ninety (90) days.

The security required will be One Thousand Dollars (\$1,000).

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 137 and 139 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Fire Commissioner.

Dated April 8, 1909.

at 9,71

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

FRIDAY, APRIL 16, 1909,

Borough of Manhattan.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ESTABLISHING, COMPLETING AND EQUIPPING AN EXTENSION OF THE UNDERGROUND FIRE ALARM TELEGRAPH SYSTEM.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The work is divided into two sections. Separate estimates will be received for each section.

Bids will be compared and the contracts awarded to the lowest bidders for each section.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 137 and 139 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Commissioner.

Dated April 5, 1909.

at 16,16

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, Nos. 137 AND 139 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

FRIDAY, APRIL 16, 1909,

Borough of Manhattan.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ADDITIONS AND ALTERATIONS TO BUILDING OF ENGINE COMPANY 12, LOCATED AT NO. 261 WILLIAM STREET.

The time for the completion of the work and the full performance of the contract is two hundred (200) days.

The amount of security required is Twelve Thousand Five Hundred dollars (\$12,500).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 137 and 139 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Fire Commissioner.

Dated April 5, 1909.

at 16,16

See General Instructions to Bidders on the last page, last column, of the "City Record."

PUBLIC SERVICE COMMISSION—

FIRST DISTRICT.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, No. 124 MARSH STREET, BOROUGH OF MANHATTAN, NEW YORK CITY, N. Y.

NOTICE OF HEARING.

NOTICE IS HEREBY GIVEN THAT A PUBLIC hearing upon the proposed terms and conditions of the proposed certificate to the Hudson and Manhattan Railroad Company for the

construction and operation of a tunnel railroad, extending from the present terminus of the railroad of the said Hudson and Manhattan Railroad Company at the intersection of Sixth avenue and Thirty-third street, in the Borough of Manhattan; thence under Sixth avenue to a point at or near the corner of Sixth avenue and Forty-ninth street; thence upon a line curving to the east under the corner of Bryant Park to a point in Forty-second street, and thence easterly under Forty-second street to a terminal station under Forty-second street, between Madison avenue and Lexington avenue, in said Borough, will be held at the rooms of this Commission, No. 124 Marsh street, in the Borough of Manhattan, on

FRIDAY, APRIL 23, 1909,

at 11 o'clock in the forenoon.

Copies of the draft of the said proposed certificate may be obtained at the office of the Commission for ten cents each.

Dated New York, April 6, 1909.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

By WILLIAM R. WILCOX, Chairman.

TRAVIS H. WHITNEY, Secretary.

at 2,35

DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 11 o'clock a. m. on

MONDAY, APRIL 26, 1909,

Boroughs of Manhattan and Brooklyn.

No. 4. FOR FURNISHING AND DELIVERING DIRECT TO OFFICE OR DEPOSITORY MATERIALS FOR USE OF MECHANICS (HEATING DIVISION), BUILDING DEPARTMENT.

The time for the delivery of the materials and the performance of the contract is by or before the 31st day of December, 1909.

Security—Each bid or estimate must be accompanied by a certified check or cash to the amount of two and one-half per cent. (2½%) of the aggregate amount of all items bid upon.

Note—The attention of all intending bidders is especially called to pages 1, 2 and 3 of the printed contract and specifications.

The bidder will state the price of each item as contained on the items annexed, by which the bid will be tested. Award will be made to the lowest bidder on each item.

Delivery will be required to be made at the time and manner and in such quantities as may be directed.

Blank forms, printed specifications and further information may be obtained at the office of the Superintendent of School Buildings at Eleventh Street, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

C. R. J. SNYDER,

Superintendent of School Buildings.

Dated April 15, 1909.

at 14,06

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 11 o'clock a. m. on

MONDAY, APRIL 26, 1909.

Borough of Brooklyn.

No. 1. FOR INSTALLING HEATING APPLIANCES IN PUBLIC SCHOOL 25, 65 LA FAYETTE AVENUE AND KOSCIUSKO STREET, NEAR SUMNER AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be until August 15, 1909, as provided in the contract.

The amount of security required is \$5,000.

No. 2. FOR INSTALLING HEATING AND VENTILATING APPARATUS IN NEW PUBLIC SCHOOL 63, ON THE SOUTH SIDE OF BENSON AVENUE BETWEEN BAY FORTIETH STREET AND SEVENTEENTH AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be until August 15, 1909, as provided in the contract.

The amount of security required is \$5,000.

No. 3. FOR FURNISHING HEATING AND VENTILATING APPARATUS FOR ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 64, ON THE SOUTH SIDE OF GLENDALE AVENUE, BETWEEN WATKINS STREET AND STONE AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be until August 15, 1909, as provided in the contract.

The amount of security required is Five Thousand Dollars (\$5,000).

No. 4. FOR INSTALLING HEATING AND VENTILATING APPARATUS FOR ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 64, ON THE SOUTH SIDE OF GLENDALE AVENUE, BETWEEN WATKINS STREET AND STONE AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be until August 15, 1909, as provided in the contract.

The amount of security required is Fifty Thousand Dollars (\$50,000).

No. 5. FOR FURNITURE FOR ADDITIONS TO PUBLIC SCHOOL 29, ON GLENMORE AVENUE BETWEEN WATKINS STREET AND STONE AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty (60) working days, as provided in the contract.

The amount of security required is as follows:

Item 1 ..... \$500 00

Item 2 ..... 500 00

Item 3 ..... 500 00

Item 4 ..... 1,000 00

A separate proposal must be submitted for each item and award will be made thereon.

No. 6. FOR FURNITURE FOR ADDITION TO PUBLIC SCHOOL 126, ON MESEROLE AVENUE BETWEEN LOMBER AND GLENVIEW STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty (60) working days as provided in the contract.

The amount of security required is as follows:

Item 1 ..... \$500 00

Item 2 ..... 500 00

A separate proposal must be submitted for each item and award will be made thereon.

No. 7. FOR FURNITURE FOR ADDITION TO PUBLIC SCHOOL 128, ON TWENTY-FIRST AVENUE BETWEEN EIGHTY-THIRD AND EIGHTY-FOURTH STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty (60) working days as provided in the contract.

The amount of security required is as follows:

Item 1 ..... \$1,000 00

Item 2 ..... 500 00

A separate proposal must be submitted for each item and award will be made thereon.

No. 8. FOR ALTERATIONS, REPAIRS ETC., TO PUBLIC SCHOOLS 26, 33, 34, 35, 37, 47 AND 49, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be sixty (60) working days as provided in the contract.

The amount of security required is as follows:

Item 1 ..... \$1,000 00

Item 2 ..... 500 00

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Public School 26 ..... \$500 00

Public School 33 ..... 500 00

Public School 34 ..... 500 00

Public School 35 ..... 500 00

Public School 37 ..... 500 00

Public School 47 ..... 2,000 00

Public School 49 ..... 400 00

A separate proposal must be submitted for each school, and award will be made thereon.

No. 9. FOR ALTERATIONS, REPAIRS, ETC., AT PUBLIC SCHOOL 83, VERNON AVENUE, BETWEEN PIERCE AND GRAHAM AVENUES, LONG ISLAND CITY, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be until September 1, 1909, as provided in the contract.

The amount of security required is Three Thousand Five Hundred Dollars (\$3,500).

On Nov. 3 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

On Nov. 3 and 4 the bidders must state the price of each item, by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent of School Buildings, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan, and also at branch office, No. 69 Broadway, Flushing, Borough of Queens, for work for their respective boroughs.

C. R. J. SNYDER,

Superintendent of School Buildings.

Dated April 15, 1909.

at 14,26

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of the Executive Committee of the Normal College of The City of New York at the above office until 10 o'clock a. m. on

FRIDAY, APRIL 23, 1909

NORMAL COLLEGE.

FOR FURNISHING AND DELIVERING 500 GRAVE TONS OF ANTHRACITE COAL, MORE OR LESS.



A separate proposal must be submitted for each item and award will be made thereon.  
On Nos. 1 and 2 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.  
On Nos. 3, 4 and 5 the bidders must state the price of each item, by which the bids will be awarded.  
Plans, forms, plans and specifications may be obtained or seen at the office of the Superintendent of School Buildings, Ninth floor, Hall of the Board of Education, Park Avenue and Fifty-ninth Street, Borough of Manhattan, and also at branch office, No. 131 Livingston Street, Borough of Brooklyn.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated April 7, 1909.

a7.19

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, COOPER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED AT THE SUPERINTENDENT OF SCHOOL BUILDINGS AT THE ABOVE OFFICE OF THE DEPARTMENT OF EDUCATION UNTIL SEVEN O'CLOCK A. M. ON

MONDAY, APRIL 19, 1909.

Borough of Manhattan.

No. 1. FOR FURNITURE FOR THE SECOND FLOOR OF NEW PUBLIC SCHOOL 27, ON FORTY-FIRST AND FORTY-SECOND STREETS, ABOUT 103 FEET EAST OF THIRD AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be sixty (60) working days, as provided in the contract.

The amount of security required is as follows:  
From 1,000 to 2,000 dollars \$2,000.00  
From 2,000 to 3,000 dollars 3,000.00  
From 3,000 to 4,000 dollars 4,000.00  
From 4,000 to 5,000 dollars 5,000.00  
From 5,000 to 6,000 dollars 6,000.00  
From 6,000 to 7,000 dollars 7,000.00  
From 7,000 to 8,000 dollars 8,000.00  
From 8,000 to 9,000 dollars 9,000.00  
From 9,000 to 10,000 dollars 10,000.00

A separate proposal must be submitted for each item and award will be made thereon.

No. 2. FOR FURNITURE FOR NEW PUBLIC SCHOOL 100, ON ONE HUNDRED AND FORTY-FIFTH AND ONE HUNDRED AND FORTY-SIXTH STREETS, ABOUT 100 FEET WEST OF FIFTH AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be sixty (60) working days, as provided in the contract.

The amount of security required is as follows:  
From 1,000 to 2,000 dollars \$2,000.00  
From 2,000 to 3,000 dollars 3,000.00  
From 3,000 to 4,000 dollars 4,000.00  
From 4,000 to 5,000 dollars 5,000.00  
From 5,000 to 6,000 dollars 6,000.00  
From 6,000 to 7,000 dollars 7,000.00  
From 7,000 to 8,000 dollars 8,000.00  
From 8,000 to 9,000 dollars 9,000.00  
From 9,000 to 10,000 dollars 10,000.00

A separate proposal must be submitted for each item and award will be made thereon.

Borough of Queens.

No. 3. FOR INSTALLING ELECTRIC EQUIPMENT IN ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 57, ON WEST SIDE OF JRV HARBOUR ROAD (WASHINGTON AVENUE), BETWEEN 107 LAMONT AND WAYNE (CLAYTON) STREETS, MIDDLE VILLAGE, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be one hundred and sixty (160) working days, as provided in the contract.

The amount of security required is Two Thousand Dollars (\$2,000).

No. 4. FOR INSTALLING HEATING AND VENTILATING APPARATUS FOR ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 57, ON THE WESTERN SIDE OF WASHINGTON AVENUE BETWEEN 107 LAMONT AND LAFAYETTE STREETS, MIDDLE VILLAGE, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be one hundred and forty (140) working days, as provided in the contract.

The amount of security required is Two Thousand Dollars (\$2,000).

On Nos. 3 and 4 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.

On Nos. 5 and 6 the bidders must state the price of each item by which the bids will be awarded.

Plans, forms, plans and specifications may be obtained or seen at the office of the Superintendent of School Buildings, Ninth floor, Hall of the Board of Education, Park Avenue and Fifty-ninth Street, Borough of Manhattan, and also at branch office, No. 131 Broadway, Flushing, Borough of Queens, for work for their respective Boroughs.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated April 7, 1909.

a7.19

See General Instructions to Bidders on the last page, last column, of the "City Record."

## ARMORY BOARD.

ARMORY BOARD, HALL OF RECORDS, CHAMBERS AND CENTRE STREETS.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED AT THE OFFICE OF THE MAYOR, CHAIRMAN OF THE ARMORY BOARD, IN THE CITY OF NEW YORK, UNTIL 2 P. M. ON

WEDNESDAY, APRIL 29, 1909.

No. 1. ALTERATIONS AND ADDITIONS TO THE STEAM HEATING APPARATUS IN THE SIXTY-NINTH REGIMENT ARMORY, LEXINGTON AVENUE AND TWENTY-FIFTH STREET, BOROUGH OF MANHATTAN.

Security required, Three Thousand Dollars (\$3,000).

Deposit to be made with the bid, One Hundred and Fifty Dollars (\$150).

Time allowed for doing the work, one hundred (100) working days.

From No. 2. REPAIRS, ETC., TO THE LANTERN OVER DRILL HALL OF THE SIXTY-NINTH REGIMENT ARMORY, LEXINGTON AVENUE AND TWENTY-FIFTH STREET, BOROUGH OF MANHATTAN.

Security required, One Thousand One Hundred Dollars (\$1,100).

Deposit to be made with the bid, Fifty Dollars (\$50).

Time allowed for doing the work, sixty (60) working days.

From No. 3. FOR UTENSILS, MATERIALS AND SUPPLIES TO BE FURNISHED TO THE VARIOUS ARMORIES OF THE U. S. A.

The amount of security required is 25 per cent. of the amount of bid, and a deposit of 5 per cent. of the amount of the bid to be deposited when making in the bid; deposit, however, not to be included with bid. Where the

total of the bid is under \$1,000 the deposit must be 1/10 per cent. of the amount of bid.

Item No. 4. FOR FURNISHING AND DELIVERING 300 GROSS TONS OF WHITE ASH ANTHRACITE COAL AT THE VARIOUS ARMORIES OF THE U. S. A. AT THE DIRECTION OF THE ARMORY BOARD, IN CONFORMITY WITH THE SPECIFICATIONS, AS FOLLOWS:

Boroughs of Manhattan and The Bronx:

1,000 tons reg.  
400 tons sub.  
20 tons stove.

2,100 tons.

Boroughs of Brooklyn and Queens:

1,475 tons reg.  
125 tons sub.  
250 tons stove.

1,850 tons.

Coal to be properly trimmed in bins.

The Armory Board reserves the right to increase or decrease the quantities 5 per cent.

In Manhattan and The Bronx 1,250 tons to be delivered upon signing of contract; balance as directed.

In Brooklyn and Queens 1,500 tons to be delivered upon signing of contract; balance as directed.

The amount of security required is 50 per cent. of the amount of bid, and a deposit of 5 per cent. of the amount of the bid to be deposited when making in the bid. Where the total of the bid is under \$1,000, the deposit must be 25 per cent. of the amount of the bid.

The bids will be compared and the contracts awarded as a lump sum or aggregate sum for each article.  
Bidders are requested to make their bids or estimates upon the blank form prepared by the Armory Board, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Council, can be obtained upon application.

For Item No. 1 plans may be examined at the office of the Armory Board, Suite 6, basement, Hall of Records, Manhattan.

For Item No. 2, plans may be examined at the office of Robinson & Knott, architects, No. 164 Fifth Avenue, Manhattan.

THE ARMORY BOARD,

George H. McClellan, Mayor;

Herbert A. Metz, Comptroller;

Patrick F. McGowan,

President of the Board of Aldermen;

George Moore Smith,

Brigadier-General, Commanding First Brigade;

John G. Jany,

Brigadier-General, Commanding Second Brigade;

J. W. Miller,

Commanding Officer of the Naval Militia;

Lawson Ferry,

President of the Department of

Taxes and Assessments.

The City of New York, April 10, 1909.

a15.28

See General Instructions to Bidders on the last page, last column, of the "City Record."

## DEPARTMENT OF FINANCE.

## NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, situated in the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

EIGHTEENTH WARD, SECTION 10; TWENTY-SIXTH WARD, SECTIONS 4, 12 AND 13; AND TWENTY-SEVENTH AND TWENTY-EIGHTH WARDS, SECTION 11.

LAYING CEMENT SIDEWALKS on the northeast corner of BEAVER STREET and FLOSHING AVENUE; on THAMES STREET, south side, and FLOSHING AVENUE, north side, between Knickerbocker and Porter avenues; on KNICKERBOCKER AVENUE, east side, and PORTER AVENUE, west side, between FLOSHING AVENUE and Thames street; on BROADWAY, southeast side, between Conway and Fulton streets; on GROVE STREET, northwest side, between Canal and Hamburg avenues; on FLORENCE STREET, east side, between Grand and Mulder streets; on IRVING AVENUE, east side, between DeKalb Avenue and Stockholm street; on DEARBORN AVENUE, south side, and STOCKHOLM STREET, north side, between West 1st and Irving avenues; on MOFFATT STREET, southeast side, between Hamburg and Knickerbocker avenues; on PITKIN AVENUE, north side, between Sackman and Powell streets; and on southeast corner of PITKIN and VAN SICKLE AVENUES. Area of assessment: Northeast corner of Beaver street and Flushing Avenue, Lots No. 14, in Block 1137; block bounded by Flushing Avenue, Porter Avenue, Thames street and Knickerbocker Avenue; south side of Broadway, between Fulton and Conway streets; north side of Grove street, between Central and Flushing avenues, Lots Nos. 14 to 58, in Block 3215; east side of Florence street, between Grand and Mulder streets, Lots Nos. 1 and 2, in Block 3017; northwest side of Stockholm street and southeast side of DeKalb Avenue, between Irving and Wyckoff avenues; east side of Irving Avenue, between Stockholm street and DeKalb Avenue; south side of Moffatt street, between Knickerbocker and Hamburg avenues; north side of Pitkin Avenue, between Powell and Sackman streets, Lots Nos. 32 and 33, in Block 3711; southeast corner of Van Sickle and Pitkin avenues.

TWENTY-FOURTH WARD, SECTION 3. PRESIDENT STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Schenectady and Ulster avenues. Area of assessment: Both sides of President street, between Schenectady and Ulster avenues, and to the extent of half the block at the intersecting avenues.

TWENTY-SEVENTH WARD, SECTION 11. STARR STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, from Wyckoff Avenue to St. Nicholas Avenue. Area of assessment: Both sides of Starr street, from Wyckoff Avenue to St. Nicholas Avenue, and to the extent of half the block at the intersecting avenues.

TWENTY-NINTH WARD, SECTION 15. EAST THIRTY-SECOND STREET—REGULATING, GRADING AND CURBING, between Tilden Avenue and Clarendon road. Area of assessment: Both sides of East Thirty-second street, from Tilden Avenue to Clarendon road, and to the extent of half the block at the intersecting avenues.

TWENTY-NINTH WARD, SECTION 16.

EAST NINETEENTH STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Newkirk and Foster avenues. Area of assessment: Both sides of East Nineteenth street, from Newkirk to Foster Avenue, and to the extent of half the block at the intersecting avenues.

MAN'S FIELD PLACE—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, from a point 100 feet, more or less, south of Paraguet road to Avenue G. Area of assessment: Both sides of Mansfield place, from a point 100 feet south of Paraguet road to Avenue G, and to the extent of half the block at the intersecting streets and avenues.

TWENTY-NINTH WARD, SECTION 16. AND

THIRTIETH WARD, SECTION 17.

LAYING CEMENT SIDEWALKS at the north and west crossings of WEST STREET AND FORTY-FIFTH STREET, and at the intersections of SEVENTEENTH AVENUE, FORTY-FIFTH AND FORTY-SIXTH STREETS, at all four crossings. Area of assessment: Northwest side of Eighteenth Avenue, between Forty-fifth and West streets, and to the extent of half the block at the intersecting streets; both sides of Eighteenth Avenue, from a point 100 feet south of Forty-sixth street to the north side of Forty-fifth street and to the extent of half the block at the intersecting streets.

LAYING CEMENT SIDEWALKS at SIXTEENTH AVENUE, from Forty-second to Forty-fifth street; SEVENTEENTH AVENUE, at Forty-second and West streets; CORTELYOU ROAD (AVENUE D), at East Third and East Fourth streets, and DITMAS AVENUE (AVENUE E), at East Second, East Third and East Fourth streets. Area of assessment: Both sides of Forty-second street, from Sixteenth Avenue to West street, and to the extent of half the block at the intersecting streets; both sides of Cortelyou road (Avenue D), from a point 100 feet west of East Third street to a point 100 feet east of East Fourth street, and to the extent of half the block at the intersecting streets; both sides of the block at the intersecting streets; both sides of Forty-fifth street, between New Utrecht Avenue and a point about 350 feet west of Sixteenth Avenue, and to the extent of half the block at the intersecting streets.

THIRTIETH WARD, SECTION 18.

EIGHTY-FIRST STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between First and Third avenues. Area of assessment: Both sides of Eighty-first street, between First and Third avenues, and to the extent of half the block at the intersecting avenues.

That the same were confirmed by the Board of Assessors on April 13, 1909, and entered April 14, 1909, in the Record of Taxes of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided by section 1019 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Taxes of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment, from the date when such assessment became a lien, as provided by section 1019 of this act."

Section 1019 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 p. m., and all payments made thereon on or before June 12, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 13, 1909.

a15.28

## CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of Richmond, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., now standing upon property owned by The City of New York, acquired by it for street opening purposes in the

Borough of Richmond  
said buildings being situated upon land more particularly described as follows:

Being all these buildings, parts of buildings, etc., remaining unsold at the conclusion of the sale held Monday, February 8, 1909, lying within the lines of Stuyvesant place, between the southerly line of the United States Light House property and Weiner place, and an unnamed street (extension of Stuyvesant place), between Weiner place and Arrietta street, in the Borough of Richmond, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held by them January 19, 1909, the sale of the above described buildings and appurtenances thereon will be held by direction of the Comptroller on

TUESDAY, APRIL 20, 1909,

at 11 a. m., on the premises, upon the usual terms and conditions as contained in other advertisements of the sale of old material in the City Record.

H. A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, April 13, 1909.

a14.20

## CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.

AT THE REQUEST OF THE BRIDGE COMMISSIONER, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will

offer for sale at public auction all the buildings, parts of buildings, etc., now standing within the lines of property owned by The City of New York, acquired by it for bridge purposes in the

Borough of Brooklyn.

Being the buildings now standing within the lines of the right of way of Manhattan Bridge, in the Borough of Brooklyn, between Front and Nassau streets, and being more particularly designated as all or part of the following buildings: No. 112 Front street, the church building at the corner of Tallman and Jay streets, No. 85 Prospect street, No. 125 Jay street, No. 148 High street and No. 113 Sands street, all of which are more particularly described in a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held October 9, 1907, the sale of the above described buildings and appurtenances thereon will be held by direction of the Comptroller on

THURSDAY, APRIL 29, 1909,

at 11 a. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereon will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in full of the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but withdrawn at the expiration of the contract period.

The purchaser shall not lease, occupy, remove or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walks, structures and cellars of whatever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old masonry or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereon, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furnishings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, braced, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further



Resolved, That while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.

Department of Finance, Comptroller's Office, City of New York, April 8, 1909.

**NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.**

**IN PURSUANCE OF SECTION 1005 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice of the confirmation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of the assessments for opening and acquiring title to the following-named avenue in the **BOROUGH OF RICHMOND:**

**THIRD WARD.**

**NICHOLAS AVENUE—OPENING.** from Richmond terrace to the playground line. Confirmed March 5, 1909; entered April 10, 1909. Area of assessment includes all those lands, tenements and premises, situate, lying and being in the Borough of Richmond, in the City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the northern prolongation of a line parallel to and distant one hundred (100) feet east of the easterly line of Morning Star road and a line parallel to and distant one hundred (100) feet north of the northerly line of Richmond terrace; running thence easterly along said last-mentioned parallel line north of the northerly line of Richmond terrace to its intersection with the northerly prolongation of a line parallel to and distant one hundred (100) feet east of the easterly line of Lafayette avenue; thence southerly along said last-mentioned parallel line to its intersection with a line parallel to and distant one hundred (100) feet south of the southerly line of Richmond terrace; thence easterly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet east of the easterly line of Elm street; thence southerly along said last-mentioned parallel line to its intersection with a line parallel to and distant one hundred (100) feet north of the northerly line of Harrison avenue; thence easterly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet west of the westerly line of Richmond terrace; thence southerly along said last-mentioned parallel line to its intersection with a line parallel to and distant one hundred (100) feet south of the southerly line of Hatfield avenue; thence easterly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet east of the easterly line of Nicholas avenue; thence southerly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet west of the westerly line of Sands street; thence easterly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet south of the southerly line of Jones street; thence easterly along said last-mentioned parallel line to its intersection with the southerly prolongation of the easterly line of John street; thence southerly along said prolongation and easterly line of John street to its intersection with a line parallel to and distant one hundred (100) feet north of the northerly line of Louis street; thence westerly along said parallel line to its intersection with a line parallel to and distant one hundred (100) feet east of the easterly line of Morning Star road; thence southerly along said last-mentioned parallel line and its northerly prolongation to the point of place of beginning.

**BOUSMAN AVENUE—OPENING.** from the southerly line of Richmond terrace to the pier and bulkhead line. Confirmed March 5, 1909; entered April 10, 1909. Area of assessment includes all those lands, tenements and premises, situate, lying and being in the Borough of Richmond, in the City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of a line drawn parallel to the easterly line of Morning Star road and 100 feet easterly therefrom, with the southerly side of Richmond terrace, and running thence southerly and parallel with the easterly side of Morning Star road and 100 feet easterly therefrom to a point 100 feet southerly from the southerly line of Prospect street; thence westerly and parallel with the southerly side of Prospect street and its prolongation to a point 100 feet westerly from the westerly side of Van Name avenue; thence northerly and parallel with the westerly side of Van Name avenue and its prolongation and distant 100 feet westerly therefrom to a point 100 feet northerly from the northerly side of Richmond terrace; thence easterly and parallel with the northerly side of Richmond terrace as the same runs and 100 feet distant northerly therefrom to a point 100 feet easterly from the easterly side of the Old Dock; thence southerly on a straight line to the point of place of beginning.

The above-entitled assessments were entered on the date heretofore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment interest will be collected thereon, as provided in section 1010 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when said assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Borough Hall, St. George, Borough of Richmond, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 9, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ,  
Comptroller.

City of New York, Department of Finance, Comptroller's Office, April 10, 1909.

**CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.**

**AT THE REQUEST OF THE COMMISSIONERS OF PARKS** for the Boroughs of Manhattan and Richmond, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for playground purposes, in the

**Borough of Manhattan.**

Being the buildings known as Nos. 182 and 184 Cherry street, now being used as an annex of Public School 177, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above described buildings and appurtenances thereon will be held by direction of the Comptroller on

**WEDNESDAY, APRIL 28, 1909,**

at 11 a. m., on the premises, upon the following **TERMS AND CONDITIONS:**

The buildings and appurtenances thereon will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of the City of New York, and must also, at the time of sale, give a certified check or cash in full of the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale, and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, existing the necessary watchmen or the workmen engaged in the actual demolition thereof, shall be a breach of the above conditions of sale.

The sale will be as of the condition of the property at date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings or their appurtenances between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walks, stairways and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalks and curbs in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all chimneys shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereon, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All chimneys, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-ends, etc., bricked up, and the wall pointed and made to exclude wind and rain and prevent a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of the City of New York reserves the right on the day of sale to withdraw

from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, April 10, 1909.

**CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.**

**AT THE REQUEST OF THE COMMISSIONERS OF PARKS** for the Boroughs of Manhattan and Richmond, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for park purposes in the

**Borough of Manhattan.**

Being the buildings now standing on the west side of Harlem River driveway (Speedway), between One Hundred and Sixty-third and One Hundred and Sixty-fourth streets, within the lines of the property acquired for the purposes of High Bridge Park, which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above-described buildings and appurtenances thereon will be held by direction of the Comptroller on

**TUESDAY, APRIL 27, 1909,**

at 11 a. m., on the premises, upon the following **TERMS AND CONDITIONS:**

The buildings and appurtenances thereon will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of the City of New York, and must also, at the time of sale, give a certified check or cash in full of the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale, and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, existing the necessary watchmen or the workmen engaged in the actual demolition thereof, shall be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walks, stairways and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curbs in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all chimneys shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereon, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All chimneys, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-ends, etc., bricked up, and the wall pointed and made to exclude wind and rain and prevent a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of the City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, April 8, 1909.

**CORPORATION SALE OF TAX CERTIFICATE.**

D. & M. Chumney, Limited, Auctioneers.

**PUBLIC NOTICE IS HEREBY GIVEN** that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction on

**THURSDAY, MAY 20, 1909,**

at the Real Estate Exchange, New 109 Montague street, Borough of Brooklyn, at 11 o'clock a. m., all the right, title and interest of The City of New York in and to the land which was sold by the Registrar of Deeds of the City of Brooklyn on July 21, 1896, for the redemption of taxes, in accordance with the provisions of chapter 114 of the Laws of 1893, which said sale is recorded in the office of the Tax Collector of Arden, now Collector of Assessments and Arrears, in Liber 85 of Sales, by the Comptroller No. 3394, the deed given thereon by the Registrar of Arden being dated October 13, 1897, the said premises being then known and designated on the tax maps as Lot No. 46 in Block 100 Twenty-fourth Ward, of said City of Brooklyn, now Borough of Brooklyn, City of New York.

The minimum or least price at which said property is to be sold is hereby specified and fixed at twenty-three hundred dollars (\$23,000), subject to all incumbrances and liens of every nature or kind whatsoever now existing and premises, and the Comptroller is hereby authorized and directed to take the necessary steps for making such sale upon the following

**TERMS AND CONDITIONS.**

The purchaser at said sale shall pay 25 per cent. of the purchase price on the day of said sale, together with the balance of the purchase price, to be paid in three equal installments, the first of which shall be paid on or before the day of delivery. Said payment of 75 per cent. shall be made at the office of the Comptroller of the City of New York, Room 141, No. 280 Broadway, Manhattan, where receipt shall be given and within three days thereafter the deed shall be delivered upon the execution of the receipt.

The deed to be given shall be a well-known deed conveying whatever interest The City of New York may have in and to the premises above described, and shall further recite that the owner is to assume and pay all taxes and incumbrances of every nature and kind against said premises.

The Comptroller may at his option void the sale if the successful bidder fails to comply with the terms of the sale, and the money paid by him to the City shall be held liable for any deficiency as well as for the cost and expense of any such resale.

The right to reject any bid is reserved.

By order of the Commissioners of the Sinking Fund, under resolution adopted at a meeting of the Board held April 5, 1909.

City of New York, Department of Finance, Comptroller's Office, April 10, 1909.

H. A. METZ, Comptroller.

**NOTICE TO PROPERTY OWNERS.**

**IN PURSUANCE OF SECTION 1010 OF** the Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for **LOCAL IMPROVEMENTS IN THE BOROUGH OF BROOKLYN:**

**TWENTY-SIXTH WARD, SECTION 13.**

**HEMLOCK STREET—PAVING.** between Jamaica avenue and Kiss street. Area of assessment: Both sides of Hemlock street, from Jamaica avenue to Kiss street, and to the extent of half the block at the intersecting street and avenue.

**THIRTY-FIRST WARD, SECTION 21.**

**WEST TWENTY-THIRD STREET—REGULATING, GRADING, CURBING AND CONSTRUCTING A TIMBER BULKHEAD.** from Neptune avenue to the Atlantic Ocean. Area of assessment: Both sides of West Twenty-third street, from Neptune avenue to the Atlantic Ocean, and to the extent of half the block at the intersecting avenue.

That the same were confirmed by the Board of Revision of Assessments on April 6, 1909, and entered April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided by section 1010 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment, from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics Bank Building, Courthouse and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per



amount does the date when such assessments become liens to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

##### TWENTY-THIRD WARD, SECTION 10.

**BECK STREET—SEWER** between Prospect and Leggett avenues; and **FOX STREET—SEWER**, between Leggett avenue and avenue St. John. Area of assessment: Both sides of Beck street, from Prospect avenue to Leggett avenue and both sides of Fox street, from Avenue St. John to Leggett avenue.

**TWENTY-FOURTH WARD, SECTION 11.**  
**FALMOUTH PLACE—PAVING** THE ROADWAY from Prospect avenue to Clinton avenue. Area of assessment: Both sides of Falmouth place, from Prospect avenue to Clinton avenue, and to the extent of half the block at the intersecting streets.

**WALTON AVENUE—SEWER**, between East One Hundred and Eighty-first and East One Hundred and Eighty-third streets. Area of assessment: Both sides of Walton avenue, from One Hundred and Eighty-first to One Hundred and Eighty-third street; both sides of One Hundred and Eighty-third street, from Morris avenue to Walton avenue; both sides of Cameron place from Morris avenue to Walton avenue, north side of One Hundred and Eighty-first street from Walton avenue to Morris avenue and west side of Morris avenue from One Hundred and Eighty-first street to Cameron place.

—That the same were confirmed by the Board of Revision of Assessments on April 6, 1909, and entered on April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry thereof in the said Record of Titles of Assessments, interest shall be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when the above assessments become liens to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

##### FIRST WARD.

**CRESCENT STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSEWALKS** from Lane street to Payne bar avenue, and from Freeman avenue to Webster avenue. Area of assessment: Both sides of Crescent street, from Lane street to Payne bar avenue, and from Freeman avenue to Webster avenue, and to the extent of half the block at the intersecting streets and avenues.

—That the same was confirmed by the Board of Revision of Assessments April 6, 1909, and entered April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry thereof in the said Record of Titles of Assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum, from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL

IMPROVEMENTS in the BOROUGH OF RICHMOND.

##### THIRD WARD.

**TEMPORARY SANITARY SEWERS** in NEWARK AVENUE, from a point about 100 feet north of Jones street to Richmond terrace, and in RICHMOND TERRACE from a point 50 feet east of Morningstar road to and connecting with the existing sewer at the intersection of Richmond terrace and Nicholas avenue. Area of assessment: Both sides of Richmond terrace, from a point 100 feet east of Morningstar road to Nicholas avenue; both sides of John street and Newark avenue, from Jones street to Richmond terrace.

—That the same was confirmed by the Board of Assessors April 6, 1909, and entered on April 6, 1909, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry thereof in the said Record of Titles of Assessments, interest shall be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, at Borough Hall, St. George, Borough of Richmond, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

##### FIRST WARD.

**BOULEVARD—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSEWALKS** from West avenue to Rodine street. Area of assessment: Both sides of the Boulevard, from West avenue to Rodine street, and to the extent of half the block at the intersecting streets and avenues.

—That the same was confirmed by the Board of Assessors, April 6, 1909, and entered April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum, from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

##### TWENTY-THIRD WARD, SECTION 10.

**EAST ONE HUNDRED AND SIXTY-SIXTH STREET—PAVING AND CURBING**, from Boston road to Prospect avenue. Area of assessment: Both sides of One Hundred and Sixty-sixth street, from Boston road to Prospect avenue, and to the extent of half the block at the intersecting streets and avenues.

—That the same was confirmed by the Board of Assessors on April 6, 1909, and entered on April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when the above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

##### TWENTIETH WARD, SECTION 3.

**WEST THIRTY-SEVENTH STREET—RESTORING ASPHALT PAVEMENT** in front of premises Nos. 221 and 223. Area of assessment: North side of Thirty-seventh street, 275 feet west of Seventh avenue, and known as Lot No. 21, in Block 787.

The above assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 391 of the Greater New York Charter.

—That the same was entered on April 6, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Arrears of Water Rents, Room 11, No. 260 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.

**AT THE REQUEST OF THE BOARD OF** Education, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for school purposes in the

##### Borough of Queens.

(1) Being all those buildings, parts of buildings, etc., now standing upon all that certain plot of ground 200 feet by 200 feet, located on the northeast corner of Crocherson and Franklin avenues, with a frontage of 200 feet on the north side of Crocherson avenue and of 200 feet on the east side of Franklin avenue, in the Borough of Queens, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 260 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above described buildings and appurtenances therein will be held by direction of the Comptroller on

FRIDAY, APRIL 23, 1909,

at 11 a. m., on the premises.

(2) Being the old Wickham Building located on the premises adjoining Public School 10, on Synagogue avenue, between Park and Lake streets, in Corona, Borough of Queens, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 260 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above described buildings and appurtenances therein will be held by direction of the Comptroller on

FRIDAY, APRIL 23, 1909,

at 12:30 p. m., on the premises, upon the following

##### TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of the City of New York, and must also at the time of sale give a verified check or cash in full the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but not later than the expiration of the contract period.

The purchaser shall not leave, occupy, claim or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or

any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstance of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walls, structures and cellars of whatever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste remaining from demolition shall be allowed to remain on the premises, except old masonry or plaster only, which may be left, but not higher at any point than two feet below the earth opposite that point; also the foundation walls of all classes shall be taken down only to a place whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Queens, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The period for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be not by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any instrument or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All burials, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, braced, etc., bricked on, and the walls painted and made to exclude wind and rain and present a neat exterior. The roofs of adjacent buildings shall be properly shingled and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of the City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, April 6, 1909.

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#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THEREON ON CITY REAL ESTATE.

**AT THE REQUEST OF THE PRESIDENT** of the Borough of Queens public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street opening purposes in the

##### Borough of Queens.

(1) Being all those buildings, parts of buildings, etc., now standing within the lines of Graham avenue, between the westerly side of Second avenue and the easterly side of Tenth avenue (Steinway avenue), in the Borough of Queens, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 260 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above described buildings and appurtenances therein will be held by direction of the Comptroller on

THURSDAY, APRIL 22, 1909,

at 11 a. m., on the premises.

(2) Being all those buildings, parts of buildings, etc., now standing within the lines of Seventeenth avenue (Oakley street), from Jackson avenue to Wilson avenue, First Ward of the Borough of Queens, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 260 Broadway, Borough of Manhattan.



Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

**THURSDAY, APRIL 22, 1909,**  
at 12 m., on the premises.

(3) Being all those buildings, parts of buildings, etc., now standing within the lines of Bortow street (Sixth avenue), from the northerly side of Broadway to Flushing avenue, in the Borough of Queens, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 5, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

**THURSDAY, APRIL 22, 1909,**  
at 1 p. m., on the premises, upon the following

**TERMS AND CONDITIONS.**

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of the City of New York, and must also at the time of sale give a certified check or cash in full of the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but undiminished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing thereon or permitting the occupancy of any such building for any tenant, for rent or otherwise, excepting the necessary workmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walls, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Queens, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permits for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all monies paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against them, or any of them, and against and from all damage and costs in which it, they or any of them, be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences when existing against adjacent property not sold, shall not be taken down. All fences, plaster, chimneys, projecting, brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting. Loose holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and pointed and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of the City of New York reserves the right on the day of sale in withdrawing from sale any of the buildings, parts of buildings and machinery included therein or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause

the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, April 5, 1909.

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**NOTICE TO PROPERTY OWNERS.**

**IN PURSUANCE OF SECTION 1818 OF THE** Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS IN THE BOROUGH OF MANHATTAN:

**NINETEENTH WARD, SECTION 3.**

**SIXTY-THIRD STREET, north side—RE-**STORING ASPHALT PAVEMENT, between Madison and Park avenues. Area of assessment: North side of Sixty-third street, between Madison and Park avenues, and known as Lot No. 26, in Block 1372.

**SIXTY-FOURTH STREET, south side—RE-**STORING ASPHALT PAVEMENT, between Madison and Park avenues. Area of assessment: Southeast corner of Sixty-fourth street and Madison avenue, and known as Lot No. 48, in Block 1373.

The above assessments were certified to the Collector of Assessments and Arrears, under the provisions of section 391 of the Greater New York Charter.

That the same were entered on April 2, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1819 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 1818 of this act."

Section 119 of this act provides: "An assessment shall become a lien upon the real estate assessed thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room 11, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance,  
Comptroller's Office, April 2, 1909.

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**PUBLIC NOTICE IS HEREBY GIVEN THAT,** pursuant to and in accordance with a resolution of the Commissioners of the Sinking Fund adopted at a meeting held March 31, 1909, the premises located at the northeast corner of Second avenue and First street, Borough of Manhattan, heretofore occupied by the Fourth District Municipal Court, be and the same is hereby assigned to and designated as the place for holding the additional part of the Court of Special Sessions of the First Division in The City of New York, as created by chapter 90 of the Laws of 1909.

By order of the Commissioners of the Sinking Fund at meeting held March 31, 1909.  
Comptroller's Office, No. 280 Broadway, April 1, 1909.

N. TAYLOR PHILLIPS,  
Deputy and Acting Comptroller.

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**INTEREST ON CITY BONDS AND STOCK.**

**THE INTEREST DUE ON MAY 1, 1909, ON** the Registered Bonds and Stock of The City of New York will be paid on that day by the Comptroller, at his office in the Stewart Building, corner of Broadway and Chambers street (Room 45).

The transfer books thereof will be closed from March 21 to May 1, 1909.

The coupons, that are payable only in New York, for interest due on May 1, 1909, on Bonds and Stock of the present and former City of New York will be paid on that day by the Guaranty Trust Company, Nos. 28 and 30 Nassau street.

The coupons, that are payable in New York or in London, for the interest due on May 1, 1909, on Assessment Bonds and Corporate Stock of The City of New York, will be paid on that day, at the option of the holders thereof, either at the office of the Guaranty Trust Company, Nos. 28 and 30 Nassau street, New York, in United States money, or at the office of Messrs. Seligman Brothers, No. 18 Austin Friars, London, E. C., England, in sterling money at the rate of \$4.8750 to the pound.

The interest due on May 1, 1909, on Coupon Bonds of other corporations now included in The City of New York will be paid on that day at the office of the Comptroller.

The interest due Mar. 1, 1909, on Registered and Coupon Gold Revenue Bonds of The City of New York will be paid on that day by the Guaranty Trust Company, Nos. 28 and 30 Nassau street, New York, in United States money, or, at the option of the holder, upon three weeks prior notice, as stipulated in said bonds, by Messrs. J. S. Morgan & Co., No. 22 Old Broad street, London, England, at the rate of \$4.82 to the pound.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, March 16, 1909.

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**DEPARTMENT OF FINANCE, CITY OF NEW YORK.**  
December 14, 1906.

**UNTIL FURTHER NOTICE AND UNLESS** otherwise directed in any special case survey companies will be accepted as sufficient upon the following contracts to the amounts named:

**Supplies of Any Description, including Gas and**

**Electricity—**

One company on a bond up to \$35,000.

Two companies on a bond up to \$125,000.

Three companies on a bond up to \$250,000.

**Asphalt, Asphalt Block and Wood Block Pav-**

**ments—**

Two companies on a bond up to \$50,000.

Three companies on a bond up to \$125,000.

**Regulating, Grading, Paving, Sewers, Water**

**Mains, Dredging, Construction of Parks,**

**Parkways, Etc.—**

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

**New Docks, Buildings, Bridges, Aqueducts,**

**Tunnels, Etc.—**

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

On bonds regarded as hazardous risks addi-

tional security will be required as the Comptroller sees fit in each instance.

All bids exceeding \$150,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ, Comptroller.

**OFFICIAL PAPERS.**

Morning—"The Sun," "The New York Times."

Evening—"The Globe," "The Evening Mail."

Weekly—"Democracy," "Tammany Times."

German—"State-Zeitung."

Designated by the Board of City Record, January 22, 1906. Amended March 1, 1906; November 28, 1906; February 20, 1907, and March 5, 1908.

**MUNICIPAL CIVIL SERVICE COMMISSION.**

**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, New York, April 15, 1909.

**PUBLIC NOTICE IS HEREBY GIVEN THAT** the time for receiving applications for the position of

**PHYSICIAN (RESIDENT)**

has been extended to 4 p. m.

**FRIDAY, MAY 7, 1909.**

(No application received by the Commission by mail or otherwise, after 4 p. m. on May 7 will be accepted.)

The examination will be held on Friday, May 29, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Technical ..... 6

Experience ..... 4

Seventy-five per cent. will be required on the technical paper and 70 per cent. on all.

Candidates must be licensed in practice medicine in the State of New York.

Vacancies, one.

Salary, \$1,500 per annum, with maintenance.

Minimum age, 21 years.

Application blanks can be had at No. 299 Broadway, Room 1119.

F. A. SPENCER, Secretary.

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**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, New York, April 10, 1909.

**PUBLIC NOTICE IS HEREBY GIVEN** that the time for receiving applications for the position of

**LABORATORY ASSISTANT (MALE AND FEMALE)**

has been extended to 4 p. m.

**MONDAY, APRIL 26, 1909.**

(No application received by the Commission by mail or otherwise after 4 p. m. on April 26 will be accepted.)

The examination will be held on Monday, May 17, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Special ..... 6

Experience ..... 1

Arithmetic ..... 1

The percentage required is 70 on the special paper and 70 on all.

Candidates should have some acquaintance with the routine work of laboratories, and knowledge of the preservation and care of slides, etc.

A number of questions will be put which must be answered by all candidates. In addition, candidates will be required to answer questions referring to one of the following:

1. Chemical Laboratory.

2. Vaccine Laboratory.

3. Hospital Laboratory.

4. Diagnostic Laboratory.

Vacancies, one.

Salary, \$600 to \$700 per annum.

Minimum age, 18 years.

Application blanks may be had at No. 299 Broadway, Room 1119.

F. A. SPENCER, Secretary.

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**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, New York, April 12, 1909.

**PUBLIC NOTICE IS HEREBY GIVEN THAT** applications will be received from

**MONDAY, APRIL 12, UNTIL 4 P. M.**

**MONDAY, APRIL 26, 1909,**

for the position of

**INSPECTOR OF SUPPLIES AND REPAIRS.**

(No application received by the Commission by mail or otherwise, after 4 p. m. on April 26 will be accepted.)

The examination will be held on Tuesday, May 18, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Special ..... 4

Experience ..... 3

Report ..... 2

Arithmetic ..... 1

The percentage required is 70 on the special paper and 70 on all.

Candidates should have practical experience in purchasing such supplies as are required in the City service, and should be qualified to make inspections and estimates of materials used in construction work and repairs.

The examination will include questions designed to test the knowledge of the candidate in regard to the conditions that affect the market as to trade prices, etc., as well as his ability to analyze in detail specifications awarded for contracts for supplies, repairs and construction work.

Vacancies, twelve.

Salary, \$1,200 per annum.

Minimum age, 21 years.

Application blanks can be had at No. 299 Broadway, Room 1119.

F. A. SPENCER, Secretary.

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**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, New York, April 6, 1909.

**PUBLIC NOTICE IS HEREBY GIVEN** that in the forthcoming examination for the position of **INTERPRETER** the following languages will be omitted:

Arabic, Dutch, Persian, Portuguese, Flemish, Latin, Roumanian, Bulgarian and Turkish.

The examination has been postponed indefinitely.

F. A. SPENCER, Secretary.

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**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, New York, April 3, 1909.

**PUBLIC NOTICE IS HEREBY GIVEN THAT** applications will be received at the Labor Bureau of the Municipal Civil Service Commission, ground floor, New Criminal Courts Building, corner of White and Centre streets, for the position of **BLASTER**, beginning at 9 a. m.,

**MONDAY, MARCH 22, 1909.**

Applicants for this position must be licensed blasters and produce license upon registering.

FRANK L. POLK, President.

R. ROSS APPLETON.

ARTHUR J. O'KEEFE, Civil Service Commissioners.

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**MUNICIPAL CIVIL SERVICE COMMISSION, No. 299** Broadway, City of New York.

**PUBLIC NOTICE WILL BE GIVEN OF** all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled. No application will be accepted at the office of the Commission, by mail or otherwise, after the closing hour for the receipt of same set forth in the advertisement.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission, Room 1119.

The Commission cannot guarantee that applications mailed in response to written requests will be received in time to permit of their being prepared and filed prior to closing hour.

All notices of examinations will be posted in the office of the Commission, and advertised in the City Record for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Whenever an examination is of a technical character, due notice is given by advertisement in the technical journals pertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated.

No information will be given by telephone, and the Commission will not be responsible for such if given by employees, either as to date of filing applications or upon other subjects.

Specimen questions of previous examinations may be obtained at Room 1119.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK, President.

R. ROSS APPLETON.

ARTHUR J. O'KEEFE, Commissioners.

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**DEPARTMENT OF DOCKS AND FERRIES.**

**DEPARTMENT OF DOCKS AND FERRIES, DEPT. "A,"** FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Commissioner of Docks at the above office until 12 o'clock noon on

**FRIDAY, APRIL 16, 1909,**

**Borough of Manhattan.**

**CONTRACT NO. 1170.**

**FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR SPRINKLING CERTAIN NEW MADE LAND ON THE NORTH AND EAST RIVERS, BOROUGH OF MANHATTAN.**

The time for the completion of the work and the full performance of the contract is on or before November 1, 1909.

The amount of security required is Two Thousand Dollars (\$2,000).

Bidders must state a price per horse, cart and driver per day for doing the sprinkling called for in the specifications, by which price the bids will be scored and according to which price any award of the contract will be made.

Deliveries will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner.



This privilege will allow the musicians on all parts of the boat, except in the women's cabin on the lower deck, under such restrictions as the Commissioner of Docks shall direct.

**SEALING OF BIDS OR ESTIMATES WILL BE** received by the Commissioner of Docks at the above office until 12 o'clock m. on

# BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRITAIN, NEW YORK CITY.

**SEALING OF BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Richmond, at the above office, until 12 o'clock m. on

**TUESDAY, APRIL 20, 1909.**  
Borough of Richmond.

**No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING A TEMPORARY COMBINED SEWER AND APPURTENANCES IN RICHMOND TURNPIKE, FROM THE EXISTING SEWER AT LOUIS STREET FOR ABOUT 1250 FEET IN A SOUTHERLY DIRECTION, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

555 linear feet of salt-glazed vitrified pipe sewer, of fifteen (15) inches interior diameter, all complete, as per section on plan of the work.

485 linear feet of salt-glazed vitrified pipe sewer, of twelve (12) inches interior diameter, all complete, as per section on plan of the work.

3 reinforced concrete retaining basins, with 1 1/2 inch galvanized wrought-iron bars and iron traps, all complete, as shown on plans on file in the office of the Commissioner of Public Works, and connected with the sewer.

3 manholes, complete, as per section on plan of the work.

4 deep manholes, complete, as per section on plan of the work.

580 feet (B. M.) of foundation timber and planking, in place and secured.

1,000 feet (B. M.) of sheet piling, retained.

1 cubic yard of concrete, in place.

1 cubic yard of brick masonry.

10 cubic yards of additional excavation.

The time for the completion of the work and the full performance of the contract is six (6) days.

The amount of security required is Twenty-five Hundred Dollars (\$25,000).

**No. 2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ADDITIONAL WORK IN CONSTRUCTING A TEMPORARY COMBINED SEWER AND APPURTENANCES IN SEWERAGE DISTRICT NO. 2A, SECOND WARD, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

1,000 cubic yards of riprap, in place.

The time for the completion of the work and the full performance of the contract is twenty-five (25) days.

The amount of security required is One Thousand Dollars (\$1,000).

**No. 3. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING A TEMPORARY SANITARY SEWER AND APPURTENANCES IN HANNAH STREET, FROM VAN DUZER STREET TO A POINT ABOUT 275 FEET WESTERLY THEREFROM, TOGETHER WITH ALL WORK INCIDENTAL THERETO.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

315 linear feet of salt-glazed vitrified pipe sewer of eight (8) inches interior diameter, all complete, as per section on plan of the work.

2 manholes, complete, as per section on plan of the work.

1 flush tank, with No. 5 Van Vranken siphon, set complete, as per section on plan of the work.

600 feet (B. M.) of foundation timber, and planking, in place and secured.

1,000 feet (B. M.) of sheet piling, retained.

1 cubic yard of concrete, in place.

3 cubic yards of additional excavation.

5 cubic yards of additional filling.

20 linear feet of house sewers (not intercepted), extended and connected.

The time for the completion of the work and the full performance of the contract is thirty (30) days.

The amount of security required is Three Hundred Dollars (\$300).

**No. 4. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PAVING WITH VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF WILLARD AVENUE, FROM MAINE AVENUE TO SPRINGFIELD AVENUE, AND OTHER STREETS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

510 square yards of vitrified brick pavement, including sand bed, and laid with cement grout joints, with one (1) year maintenance.

70 cubic yards of concrete foundation.

The time for the completion of the work and the full performance of the contract is twenty (20) days.

The amount of security required is Five Hundred Dollars (\$500).

**No. 5. FOR FURNISHING AND DELIVERING STREET SIGNS, INCLUDING STANDARDS AND EMBELED NAME PLATES, COMPLETE, AS PER THE SPECIFICATIONS.**

The estimated number of standards, complete but unassembled, ready to be fixed on posts is 1,000, and the estimated number of embossed name-plates is 4,500.

The time for the completion of the work and the full performance of the contract is ninety (90) days.

The amount of security required is One Thousand Dollars (\$1,000).

**No. 6. FOR FURNISHING ALL LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING FLAG OR CEMENT SIDEWALKS AND REFLAGGING VANDERBILT AVENUE, BETWEEN RICHMOND ROAD AND CENTRE STREET, AND OTHER STREETS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

3,500 square feet of cement sidewalk, to furnish and lay.

1,850 square feet of new flagstone, to furnish and lay.

2,400 square feet of old flagstone, to retire and relay.

The time for the completion of the work and the full performance of the contract is twenty (20) days.

The amount of security required is Three Hundred Dollars (\$300).

**No. 7. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING FLAG SIDEWALKS AND REFLAGGING FOURTH AVENUE, BETWEEN JERSEY STREET AND WESTERLY AVENUE, AND OTHER STREETS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

4,200 square feet of new flagstone, to furnish and lay.

4,000 square feet of old flagstone, to retire and relay.

80 square feet of new flagstone, to furnish and set.

The time for the completion of the work and the full performance of the contract is ten (10) days.

The amount of security required is Two Hundred Dollars (\$200).

**No. 8. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING FLAG OR CEMENT SIDEWALKS AND REFLAGGING CASTLETON AVENUE, FROM BRIGHTON AVENUE TO CEBRA AVENUE, AND OTHER STREETS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

14,000 square feet of cement sidewalk, to furnish and lay.

500 square feet of new flagstone, to furnish and lay.

3,700 square feet of old flagstone, to retire and relay.

The time for the completion of the work and the full performance of the contract is thirty (30) days.

The amount of security required is One Thousand Dollars (\$1,000).

**No. 9. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING CEMENT SIDEWALKS ON BENTLEY STREET, TOTTENVILLE, FROM AMBOY ROAD TO THE FERRY.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

3,600 square feet of cement sidewalk to furnish and lay.

The time for the completion of the work and the full performance of the contract is fifteen (15) days.

The amount of security required is Two Hundred Dollars (\$200).

**No. 10. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING CEMENT SIDEWALKS AND CROSSWALKS ON CHERRY LANE, BETWEEN MANOR ROAD AND JEWETT AVENUE.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

6,400 square feet of cement sidewalk, to furnish and lay.

770 square feet of brick crosswalks on concrete, to furnish and lay.

5 linear feet of concrete culvert fifteen (15) feet in cross-section, to furnish and set.

The time for the completion of the work and the full performance of the contract is twenty (20) days.

The amount of security required is Three Hundred Dollars (\$300).

**No. 11. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING FLAG OR CEMENT SIDEWALKS ON FOREST AVENUE, FROM MANOR ROAD TO BROOKS AVENUE, AND OTHER STREETS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

2,007 square feet of cement sidewalk, to furnish and lay.

1,356 square feet of new flagstone, to furnish and lay.

62 linear feet of three (3) inch cast-iron pipe, to furnish and lay.

The time for the completion of the work and the full performance of the contract is twenty (20) days.

The amount of security required is Three Hundred Dollars (\$300).

**No. 12. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING FLAG SIDEWALKS ON SOUTH AVENUE, FROM RICHMOND TERRACE TO RAILROAD TRACKS.**

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

3,700 square feet of new bluestone flagstone, to furnish and lay.

The time for the completion of the work and the full performance of the contract is ten (10) days.

The amount of security required is Two Hundred Dollars (\$200).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Council, can be obtained upon application therefor at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

**GEORGE CROMWELL, President.**  
The City of New York, March 31, 1909.

**SEALING OF BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Richmond, at the above office until 12 o'clock noon on

**TUESDAY, APRIL 20, 1909.**  
Borough of Richmond.

**FOR FURNISHING AND DELIVERING FIVE HUNDRED (500) BARRELS OF PORTLAND CEMENT AT SUCH POINTS WITHIN THE BOROUGH OF RICHMOND AND IN SUCH QUANTITIES FROM TIME TO TIME AS THE SUPERINTENDENT OF THE BUREAU OF HIGHWAYS MAY DIRECT.**

The time for the completion of the work and the full performance of the contract is until December 15, 1909.

The amount of security required is Five Hundred Dollars (\$500).

The contracts must be bid for separately, and the bids will be compared and the contract

awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Council, can be obtained upon application therefor at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

**GEORGE CROMWELL, President.**  
The City of New York, April 1, 1909.

**SEALING OF BIDS OR ESTIMATES WILL BE** received by the President of the Borough of Richmond, at the above office until 12 o'clock noon on

**TUESDAY, APRIL 20, 1909.**  
Borough of Richmond.

**FOR FURNISHING AND DELIVERING FIVE HUNDRED (500) BARRELS OF PORTLAND CEMENT AT SUCH POINTS WITHIN THE BOROUGH OF RICHMOND AND IN SUCH QUANTITIES FROM TIME TO TIME AS THE SUPERINTENDENT OF THE BUREAU OF HIGHWAYS MAY DIRECT.**

The time for the completion of the work and the full performance of the contract is until December 15, 1909.

The amount of security required is Five Hundred Dollars (\$500).

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**GEORGE CROMWELL, President.**  
The City of New York, April 1, 1909.

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**GEORGE CROMWELL, President.**  
The City of New York, April 1, 1909.

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**GEORGE CROMWELL, President.**  
The City of New York, April 1, 1909.

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The City of New York, April 1, 1909.

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The City of New York, April 1, 1909.

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thence by double track in and upon Campion avenue to Archer place; thence by double track in and upon Archer place and in and upon private property to the intersection of Tindall street with Archer place; thence by single track in and upon Archer place and by private property crossing the Rockaway turnpike and Division street to Church street; thence by single track in and upon Church street to Twombly place; thence by double track in and upon Twombly place to Fleet street; thence by double track in and upon Fleet street to Prospect street; thence by double track in and upon Prospect street and crossing the tracks of the Long Island Railroad to Cumberland street; thence by double track in and upon Cumberland street to a point within six hundred feet of the Merrick Plank road; thence by single track in a general westerly direction and approximately parallel with New York avenue to and upon private property to a point approximately in the line of the prolongation of Central avenue. If the same were extended, thence by single track in a general easterly direction in and upon private property to and across the Merrick Plank road to Central avenue; thence by single track in a general easterly direction in and upon Central avenue as it winds and turns, and crossing the Montauk Division of the Long Island Railroad to a point where Central avenue intersects the boundary line between The City of New York and the County of Nassau.

Also the following-described alternate routes which may be continued and used in conjunction with portions of the hereinbefore-described route for the purpose of making one complete route, or not more than a double-track street surface railway from the intersection of Hoffman boulevard with Tinsley street to the intersection of Merrick Plank road with Central avenue.

Beginning at the intersection of Nassau avenue with Brooklyn and Jamaica turnpike, at Fulton street; thence by double track in and upon Nassau avenue to Archer place; thence by double track in and upon Archer place to its intersection with Campion street.

Beginning at the intersection of Nassau avenue with East street; thence by double track in and upon East street and in and upon private property to the intersection of Archer place with Tindall street.

Beginning at a point in Division street approximately in the line with the prolongation of Archer place; thence by double track in and upon Division street to Twombly place; thence by double track in and upon Twombly place to and across Church street.

Beginning at a point on private property between Brooklyn and Jamaica turnpike and Fulton street and the tracks of the Long Island Railroad, approximately in the line with the prolongation of Guilford street; thence by double track in and upon private property to and across the tracks of the Long Island Railroad to Guilford street; thence by double track in and upon Guilford street to Liberty avenue; thence by double track in and upon Liberty avenue to Forty street; thence by double track in and upon Forty street to South street; thence by double track in and upon South street to New York avenue; thence by double track in and upon New York avenue to a point approximately in the line with the prolongation of Central avenue. If the same were extended, thence by double track in and upon private property to the intersection of the Merrick Plank road with Central avenue.

Beginning at a point in the Brooklyn and Jamaica turnpike at Fulton street, crossing Alton street; thence by double track in and upon Brooklyn and Jamaica turnpike, and across the tracks of the Long Island Railroad to a point at or near Johnson avenue; thence by double track in and upon private property to a general easterly direction across Division street to Beaver street; thence by double track in and upon Beaver street and across the tracks of the Long Island Railroad to Church street; thence by double track in and upon Church street to South street.

Beginning at the intersection of Johnson avenue with Guilford street; thence by double track in and upon Johnson avenue to Rockaway turnpike.

Beginning at the intersection of Fleet street with Prospect street; thence by double track in and upon Fleet street to Washington street; thence by double track in and upon Washington street and across the tracks of the Long Island Railroad to South street.

Beginning at the intersection of Fulton street with Hoffman boulevard; thence by double track in and upon Fulton street to Kauffman avenue; thence by double track in and upon Kauffman avenue to Ankerst street; thence by double track in and upon Ankerst street to Alton street; thence by double track in and upon Alton street to the Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Brooklyn and Jamaica turnpike or Fulton street to Church street; thence by double track in and upon Church street and across the tracks of the Long Island Railroad to and across Beaver street.

Beginning at the intersection of Degraves avenue with Kauffman avenue; thence by double track in and upon Degraves avenue to Alton street; thence by double track in and upon Alton street to Ankerst street.

And to cross such other streets and avenues, named and unnamed, as may be encountered in said routes.

All of the above-described routes are within the Borough of Queens, City of New York, and are, together with turnouts, switches and crossings, hereby authorized shown upon two maps, each entitled:

"Map showing proposed railway of the South Shore Traction Company in the Borough of Queens, City of New York, to accompany petition dated December 28, 1908, to the Board of Estimate and Apportionment."

—and signed by James T. Wood, as President, and W. B. Spencer, Chief Engineer, a copy of which is attached hereto, it is to be deemed a part of this contract, it is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossings, which are consistent with the foregoing description, and the other provisions of this contract may be permitted by resolution of the Board.

Second—To operate the cars of the Company upon two tracks when constructed upon the Queensboro Bridge and approaches thereto, such tracks to be assigned to the Company by the Commissioner of Bridges; beginning at the north westerly side line of Jackson avenue at the bridge piers in the Borough of Queens, and there connecting with the tracks of the Company above described; thence in and upon said bridge piers in the easterly approach to the Queensboro Bridge; thence upon and along said bridge approach and across intersecting streets and avenues to the Queensboro Bridge; thence upon and along the Queensboro Bridge to the westerly terminus thereof at Second avenue, in the Borough of Manhattan. The said route is more particularly shown upon the map hereinbefore referred to, and is to be operated by the Company as a continuous route in connection with the route hereinbefore described.

Sec. 2. The grant of the right or privilege to construct, maintain and operate the said railway from the Queensboro Bridge piers, at Jackson avenue, Borough of Queens, to the intersection of Central avenue and the boundary line between the Borough of Queens and the County of Nassau, upon the route hereinbefore described, is subject to the following conditions, which shall be complied with by the Company:

First—It is agreed that the Company, before commencing construction on any portion of the routes hereinbefore described as lying between the intersection of Hoffman boulevard with Tinsley street and the intersection of Merrick Plank road with Central avenue, shall notify the Board in writing which of the routes herein described between those points the Company selects and adopts as the route upon which it shall construct the railway. Upon such notification by the Company to the Board, all of the rights and privileges hereby granted upon the routes not so selected and designated shall be considered null and void and of no effect, and the Company shall be deemed thereupon to have waived all rights or franchises which are hereby granted upon the routes not so selected and designated by the Company. The Company further agrees that it shall select and designate its route as herein provided not later than eighteen (18) months from the date upon which this contract is signed by the Mayor.

Second—The Company shall not construct a double-track street surface railway upon any portion of the routes herein described between Jackson avenue and the intersection of Merrick Plank road with Central avenue, unless the streets and avenues in which such routes are described shall have at the time when such railway shall be constructed, a roadway at least 30 feet in width, and the Company shall not construct a double-track street surface railway in Guilford street as it now exists or may be extended, unless the roadway of that street shall exceed 30 feet in width.

Third—The consent in writing of the owners of all in value of the property bounded on said streets and avenues to the construction and operation of said railway shall be obtained by the Company within six (6) months from the signing of this contract by the Mayor, and a copy of such consent shall be filed with the Board within such time, but the Board may, for cause shown, grant an additional period not exceeding three (3) months within which to obtain and file such consents of property owners, or in the event that such consents cannot be obtained within such time as such extension of such time as shall be granted by the Board, the Company shall, within one (1) month thereafter, make application to the Appellate Division of the Supreme Court for the Second Judicial District of the County of New York for the appointment of Commissioners to the number provided by the Railroad Law to determine if said railway ought to be constructed, otherwise the street shall cease and desist.

Fourth—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of twenty-five (25) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board, or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time not earlier than two (2) years and not later than one (1) year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be fixed at a less amount than the sum required to be paid during the last year prior to the termination of the original term of this contract.

If the Company and the Board shall not reach such agreement on or before the day on (1) year before the expiration of the original term of this contract, then the annual rate of compensation for such streeted twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board, one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and these three shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six (6) months prior to the expiration of this original contract, and their report shall be filed with the Board within three (3) months after they are chosen. They shall act as appraisers, and not as arbitrators. They may have their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations, without the presence of either party. They shall have the right to examine any of the books of the Company and its officers under oath. The valuation so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall, in any event, be less than the sum required to be paid for the last year of this original contract. If in any case the annual rate shall not be fixed prior to the termination of the original term of this contract then the Company shall pay the annual rate therefore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Fifth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any cause, or upon the dissolution of the Company before such termination, the tracks and equipments of the Company constructed pursuant to this contract within the streets and avenues shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

If, however, at the termination of this contract or above, the Board shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of its tracks and other equipment constructed pursuant to this contract, and the said streets and avenues shall be restored to their original condition at the sole cost and expense of the Company.

Sixth—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or

other terms and conditions over the routes hereinbefore described.

The use of the railway, constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures used in connection therewith in streets, avenues and private property hereinbefore described shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues and private property for street railway purposes, upon payment by such individual or corporation to the Company the following:

(a) An initial payment to be mutually agreed upon by said corporation or individual and the Company, and in case of failure on the part of such individual or corporation and the Company to agree upon the amount of such initial payment, such amount shall be determined by three disinterested freeholders selected in the following manner: One disinterested freeholder shall be chosen by the Company; one disinterested freeholder shall be chosen by the individual or corporation; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall determine the amount of such payment. Such appraisers, in fixing such amount, shall consider compensation to the Company for: First, the sinking fund which may have been or should have been set aside for the redemption of the total investment represented by such property of the Company as is used by said individual or corporation, from the date of the granting of this franchise to the date upon which said individual or corporation begins the use of such property of the Company; second, the moneys expended by the Company in its organization and preparation; third, the increased value of the territory as a district suitable for railway operation, which increase may have resulted from the operation of the Company; fourth, the loss of business to the Company which may result from direct competition on its own lines; fifth, any other purpose or purposes which the appraisers may deem as justly due to said Company by such individual or corporation for the use of such property. The compensation and expenses of the said appraisers shall be borne by such individual or corporation.

(b) An annual payment which shall equal the legal interest on such proportion of the actual cost of the construction of such railway and structures, and additions and betterments thereto as the number of cars operated by such individual or corporation shall bear to the number of cars operated by the companies then using the same; and also such proportion of the cost of keeping the tracks and electrical equipment in repair, and the cost of additions and betterments thereto, such proportion of laying and removing of pavement and removal of snow and ice and all other duties imposed upon the Company by the terms of this contract in connection with the maintenance or the operation of said railway as used, as the number of cars operated by such individual or corporation shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation. Provided, however, that if it is the opinion of the Company, the legal rate of interest upon the cost of such railway shall be an insufficient sum to be paid for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage upon the sum to be paid to the Company, at a sum in excess of the legal rate of interest, if, in its opinion, such action is justified.

The Company shall not at any time appeal but shall, upon the request of the Board, consent to the construction or operation, upon the routes hereinbefore described, of any other surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Seventh—Said railway may be operated by overhead electric power substantially similar to the overhead electric system now in use by street surface railways in the Borough of Queens, or by any other motive power, except locomotive steam power or horse power, which may be approved by the Board, and consented to by the abutting property owners, in accordance with the provisions of law, and by the Public Service Commission for the First District of the State of New York.

Provided, however, that the Board, at any time after the first ten (10) years of this contract upon giving to the Company and (1) year's notice, may require the Company to operate its railway upon the whole or any portion of its route lying in and northwesterly from the Brooklyn and Jamaica turnpike, or Fulton street, and at any time after the first fifteen (15) years of this contract, upon giving to the Company one year's notice, may require the Company to operate its railway upon the whole or any portion of its route lying southwesterly from the Brooklyn and Jamaica turnpike, or Fulton street, by underground electric power, substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, and thereupon to discontinue the use of the overhead trolley system and remove its poles, wires and other structures used by it for that purpose, from the streets and avenues of the City.

Eighth—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Ninth—The Company shall commence construction of the railway herein authorized within six (6) months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in favor of such consents, and shall complete the construction and place the same in full operation within two (2) years from the date of obtaining such consents or such decision, otherwise this right shall cease and determine and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six (6) months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided, further, that in no case

shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings, or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

Tenth—Said railway shall not cross any railway or railroad other than street surface railways constructed in the same grade thereof, but shall be constructed either above or below the grade of such railway or railroad. If any railway or railroad other than street surface railways are constructed at the same grade of the streets or avenues in which the Company is hereby authorized to construct a railway, then the Company may construct at its own expense and use a temporary crossing and approaches thereto either upon private property or within the lines of such streets or avenues to be determined by resolution of the Board, and continue to use such temporary crossing until such time as either the grade of such street or avenue or such railway or railroad shall have been changed so that such railway or railroad shall not cross such street or avenue at the grade thereof. When such grade shall have been changed and a permanent crossing shall have been constructed to cross such street or avenue either above or below the grade of such railway or railroad, then the Company shall, upon the order of the Board, abandon the above described temporary crossing, and construct its tracks upon such permanent structure as shall be determined by the Board. Any private property so far by the Company for the purpose of the temporary crossing hereinbefore provided for shall be sold to the City without compensation therefor by the Company, when the same is required by the City for the purpose of abutting such street or avenue, upon the removal of the tracks of the Company from such temporary crossing and approaches thereto, to the permanent crossing structure.

Eleventh—After attention to the prevention or abatement of fires or to any other substructure or to any surface structure in the streets, required on account of the construction or operation of the railway, shall be made, at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twelfth—Should the grades or lines of the streets and avenues in which the railway is hereby authorized be changed or new lines during the term of this contract, it should not cross such street or avenue in such a hazardous manner as to be dangerous to the public, and the Company shall, at its own expense, cause its tracks to conform with such new grades, lines and pavements as shall be required by the Board or by the official paving parties. Use of such streets, avenues or pavements, and thereof the construction of any public structure upon and across such streets or pavements, the Company shall take care not to obstruct, the track at its own expense, all to be done subject to the decision of the City official having jurisdiction.

Should, by the action of the President of the Borough of Queens, the amount roadway of any of the said streets, avenues or pavements be of insufficient width to accommodate both railway and other vehicles traffic, the Company shall within such condition under the direction of the President of the Borough of Queens, by such means as may be necessary, and without burden the total width of the street avenue or highway.

Thirteenth—As long as said railway, or any portion thereof, operates in any street or avenue, the Company shall give and keep in permanent repair that portion of the surface of the street or avenue in which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of ten (10) feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street or avenue, and to that extent the Company shall be bound by the order of the City officials, at its own expense, and the provision as to provide herein contained shall apply to such renewed or altered pavement.

Fourteenth—The Company, as long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be painted at least three (3) times every year (1893) lines across the tracks, the width of the streets and avenues, except when the width of such streets and avenues shall exceed one (100) feet between such lines, in which case the Company shall cause to be painted only every (500) feet in width of such roadway, and the Company shall provide for such measure at least one track car, the capacity of which shall be sufficient to water such streets and avenues as herein provided.

Provided, however, that the Company may, with the approval of the City officials having jurisdiction over such matters, all that portion of the surface of the streets and avenues, between the tracks, the rails of the tracks and two (2) feet beyond the rails on either side thereof, at least twice each summer season, in such a manner as may be necessary to prevent the rising of dust, and if the Company shall on all such portions of the streets and avenues then the Company shall not be required to water such streets and avenues as herein provided.

Fifteenth—The Company shall at all times keep the streets and avenues upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Sixteenth—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets and avenues, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in the manner directed by the City officials having jurisdiction over such public work.

Seventeenth—The Company hereby agrees that if the City is, or shall become, entitled to acquire, and shall at any time during the term of this contract acquire or otherwise come into the possession of any of the property on which the railway tracks shall be constructed on that portion of the route described herein as private property, no compensation shall be awarded for the right to have railway tracks thereon, and in the event that the City shall have acquired such property, then the rights hereby granted in the streets and avenues shall be extended to cover



such property and all the terms and conditions of this contract shall be applicable thereto.

**Eighth.**—The grant of this privilege is subject to whatever right, title or interest the owners of adjoining property or others may have in and to the streets and avenues in which the Company is authorized to operate.

**Ninth.**—The grant of the right or privilege to operate cars upon two (2) tracks of the Queensboro Bridge and the approaches thereto, upon the same foundations, described, and to use other equipment owned by the City upon said bridge, is subject to the following conditions, which shall be complied with by the Company:

**First.**—The said right and privilege shall be held and enjoyed by the Company for a term of ten (10) years from the date upon which this contract is signed by the Mayor, and may continue for a further term not exceeding in any case fifteen (15) years, which further term may be terminated at the option of the Board at any time during said fifteen (15) years, upon six (6) months notice by the Board to the Company.

**Second.**—The Company shall use only such tracks as shall be assigned to the Company by the Commissioner of Bridges, and nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, or to affect the right of the Commissioner of Bridges to assign the same or other tracks to such individual or other corporation.

Such tracks and all electrical equipment necessary for the operation of cars thereon shall be installed at the expense of the City, and shall remain the property of the City, but the Company shall keep and maintain such tracks and electrical equipment in good order and repair, and in such manner as shall be approved and directed by the Commissioner of Bridges, and shall furnish all motive power required by the Commissioner of Bridges for the operation of its cars. If deemed necessary by the Commissioner of Bridges, the Company shall install and operate a system of signals to insure the safe and efficient operation of cars; such system to be approved by the Commissioner of Bridges. In the event of any necessity for changing the layout of tracks, curves, switches, signals or platforms on the bridge in order to facilitate operation of cars by the Company, said Company must do all the work and furnish all the labor and tools necessary for effecting such changes, which shall all be made under the direction and supervision of the Commissioner of Bridges, and in such changes or construction connected therewith, or relating thereto, shall be made unless the plan or plans for the same have been first submitted to the Commissioner of Bridges and approved by him.

If, however, the tracks and appliances heretofore mentioned are used by any other individual or corporation, then the Company shall bear only such proportion of the cost imposed by the terms and conditions of this contract as the use of such track and appliances by the Company bears to the entire use of such track and appliances.

**Third.**—Before beginning the operation of the cars, the Company shall file with the Commissioner of Bridges a statement for his approval and record as to the type of cars which it proposes to operate and a sketch showing alterations, dimensions, weight on wheels and wheel spacing, or such other information as may be required by said Commissioner. All cars operated over the bridge by the Company, and all equipment and appliances relating to such operation shall be subject at all times to the inspection of the Commissioner of Bridges or his authorized representatives, who shall have power to forbid the operation of the bridge of cars which may, for any reason, be unsatisfactory, and who shall have power to direct the removal of any car or machinery and appliances and the construction thereof of approved character.

Said Commissioner may adopt rules and regulations in regard to the operation of cars to be operated over the bridge, the rate of speed of such cars, the movement and roadway thereon, the use and weight of cars to be used and the use of platforms and the control of the electrical current used by the Company, and the said Commissioner may alter and amend any such rules and regulations so as to secure the safety and comfort of persons using the bridge and preserve the platform for which the bridge was constructed, and may adopt such rules and regulations as may be deemed necessary or proper, which shall be complied with by the Company.

**Fourth.**—The Company shall furnish and supply a sufficient number of cars (herein called "passenger cars") and maintain the operation of such cars as soon as practicable after this contract is signed by the Mayor, and continue to operate the same during the term of this contract back and forth upon the bridge between the bridge approaches in the Borough of Queens and the bridge approaches in the Borough of Manhattan, with such frequency as to provide reasonable accommodation for the traveling public, provided, however, that if the through cars operated by the Company, or the operation of cars across the bridge by any other company, shall in the opinion of the Commissioner of Bridges be sufficient to carry reasonable accommodations for the traveling public, the operation of such local bridge cars shall be discontinued for such period as designated by the Commissioner of Bridges.

**Fifth.**—Nothing in this contract shall be deemed to affect in any way the right of the Commissioner of Bridges to make any alterations or changes in the construction, operation or management of the bridge or to affect in any way the control of such Commissioner over such bridge, as provided by the Charter of the City.

**Six.**—The grant of the said right and privilege to construct, maintain and operate a street railway from the Queensboro Bridge to the Central Avenue, at Jackson Avenue, in the Borough of Queens, to the intersection of Central Avenue and the County of Nassau, upon the route heretofore described, and to operate cars upon the Queensboro Bridge and the approaches thereto, are both subject to the following conditions, which shall be complied with by the Company:

**First.**—The Company shall pay to the City for this privilege the following sums of money:

(a) The sum of twenty thousand dollars (\$20,000) in cash within three (3) months after the date on which this contract is signed by the Mayor.

(b) During the first term of five (5) years an annual sum which shall in no case be less than thirty-five hundred dollars (\$3,500), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of thirty-five hundred dollars (\$3,500).

During the second term of five (5) years an annual sum which shall in no case be less than seven thousand dollars (\$7,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of seven thousand dollars (\$7,000).

During the fourth term of five (5) years an annual sum which shall in no case be less than fourteen thousand seven hundred dollars (\$14,700), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of fourteen thousand seven hundred dollars (\$14,700).

During the remaining term of five (5) years an annual sum, which shall in no case be less than sixteen thousand two hundred dollars (\$16,200), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of sixteen thousand two hundred dollars (\$16,200).

(c) For the use of the tracks owned by the City upon the Queensboro Bridge and the approaches thereto, the sum of five cents for each round trip or the sum of two and one-half cents for each single trip of each and every car operated upon the bridge.

The number of such cars shall be certified by the Commissioner of Bridges to the Comptroller once each month in such form as shall be designated by the Comptroller.

(d) The Company shall pay to the City four (4) per cent. per annum upon the cost of any terminal house or other terminal facilities which are the property of the City and used by the Company; provided, however, that if such terminal facilities are used by any other company or companies, then the Company shall only pay such portion of four (4) per cent. per annum upon the cost thereof as shall be proportionate to the use of such facilities by the Company.

The Commissioner of Bridges shall determine such amounts due the City and certify the same to the Comptroller.

(e) For the use of the viaduct to be constructed to carry the proposed new street across the railroad yard of the Pennsylvania Tunnel and Terminal Railroad Company, during the first term of five (5) years of this contract, the annual sum of two thousand dollars (\$2,000); during the second term of five (5) years, an annual sum of two thousand two hundred and fifty dollars (\$2,250); during the third term of five (5) years, an annual sum of two thousand five hundred dollars (\$2,500); during the fourth term of five (5) years, an annual sum of two thousand seven hundred and fifty dollars (\$2,750); and during the remaining term of five (5) years, an annual sum of three thousand dollars (\$3,000). Such payments shall begin on the day when the construction of the tracks on said viaduct shall begin.

The gross annual receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

All annual charges as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding. Provided that the first annual payment shall be only for that portion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following shall bear to the whole of one year.

Whenever the percentage required to be paid shall exceed the minimum amount as above, then such sum over and above such minimum shall be paid on or before November 1 of each year for the year ending September 30 next preceding.

The annual charges herein provided are in addition to include the percentages of gross receipts now required to be paid by railway companies in the City, pursuant to the Railroad Law as amended.

Any and all payments to be made by the terms of this contract to the City by the Company shall not be considered in any manner in the nature of a tax, but such payments shall be in addition to any and all taxes of whatever kind or description now or hereafter required to be paid by the Company of the City, or by any law of the State of New York.

**Second.**—The annual charges or payments shall continue throughout the whole term of this contract, whether original or renewed, notwithstanding any clause in any statute or in the charter of any other railway or railroad company, providing for payment for railway or railroad rights or franchises at a different rate, and on assignment, lease or otherwise of the rights or franchises heretofore granted, whether original or renewed, or of any part thereof, or of any of the routes mentioned herein, or of any part thereof, shall be valid and effective for any purpose unless a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise, exemption from liability to perform each and all of the conditions of this contract.

**Third.**—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall the title thereto, or right, interest or property therein, pass in or vest in any other person or corporation, whether by the act of the Company, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations or otherwise, without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in any way notwithstanding, and the granting, giving or waiving of any one or more of such conditions shall not render unnecessary any subsequent consent or assents.

**Fourth.**—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appliances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

**Fifth.**—The rate of fare for any passenger upon said railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch thereof, within the limits of the City.

The rate of fare upon the local bridge cars, or the through cars of the Company, entitled a passenger to ride once across the bridge shall not exceed three cents, and the Company shall at all times have tickets on sale, one of which shall entitle a passenger to ride across said bridge, and the Company shall sell such tickets at the rate of not exceeding three cents for one and five cents for two.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

**Sixth.**—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

The rate for the carrying of such property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, and may be fixed by the Board after notice to the Company, and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, and no greater sums shall be charged for such service than provided for by it.

**Seventh.**—All cars operated on said railway shall be well lighted by electricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

**Eighth.**—Cars on the said railway shall run at intervals of not more than thirty (30) minutes both day and night, and as much oftener as reasonable convenience of the public may require, as may be determined by the Board. Provided, however, that the Company, during the first five (5) years of this contract, shall not be required to operate its cars between the hours of one (1) o'clock a. m. and five (5) o'clock a. m. each day unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

**Ninth.**—The Company shall attach to each car over the said railway proper fenders and wheel guards, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

**Tenth.**—All cars which are operated on said railway shall be heated during the cold weather, in conformity with such laws and ordinances as are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

**Eleventh.**—The Company shall submit to the Board a report not later than November 1 of each year for the year ending September 30 next preceding, and at any other time, upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries.

—and such other information in regard to the business of the Company as may be required by the Board.

**Twelfth.**—The Company shall at all times keep accurate books of account of the gross earnings from all sources within the limits of the city, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation within the limits of the city and the miles of railway constructed and operated under this contract, and such other information as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

**Thirteenth.**—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Council on notice of ten (10) days to the Company, or at option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in operation by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day, not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

**Fourteenth.**—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250) as fixed or limited damages, or the Board, in case such structures or equipment which may affect the safety of the streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid shall have the right to make all needed repairs at the expense of the Company, in which case the Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund heretofore provided for.

**Fifteenth.**—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company.

**Sixteenth.**—This grant is upon the express condition that the Company, within three (3) months after the signing of this contract by the Mayor, and before anything is done to exercise the rights conferred hereby, shall deposit with the Comptroller of the City the sum of twenty thousand dollars (\$20,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the

payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten (10) days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the roadway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to these matters.

The procedure for the imposition and collection of the penalties in this contract shall be as follows:

The Board, on complaint made, shall give notice to the Company, directing its President or other officer to appear before the Board on a certain day not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or after a hearing appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to the Board to be just, and without legal procedure direct the Comptroller in withdrawing the amount of such penalty from the security fund deposited with him. In case of any default made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the City a sum sufficient to restore said security fund to the original amount of twenty thousand dollars (\$20,000), and in default thereof the contract shall be forfeited and annulled at the option of the Board, acting in behalf of the City. No action or proceeding at law under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

**Seventeenth.**—The Company, within three (3) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, relative of the rights conferred upon the Queensboro Bridge and approaches thereto, shall deposit with the Comptroller of the City a further sum of thirty thousand dollars (\$30,000) either in money or securities to be approved by him, which said fund shall be returned to the Company upon completion of a double track street surface railway from Jackson Avenue at the Queensboro Bridge and the intersection of Hoffman Boulevard with Queens Street, and put the same in operation within six (6) months from the date upon which the contents of the security fund are obtained, necessary for the lawful construction of such railway, or from the date when which the Division of the Avenue Division of the Supreme Court that such railway ought to be constructed is rendered in final of such judgment.

The purpose of facilitating the work of the Company in constructing and putting in operation said section of its railway, it is hereby covenanted that the Company may encroach its two acres overlaid premiums on Queens Avenue within the limits of said avenue.

If such railway shall be constructed and put in operation at any time within such period, a certificate stating that such railway has been constructed and put in operation shall be returned by the President of the Company, and delivered to the Board, and the Board shall immediately thereupon verify the correctness of such statement and either return such statement as correct, or, if it deems it to be incorrect, return said statement to the Comptroller, specifying in writing the reasons in which it deems such statement to be incorrect. If such statement is found by the Board to be correct, or is thereafter proven to be correct, the Board shall thereupon adopt a resolution directing the Comptroller to return to the Company the said sum of thirty thousand dollars (\$30,000). Unless such a certificate is delivered to the Board by the Company, and the statement therein contained accepted by said Board as correct, or proven by the Company to be correct, then such sum of thirty thousand dollars (\$30,000) shall be forfeited to and become the property of the City. If at any time prior to the time specified in this clause for the completion and operation of that section of the line described in this clause the right to construct a street surface railway upon all or any portion of such line is granted to any other railway corporation, then and in that case the Board shall thereupon by resolution authorize and direct that the Comptroller of the City of New York return the said sum of thirty thousand dollars (\$30,000) to the said South Shore Traction Company.

**Eighteenth.**—The words "notice" or "direction," wherever used in this contract, shall be deemed to mean a written notice or direction. Every such notice or direction to be served upon the Company shall be delivered at such office in the City as shall have been designated by the Company, or if no such office shall have been designated, or if such designation shall have for any reason become impracticable, shall be mailed in the City, postage prepaid, addressed to the Company at the City. Delivery or mailing of such notice or direction as and when above provided shall be equivalent to direct personal notice or direction, and shall be deemed to have been given at the time of delivery or mailing.

**Nineteenth.**—The words "streets or avenues" and "streets and avenues," wherever used in this contract, shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route heretofore described, and upon or in which authority is hereby given to the Company to construct a railway.

**Twentieth.**—If at any time the powers of the Board or any other of the authorities herein mentioned or intended to be mentioned, shall be transferred by law to any other board, authority, officer or officers, then and in such case such other board, authority, officer or officers shall have all the powers, rights and duties herein referred to or prescribed for the Board or other authorities, officer or officers.

**See 3.** This grant is also upon the further and express condition that the provisions of the Railroad Law, pertinent herein, shall be strictly complied with by the Company.

**See 6.** The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract and contained.

In witness whereof, the party of the first part, by its Mayor, thereto duly authorized by the Board of Estimate and Apportionment of said City, has caused the corporate seal of said City to be hereunto signed and the corporate seal of said City to be severally affixed, and the party of the second part, by its officers,



hereunto duly authorized, has caused its corporate name to be hereunto signed and its corporate seal to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK.

By \_\_\_\_\_, Mayor.  
(Scribble Seal.)  
Attest: \_\_\_\_\_, City Clerk.  
SOUTH SHORE TRACTION COMPANY,  
By \_\_\_\_\_, President.  
Attest: \_\_\_\_\_, Secretary.  
(Here add acknowledgments.)

Resolved, That the results of the inquiry made by this Board as to the money value of the franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, including the provision as to rates, fares and charges, are as heretofore specified and fully set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the South Shore Traction Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of the Board, shall be published for at least twenty (20) days immediately prior to Friday, May 7, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, May 7, 1909, in two daily newspapers to be designated by the Mayor thereof and published in The City of New York, at the expense of the South Shore Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the South Shore Traction Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, May 7, 1909, at 10.30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated New York, April 2, 1909.

a19,167

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out a marginal street on the easterly side of Riverside drive, between West One Hundred and Seventy-seventh street and West One Hundred and Eighty-first street, and on the southerly side of West One Hundred and Eighty-first street, between Riverside drive and Hunter Vista avenue, Borough of Manhattan, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on April 23, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on March 12, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out a marginal street on the easterly side of Riverside drive, between West One Hundred and Seventy-seventh street and West One Hundred and Eighty-first street, and on the southerly side of West One Hundred and Eighty-first street, between Riverside drive and Hunter Vista avenue, in the Borough of Manhattan, City of New York, more particularly shown upon a map bearing the signature of the Secretary of the Board of Estimate and Apportionment and dated March 4, 1909.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 23d day of April, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out an extension of Twentieth avenue, between West street and Gravenstein avenue, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on April 23, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on March 12, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out an extension of Twentieth avenue, between West street and Gravenstein avenue, in the Borough of Brooklyn, City of New York, more particularly shown upon a map bearing the signature of the Commissioner of Public Works and dated October 23, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 23d day of April, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record and the corporation newspaper for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the grades of the streets within the territory bounded by Coney avenue, Twenty-third avenue, Benson avenue, Bay Twenty-ninth street, Eighty-sixth street, Twenty-second avenue, Eighty-third street, Stillwell avenue, Avenue T, West Twelfth street, Avenue V, Twenty-seventh avenue, Bath avenue and Bay Thirty-fifth street; and of Avenue P, between Twenty-second avenue and West Thirtieth street; of Avenue Q, between West Eleventh street and West Thirtieth street; of West Twelfth street, between Avenue P, and Avenue R; of Stillwell avenue, between Twenty-second avenue and Avenue Q, and of Seventy-seventh street, between Twenty-second avenue and Stillwell avenue, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on April 23, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on March 12, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York, by changing the grades of the streets within the territory bounded by Coney avenue, Twenty-third avenue, Benson avenue, Bay Twenty-ninth street, Eighty-sixth street, Twenty-second avenue, Eighty-third street, Stillwell avenue, Avenue T, West Twelfth street, Avenue V, Twenty-seventh avenue, Bath avenue and Bay Thirty-fifth street; and of Avenue P, between Twenty-second avenue and West Thirtieth street; of Avenue Q, between West Eleventh street and West Thirtieth street; of West Twelfth street, between Avenue P, and Avenue R; of Stillwell avenue, between Twenty-second avenue and Avenue Q, and of Seventy-seventh street, between Twenty-second avenue and Stillwell avenue, in the Borough of Brooklyn, City of New York, more particularly shown upon a map bearing the signature of the Commissioner of Public Works, and dated March 20, 1908; or, alternative plan, as more particularly shown upon a map bearing the signature of the Secretary of the Board of Estimate and Apportionment, and dated March 9, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 23d day of April, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record and the corporation newspaper for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the grades of Sixth avenue, between Pierce avenue and Graham avenue, in the Borough of Queens, City of New York, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on April 23, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on March 12, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York, by changing the grade of Sixth avenue, between Pierce avenue and Graham avenue, in the Borough of Queens, City of New York, more particularly shown upon a map signed by the President of the Borough of Queens, and bearing date of October 15, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 23d day of April, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out Gray street, from Hudson street to an unnamed street, distant about 325 feet to the north, in the Second Ward, Borough of Richmond, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on April 23, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on March 12, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out Gray street, from Hudson street to an unnamed street, distant about 325 feet to the north, in the Second Ward, in the Borough of Richmond, City of New York, more particularly shown upon a map bearing the signature of the President of the Borough of Richmond, and dated November 27, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 23d day of April, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record and the corporation newspaper for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment, held on March 12, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Avenue M, between Flatbush avenue and Ralph avenue, in the Borough of Brooklyn, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the northerly line of Flatbush avenue where it is intersected by the prolongation of a line midway between Avenue L and Avenue M as these streets are laid out between East Forty-fifth street and Ralph avenue, and running thence easterly along the said line midway between Avenue L and Avenue M, and along the prolongations of the said line, to a point distant 100 feet easterly from the westerly line of Ralph avenue; thence southerly and parallel with Ralph avenue to the intersection with the prolongation of a line midway between Avenue M and Avenue N, as these streets are laid out between East Forty-fifth street and Ralph avenue; thence southerly along the said line midway between Avenue M and Avenue N, and along the prolongations of the said line, to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of Flatbush avenue; the said distance being measured at right angles to Flatbush avenue; thence southerly and parallel with Flatbush avenue to the intersection with a line at right angles to Flatbush avenue and passing through the point of beginning; thence northeasterly along the said line at right angles to Flatbush avenue to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board, to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 23d day of April, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspaper for ten days prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment, held on March 12, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Thirty-ninth street, from Thirtieth avenue to West street, and of Fortieth street, from Fortieth avenue to West street, in the Borough of Brooklyn, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the easterly line of West street, where it is intersected by the prolongation of a line midway between Thirty-eighth street and Thirty-ninth street, and running thence easterly at right angles to West street a distance of 100 feet; thence southerly and parallel with West street to the intersection with a line at right angles to West street; thence southerly along the said line at right angles to West street to the intersection with a line midway between Fortieth street and Forty-first street; thence southerly along the said line at right angles to West street to its westerly side; thence northeasterly along a line midway between Fortieth street and Forty-first street to a point distant 100 feet northeasterly from the northwesterly line of Fortieth avenue; thence northwesterly and parallel with Fortieth avenue to the intersection with a line midway between Thirty-ninth street and Fortieth street; thence northwesterly along the said line midway between Thirty-ninth street and Fortieth street to a point distant 100 feet northwesterly from the northwesterly line of Thirtieth avenue; thence northwesterly and parallel with Thirtieth avenue to the intersection with a line midway between Thirty-eighth street and Thirty-ninth street; thence northwesterly along the said line midway between Thirty-eighth street and Thirty-ninth street, and along the prolongation of the said line to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 23d day of April, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspaper for ten days prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment, held on March 12, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required

for the opening and extending of Cottage place, from Crotona Park South to East One Hundred and Seventieth street, in the Borough of The Bronx, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Bounded on the north by the southerly line of Crotona Park South; on the east by a line distant 100 feet easterly from and parallel with the easterly line of Cottage place, the said distance being measured at right angles to Cottage place; on the south by the northerly line of East One Hundred and Seventieth street; and on the west by a line distant 100 feet westerly from and parallel with the westerly line of Cottage place, the said distance being measured at right angles to Cottage place.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 23d day of April, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment, held on March 12, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of West Two Hundred and Fifty-sixth street, from Independence avenue to Mosholu avenue, and of Arlington avenue, for a distance of 100 feet southerly from the northerly line of West Two Hundred and Fifty-sixth street, in the Borough of The Bronx, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the northerly line of Mosholu avenue, where it is intersected by a line parallel with West Two Hundred and Fifty-sixth street and passing through a point on the easterly line of Mosholu avenue midway between West Two Hundred and Fifty-sixth street and West Two Hundred and Fifty-ninth street, and running thence southerly at right angles to Mosholu avenue a distance of 175 feet; thence southerly and always distant 100 feet southerly from and parallel with the northerly line of Mosholu avenue to the intersection with a line bisecting the angle formed by the intersection of the prolongations of the center lines of West Two Hundred and Fifty-sixth street and West Two Hundred and Fifty-ninth street, as these streets are laid out between Riverside avenue and Mosholu avenue; thence southerly along the said bisecting line to the intersection with a line distant 100 feet westerly from and parallel with the westerly line of Riverside avenue, the said distance being measured at right angles to Riverside avenue; thence southerly along the said line parallel with Riverside avenue to the intersection with a line bisecting the angle formed by the intersection of the prolongations of the center lines of Independence avenue and Arlington avenue, as these streets are laid out in the townships north of West Two Hundred and Fifty-sixth street; thence northwesterly along the said bisecting line to the intersection with a line at right angles to Arlington avenue and passing through a point on its westerly side distant 700 feet northerly from the northerly line of West Two Hundred and Fifty-sixth street, the said distance being measured along the line of Arlington avenue; thence easterly along the said line at right angles to Arlington avenue to a point midway between Arlington avenue and Mosholu avenue; thence southerly and parallel with Mosholu avenue to the intersection with a line parallel with West Two Hundred and Fifty-sixth street and passing through the point of beginning; thence easterly along the said line parallel with West Two Hundred and Fifty-sixth street to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 23d day of April, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

a19,21

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment, held on March 12, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Cottage place, from Crotona Park South to East One Hundred and Seventieth street, in the Borough of The Bronx, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Bounded on the north by the southerly line of Crotona Park South; on the east by a line distant 100 feet easterly from and parallel with the easterly line of Cottage place, the said distance being measured at right angles to Cottage place; on the south by the northerly line of East One Hundred and Seventieth street; and on the west by a line distant 100 feet westerly from and parallel with the westerly line of Cottage place, the said distance being measured at right angles to Cottage place.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 23d day of April, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 23d day of April, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

a19,21







**NOTICE IS HEREBY GIVEN THAT,** BY an order of the Supreme Court, bearing date the 1st day of March, 1909, and duly entered in the office of the Clerk of the County of New York at his office in the Borough of Manhattan in The City of New York, on the 4th day of March, 1909, a copy of which order was duly filed in the office of the Register of the County of New York, we, Thomas C. Larkin, Edward J. McDonald and Charles Stein, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage, to the respective owners, lessors, parties and persons respectively entitled to or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned streets or avenues, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and the said Thomas C. Larkin was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said streets or avenues as to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled to or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said streets or avenues and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 8, 1909.

THOMAS C. LARKIN,  
EDWARD J. McDONALD,  
CHARLES STEIN,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.16

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of TAYLOR STREET (or avenue), from East River to Westchester avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT BY AN** order of the Supreme Court, bearing date the 1st day of March, 1909, and duly entered in the office of the Clerk of the County of New York at his office in the Borough of Manhattan, in The City of New York, on the 4th day of March, 1909, a copy of which order was duly filed in the office of the Register of the County of New York, we, George V. Mullan, Albert Kramer and Charles H. Zorn, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, lessors, parties and persons respectively entitled to or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and the said George V. Mullan was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue as to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled to or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 8, 1909.

GEORGE V. MULLAN,  
ALBERT KRAMER,  
CHARLES H. ZORN,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.16

## FIRST DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of GUERLAIN STREET, between Beach avenue and Union street; ARCHER STREET, between Beach avenue and White Plains road; MERRILL STREET, between Rosedale avenue and Beach avenue; BRACON AVENUE, between Rosedale avenue and Beach avenue; WOOD AVENUE, between Beach avenue and Storow street; GRAY STREET, between Wood avenue and Tremont avenue; and STOROW STREET, between Wood avenue and the public place at the junction of Tremont avenue with Westchester avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT BY** an order of the Supreme Court, bearing date the 1st day of March, 1909, and duly entered in the office of the Clerk of the County of New York at his office in the Borough of Manhattan, in The City of New York, on the 4th day of March, 1909, a copy of which order was duly filed in the office of the Register of the County of New York, we, Norbert Blank, James P. O'Brien and Francis P. Kenney, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, lessors, parties and persons respectively entitled to or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned streets or avenues, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and the said Norbert Blank was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said streets or avenues as to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled to or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said streets or avenues and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 8, 1909.

NORBERT BLANK,  
JAMES P. O'BRIEN,  
FRANCIS P. KENNEY,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.16

## FIRST DEPARTMENT.

JOHN P. DUNN, Clerk.

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of LELAND AVENUE, from Westchester avenue to Ludlow avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT BY AN** order of the Supreme Court, bearing date the 1st day of March, 1909, and duly entered in the office of the Clerk of the County of New York at his office in the Borough of Manhattan, in The City of New York, on the 4th day of March, 1909, a copy of which order was duly filed in the office of the Register of the County of New York, we, William Sexton, Gerald Morrell and William Henderson, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, lessors, parties and persons respectively entitled to or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and the said Gerald Morrell was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue as to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled to or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 8, 1909.

WILLIAM SEXTON,  
GERALD MORRELL,  
WILLIAM HENDERSON,  
Commissioners.

In the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of March, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 8, 1909.

GERALD MORRELL,  
WILLIAM HENDERSON,  
WILLIAM SEXTON,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.16

## FIRST DEPARTMENT.

In the matter of the application of the Board of Street Opening and Improvement of The City of New York, for and on behalf of the Mayor, Aldermen and Community of The City of New York, relative to acquiring title for the use of the public to all or any of the lands and property now owned by the Corporation of The City of New York, including any rights, terms, easements and privileges or interests pertaining thereto, which are not subject to extinguishment or termination by public authority, required for EXTERIOR STREET, extending along the westerly shore of the East River, in The City of New York, from the centre line of East Fifty-fourth street, as such line is and would be if extended easterly into the East River, to the northerly line of East Eighty-first street, as such line is and would be if extended easterly into the East River, in the Nineteenth Ward, in The City of New York, pursuant to the plans heretofore determined upon by the Board of the Department of Public Works, and adopted by the Commissioners of the Sinking Fund, and the profiles thereto, and determined by the Department of Parks, with the concurrence of the Commissioner of Public Works.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding and to the owner or owners, agent or agents, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment of the benefit derived from the regulating, grading, flagging and curbing of and construction of retaining walls on that part of EXTERIOR STREET extending from the centre line of Sixty-fourth street to the centre line of Eighty-first street, the portions of which, under chapter 107 of the Laws of 1897, as amended, we are directed to assess upon the persons and property which we deem benefited thereby and to the extent we deem such persons and property to be benefited, and that all persons interested in this proceeding, and in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, City of New York, on or before the 23d day of April, 1909, and that we, the said Commissioners, will hear parties so objecting and for that purpose will be in attendance at our said office on the 24th day of April, 1909, at 10 o'clock a. m.

Second—That the abstract of our said estimate and assessment, together with our benefit map and also all the affidavits, estimates, proofs and other documents used by us in making the same have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 2d day of May, 1909.

Third—That the limits of our area of assessment for benefit include all those lands, tenements and hereditaments and premises situated, lying and being in the Borough of Manhattan, in The City of New York, which, taken together, are bounded and described as follows: On the north by a line parallel to and 100 feet north of the northerly line of East Eighty-first street; on the south by a line parallel to and 100 feet south of the southerly line of East Fifty-fourth street; on the west by a line parallel to and 100 feet west of the westerly line of First avenue; on the east by the westerly line of the East River.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III, to be held in the County Court House, in the Borough of Manhattan, City of New York, on the 24th day of June, 1909, at the opening of the Court on that day.

Dated New York, March 11, 1909.

FRANK HENDRICK,  
GEO. H. CORNISH,  
GILBERT H. MONTAGUE,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.21

## SUPREME COURT—SECOND DEPARTMENT.

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of REMSEN STREET, from the westerly terminus of the street as now in use and improved, in Furman street, in the First Ward, Borough of Brooklyn, The City of New York.

**NOTICE IS HEREBY GIVEN THAT BY** an order of the Supreme Court, bearing date the 14th day of October, 1908, and duly entered in the office of the Clerk of the County

of Kings at his office in the Borough of Brooklyn in The City of New York, on the 14th day of October, 1908, a copy of which order was duly filed in the office of the Register of the County of Kings, we, Charles H. Kelso, John H. Day and James W. Swan, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, lessors, parties and persons respectively entitled to or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 14th day of October, 1908, and the said John H. Day was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue as to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled to or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 14th day of October, 1908, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, in us, the undersigned Commissioners of Estimate, at our office, No. 100 Montague street, in the Borough of Brooklyn, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Brooklyn, City of New York, April 1, 1909.

JULIUS H. FAIRCHILD,  
JEREMY W. SWAN,  
Commissioners of Estimate and Assessment.

JOHN P. DUNN, Clerk.

a5.16

## SECOND DEPARTMENT.

In the matter of the application of the undersigned JER. JULIUS H. FAIRCHILD, between Borough of Brooklyn and Borough of Queens, on motion for a resolution in the Board of Estimate and Apportionment adopted on the 14th day of June, 1907, in the Thirtieth Ward, Borough of Brooklyn, City of New York.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, agent or agents, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, and in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 100 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 23d day of April, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 24th day of April, 1909, at 10 o'clock a. m.

Second—That a true copy of our estimate and assessment has been deposited in the office of the Clerk of the Supreme Court, in the Hall of Records in the Borough of Brooklyn.

Third—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 24th day of May, 1909, at the opening of the Court on that day.

Dated Borough of Brooklyn, New York, April 14, 1909.

MORRIS J. HARRIS, Chairman,  
JULIUS H. FAIRCHILD,  
MICHAEL RYAN,  
Commissioners.

JOHN P. DUNN, Clerk.

a5.16

## SECOND DEPARTMENT.

In the matter of the opening and discontinuing WEST EIGHTH STREET, from Surf avenue to high water line, pursuant to a resolution of the Board of Estimate and Apportionment adopted October 23, 1908, in the Thirtieth Ward, Borough of Brooklyn, City of New York.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, agent or agents, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, and in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 100 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 23d day of April, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 24th day of April, 1909, at 2 o'clock p. m.

Second—That a true copy of our estimate and assessment has been deposited in the office of the Clerk of the Supreme Court,



In the Hall of Records, in the Borough of Brooklyn.

Third—That any report herein will be presented for consideration to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in the Borough of Brooklyn, in the City of New York, on the 28th day of May, 1909, at the opening of the Court on that day.

Dated Borough of Brooklyn, New York, April 14, 1909.

MICHAEL F. MCGOLDRICK, Chairman;  
MICHAEL RYAN, Commissioners.

JAMES F. QUINCY, Clerk. a14,24

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN TO ALL persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Second—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Third—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Fourth—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Fifth—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Sixth—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Seventh—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Eighth—That the undersigned Commissioners of Estimate have completed their estimate of the value of the lands and premises required for the opening and extending of AVEIDE, between Ocean Parkway and Ocean Avenue, including the property of the Brooklyn and Brighton Beach Railroad, and the Long Island Railroad, in the Thirty-first and Thirty-second Wards, Borough of Brooklyn, City of New York, and that the said Commissioners will be in attendance at the office of the Clerk of the County of Queens, at 100 Nassau Street, in the City of New York, on the 14th day of May, 1909, at 10 o'clock in the forenoon, to receive and consider the objections of all persons interested in the above entitled proceeding, and to the owner or owners, occupants or occupants of all lands and lots and improved and unimproved lands adjacent thereto, and to all others whom it may concern, to wit:

Dated Borough of Brooklyn, New York, April 12, 1909.

DAVID F. MANNING,  
WILLIAM E. PHILIPS,  
AUGUSTUS J. RINN,  
Commissioners of Estimate.

AUGUSTUS J. RINN,  
Commissioner of Assessment.

JAMES F. QUINCY, Clerk. a12,28

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of NEWTOWN AVENUE, between Flushing Avenue and Grand Avenue, in the First Ward, Borough of Queens, City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided notice is hereby given that an application will be made to the Supreme Court of the State of New York, Second Department, at a Special Term of said Court, to be held for the hearing of motions, in the County Court House, in the County of Kings, in the Borough of Brooklyn, in the City of New York, on the 22d day of April, 1909, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate and one Commissioner of Assessment in the above entitled matter. The nature and extent of the improvement hereby intended in the acquisition of title by The City of New York, for the use of the public, to all the lands and premises, with the buildings thereon and the appurtenances thereto belonging, required for the opening and extending of Newtown Avenue, from

Flushing Avenue to Grand Avenue, in the First Ward, Borough of Queens, City of New York, being the following described lots, more or less, of land, to-wit:

### Parcel A.

Beginning at a point formed by the intersection of the easterly line of Van Alst Avenue with the southerly line of Newtown Avenue, as the same is laid down on the Commissioners' map of Long Island City, pursuant to chapter 765, Laws of 1871, and filed in the office of the Clerk of the County of Queens at Jamaica, April 23, 1872;

Running thence easterly for 193.44 feet along the southerly line of Flushing Avenue to the easterly line of Newtown Avenue;

Thence southerly deflecting to the right 100 degrees 1 minute 19 seconds for 122.25 feet along the easterly line of Newtown Avenue to the northerly line of Newtown Avenue;

Thence easterly deflecting to the left 75 degrees 15 minutes 50 seconds for 473.52 feet along the southerly line of Newtown Avenue;

Thence easterly deflecting to the right 2 degrees 40 minutes 3 seconds for 185.3 feet along the southerly line of Newtown Avenue to the westerly line of the Crescent;

Thence southerly deflecting to the right 93 degrees 20 minutes 28 seconds for 20.32 feet along the westerly line of the Crescent to the southerly line of Newtown Avenue;

Thence southerly deflecting to the right 41 degrees 20 minutes 32 seconds for 174.92 feet along the southerly line of Newtown Avenue;

Thence westerly for 552.49 feet along the southerly line of Newtown Avenue to the easterly line of Van Alst Avenue, the point of beginning.

### Parcel B.

Beginning at a point formed by the intersection of the easterly line of the Crescent with the southerly line of Newtown Avenue, as laid down on the said Commissioners' map of Long Island City;

Running thence northerly for 70.49 feet along the southerly line of the Crescent to the northerly line of Newtown Avenue;

Thence easterly deflecting to the right 86 degrees 53 minutes 8 seconds for 926.17 feet along the southerly line of Newtown Avenue to the southerly line of Carver Street;

Thence easterly deflecting to the right 14 degrees 22 minutes 25 seconds for 33.76 feet along the southerly line of Newtown Avenue to the southerly line of Carver Street;

Thence westerly deflecting to the right 1 degree 54 minutes 11 seconds for 189.97 feet along the southerly line of Newtown Avenue to the westerly line of Second Avenue;

Thence southerly deflecting to the right 51 degrees 28 minutes 56 seconds for 88.83 feet along the southerly line of Second Avenue to the southerly line of Newtown Avenue;

Thence easterly deflecting to the right 138 degrees 8 minutes for 249.69 feet along the southerly line of Newtown Avenue to the easterly line of Van Alst Avenue;

Thence westerly deflecting to the right 2 degrees 40 minutes 32 seconds for 174.92 feet along the southerly line of Newtown Avenue to the southerly line of Van Alst Avenue;

Thence southerly deflecting to the right 51 degrees 28 minutes 56 seconds for 88.83 feet along the southerly line of Second Avenue to the southerly line of Newtown Avenue;

Thence easterly deflecting to the right 138 degrees 8 minutes for 249.69 feet along the southerly line of Newtown Avenue to the easterly line of Van Alst Avenue, the point of beginning.

### Parcel C.

Beginning at a point formed by the intersection of the southerly line of Second Avenue with the southerly line of Newtown Avenue, as laid down on the said Commissioners' map of Long Island City;

Running thence northerly for 93.55 feet along the southerly line of Second Avenue to the southerly line of Newtown Avenue;

Thence easterly deflecting to the right 133 degrees 27 minutes 15 seconds for 254.04 feet along the southerly line of Newtown Avenue to the southerly line of Grand Avenue;

Thence southerly deflecting to the right 17 degrees 11 minutes 42 seconds for 43.96 feet along the southerly line of Third Avenue to the southerly line of Newtown Avenue;

Thence westerly for 213.57 feet along the southerly line of Newtown Avenue to the easterly line of Second Avenue, the point of beginning.

### Parcel D.

Beginning at a point formed by the intersection of the southerly line of Third Avenue with the southerly line of Newtown Avenue, as laid down on the said Commissioners' map of Long Island City;

Running thence northerly for 82.98 feet along the southerly line of Third Avenue to the southerly line of Newtown Avenue;

Thence easterly deflecting to the right 132 degrees 27 minutes 15 seconds for 254.04 feet along the southerly line of Newtown Avenue to the southerly line of Grand Avenue;

Thence southerly deflecting to the right 142 degrees 24 minutes 29 seconds for 129.95 feet along the southerly line of Grand Avenue to the southerly line of Newtown Avenue;

Thence westerly for 190.03 feet along the southerly line of Newtown Avenue to the easterly line of Third Avenue, the point of beginning.

The land to be taken for Newtown Avenue is shown on the Commissioners' map of Long Island City, made pursuant to chapter 765 of the Laws of 1871, and filed in the office of the Clerk of the County of Queens at Jamaica, on April 23, 1872.

The Board of Estimate and Apportionment on the 31st day of April, 1907, duly fixed and determined the area of assessment for benefit as follows:

Beginning at a point midway between Clark and Taylor Streets 100 feet northwest of the northwesterly side of Van Alst Avenue, and running thence southwesterly on a line 100 feet southwest of the northwesterly side of Clark Street to the intersection with a line midway between Newtown Avenue and Grand Street; thence southwesterly on a line midway between Newtown Avenue and Grand Street to the middle of the block between Maca Place and Debevoise Avenue; thence southwesterly on a line midway between Maca Place and Debevoise Avenue and midway between Lockwood Street and Debevoise Avenue to a point 100 feet southwest of the northwesterly side of Grand Street; thence southwesterly on a line 100 feet southwest of the northwesterly side of Grand Street to a point 100 feet southeast of the northwesterly side of Brielle Street; thence northwesterly on a line 100 feet southeast of the northwesterly side of Brielle Street to a point midway between Grand Street and Vandewater Avenue; thence northwesterly on a line midway between Vandewater Avenue and Grand Street and midway between Vandewater Avenue and Newtown Avenue to a point midway between Rapelle Avenue and Debevoise Avenue; thence northwesterly on a line midway between Rapelle Avenue and Debevoise Avenue to the intersection with the prolongation of a line midway between Newtown Avenue and Flushing Avenue, as laid down on the said Commissioners' map of Long Island City; thence northwesterly along the line midway between Flushing Avenue and Newtown Avenue above referred to and the prolongation of the same to a point 100 feet southeast of the northwesterly side of the Crescent; thence northwesterly on a line 100 feet southeast of the northwesterly side of the Crescent to

a point 100 feet northeast of the northwesterly side of Flushing Avenue; thence northwesterly on a line 100 feet northeast of the northwesterly side of Flushing Avenue to a point between the Crescent and Hallett Street; thence northwesterly on a line midway between the Crescent and Hallett Street to a point in the prolongation of a line 100 feet southwest of the northwesterly side of North Washington Place, as laid out between Van Alst Avenue and Hallett Street; thence northwesterly along a line 100 feet southwest of the northwesterly side of North Washington Place, between Van Alst Avenue and Hallett Street, and the prolongations thereof, to a point 100 feet northwest of the northwesterly side of Van Alst Avenue; thence southwesterly on a line 100 feet northwest of the northwesterly side of Van Alst Avenue to the point or place of beginning.

Dated New York, April 7, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel,  
Hall of Records, Borough of Manhattan, City of New York. a7,23

## SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to the lands, tenements and hereditaments required for the purpose of opening and extending JUNIUS STREET, from Pliska Avenue to Duane Avenue, in the Twenty-sixth Ward, in the Borough of Brooklyn, in the City of New York, as the same has been heretofore laid out.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, at a Special Term thereof to be held for the hearing of motions, at the Kings County Court House, in the Borough of Brooklyn, in the City of New York, on the 20th day of April, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Kings, to remain for and during the space of ten days, as required by the provisions of section 999 of title 4 of chapter 17, of chapter 478 of the Laws of 1897, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Brooklyn, New York, April 7, 1909.

EDWARD RIEGELMAN,  
JOSEPH P. CONWAY,  
J. C. FAWCETT,  
Commissioners of Estimate.  
JOSEPH P. CONWAY,  
Commissioner of Assessment.

JAMES F. QUINCY, Clerk. a7,17

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of ELIZABETH STREET, in the Second Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT, BY order of the Supreme Court, bearing date the 27th day of November, 1908, and duly entered in the office of the Clerk of the County of Richmond, at his office in Richmond, in the Borough of Richmond, in the City of New York, on the 7th day of January, 1909, and bearing date the 23d day of March, 1909, and duly entered in the office of the Clerk of the County of Richmond, at his office in Richmond, in the Borough of Richmond, in the City of New York, on the 24th day of March, 1909, the undersigned Commissioners of Estimate, at our office, No. 252 Jackson Avenue, in the Borough of Queens, in the City of New York, with such affidavits and other proof as the said owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine the proof of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 6, 1909.

JOHN A. LEACH,  
GEO. V. TODD,  
CLIFFORD M. TAPPEN,  
Commissioners.

JOHN P. DUFFY, Clerk. a6,17

## SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of A NEW DIAGONAL STREET, from Jackson Avenue opposite the approach to the Blackwell Island Bridge to the northwesterly boundary of the Sunnyside Yard, and from the southeasterly boundary of the Sunnyside Yard to Thompson Avenue; and of VAN DAM STREET, from the new diagonal street to Greenpoint Avenue; and of GREENPOINT AVENUE, from Revere Avenue to Newtown Creek, in the First Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court, bearing date the 15th day of March, 1909, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, in the City of New York, on the 16th day of March, 1909, a copy of which order was duly filed in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, in the City of New York, on the 16th day of March, 1909, the undersigned Commissioners of Estimate, at our office, No. 252 Jackson Avenue, in the Borough of Queens, in the City of New York, with such affidavits and other proof as the said owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine the proof of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 6, 1909.

JOHN A. LEACH,  
GEO. V. TODD,  
CLIFFORD M. TAPPEN,  
Commissioners.

JOHN P. DUFFY, Clerk. a6,17

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of ELIZABETH STREET, in the Second Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT, BY order of the Supreme Court, bearing date the 27th day of November, 1908, and duly entered in the office of the Clerk of the County of Richmond, at his office in Richmond, in the Borough of Richmond, in the City of New York, on the 7th day of January, 1909, and bearing date the 23d day of March, 1909, and duly entered in the office of the Clerk of the County of Richmond, at his office in Richmond, in the Borough of Richmond, in the City of New York, on the 24th day of March, 1909, the undersigned Commissioners of Estimate, at our office, No. 252 Jackson Avenue, in the Borough of Queens, in the City of New York, with such affidavits and other proof as the said owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 23d day of April, 1909, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine the proof of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, April 6, 1909.

JOHN A. LEACH,  
GEO. V. TODD,  
CLIFFORD M. TAPPEN,  
Commissioners.

JOHN P. DUFFY, Clerk. a6,17

## SUPREME COURT—THIRD JUDICIAL DISTRICT.

### THIRD JUDICIAL DISTRICT.

#### ASHOKAN RESERVOIR.

#### SECTION No. 15, ULSTER COUNTY.

### NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.

PUBLIC NOTICE IS HEREBY GIVEN THAT it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal, under chapter 724 of the Laws of 1905, as amended.

Such application will be made to the Supreme Court, at a Special Term thereof to be held in and for the Third Judicial District, at the City Hall, in the City of Albany, Albany County, N. Y., on the 22d day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the county where the real estate hereinbefore described is situated, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by the said act and the acts amendatory thereof upon such Commissioners of Appraisal for the purpose of providing an additional supply of pure and wholesome water for The City of New York.

The real estate sought to be taken or affected is situated in the Town of Hurley, County of Ulster, and State of New York.

The following is a description of the real estate to be acquired in fee, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Town of Hurley, County of Ulster and State of New York, shown on a map entitled "Reservoir Department, Section No. 15, Board of Water Supply of The City of New York. Map of real estate situated in the Town of Hurley, County of Ulster and State of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashokan Reservoir and appurtenances, from the vicinity of Glenford, north and south of railroad," which map was filed in the office of the

ARNOLD J. B. WEDEMEYER,  
ERNEST BUTZ,  
JAMES BURKE, JR.,  
Commissioners.

JOHN P. DUFFY, Clerk. a6,17



County Clerk of the County of Ulster, at Kingston, N. Y., on the 8th day of March, 1909, which parcels are bounded and described as follows:

**Northerly Portion.**

Beginning at the southwest corner of Parcel No. 747, in the northerly line of the property of the Ulster and Delaware Railroad Company, said point being also the southeast corner of Real Estate Section No. 13, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on December 22, 1908), and running thence along the easterly line of said section, thence westerly and partly along the northerly line of said Parcel No. 747 and along the westerly line of Parcel No. 715, the following courses, distances and curves: North 36 degrees 44 minutes west 1,089.2 feet, crossing Beaver Kill north 34 degrees 28 minutes west 446.7 feet, north 65 degrees 34 minutes east 105.7 feet, north 29 degrees 20 minutes west 2,354.2 feet, north 29 degrees 45 minutes west 976.1 feet and north 29 degrees 38 minutes west 2,873 feet, crossing a road leading from Olive to Glenford, to the northeast corner of said Section No. 13, said point being also the northwest corner of said Parcel No. 715; thence along the northerly line of said Parcel No. 715 and Parcels Nos. 718, 717 and 721, and partly along the westerly line of Parcel No. 723, the following courses, distances and curves: South 83 degrees 43 minutes east 20 seconds east 738.4 feet, on a curve of 767 feet radius to the left, 302.4 feet, north 71 degrees 37 minutes east 588.3 feet, on a curve of 443 feet radius to the right, 566.6 feet, south 39 degrees 32 minutes east 399 feet, crossing a road leading from Olive to Woodstock, on a curve of 217 feet radius to the left, 291.5 feet, south 43 degrees 9 minutes east 352.7 feet, and on a curve of 2,733 feet radius to the right, 228.5 feet, to the most westerly point of Parcel No. 724, to the center of a road leading from Vanhooken to West Hurley; thence along the westerly and northerly lines of said parcel, partly along the northerly line of Parcel No. 729, and along the northerly line of Parcel No. 731, the following courses, distances and curves: On a curve of 2,733 feet radius to the right, 781 feet on a curve of 440.3 feet radius to the right, 345.6 feet, south 44 degrees 43 minutes east 440.3 feet, on a curve of 467 feet radius to the left, 399 feet, north 86 degrees 10 minutes east 30 seconds east 1,572.7 feet and north 71 degrees 47 minutes east 17.1 feet to the most easterly point of said Parcel No. 731, in the northerly line of Parcel No. 732, in a road leading from Glenford to Woodstock; thence partly along said northerly line and partly along the northerly and southerly lines of Parcel No. 733, the following courses, distances and curves: North 71 degrees 47 minutes east 455.9 feet, on a curve of 450 feet radius to the right, 477.7 feet, south 51 degrees 12 minutes east 474.6 feet, north 63 degrees 3 minutes east 26.1 feet, south 45 degrees 44 minutes east 853 feet and south 58 degrees 24 minutes west 2,101.1 feet to the most northerly point of Parcel No. 736, in the center of the before mentioned road leading from Glenford to West Hurley; thence along the easterly line of said road, partly along the northerly line of Parcel No. 736, partly along the northerly and partly along the easterly lines of Parcel No. 737, and partly along the easterly line of before mentioned Parcel No. 736, the following courses and distances: South 76 degrees 53 minutes east 264.4 feet, south 65 degrees 16 minutes east 98.2 feet, south 37 degrees 10 minutes east 379.4 feet, south 43 degrees 13 minutes east 178.6 feet, south 36 degrees 1 minute east 100.6 feet, south 27 degrees 20 minutes east 373.1 feet, south 27 degrees 13 minutes east 567.6 feet, south 37 degrees 46 minutes east 127.6 feet and south 51 degrees 26 minutes east 104.3 feet; thence continuing along said easterly line of Parcel No. 736, north 34 degrees 14 minutes east 47 feet, south 55 degrees 49 minutes east 32 feet and south 34 degrees 16 minutes west 47 feet to another point in the center of said road leading from Glenford to West Hurley; thence along the center line thereof, south 37 degrees 30 minutes east 409.7 feet to the junction of same with the center line produced of a road leading to Ashburn; thence along the last mentioned center line and the production thereof, and continuing along the easterly line of Parcel No. 736, south 26 degrees 16 minutes west 17.7 feet; thence still continuing along said easterly parcel line, and running along the easterly line of Parcel No. 743, the following courses and distances: South 21 degrees 14 minutes east 237.5 feet, north 71 degrees 53 minutes west 250.4 feet, north 46 degrees 4 minutes west 226.3 feet, south 23 degrees 28 minutes west 268.1 feet, again crossing Beaver Kill, south 25 degrees 12 minutes west 373.4 feet, south 18 degrees 16 minutes west 319 feet and south 3 degrees 8 minutes west 250.9 feet, to the southeast corner of said Parcel No. 743, in the before mentioned northerly line of the property of the Ulster and Delaware Railroad Company; thence along said railroad property line, the southerly lines of said Parcel No. 743 and Parcels Nos. 750, 744 and 745, partly along the southerly line of said Parcel No. 747, and along the southerly line of Parcel No. 749, north 82 degrees 52 minutes west 1,553.8 feet, on a curve of 1,144 feet radius to the left, 411.5 feet, and north 84 degrees 55 minutes west 1,310 feet, to the southwest corner of said Parcel No. 749, in the before mentioned southerly line of Parcel No. 747, at the junction of the center line of the before mentioned road leading to Glenford produced with said railroad property line; thence partly along said southerly parcel line, and continuing along the northerly line of the property of the Ulster and Delaware Railroad Company, north 64 degrees 35 minutes west 16.7 feet, on a curve of 1,179 feet radius to the left, 818.2 feet, and south 55 degrees 10 minutes west 98.5 feet to the point or place of beginning.

**Southerly Portion.**

Beginning at the northeast corner of real estate section No. 6, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on May 8, 1907), in the southerly line of the property of the Ulster and Delaware Railroad Company, said point being also the northwest corner of Parcel No. 739 of the section hereby described, and running thence along said railroad property line, partly along the northerly line of said parcel, along the northerly line of Parcel No. 740, partly along the northerly line of Parcel No. 741, and along the northerly lines of Parcels Nos. 750, 757, 759, 763, 764 and 765, the following courses, distances and curves: On a curve 2,899 feet radius to the right, 38 feet, north 53 degrees 19 minutes east 767.4 feet, north 48 degrees 30 minutes east 133.2 feet, north 63 degrees 30 minutes east 189.3 feet, north 55 degrees 19 minutes east 437.1 feet, on a curve of 1,113 feet radius to the right, 772.2 feet, south 84 degrees 55 minutes east 1,325.7 feet, on a curve of 1,426 feet radius to the right, 409.7 feet, and south 42 degrees 52 minutes east 1,365.7 feet, to the northeast corner of said Parcel No. 765; thence along the easterly and southerly lines of said parcel and partly along the easterly line of before mentioned Parcel No. 764, south 23 degrees 9 minutes east 226.9 feet, south 37 degrees 36 minutes west 1,164.4 feet and south 53 degrees 7 minutes east 1,302 feet to a point in the center of a road leading from West Hurley to Ashburn; thence along the center line of said

road, south 68 degrees west 136.4 feet, north 80 degrees 49 minutes west 112.1 feet and north 53 degrees 32 minutes west 135.3 feet; thence continuing along the easterly line of Parcel No. 764, running also along the southerly line of said parcel, partly along the easterly and along the southerly lines of Parcel No. 767, along the southerly line of Parcel No. 715, and along the southerly line of before mentioned Parcel No. 752, the following courses, distances and curves: South 19 degrees 2 minutes west 249.2 feet, south 50 degrees 55 minutes east 386.6 feet, south 59 degrees 4 minutes east 259.3 feet, south 47 degrees 58 minutes west 442.1 feet, south 34 degrees 14 minutes west 1,243.1 feet, north 5 degrees 23 minutes east 204.7 feet, on a curve of 242.3 feet radius to the left, 303.7 feet, north 66 degrees 13 minutes west 355.8 feet, on a curve of 467 feet radius to the left, 360.6 feet, south 81 degrees 49 minutes west 386.9 feet, north 86 degrees 51 minutes west 1,236.3 feet, crossing a road leading to the Ulster and Delaware plank road, on a curve of 520.3 feet radius to the right, 588.5 feet, north 22 degrees 3 minutes west 312.8 feet, on a curve of 435.2 feet radius to the left, 134.5 feet, on a curve of 250 feet radius to the left, 522.6 feet, and north 17 degrees 51 minutes west 637.2 feet to a point in the easterly line of before mentioned Section 6, Reservoir Department, said point being also the southwest corner of said Parcel No. 752; thence partly along the westerly line of said parcel, and Parcels Nos. 751, 760, 754 and 753, along the westerly line of before mentioned Parcel No. 739, and partly along said easterly line of Section 6, the following courses and distances: North 38 degrees 38 minutes west 217.3 feet, north 33 degrees 15 minutes east 1,253.2 feet, north 34 degrees 13 minutes west 215.2 feet, north 45 degrees 13 minutes west 36.5 feet, north 37 degrees 35 minutes west 250.5 feet, crossing a road leading from Ashburn to Kingston, and north 37 degrees 45 minutes west 282 feet to the point or place of beginning.

The fee to be acquired by The City of New York in all the real estate Parcels Nos. 715 to 768, both inclusive, contained in the above description.

Reference is hereby made to the said map, filed as aforesaid in the office of the County Clerk of the County of Ulster, for a more detailed description of the real estate to be taken in fee, as above described.

In case any real estate heretofore described is used for highway or other public purposes, such use shall continue until such time as The City of New York shall acquire the right to change the same.

Dated April 7, 1909.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Office and Post Office Address, Hall of Records,  
corner of Chambers and Centre streets, Borough  
of Manhattan, New York City.

THIRD JUDICIAL DISTRICT.  
ASHOKAN RESERVOIR.  
SECTION No. 16, ULSTER COUNTY.

**NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.**

**PUBLIC NOTICE IS HEREBY GIVEN THAT** it is the intention of the Corporation Council of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal, under chapter 724 of the Laws of 1903, as amended.

Such application will be made to the Supreme Court, at a Special Term thereof to be held in and for the Third Judicial District, at the City Hall, in the City of Albany, Albany County, N. Y., on the 22d day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the county where the real estate hereinafter described is situated, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by the said act and the acts amendatory thereof upon such Commissioners of Appraisal, for the purpose of providing an additional supply of pure and wholesome water for The City of New York.

The real estate sought to be taken or affected is situated in the Towns of Hurley, Woodstock and Kingston, County of Ulster, and State of New York.

**Northerly Portion.**

Beginning at the southwest corner of Parcel No. 773, in the northerly line of the property of the Ulster and Delaware Railroad Company, said point being also in the easterly line of real estate Section 15, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909), and running thence partly along said easterly line, along the westerly and partly along the northerly lines of said Parcel No. 773 and partly along the westerly line of Parcel No. 771, the following courses and distances: North 1 degrees 8 minutes west 258.9 feet, north 18 degrees 16 minutes east 319 feet, north 25 degrees 12 minutes east 373.4 feet, north 33 degrees 28 minutes east 368.1 feet, south 46 degrees 4 minutes east 226.3 feet, south 71 degrees 55 minutes east 259.4 feet and north 21 degrees 14 minutes west 2,376.4 feet to a point in the center of a road leading from Ashburn; thence along the center line of said road, and continuing along the westerly line of Parcel No. 771, north 26 degrees 16 minutes east 435.7 feet to the point of intersection of the center line of said road produced with the center line of a road leading from West Hurley to Glenford; thence along the last mentioned center line, and continuing along the easterly line of Section 15, north 55 degrees 50 minutes west 469.7 feet; thence continuing along the westerly line of Parcel No. 771, north 34 degrees 10 minutes east 47 feet,

north 55 degrees 49 minutes west 32 feet and south 34 degrees 14 minutes west 47 feet to another point in the center of the last mentioned road; thence along the center line thereof, continuing along the westerly line of Parcel No. 771, and running along the westerly line of Parcel No. 779 and partly along the southerly line of Parcel No. 780, the following courses and distances: North 31 degrees 20 minutes west 104.7 feet, north 37 degrees 48 minutes west 137.6 feet, north 27 degrees 12 minutes west 587.6 feet, north 27 degrees 30 minutes west 275.1 feet, north 36 degrees 1 minute west 100.6 feet, north 49 degrees 13 minutes west 178.6 feet, north 57 degrees 18 minutes west 379.4 feet, north 65 degrees 16 minutes west 98.2 feet and north 76 degrees 53 minutes west 260.4 feet to the most westerly point of said Parcel No. 769; thence partly along the northerly line of said parcel, and continuing along the easterly line of Section 15, north 56 degrees 38 minutes east 2,101.1 feet to the most northerly point of said Parcel No. 769; thence continuing along the northerly line of said parcel, and running along the northerly lines of Parcels Nos. 787 and 789 and partly along the northerly line of Parcel No. 788, the following courses, distances and curves: South 43 degrees 44 minutes east 728.4 feet, north 52 degrees 22 minutes east 454.6 feet, south 72 degrees 24 minutes 49 seconds east 1,077.8 feet, on a curve of 283 feet radius to the right, 109.7 feet, north 42 degrees 53 minutes east 132.1 feet, on a curve of 542 feet radius to the left, 407.4 feet, south 79 degrees 11 minutes east 3,229.2 feet, crossing a road leading from Woodstock to West Hurley, and a road leading from Sawkill to West Hurley, south 88 degrees 45 minutes east 521.3 feet, on a curve of 2,033 feet radius to the right, 600.6 feet, and south 71 degrees 49 minutes east 226.3 feet to the northeast corner of said Parcel No. 788, in the line between the Towns of Woodstock and Hurley, said point being also in the northerly line of Parcel No. 788; thence partly along said northerly parcel line and the easterly line of said parcel, and along the easterly line of Parcel No. 790, the following courses, distances and curves: South 71 degrees 45 minutes east 359.2 feet, on a curve of 123 feet radius to the right, 231.6 feet, south 21 degrees 56 minutes east 168.6 feet, north 31 degrees 43 minutes east 532.7 feet, north 39 degrees 38 minutes east 114.6 feet, north 8 degrees 18 minutes east 83.9 feet, north 39 degrees 36 minutes east 240.1 feet, north 50 degrees 24 minutes east 56 feet, south 39 degrees 36 minutes east 262.2 feet, south 8 degrees 14 minutes west 111.7 feet, south 20 degrees 58 minutes west 124.8 feet, south 31 degrees 42 minutes west 692.3 feet, south 31 degrees 56 minutes east 327.6 feet and south 25 degrees 8 minutes west 324.9 feet to the northeast corner of Parcel No. 800, in the line between the Towns of Woodstock and Kingston; thence along the easterly line of said parcel, south 45 degrees 8 minutes east 1,432 feet, crossing a road leading from Sawkill to Kingston, to the most easterly point of Parcel No. 801; in the before mentioned line between the Towns of Kingston and Hurley, thence partly along the easterly line of said parcel, south 25 degrees 8 minutes west 415.3 feet, south 14 degrees 10 seconds west 993.3 feet, south 11 degrees 40 minutes west 471.4 feet and south 11 degrees 7 minutes west 31 feet to the most easterly point of said Parcel No. 801, in the before mentioned road leading from Sawkill to Kingston; thence along the southerly line of said road and partly along the southerly lines of said parcel and Parcel No. 802, the following courses and distances: North 51 degrees 39 minutes west 582.7 feet, north 48 degrees west 330 feet, north 49 degrees 33 minutes west 305.8 feet, south 84 degrees 55 minutes west 252.2 feet, north 70 degrees west 229.2 feet and north 78 degrees 29 minutes west 170.8 feet to a point in the center of a road leading from Woodstock to Kingston, in the easterly line of Parcel No. 803; thence along the center line of said road and partly along said parcel line, south 7 degrees 11 minutes west 144.7 feet and south 1 degree 49 minutes east 117.2 feet to the most northerly point of Parcel No. 807; thence along the easterly line of said parcel, partly along the easterly line of Parcel No. 804, and the northerly line of Parcel No. 806, and along the easterly and partly along the southerly line of said Parcel No. 806, the following courses and distances: South 7 degrees 7 minutes east 817.4 feet, south 11 degrees 35 minutes west 329.1 feet, north 74 degrees 2 minutes east 95.6 feet, south 39 degrees 48 minutes east 264 feet and south 70 degrees 38 minutes east 498 feet to a point in the center of the before mentioned road leading from Kingston to West Hurley; thence along the center line of said road, north 3 degrees 13 minutes west 58.8 feet; thence continuing along the easterly line of Parcel No. 806, north 77 degrees 10 minutes west 137.9 feet to the southwest corner of said parcel, in the center of a road leading from Morgan Hill to Woodstock; thence along the center line of said road and the westerly lines of said Parcel No. 806 and Parcel No. 805, north 16 minutes east 242.6 feet to the point of intersection of said center line with the center line of the before mentioned road leading from Kingston to West Hurley, in the southerly line of before mentioned Parcel No. 884; thence along the last mentioned center line, partly along said southerly line of Parcel No. 804, and along the southerly line of Parcel No. 803, north 82 degrees 51 minutes west 281 feet, to the southwest corner of said Parcel No. 802; thence along the westerly line of said parcel and partly along the westerly line of Parcel No. 802, north 1 degree 13 minutes east 337.1 feet and north 29 degrees 55 minutes west 1,095.3 feet, crossing a road leading from West Hurley to Woodstock, to a point in the southerly line of Parcel No. 785; thence partly along said line and the easterly line of Parcel No. 772, south 37 degrees 19 minutes west 716.4 feet and south 29 degrees 21 minutes east 75 feet to a point in the center of the before mentioned road leading from West Hurley to Woodstock; thence along the center line of said road, south 23 degrees 10 minutes west 81.9 feet; thence continuing along the easterly line of Parcel No. 772 and running partly along the northerly line of Parcel No. 808, north 65 degrees 5 minutes west 124.7 feet, south 24 degrees 55 minutes west 296.9 feet and south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before mentioned road leading from West Hurley to Woodstock; thence along said road line, the easterly line of said parcel and partly along the easterly line of Parcel No. 808, south 26 degrees 18 minutes west 160.1 feet to a point in the northerly line of Parcel No. 810; thence partly along said line, south 63 degrees 58 minutes east 24.7 feet to the northeast corner of said parcel, in the center of said road; thence along the center line of said road and the easterly lines of said parcel and Parcel No. 811, south 25 degrees 35 minutes west 212.2 feet to the southeast corner of said Parcel No. 811; thence along the southerly and westerly lines of said parcel, again partly along the southerly and along the westerly lines of Parcel No. 808, and partly along the westerly line of before mentioned Parcel No. 773 and the easterly line of before mentioned Parcel No. 771, the following courses and distances: North 66 degrees 26 minutes west 303 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 255.6 feet, north 54 degrees 23 minutes west 1,428 feet, north 34 degrees 7 minutes west 394.3 feet, south 56 degrees 11 minutes west 758.7 feet and south 25 degrees 2 minutes east 1,508 feet (partly along the northerly line of the property of the Ulster and Delaware Railroad Company) to the

southeast corner of said Parcel No. 773; thence continuing along said railroad property line, and running along the southerly line of said parcel, north 32 degrees 52 minutes west 352.9 feet, south 7 degrees 8 minutes west 42 feet and north 85 degrees 52 minutes west 1,880.1 feet to the point or place of beginning.

**Southerly Portion.**

Beginning at the most northerly point of Parcel No. 775, in the southerly line of the property of the Ulster and Delaware Railroad Company, said point being also in the easterly line of Real Estate Section 15, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909), and running thence along the said railroad property line and the northerly line of said parcel, south 82 degrees 52 minutes east 1,408.4 feet, south 7 degrees 8 minutes east 443.4 feet and south 82 degrees 32 minutes east 443.4 feet to the northeast corner of said parcel; thence along the easterly line of said parcel, the following courses and distances: South 24 degrees east 321.8 feet, south 14 degrees 26 minutes east 209.8 feet, south 15 degrees 48 minutes east 221.1 feet and south 15 degrees 38 minutes east 307.5 feet to the southeast corner of said parcel, in the center of a road leading from Kingston to Ashburn; thence along the center line of said road and partly along the southerly line of said parcel, south 63 degrees 35 minutes west 107.3 feet; thence continuing along said parcel line, and running partly along the easterly line of Parcels Nos. 783 and 784, north 39 degrees 40 minutes west 230.2 feet, south 39 degrees 18 minutes west 1,005 feet and south 12 degrees 12 minutes east 352.4 feet to the most easterly point of said Parcel No. 784, at the junction of the center line of the road leading from West Hurley to Ashburn with the center line of a road leading to Stone Church; thence along said road, south 10 degrees and 45 seconds line of said road leading to Stone Church, continuing along the easterly line of Parcel No. 784, and running along the easterly line of Parcel No. 785, south 27 degrees 17 minutes west 187.9 feet and south 17 degrees 45 minutes west 182.7 feet to the most easterly point of said Parcel No. 785; thence along the westerly line of said parcel, partly along the westerly line of Parcel No. 782, and along the southerly line of Parcel No. 776, 777 and 778, and partly along the southerly line of Parcel No. 776, north 11 degrees 3 minutes west 107 feet and south 12 degrees 12 minutes west 1,000 feet to the most easterly point of said Parcel No. 786, in the before mentioned easterly line of Section 15; thence partly along said line, and running along the southerly line of Parcel No. 786, and running along the westerly line of said parcel, north 29 degrees 44 minutes west 309.2 feet, north 10 degrees 23 minutes west 406.6 feet and north 19 degrees 2 minutes east 253.2 feet to the northeast corner of said Parcel No. 786, in the center of a road leading from Ashburn to West Hurley; thence along the center line of said road and the westerly line of said parcel, south 52 degrees 34 minutes east 131.1 feet, south 86 degrees 44 minutes east 312.7 feet and south 60 degrees 49 minutes west 316.3 feet to the south west corner of Parcel No. 778; thence along the southerly and northerly lines of said parcel, the southerly line of Parcel No. 777 and 776, partly along the southerly line of before mentioned Parcel No. 775 and continuing along the easterly line of Section 15, north 33 degrees 16 minutes west 1,302 feet, north 39 degrees 36 minutes east 1,005 feet and south 23 degrees 35 minutes west 379.9 feet to the point or place of beginning.

The fee to be acquired by The City of New York in all the real estate Parcels Nos. 769 to 811, both inclusive, and 775, contained in the above description.

Reference is hereby made to the said map, filed as aforesaid in the office of the County Clerk of the County of Ulster, for a more detailed description of the real estate to be taken in fee, as above described.

In case any real estate heretofore described is used for highway or other public purposes, such use shall continue until such time as the City of New York shall acquire the right to change the same.

Dated April 7, 1909.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Office and Post Office Address, Hall of Records,  
corner of Chambers and Centre Streets,  
Borough of Manhattan, New York City.

THIRD JUDICIAL DISTRICT.  
ASHOKAN RESERVOIR.  
SECTION No. 17, ULSTER COUNTY.

**NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.**

**PUBLIC NOTICE IS HEREBY GIVEN THAT** it is the intention of the Corporation Council of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal, under chapter 724 of the Laws of 1903, as amended.

Such application will be made to the Supreme Court, at a Special Term thereof to be held in and for the Third Judicial District, at the City Hall, in the City of Albany, Albany County, N. Y., on the 22d day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the county where the real estate hereinafter described is situated, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by the said act and the acts amendatory thereof upon such Commissioners of Appraisal, for the purpose of providing an additional supply of pure and wholesome water for The City of New York.

The real estate sought to be taken or affected is situated in the Town of Hurley, County of Ulster, and State of New York.

The following is a description of the real estate to be acquired in fee, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Town of Hurley, County of Ulster and State of New York, shown on a map entitled "Reservoir Department, Section No. 17, Board of Water Supply of The City of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1903, as amended, for the construction of Ashokan Reservoir and appurtenances, in the vicinity of West Hurley lake," which map was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on the 4th day of March, 1909, which parcels are bounded and described as follows:

**Northerly Portion.**

Beginning at the southwest corner of Parcel No. 812, in the northerly line of the property of the Ulster and Delaware Railroad Company, said



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again north along the westerly line of Parcel No. 812, north 82 degrees 52 minutes west 94.9 feet, north 11 degrees 16 minutes east 50.3 feet and north 82 degrees 52 minutes west 1,187.2 feet to the point or place of beginning.

**Southerly Partion.**

Beginning at the northwest corner of Parcel No. 835, in the southerly line of the property of the Ulster and Delaware Railroad Company, and running thence partly along the southerly line of said parcel and along the northerly line of Parcel No. 868 south 82 degrees 52 minutes east 1,128.5 feet to the northwest corner of Parcel No. 839, in the centre of a road leading from Woodstock to West Hurley; thence along the northerly line of said parcel, again partly along the northerly line of Parcel No. 835 and along the easterly line of Parcel No. 836 south 82 degrees 52 minutes east 306.8 feet, north 7 degrees 8 minutes east 42 feet, south 84 degrees 24 minutes east 416.3 feet and on a curve of 1,678 feet radius to the right 739.3 feet, to a point in the centre of a road leading from Ashburn to Kingston, at the most northerly point of Parcel No. 841; thence partly along the easterly line of said parcel and Parcel No. 831, and along the northerly line of Parcel No. 830, on a curve of 1,370 feet radius to the right 297.1 feet, south 28 degrees 51 minutes east 64.3 feet and on a curve of 988.4 feet radius to the left 1,012 feet, to the northwest corner of Parcel No. 840, in the centre of a road leading from Morgan Hill to Woodstock; thence partly along the northerly lines of said parcel and Parcel No. 839, and continuing along said railroad property line on a curve of 988.4 feet radius to the left 1,012 feet, to the northeast corner of said Parcel No. 829, in the before mentioned road leading from Ashburn to Kingston, in the before mentioned northerly line of Parcel No. 838; thence partly along said line and the easterly line of said parcel, and continuing along said railroad property line on a curve of 988.4 feet radius to the left 1,012 feet, north 83 degrees 9 minutes east 66.5 feet and south 59 degrees 3 minutes east 64.3 feet to a point in the centre of the before mentioned road leading from Kingston to Ashburn; thence along said road and continuing along the easterly line of Parcel No. 828 south 39 degrees 9 minutes east 391.7 feet, south 77 degrees 11 minutes east 1,054.4 feet, north 68 degrees 34 minutes west 147.1 feet and south 84 degrees 29 minutes west 31.1 feet, thence continuing along the easterly line of Parcel No. 838 and running partly along the easterly line of Parcel No. 841 and along the southerly line of said Parcel No. 841 the following courses, distances and curves: South 6 degrees west 41.4 feet, on a curve of 1,467 feet radius to the left 334.9 feet, south 34 degrees 11 minutes west 792.5 feet, north 42 degrees 9 minutes west 181.8 feet, on a curve of 1,011.5 feet radius to the left 281.2 feet, and north 75 degrees 10 minutes west 15.2 feet, to the easterly corner of said Parcel No. 841, in the easterly line of Parcel No. 835, in the centre of the before mentioned road leading from West Hurley to Morgan Hill; thence along the southerly line of said road, partly along the easterly line of Parcel No. 841 and along the southerly line of Parcel No. 842 south 12 degrees 16 minutes east 142.7 feet, north 27 degrees 5 minutes west 18 feet, south 31 degrees 16 minutes west 444.7 feet, and south 30 degrees 2 minutes west 98.5 feet, to the southeast corner of said Parcel No. 843; thence along the southerly and partly along the easterly line of said parcel, and along the southerly line of Parcel No. 844, the following courses, distances and curves: South 59 degrees 25 minutes east 569.1 feet, north 27 degrees 59 minutes west 404.9 feet, south 43 degrees 11 minutes east 347.5 feet, north 23 degrees 14 minutes west 466.3 feet, south 23 degrees 36 minutes west 163.1 feet, south 68 degrees 31 minutes east 201 feet, north 25 degrees 21 minutes east 363.4 feet, north 17 degrees 31 minutes east 196.7 feet, north 11 degrees 29 minutes east 398.9 feet and north 26 degrees 5 minutes east 35.7 feet, to the northeast corner of said Parcel No. 844, in the centre of the before mentioned road leading from Kingston to Ashburn, in the before mentioned westerly line of Parcel No. 835, thence partly along said parcel line and the southerly line of Parcel No. 844, on the following courses, distances and curves: North 18 degrees 43 minutes east 31.8 feet, north 12 degrees 40 minutes east 29.4 feet, north 12 degrees 39 minutes east 36.8 feet and south 12 degrees 5 minutes east 54 feet, to another point in the centre of the before mentioned road at the southeast corner of Parcel No. 845, in the easterly line of Parcel No. 845, in the easterly line of said parcel and Parcel No. 845, on the following courses, distances and curves: North 32 degrees 33 minutes east 34.2 feet, north 66 degrees 36 minutes east 22.8 feet to the southeast corner of said Parcel No. 844, in the centre of the before mentioned road leading to Woodstock; thence along the southerly line of said road and the southerly line of said Parcel No. 844 and Parcel No. 845, partly along the southerly line of before mentioned Parcel No. 835, and partly along the easterly line of Parcel No. 847 south 16 degrees 44 minutes east 149 feet and north 8 degrees 41 minutes east 13.7 feet, to the southeast corner of said Parcel No. 847; thence partly along the southerly line of said parcel and again partly along the southerly line of Parcel No. 843 north 7 degrees 16 minutes east 57.7 feet, south 64 degrees 11 minutes west 141.9 feet, south 5 degrees 11 minutes east 22.3 feet and south 78 degrees 41 minutes east 120.3 feet to a point in the easterly line of a new road; thence along said road, continuing along the southerly line of Parcel No. 847, and running along the westerly line of Parcel No. 849 north 26 degrees 27 minutes east 93.5 feet to the northwest corner of said Parcel No. 849, at another point in the southerly line of Parcel No. 835; thence partly along said line south 69 degrees 3 minutes east 50 feet to a point in the centre of said road; thence along the centre line thereof south 26 degrees 37 minutes east 27.3 feet; thence continuing along the southerly line of Parcel No. 847 the following courses and distances: South 5 degrees 44 minutes west 149 feet, south 45 degrees 25 minutes east 310.2 feet, south 65 degrees 27 minutes west 130.1 feet and south 36 degrees 28 minutes east 342 feet to a point in the centre of the before mentioned road leading from Kingston to Ashburn; thence along the centre line of said road south 39 degrees 28 minutes west 129.6 feet to the southwest corner of said Parcel No. 841; thence along the westerly line of said parcel south 24 degrees west 1,180.8 feet to the point or place of beginning.

The fee is to be acquired by The City of New York in all the real estate Parcels Nos. 812 to 869, both inclusive, contained in the above description.

Reference is hereby made to the said map, filed as aforesaid in the office of the County Clerk of the County of Ulster, for a more detailed description of the real estate to be taken in fee, as above described.

In case any real estate heretofore described is used for highway or other public purposes, such use shall continue until such time as The City of New York shall acquire the right to change the same.

Dated April 2, 1909.

FRANCIS KEY PENDLETON,  
Corporation Counsel.

Office and Post Office Address, Hall of Records, Corner of Chambers and Centre Streets, Borough of Manhattan, New York City.

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## THIRD JUDICIAL DISTRICT

### ASHOKAN RESERVOIR

## SECTION No. 18, ULSTER COUNTY.

NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL

**PUBLIC NOTICE IS HEREBY GIVEN THAT**  
it is the intention of the Corporation Council of the City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal, under chapter 724 of the Laws of 1905, as amended.

Such application will be made to the Supreme Court, at a Special Term thereof to be held in and for the Third Judicial District, at the City Hall, in the City of Albany, Albany County, N. Y., on the 23d day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the county where the real estate hereinafter described is situated, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by the said act and the acts amendatory thereof upon such Commissioners of Appraisal, for the purpose of providing an additional supply of pure and wholesome water for The City of New York.

The real estate sought to be taken or affected is situated in the Town of Hurley, County of Ulster, and State of New York.

The following is a description of the real estate to be acquired in fee, together with a reference to the date and place of filing the map:

All those certain parcels or parcels of real estate situated in the Town of Hurley, County of Ulster, and State of New York, shown on a map entitled "Reservoir Department, Section No. 15, Board of Water Supply of The City of New York, Map of real estate situated in the Town of Hurley, County of Ulster and State of New York to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashken Reservoir and appurtenances, in the vicinity of West Hurley," which map was filed in the office of the County Clerk of the County of Ulster at Kingston, N. Y., on the 4th day of March, 1909, which parcels are bounded and described as follows:

Beginning at the southerly corner of Parcel No. 871, said parcel, being also the southwest corner of real estate Section 17, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster at Kingston, N. Y., on March 4, 1909), and running thence along the southerly line of said parcel and Parcel No. 872, the following courses, distances and curves: South 59 degrees 15 minutes 30 seconds west 346.4 feet, on a curve of 533 feet radius to the right, 928.0 feet, north 32 degrees 20 minutes west 424.2 feet, on a curve of 267 feet radius to the left, 336 feet, south 37 degrees 12 minutes west 229.2 feet and on a curve of 432 feet radius to the right, 193 feet to a point in the centre of a road leading from Lapla to West Hurley, at the southeast corner of Parcel No. 873; thence along the southerly line of said parcel and Parcels Nos. 874 and 876, and finally along the southerly and along the westerly lines of Parcel No. 876, the following curves, courses and distances: On a curve of 433 feet radius to the right, 7.8 feet, south 82 degrees 40 minutes west 1,009.2 feet, on a curve of 433 feet radius to the left, 222.6 feet, north 85 degrees 27 minutes west 214.2 feet, on a curve of 461.6 feet radius to the left, 331.7 feet, south 70 degrees 15 minutes west 200.6 feet, on a curve of 280 feet radius to the right, 400.2 feet, crossing a road leading from Stone Church to West Hurley, north 15 degrees 38 minutes west 115.9 feet, on a curve of 350 feet radius to the right, 207.1 feet, and north 5 degrees 37 minutes east 61.5 feet to the southeast corner of real estate Section 15, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909), and running thence partly along the westerly line of said section, continuing along the southerly line of Parcel No. 876, and running partly along the northerly line of Parcel No. 875, north 34 degrees 14 minutes east (243.1 feet and north 47 degrees 58 minutes east 445.1 feet to the most southerly point of real estate Section 10, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909); thence partly along said southerly section line, continuing along the southerly line of Parcel No. 875, and running partly along the westerly line of said parcel, north 54 degrees 52 minutes east 1,000.2 feet and south 32 degrees 13 minutes east 327 feet to the most westerly point of Parcel No. 880, in the centre of a road leading from Stone Church to West Hurley; thence along the centre line of said road and partly along the westerly line of said parcel, north 17 degrees 31 minutes east 182.7 feet and north 37 degrees 17 minutes east 180.5 feet to the southwest corner of Parcel No. 876, in the centre of a road leading from Ashken to Kingston; thence along the westerly and northerly lines of said parcel, the northerly lines of Parcels Nos. 935, 934, 933, 932 and 930, the easterly line of said Parcel No. 930, partly along the easterly line of before-mentioned Parcel No. 932, and continuing along the southerly line of Section 16, north 13 degrees 12 minutes west 152.4 feet, north 39 degrees 13 minutes east 2,063 feet and south 39 degrees 42 minutes east 309.3 feet to the northwest corner of Parcel No. 899, in the centre of the before-mentioned road leading from Ashken to Kingston; thence along the centre line of said road and the northerly lines of said Parcel No. 899 and Parcel No. 900, north 69 degrees 38 minutes east 169.4 feet to the southwest corner of Parcel No. 928; thence along the westerly lines of said parcel and Parcel No. 929, and continuing along the southerly line of Section 16, north 15 degrees 38 minutes west 167.5 feet, north 18 degrees 48 minutes west 274.1 feet and north 34 degrees 26 minutes east 269.4 feet to a point in the westerly line of the before-mentioned southerly portion of Section 17; thence partly along said westerly line, and running along the easterly lines of said Parcel No. 929, and before-mentioned Parcel No. 933, partly along the easterly line of Parcel No. 927 and along the easterly line of Parcel No. 926, south 24 degrees east 779 feet to the southeast corner of said Parcel No. 926 in the northerly line of Parcel No. 931, in the centre of the before-mentioned road leading from Ashken to Kingston; thence along the centre line of said road, and partly along the southerly lines of Parcels Nos. 934 and 935, north 69 degrees 55 minutes east 129.6 feet to the southwest corner of Parcel No. 933; thence along the westerly and northerly lines of said parcel, the westerly line of Parcel No. 923, the westerly and northerly lines of Parcel No. 922, partly along the westerly, along the northerly and partly along the easterly lines of Parcel No. 921, along the northerly line of Parcel No. 919, partly along the westerly line of Parcel No. 919, along the northerly lines of said Parcel No. 918 and Parcel No. 916, and continuing along said westerly line of the southerly portion of Section 17, the following courses and distances: North 26 degrees 26 minutes west 142 feet, north 65 degrees 37 minutes east 120.1 feet, north 24 degrees 55 minutes west 110.1 feet, north 63 de-

grove 44 miles east 140 feet, north 30 degrees 37 minutes east 57.3 feet, north 69 degrees 57 minutes east 20 feet, south 39 degrees 57 minutes east 93.3 feet, north 78 degrees 41 minutes east 120.3 feet, north 8 degrees 35 minutes east 28.3 feet, north 85 degrees 31 minutes east 141.3 feet and south 72 degrees 16 minutes east 57.2 feet to the northeast corner of said Parcel No. 918, in the centre of a road leading from Wood stock to West Hurley; thence along the centre line of said road, and the production thereof, and the easterly lines of said parcel and Parcels Nos. 912 and 915, south 9 degrees 4 minutes west 163.6 feet and south 16 degrees 45 minutes west 129 feet to the southwest corner of said Parcel No. 915, in the northerly line of Parcel No. 911, in the centre of the before-mentioned road leading from Ashbbs to Kingston; thence along the centre line of said road, partly along said northerly line of Parcel No. 911, along the northerly line of Parcel No. 912, partly along the northerly line of Parcel Nos. 913 and 914, and continuing along the westerly line of the southerly portion of Section 17, south 59 degrees 49 minutes east 103.8 feet and south 65 degrees 39 minutes east 130 feet; thence continuing along the northerly line of Parcel No. 914 and running partly along the easterly line of said parcel, north 12 degrees 21 minutes east 53 feet, south 80 degrees 49 minutes east 65.9 feet, south 12 degrees 40 minutes west 29.2 feet and south 38 degrees 6 minutes west 47.3 feet, recrossing the road leading from Ashbbs to Kingston, in a point in the southerly line thereof; thence continuing along the easterly line of Parcel No. 914, running partly along the easterly line of before-mentioned Parcel No. 871, and still continuing along the westerly line of the southerly portion of Section 17, the following courses and distances: South 11 degrees 20 minutes west 198.9 feet, south 13 degrees 4 minutes west 105.7 feet, south 23 degrees 15 minutes west 203.4 feet, south 69 degrees 31 minutes west 265 feet, south 29 degrees 39 minutes east 103.5 feet, south 31 degrees 36 minutes east 496.6 feet, south 41 degrees 11 minutes east 447.1 feet and south 26 degrees 30 minutes east 408.5 feet to the point of place of beginning.

The fee is to be conveyed by The City of New York in all the real estate Parcels Nos. 870 to 925, both inclusive, contained in the above description.

Reference is hereby made to the said map, also as aforesaid in the office of the County Clerk at the County of Ulster, for a more detailed description of the real estate to be taken in fee, as above described.

In case any real estate heretofore described is used for highway or other public purposes, such use shall continue until such time as The City of New York shall acquire the right to change the same.

Dated April 2, 1906.

FRANCIS KEY PENDLETON,  
Corporation Counsel.

Office and Post Office Address, Hall of Records, Corner of Chatham and Centre Streets, Borough of Manhattan, New York City.

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## PROPOSALS FOR BIDS AND ESTIMATES FOR THE CITY OF NEW YORK.

### NOTICE TO CONTRACTORS

### GENERAL INSTRUCTIONS TO BIDDERS

The person or persons making a bid or estimate for the work, services, work, materials or supplies for the City of New York, or for any of its departments, boards, bureaus or officers, shall furnish the same in a sealed envelope, marked with the title of the same, and shall deliver the same to the office of the President, Board or Board of Supervisors, or to their agent or agents and the name of presentation to the President or Board or to the head of the Department at his or its office, on or before the date and hour named in the advertisement for the same, at which time and place the estimates marked with the title of the work, services, work, materials or supplies, or Board or head of said Department and read, and the award of the contract made available to law as soon thereafter as practicable.

Each bid or estimate shall contain the name and place of residence of all persons making the same, and names of all persons interested, who have thereto, and it is further stated, no interest, it shall distinctly state that fact; also, that it is made without any collusion with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud, and that no member of the Board of Aldermen, head of a department, chief of a bureau, deputy thereof, or clerk thereof, or other officer of The City of New York, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, agent, or otherwise in or in the performance of the contract, or in the supplies, work or business in which it relates, or in any manner of the nature thereof. The bid or estimate must be valid in the words in writing of the party or parties making the estimate that the several matters stated herein are in all respects true.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, or of a guaranty or surety company duly authorized by law to act as surety, and shall contain the matters set forth in the blank forms mentioned below.

No bid or estimate will be considered unless, as a condition precedent to the reception or consideration of any proposal, it be accompanied by a certified check upon one of the State or National banks of The City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the bond required, as provided in section 430 of the Greater New York Charter.

The certified check or money should not be inclosed in the envelope containing the bid or estimate, but should be either inclosed in a separate envelope addressed to the head of the Department, President or Board, or submitted personally upon the presentation of the bid or estimate.

For particulars as to the quantity and quality of the supplies, or the nature and extent of the work, reference must be made to the specifications, schedules, plans, etc., on file in the said office of the President, Board or Department.

No bid shall be accepted from or contract awarded to any person who is in arrears to The City of New York upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the City.

The contract must be bid for separately.

The right is reserved in each case to reject all bids or estimates if it is deemed to be for the interest of the City so to do.

Bidders will write out the amount of their bids or estimates in addition to inserting the same in figures.

Bidders are requested to make their bids or estimates upon the blank forms prepared and furnished by the City, a copy of which, with the space envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application thereby at the office of the Department for which the work is to be done. Plans and drawings of construction work may also be seen there.