THE CITY RECORD

VOL. XXXIX. NEW YORK, THURSDAY, JULY 27, 1911. NUMBER 11620.

THE CITY RECORD

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

Published Under Authority of Section 1526, Greater New York Charter, by the

BOARD OF CITY RECORD.

WILLIAM J. GAYNOR, MAYOR.

ARCHIBALD R. WATSON, CORPORATION COUNSEL. WILLIAM A. PRENDERGAST, COMPTROLLER

DAVID FERGUSON, SUPERVISOR.

Supervisor's Office, Park Row Building, 13-21 Park Row.

Published daily, at 9 a. m., except legal holidays, at Nos. 96 and 98 Reade street (north side), between West Broadway and Church street, New York City.

Subscription, $9.30 per year, exclusive of supplements. Daily issue, 3 cents a copy.

SUPPLEMENTS: Civil List (containing names, salaries, etc., of the city employees), Two Dollars; Official Canvass of Votes, 10 cents; Registry and Enrollment Lists, 5 cents each assembly district; Law Department Supplement, 10 cents; Annual Assessed Valuation of Real Estate, 25 cents each section; Land Valuation Maps, One Dollar per Borough set, postage prepaid.

ADVERTISING: Copy for publication in the CITY RECORD must be received at least TWO (2) days before the date fixed for the first insertion; when proof is required for correction before publication, copy must be received THREE (3) days before the date fixed for the first insertion.

COPY for publication in the corporation newspapers of Brooklyn must be received at least THREE (3) days before the date fixed for the first insertion.

Entered as Second-class Matter. Post Office at New York City.

TABLE OF CONTENTS

Board Meetings 6567
Bridges, Department of—
Proposals 6564
Bronx, Borough of The—
Local Board Meetings, Held May 12, June 9, June 23, 1911, Minutes of 6553
Proposals 6564
Brooklyn, Borough of—
Proposals 6564
Change of Grade Damage Commission—
Time and Place of Meetings 6561
Changes in Departments, etc. 6558
Correction, Department of—
Proposals 6565
Docks and Ferries, Department of—
Proposals 6562
Report for Quarter Ending March 31, 1911 6553
Education, Board of—
Contracts Entered Into 6558
Minutes of Special Meeting Held June 14, 1911 6556
Education, Department of—
Proposals 6561
Estimate and Apportionment, Board of—
Franchise Matters — Notice of Hearings 6561
Minutes of Meeting Held July 6, 1911 — Financial and Franchise Matters 6477
Public Improvement Matters—Notice of Hearings 6561
Finance, Department of—
Confirmation of Assessments 6563
Corporation Sales of Buildings, etc., on City Real Estate 6562
Notice of Sales of Tax Liens 6563
Sureties on Contracts 6563
Fire Department—
Proposals 6565
Health, Department of—
Amendment of Sanitary Code, Notice of 6566
Proposals 6566
Regulations for Operation of Lodging Houses 6550
Instructions to Bidders for Work to be Done or Supplies to be Furnished 6572
Manhattan, Borough of—
Proposals 6565
Municipal Civil Service Commission—
Minutes of Meeting Held May 31, 1911 6551
Minutes of Special Meeting Held May 31, 1911 6553
Municipal Explosives Commission—
Hearing on Revised Regulations 6477
Notice to Bidders at Sales of Old Buildings, etc. 6572
Official Directory 6558
Parks, Department of —
Auction Sale of Mares, Notice of 6567
Proposals 6567
Police Department—
Owners Wanted for Unclaimed Property 6561
Public Charities, Department of—
Proposals 6567
Public Service Commission, First District—
Calendar of Hearings for Week Commencing July 24, 1911 6477
Richmond, Borough of—
Bureau of Buildings, Operations for Week Ending July 8, 1911 6477
Commissioner of Public Works, Report for Week Ending July 8, 1911 6477
Proposals 6568
Supreme Court, First Department—
Acquiring Title to Lands, etc. 6568
Supreme Court, Second Department—
Acquiring Title to Lands, etc. 6569
Water Supply, Board of—
Proposals 6567
Water Supply, Gas and Electricity, Department of—
Auction Sale of Old Materials, etc., Notice of 6561
Proposals 6562
Transactions for Weeks Ending May 27 and June 3, 1911 6556

PUBLIC SERVICE COMMISSION—FIRST DISTRICT.

No. 154 NASSAU STREET, NEW YORK CITY.

Calendar of Hearings for the Week Commencing July 24, 1911.

Thursday, July 27.—11 a. m.—Room 305.—Case No. 1374.—Coney Island and Brooklyn Railroad Company.—"Fares to and from Coney Island."—Whole Commission. 12 m.—Room 305.—Case No. 1375.—South Brooklyn Railway Company et al.—"Fares to and from Coney Island."—Whole Commission. 2.30 p. m.—Room 305.—Case No. 1377.—Long Island Railroad Company.—"Application for permission and approval to a change and relocation of that portion of the route of its Main Line and North Side Divisions, between Woodside and Winfield, Queens."—Commissioner McCarroll. 2.30 p. m.—Room 305.—Case No. 1378.—Long Island Railroad Company.—"Application for discontinuance and relocation of station at Jamaica, Queens."—Commissioner McCarroll.

Friday, July 28.—10 a. m.—Room 305.—Case No. 1258.—Long Island Railroad Company.—"Alteration of grade crossing at 18th street, Whitestone."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1259.—Long Island Railroad Company.—"Alteration of grade crossing at 5th avenue, Whitestone."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1260.—Long Island Railroad Company.—"Alteration of grade crossing at Merrick road, Springfield."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1261.—Long Island Railroad Company.—"Alterations of grade crossings at Fresh Pond road and Metropolitan avenue, Bushwick Junction."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1262.—Long Island Railroad Company.—"Alteration of grade crossing at Farmers avenue, Hollis."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1263.—Long Island Railroad Company.—"Alteration of grade crossing at Hamilton street, Hollis."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1264.—Long Island Railroad Company.—"Alteration of grade crossing at Hempstead and Jamaica turnpike, Queens."—Commissioner McCarroll. 10 a. m.—Room 305.—Case No. 1265.—Long Island Railroad Company.—"Alterations of grade crossings at Lawrence, Old Lawrence and Bridge streets, Flushing."—Commissioner McCarroll. 3.30 p. m.—Room 305.—Long Island Railroad Company.—"Safety precautions at grade crossings not now protected by gates or gatemen."—Commissioner McCarroll.

Meetings of Committee of the Whole held on Tuesday, Wednesday, Thursday and Friday, at 10.30 a. m., in the Committee Room.

Regular meetings of the Commission held on Tuesday and Friday at 12 noon.—Room 310.

MUNICIPAL EXPLOSIVES COMMISSION.

Hearing on Revised Regulations.

Notice is hereby given to all persons interested that the Municipal Explosives Commission of The City of New York will give a public hearing on the 27th day of July, 1911, at 10.30 o'clock in the forenoon thereof, at Fire Headquarters, 157 East 67th street, Borough of Manhattan, on the subject of the manufacture, transportation, storage and sale of motion picture films.

A copy of the proposed regulations may be obtained by applying in person to the Bureau of Combustibles, Fire Headquarters.

Borough of Richmond.

Office of the Commissioner of Public Works.

Report of Transactions for the Week Ending July 8, 1911.

Moneys Received During Week Ending July 5, 1911: Restoring and repaving, special fund (fees), $318.49; sewer inspection and repair, special fund (fees), $48; special security deposits (materials on streets, etc.), $5; miscellaneous, $4.45; total, $375.94.

Permits Issued: Permits to open street pavement for all purposes, 44; permits to place building materials on streets, 1; permits, special and miscellaneous, 28; total, 73.

Requisitions Drawn on Comptroller: Payroll vouchers, $7,437.08.

STATEMENT OF LABORING FORCE EMPLOYED.

	Bureau of Highways.		Bureau of Sewers.		Bureau of Street Cleaning.		Bureau of Public Buildings and Offices.		Bureau of Engineering.		Total.	
	No.	Days.	No.	Days.	No.	Days.	No.	Days.	No.	Days.	No.	Days.
Foremen	36	252	6	42	11	77	4	28	10	70	67	469
Assistant Foremen	1	7	..	..	1	7	..	..	..	..	2	14
Laborers	127	618½	8	41	41	276¾	15	105	35	243	226	1,284¼
Laborers (Destructors)	..	..	..	..	1	7	..	..	..	..	1	7
Carts	18	87	2	10	..	..	..	..	2	9	22	106
Carts (Hired)	..	..	..	..	8	48	..	..	..	..	8	48
Sprinkling Carts	33	177	..	..	..	..	..	..	..	..	33	177
Teams	41	189⅞	..	..	..	..	..	..	1	4	42	193⅞
Drivers	1	7	4	28	48	321⅛	1	7	8	56	62	419⅛
Sweepers	..	..	..	..	95	644½	..	..	..	..	95	644½
Hostlers	..	..	..	..	11	77	..	..	..	..	11	77
Pavers	..	..	..	..	..	..	..	..	..	..	..	..
Steam Rollers	..	..	..	..	..	..	..	..	..	..	..	..
Steam Roller Enginemen	5	31	..	..	..	..	..	..	..	..	5	31
Auto Enginemen	..	..	1	7	..	..	..	..	1	7	2	14
Sewer Cleaners	..	..	35	172¼	..	..	..	..	..	..	35	172¼
Janitors	..	..	..	..	..	..	3	21	..	..	3	21
Janitress	..	..	..	..	..	..	1	7	..	..	1	7
Female Cleaners	..	..	..	..	..	..	6	42	..	..	6	42
Mechanics	..	..	..	..	1	7	2	14	..	..	3	21
Stationary Enginemen	..	..	..	..	1	7	2	14	..	..	3	21
Stokers	..	..	..	..	1	7	4	28	..	..	5	35
Watchmen	..	..	..	..	..	..	..	..	..	..	..	..
Elevatormen	..	..	..	..	..	..	2	14	..	..	2	14
Total	262	1,369⅜	56	300¼	219	1,479⅜	40	280	57	389	634	3,818

Appointments, Removals, etc.: L. Eichhorn, 756 Hewitt place, N. Y. C., Topographical Draftsman, $1,650; resigned July 5; C. J. Campbell, 80 Montgomery st., N. Y. C., Inspector of Sewer Construction, $1,500, transferred from office of President, Borough of Manhattan, July 5; W. W. Michael, Bayonne, N. J., Topographical Draftsman, $1,350, resigned, June 29; A. C. Clapp, New Brighton, Assistant Engineer, $1,650, leave of absence for six weeks, July 1; A. G. Lawrence, Elm Park, Laborer (Street Cleaning), $900, change of title, July 7; J. Scaramuzzo, Rosebank, Hostler (Street Cleaning), $780, change of title and increase, July 8; W. H. Daniels, Port Richmond, Sweeper, $720, reassigned, July 8; Robert D. Rice, New Brighton, Assistant Superintendent (Street Cleaning), $1,800, increase, July 8.

Work Done—Bureau of Highways: Repairing and maintaining roadways, curbs, gutters, bridges, crosswalks, culverts, ditches, etc.

Bureau of Sewers: Cleaning, examining and repairing sewers, basins, manholes, flush tanks, culverts, drains, etc., and miscellaneous work.

Bureau of Street Cleaning: Street sweeping, refuse collection, final disposition, clearing gutters, light macadam repairs, weeding gutters and miscellaneous.

Bureau of Public Buildings and Offices: Care and maintenance of Borough Hall, Village Halls at New Brighton and Stapleton, County Court House and Jail, County Clerk's Office, Coroner's Office, Special Sessions Court Room and Public Offices in Borough of Richmond.

Engineering—Construction: Surveys, plans, design and construction of sewers, highways, curbs, gutters, sidewalks, etc.

Engineering—Topographical: Topographical survey and map of the Borough; miscellaneous surveying, maps, etc.

GEORGE CROMWELL, President of the Borough.

William R. Hillyer, Assistant Commissioner of Public Works.

Bureau of Buildings.

July 11—Operations of the Bureau of Buildings, Borough of Richmond, for the week ending July 8, 1911: Plans filed for new buildings, 11; estimated cost, $23,285; plans filed for alterations, 6; estimated cost, $1,600; plans filed for plumbing, 12; estimated cost, $5,325; construction inspections made, 159; plumbing and drainage inspections made, 69; modifications of the law allowed as regards concrete footings under foundations, 1.

JOHN SEATON, Superintendent of Buildings.

BOARD OF ESTIMATE AND APPORTIONMENT.

Minutes of Meeting of Board of Estimate and Apportionment, Held in Room 16, City Hall, Thursday, July 6, 1911.

FINANCIAL AND FRANCHISE MATTERS.

The Board met in pursuance of an adjournment.

Present—William J. Gaynor, Mayor; William A. Prendergast, Comptroller; John Purroy Mitchel, President, Board of Aldermen; George McAneny, President, Borough of Manhattan; Alfred E. Steers, President, Borough of Brooklyn; Cyrus C. Miller, President, Borough of The Bronx; Lawrence Gresser, President, Borough of Queens, and George Cromwell, President, Borough of Richmond.

The Mayor, Hon. William J. Gaynor, presided.

After disposing of the Public Improvements Calendar, the following Financial and Franchise Matters were considered:

The minutes (Financial and Franchise Matters) of the meeting held June 29, 1911, and of special meeting (Franchise Matters) held June 29, 1911, as printed in the CITY RECORD July 6, 1911, were approved.

FRANCHISE MATTERS.

Southern Boulevard Railroad Company.

The public hearing was opened on the form of contract for the grant of a franchise to the Southern Boulevard Railroad Company to construct, maintain and operate a railway from the existing tracks of the company at the intersection of Southern boulevard and Boston road upon and along Southern boulevard to, and connecting with, the existing tracks of the Union Railway Company of New York City, in Pelham avenue, Borough of The Bronx.

The hearing was fixed for this day by resolution adopted May 25, 1911.

Affidavits of publication were received from the "Sun," the "Evening Mail" and the CITY RECORD.

No one appeared in opposition to or in favor of the proposed grant, and the Chair declared the hearing closed.

The following was offered:

Resolved, That the Board of Estimate and Apportionment hereby grants to the Southern Boulevard Railroad Company the franchise or right fully set out and de-

scribed 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 , 1911, 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 Southern Boulevard Railroad 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 right and privilege to construct, maintain and operate a double track street surface railway as an extension to its existing railway, with the necessary wires and equipment, for the purpose of conveying passengers only, in the Borough of The Bronx, in The City of New York, upon the following route, to wit:

Beginning at and connecting with the existing tracks of the Company in Southern boulevard at its intersection with Boston road; thence in a general northerly direction in and upon said Southern boulevard to and connecting with the existing tracks of the Union Railway Company of New York City in Pelham avenue, and to cross such other streets and avenues, named and unnamed, as may be encountered in said route. Provided, however, that nothing in this contract shall be construed as permitting more than a double track street surface railway in any portion of Southern boulevard.

The said route, with turnouts, switches and crossovers hereby authorized, is shown upon a map entitled:

"Map showing proposed extension of the Southern Boulevard Railroad Co. in the Borough of The Bronx, City of New York, to accompany petition dated October 27, 1910, to the Board of Estimate and Apportionment,"

—and signed by Edward A. Maher, President, and T. F. Mullaney, 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.

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

First—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 three (3) 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 said three (3) months or 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.

Second—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 March 1, 1924, 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 the original term of this 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 any 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.

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

(a) The sum of one thousand dollars ($1,000) in cash within three (3) 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 six hundred dollars ($600), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of six hundred dollars ($600).

During the second term of five (5) years an annual sum which shall in no case be less than eleven hundred dollars ($1,100), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of eleven hundred dollars ($1,100).

During the remaining term, expiring March 1, 1924, an annual sum which shall in no case be less than twelve hundred dollars ($1,200), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of twelve hundred dollars ($1,200).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the Company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby authorized 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 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 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.

Fourth—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.

Fifth—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 route 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 and avenues 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 and avenues for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, 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 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 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.

Sixth—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.

Seventh—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.

Eighth—The Company shall commence construction of the railway herein authorized within three (3) months from the date upon which the consents of the property owners are filed with the Board, or from the date of the order of the Appellate Division of the Supreme Court made pursuant to section 174 of the Railroad Law confirming the determination of the Commissioners appointed thereunder that such railway ought to be constructed, and shall complete the construction and place the same in full operation within six (6) months from the date of filing such consents or the date of such order, 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 the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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 the 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.

Ninth—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 appurtenances, 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.

Tenth—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have juridiction 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 structures 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.

Eleventh—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 The Bronx, 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.

Twelfth—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.

Thirteenth—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 its road or on any road, line or branch operated by it or under its control to any other point thereof, or any connecting 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.

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

Fifteenth—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.

Sixteenth—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.

Seventeenth—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.

Eighteenth—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, or as may be directed by the Board.

Nineteenth—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 thirty-five (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 curblines, 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.

Twentieth—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 Commissioner of Street Cleaning, 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-first—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. In case of the neglect of the Company to make pavement or repairs after the expiration of thirty (30) days' notice to do so from the President of the Borough of The Bronx, said President may make the same at the expense of the Company. 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 official, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage systems, 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-third—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.

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 streets and avenues, 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—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 damages 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.

Twenty-sixth—The Company shall at all times keep accurate books of account of the gross receipts 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 receipts, 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.

Twenty-seventh—In case of any violation or breach or failure to comply with any of the provisions herein contained, or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted 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.

Twenty-eighth—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 hereinafter provided for.

Twenty-ninth—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.

Thirtieth—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 three thousand dollars ($3,000), 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 and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, and the quality of construction of the railway and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions or compliance with such orders or either or any of them, 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 to the Company; or in case of failure to observe the said terms and conditions of this contract and orders of the Board acting hereunder, 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 a violation of the provisions relating to those matters, all of which sums may be deducted from the said fund.

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, pay to the City a sum sufficient to restore said security fund to the original amount of three thousand dollars ($3,000), 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-first—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-second—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 or over which the public has an easement," encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Thirty-third—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. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the laws of the State of New York.

Sec. 4. This grant is also upon the further and express condition that the provisions of article 5, and the other provisions of the Railroad Law pertinent hereto shall be strictly complied with by the Company.

Sec. 5. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms and 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.

THE SOUTHERN BOULEVARD RAILROAD 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

Nassau Electric Railroad Company.

The public hearing was opened on the form of agreement proposed to be entered into with the Nassau Electric Railroad Company and others, defining the intent and

meaning of the agreement accompanying the contract authorized to be entered into with this Company and others for the use of a certain piece of track on Flatbush avenue, between Atlantic and 4th avenues, Borough of Brooklyn.

The hearing was fixed for this day by resolution adopted June 8, 1911.

Affidavits of publication were received from the New York "Herald," the "Sun" and the CITY RECORD.

No one appeared in opposition to or in favor of the proposed agreement and the Chair declared the hearing closed.

The following was offered:

Whereas, This Board did by resolution adopted March 2, 1911, and approved by the Mayor March 7, 1911, authorize the Mayor to execute and deliver a contract for the grant of a franchise to The Nassau Electric Railroad Company for the construction, maintenance and operation of a street surface railway extension upon and along Flatbush, 4th and Atlantic avenues, Borough of Brooklyn; and

Whereas, Said contract contained the following provision, being section 3 thereof

"This contract shall not become operative until The Nassau Company shall procure to be executed and approved in proper form for record, and duly delivered to the Board of Estimate and Apportionment an agreement with The Brooklyn City Railroad Company and The Brooklyn Heights Railroad Company, its lessee, wherein they shall agree to permit the use of such portions of their track in Atlantic and Flatbush avenues as may be necessary for the convenient operation of the tracks herein authorized by The Nassau Electric Railroad Company, its successors or assigns, The City of New York and any other company to which the City may hereafter grant or lease rights."

Whereas, The Nassau Electric Railroad Company has advised the Board the proposed agreement accompanying the aforementioned contract is not acceptable to The Brooklyn City Railroad Company as in its opinion said agreement does not correctly and clearly set forth the intent and meaning of the parties thereto, and has submitted a supplementary agreement which cures this defect, which all companies interested are willing to execute in addition to the agreement accompanying the contract, and such supplementary agreement has been approved by the Corporation Counsel

Resolved, That the Board of Estimate and Apportionment hereby adopts and accepts the form of agreement to be executed by the several companies parties thereto and The City of New York in addition to and as a supplement to the contract and agreement authorized by resolution adopted by the Board March 2, 1911, and approved by the Mayor March 7, 1911, and the Mayor of The City of New York be and he hereby is authorized to execute and deliver such supplementary agreement simultaneously with the execution of the contract granting a franchise to The Nassau Electric Railroad Company, to construct, maintain, and operate a street surface railway upon and along Flatbush, Fourth and Atlantic avenues, Borough of Brooklyn, as follows, to wit:

Agreement made this ..... day of ..... 1911, between The Brooklyn City Railroad Company (herinafter called the Brooklyn Company), party of the first part, The Brooklyn Heights Railroad Company (hereinafter called the Brooklyn Heights Company), party of the second part, The Nassau Electric Railroad Company (hereinafter called the Nassau Company), party of the third part, and The City of New York (hereinafter called the City), party of the fourth part.

Whereas, The execution and delivery of an instrument of agreement between the parties hereto, the same bearing even date herewith, has been duly authorized by the parties hereto upon the understanding that the true intent and meaning of the words thereof hereinafter quoted is as hereinafter set forth and provided; and

Whereas, Doubts on the part of the Brooklyn Company have arisen as to whether such true intent and meaning of such portion of such instrument be correctly and clearly represented by the language thereof, and the parties hereto have agreed that at the time of the delivery thereof any existing ambiguity therein shall be made clear and such doubts shall be set at rest by this instrument, the execution of which shall have been duly authorized for all the parties hereto in like manner as was the said agreement bearing even date herewith; and

Whereas, Such portion of said agreement so bearing even date herewith is in the following words, to wit:

"Now, therefore, in consideration of the premises and of the sum of one dollar ($1) by each of the parties of the first, second and third parts to the other paid, the receipt whereof is hereby acknowledged, the parties of the first, second and third parts do hereby covenant and agree with each other and with the party of the fourth part that the Nassau Company may connect its tracks with those of the Brooklyn Company in Flatbush avenue, the Nassau Company enjoying with the Brooklyn Company and the Brooklyn Heights Company, a right in common to the use of the tracks and appurtenances of the Brooklyn Company in said street and the Brooklyn Company and the Brooklyn Heights Company further covenant and agree to allow such joint use of their tracks and appurtenances by the Nassau Company, its successors and assigns, or by the City or by any other company to which the City may hereafter grant or lease any rights on said street, to wit: Flatbush avenue, between Atlantic avenue and the point of intersection of said extension with the easterly bound track of the Brooklyn Company in Flatbush avenue."

Now, therefore, in consideration of the premises and of the sum of one dollar ($1) by each of the parties hereto to the other paid, the receipt whereof is hereby acknowledged, the parties do hereby mutually covenant and agree that the true meaning of the said words hereinbefore quoted from the said agreement bearing even date herewith was intended to be and is the same as if the said words, instead of reading as they do in the said agreement bearing even date herewith, read as follows, to wit:

Now, therefore, in consideration of the premises and of the sum of one dollar ($1) by each of the parties of the first, second and third parts to the other paid, the receipt whereof is hereby acknowledged, the parties of the first, second and third parts do hereby covenant and agree with each other and with the party of the fourth part that the Nassau Company may connect its tracks with those of the Brooklyn Company in Flatbush avenue *as hereinbefore recited*, the Nassau Company enjoying with the Brooklyn Company and the Brooklyn Heights Company, a right in common to the use of the tracks and appurtenances of the Brooklyn Company in *that portion of Flatbush avenue lying between Atlantic avenue and the point of intersection of said extension with the easterly bound track of the Brooklyn Company in Flatbush avenue* and the Brooklyn Company and the Brooklyn Heights Company further covenant and agree to allow such joint use of their tracks and appurtenances *in the portion of Flatbush avenue hereinbefore specified*, by the Nassau Company, its successors and assigns, or by the City or by any other company to which the City may hereinafter grant or lease any rights in said *portion* of Flatbush avenue."

And it is further agreed that the said agreement bearing even date herewith is delivered upon the express understanding that the meaning of the said portion thereof is and shall be as hereinbefore set forth, and not otherwise.

In witness whereof the Brooklyn Company, the Brooklyn Heights Company and the Nassau Company have caused these presents to be executed on their behalf by their Presidents, and their corporate seals to be hereunto affixed and attested by their secretaries, and The City of New York by its Mayor thereunto duly authorized by the Board of Estimate and Apportionment of the said City caused the corporate name of said City to be hereunto signed and the corporate seal of said City to be hereunto affixed, all the day and year first above written.

THE BROOKLYN CITY RAILROAD COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

THE BROOKLYN HEIGHTS RAILROAD COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

THE NASSAU ELECTRIC RAILROAD COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary

THE CITY OF NEW YORK,

By ....., Mayor.

[CORPORATE SEAL.]

Attest: ....., City Clerk.

(Here add acknowledgments.)

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, The Bronx, Queens and Richmond—16.

New York, Westchester and Boston Railway Company.

The public hearing was opened on the form of contract for certain modifications and amendments of the ordinance of August 2, 1904, granting a franchise to the New York, Westchester and Boston Railway Company as amended by resolution approved by the Mayor July 21, 1905, and contract dated January 29, 1909.

The hearing was fixed for this day by resolution adopted May 25 1911.

Affidavits of publication were received from the "New York Press," the "Morning Telegraph" and the CITY RECORD.

James H. Goggin appeared in opposition to the proposed bridge over 180th street. Allen W. Wardwell of counsel for the Company appeared in favor. No one else desiring to be heard the Chair declared the hearing closed.

The following was offered:

Resolved, That the Board of Estimate and Apportionment hereby consents to certain changes, alterations and amendments in the route of the New York, Westchester and Boston Railway Company as granted by an ordinance of the Board of Aldermen approved by the Mayor August 2, 1904, as amended by resolution of the Board of Estimate and Apportionment approved July 21, 1905, and by contract dated January 29, 1909, and the right to cross certain streets, avenues, highways and public places and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad and that the said Board also consents to certain modifications in the terms and conditions of the said ordinance as heretofore amended, such changed, altered or amended route and such modified terms and conditions being fully set forth and described in the following form of proposed contract for the grant thereof, embodying such terms and conditions as modify or alter said ordinance of the Board of Aldermen as heretofore amended, which said ordinance as heretofore amended otherwise remains unchanged as to all the other terms and conditions expressed therein, 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 , 1911, 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, Westchester and Boston Railway Company (hereinafter called the Company), party of the second part, witnesseth:

Whereas, The City did by ordinance approved by the Mayor August 2, 1904, grant to the Company the right to cross certain streets and highways and the privilege to construct and operate a four-track railroad upon certain routes particularly set forth in section 1 of said ordinance, and as shown on certain maps and profiles therein referred to and filed in the office of the County Clerk of the City and County of New York. on the 23d day of June, 1904; and

Whereas, The Board did on July 14, 1905, adopt a resolution which was approved by the Mayor July 21, 1905, consenting to a change in the route of the Company; and

Whereas, The Board did on November 20, 1908, adopt a resolution which was approved by the Mayor November 30, 1908, authorizing the execution and delivery of a contract modifying and altering certain of the terms and conditions of the said ordinance of the Board of Aldermen approved by the Mayor August 2, 1904, as amended by the said resolution of the Board of Estimate and Apportionment approved by the Mayor July 21, 1905, and said contract so authorized was executed by the President and Secretary of the Company on January 29, 1909, and by the Mayor and City Clerk February 8, 1909, and bears the former date; and

Whereas, In and by said ordinance as amended by said resolution and said contract, the consent of the City was granted to the Company for the construction, maintenance and operation of the said railroad across certain enumerated streets, avenues or highways, either above or below the grade thereof within said City upon certain conditions therein fully set forth; and

Whereas, The Company has applied to the Board as the local authority of the City by a petition verified March 6, 1911, for the consent of such local authority to certain modifications and amendments in the ordinance approved by the Mayor August 2, 1904, as amended by resolution approved by the Mayor July 21, 1905, and by contract dated January 29, 1909, to wit:

1. By extending the time for the completion of a four-track railroad from the northerly line of the City south to East 174th street, one year, by amending section 5, paragraph 1 of said ordinance of August 2, 1904, as amended by said contract dated January 29, 1909, by changing the figures "1911" to "1912."

2. By permitting the temporary use of steam locomotive power by inserting in section 2, subdivision 15 of said ordinance of August 2, 1904, as amended by said contract dated January 29, 1909, after the words "except locomotive steam power," the following:

"Said New York, Westchester and Boston Railway Company may also operate the said railroad by steam locomotive power for a period of one year from September 1, 1911, and for such further periods as may be permitted by the Board of Estimate and Apportionment not exceeding in all a total period of two years"; and

Whereas, On the 10th day of December, 1910, the Board of Directors of said Company at a meeting of said Board of Directors duly held on said date, and by a vote of two-thirds of all the Directors of said Company, adopted a resolution altering and amending the route of the said Company as amended by the said resolution of July 21, 1905, and the said contract dated January 29, 1909, and which alterations and amendments are shown upon a certain map dated December 10, 1910, entitled:

"Map and profile of New York, Westchester and Boston Railway for New York county, New York, part of sections 1, 2 and 3 being map and profile of that part of the route of the main line of said Railway Company within said county extending from a point between Ludlow avenue and Westchester avenue east of Whitlock avenue in the Borough of The Bronx, City of New York, to a point in White Plains road near its intersection with Sagamore street in said Borough and City, and

"Map and profile of that part of the route of the branch line of said Railway Company within said county extending from a point in 177th street between Van Nest avenue and Berrian street in said Borough and City to a point in Bronx Park avenue between Chanute avenue and Craighill avenue in said Borough and City.

"All as altered, changed, amended and adopted by affirmative vote of two-thirds of all the Directors of the said Company on the 10th day of December, 1910," and signed by the Chief Engineer, President, Secretary and ten Directors, which map was filed in the office of the County Clerk of New York county on May 1, 1911; and

Whereas, The Company has applied to the Board as the local authority of the City by a second petition verified May 2, 1911, for the consent of such local authority for such change, alterations and amendments to the route of said railroad and for the right to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on said amended route and for the modification of the said ordinance, resolution and contract in accordance therewith and for the further consent of such local authority to certain other modifications and amendments in the ordinance approved by the Mayor August 2, 1904, as amended by resolution approved by the Mayor July 21, 1905, and by contract dated January 29, 1909, to wit:

1. That the description of the main line of the Company as contained in section 1 of the contract of January 29, 1909, be altered and amended between a point at or near 174th street and a point at or near Adams street.

2. That the description of the branch line of the Company as contained in section 1 of the contract of January 29, 1909, be altered and amended between its point of divergence from the main line and a point at or near Bronx River avenue, between Chanute and Craighill avenues.

3. By striking out in section 2, subdivision 1 of the contract of January 29, 1909, the whole of the paragraph entitled: "Connection with the Present Subway-Elevated Route at West Farms road," and substituting therefor the following:

"In Connection with the President Subway-Elevated Route (Interborough Rapid Transit Company).

"Beginning at a point on the main line of the New York, Westchester and Boston

Railway Company at or near Adams street; thence running southwesterly, crossing 180th street between Morris Park avenue and Berrian street (or Bronx Park avenue); thence crossing Berrian street and Lebanon street at or near their intersection; thence crossing 179th street and Devoe avenue at or near their intersection; thence crossing Bronx street between Clover street and Walker avenue and thence to a connection with the Interborough Rapid Transit Railroad on Boston road, between Clover street and Walker avenue."

4. By adding to section 2, subdivision 9 of the ordinance of August 2, 1904, a clause permitting superstructures of a greater width than sixty (60) feet at certain designated points and the construction of platforms and a station across certain designated streets within the width of the increased superstructures; and

Whereas, After due publication, public hearings were held by the Board upon the modifications and amendments contained in the first of the above petitions on the 27th day of April, 1911, and upon the modifications and amendments contained in the second of said petitions on the 25th day of May, 1911; and

Whereas, The Board has made inquiry as to the proposed modifications and amendments of said ordinance of 1904, resolution of 1905, and contract of 1909; and

Whereas, On the day of , 1911, the Board, as the local authority of the City, adopted a resolution granting to the Company the right to make such changes, alterations and amendments to the route of said railroad and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, and gave its consent to the other modifications in the ordinance approved by the Mayor August 2, 1904, as amended by resolution approved by the Mayor July 21, 1905, and by contract dated January 29, 1909, and authorized the Mayor to execute and deliver a contract granting such rights in the name and on behalf of the City, which resolution was approved by the Mayor on the day of , 1911.

Now, therefore, 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 right to make such changes, alterations and amendments to the route of said railroad and the right to cross certain streets, avenues, highways and public places and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, which amended route is shown upon the map heretofore referred to and is more particularly described as follows:

1. The description of the main line of the Company as contained in section 1 of the contract of January 29, 1909, is hereby amended by striking therefrom that portion of said description reading as follows:

"Thence crossing 174th street and Van Nest avenue, between Devoe avenue and the Harlem River and Port Chester Railroad; thence running northerly substantially parallel to Devoe avenue and crossing 177th street, Wyatt street and Walker avenue (West Farms road), between Devoe avenue and Berrian street; thence crossing 179th street and Lebanon street, between Devoe avenue and Berrian street; thence crossing 180th street and Berrian street at or near their intersection; thence crossing Adams street, between Morris Park avenue and the easterly line of Bronx Park," and substituting therefor the following: "Thence crossing 174th street and Van Nest avenue, between Devoe avenue and the Harlem river and Port Chester Railroad; thence running northeasterly and crossing an unnamed street between Devoe avenue and Van Nest avenue; thence crossing 177th street at its junction with Berrian street (or Bronx Park avenue) and thence crossing Wyatt street, 178th street, Walker avenue (or West Farms road), Lebanon street, 180th street and Adams street, between Morris Park avenue and Berrian street (or Bronx Park avenue)."

2. The description of the branch line of the Company as contained in section 1 of the contract of January 29, 1909, is hereby amended by striking therefrom that portion of said description reading as follows:

"Beginning at a point on the main line near the junction of Walker avenue (West Farms road) and Devoe avenue; thence running southerly crossing Wyatt street and Tremont avenue, between Devoe avenue and Berrian street," and substituting therefor the following:

"Beginning at a point on the main line near its intersection with Tremont avenue (East 177th street); thence running southerly crossing an unnamed street between Devoe avenue and Van Nest avenue."

3. Section 2, subdivision 1 of the said contract of January 29, 1909, is hereby amended by striking out therefrom the whole of the paragraph entitled:

"Connection with the Present Subway-Elevated Route at West Farms Road," and substituting therefor the following:

"Connection with the present subway-elevated route of the Interborough Rapid Transit Company at West Farms.

"Beginning at a point on the main line of the Company at or near Adams street; thence running southwesterly and westerly and crossing 180th street, between Morris Park avenue and Berrian street; thence crossing Berrian street and Lebanon street at or near their intersection; thence crossing 179th street and Devoe avenue at or near their intersection; thence crossing Bronx street, between Clover street and Walker avenue, and thence to a connection with the Interborough Rapid Transit Railroad on Boston road, between Clover street and Walker avenue."

The amended routes hereby authorized are more particularly shown upon a map entitled:

"N. Y. W. & B. Ry. Map showing proposed change of route between 174th street and Unionport Rd. and proposed change in connection with Interborough Rapid Transit Co., to accompany petitions dated March 6, 1911, and May 2, 1911, to the Board of Estimate and Apportionment," and signed by L. S. Miller, President, and J. L. Crider, 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 which are consistent with the foregoing descriptions and the other provisions of this contract may be permitted by resolution of the Board.

Section 2. The grant of this privilege is subject to the following conditions:

First—All the terms, provisions and conditions contained in the said ordinance approved by the Mayor August 2, 1904, the said resolution of the Board, approved by the Mayor July 21, 1905 and the said contract. dated January 29, 1909, shall remain unchanged and shall apply to the routes described in said ordinance as amended, as hereby further amended, with the same force and effect as when they applied to the routes described in said ordinance as amended, and as though the changes in route herein authorized had been specifically described in said ordinance as amended, except as follows:

1. Section 5, paragraph 1, of said ordinance of August 2, 1904, as amended by said contract dated January 29, 1909, is hereby amended to read as follows:

"Said Railroad Company shall commence actual construction within one year from the date of the signing of this ordinance by the Mayor and shall complete a four-track railroad upon the main line from the northerly line of the City as far south as East 174th street by the 2d day of February, 1912, otherwise this grant shall cease and determine."

2. Section 5 of said ordinance of August 2, 1904, is hereby further amended so the last paragraph of said section shall read as follows:

"The Board of Estimate and Apportionment shall have power to extend the time provided for in this section for the completion of the railway and for the work to be performed and expenditure to be made as above for a period or periods not exceeding in the aggregate three (3) months, but such extension shall not be made unless the reasons given by the grantee for non-fulfillment are, in the opinion of the Board of Estimate and Apportionment, for causes over which the grantee had no control and was in no wise responsible."

3. Section 2, subdivision 9th of said ordinance of August 2, 1904, is hereby amended by adding at the end thereof the following:

"Except that the width of such superstructures at the following streets may be as herein designated: (1) Unnamed street (between 174th and 177th streets), 70 feet; (2) 177th street, 70 feet; (3) Lebanon street (between Berrian street and Morris Park avenue), 100 feet; (4) 180th street, 281 feet; (5) Adams street, 277 feet; (6) Berrian street, between Bronx Park and Morris Park avenues, 250 feet; (7) Berrian street (between 180th street and Lebanon street), 215 feet; (8) Lebanon street (between Berrian street and Devoe avenue), 195 feet; (9) Unionport road, 140 feet.

"And provided further that at 180th street, Adams street and Berrian street, platforms and a station may be constructed across the said streets within the width of the superstructure above designated."

Second—The Company hereby agrees to assume all liability to any person or corporation by reason of the execution of this contract, the change of route herein authorized and the abandonment of the route herein described, and it is a condition of this contract that the City shall assume no liability whatsoever either to any person or corporation on account of the same, and the Company hereby agrees to repay to the City any damage which the City may be compelled to pay by reason of this contract, and by the said change of route and abandonment.

Section 3. The Company covenants and agrees to abandon and relinquish, and does hereby abandon, surrender and relinquish to the City all of its rights and franchises to construct, maintain and operate a railroad in, upon or across the streets on those portions of the route described in the said ordinance approved by the Mayor August 2, 1904, as amended by resolution approved by the Mayor July 21, 1905, and by contract dated January 29, 1909, to wit: (a) Main line between 174th street and Unionport road; (b) branch line from its junction with the main line to Van Nest avenue; (c) connection with the Interborough Rapid Transit Company; which are not covered by the description of the new and amended routes as herein described, and which are not shown on the map of the amended route hereinabove referred to as having been filed in the office of the County Clerk of New York County on the 1st day of May, 1911, and which are not shown upon the map accompanying the said petitions of March 6 and May 2, 1911, a copy of which is attached hereto and forms a part of this contract.

Section 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all of 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.

NEW YORK, WESTCHESTER AND BOSTON, RAILWAY COMPANY,

By....., President.

[SEAL.]

Attest:

....., Secretary.

(Here add acknowledgments.)

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, The Bronx, Queens and Richmond—16.

The Riverside Light and Power Company.

The public hearing was opened on the petition of the Riverside Light and Power Company for a franchise to construct, maintain and operate certain conduits and conductors for supplying electricity for light and power within the district bordering on the Hudson River, between 129th and 134th streets, Borough of Manhattan.

The hearing was fixed for this day by resolution adopted June 8, 1911.

Affadivits of publication were received from the New York "Herald," the New York "Press" and the CITY RECORD.

George Tirman appeared on behalf of Beardsley, Hemmens & Taylor, counsel for the Consolidated Telegraph and Electrical Subway Company and requested the matter be referred to the Corporation Counsel. No one appeared in favor. No one else desiring to be heard, the Chair declared the hearing closed.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 27, 1911.

Hon. WILLIAM J, GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—At the meeting of the Board of Estimate and Apportionment held May 25, 1911, the petition of the Riverside Light & Power Company for permission to construct, maintain and operate certain conduits and conductors for supplying electricity for light and power in a limited district of the Borough of Manhattan, bordering on the Hudson River, between 129th street and 134th street, was presented. This application is made for the purpose of validating the existence in the public streets of certain conduits and conductors laid without authority by the Conron Brothers Company, in connection with certain refrigerating pipes also laid by them and for the maintenance of which that Company has recently received the consent of the Board. The method of construction of these conduits has already been described in a report of this Bureau on the application of Conron Bros. Company, which report was submitted at the meeting held December 9, 1910, and from which the following is quoted:

"* * * It was found that Conron Bros., the predecessors of the present Company, had constructed a 12-inch wooden conduit containing three pipes under and across Manhattan, West 131st and West 132d streets. One of these pipes contained the electrical conductors——, which were being used to distribute electric current for lighting purposes to the buildings * * * on the west side of 12th avenue, from West 129th street to West 133d street. The other two pipes in the same conduit were being used to distribute brine for refrigerating purposes to these same concerns."

It was also found that the above constituted portions of a continuous electric and refrigerating conduit laid within the right-of-way of the New York Central and Hudson River Railroad Company, except for the street crossings mentioned, from below West 129th street to above West 132d street. The additional right to construct in 133d street west of 12th avenue and in 131st street for 125 feet east of 12th avenue is also asked for, and the privilege of constructing refrigerating conduits in these streets has already been granted to Conron Brothers Company. The right in 133d street is asked for in order to allow of the extension of the present electrical business to the block north thereof in the future, and the right in 131st street for the purpose of allowing a connection at a later date with the plant which Conron Bros. Company proposes to construct on certain land owned by it in this street when the lease of their present quarters on the west side of 12th avenue expires. This lease. I am informed, will expire in about six years from the present date.

Subsequent to the presentation of this petition to the Board a protest was received from the Consolidated Telegraph and Electrical Subway Company against the granting of that portion of the petition requesting the privilege of constructing and maintaining conduits, claiming:

1. That the right to construct, maintain and operate conduits or subways for electrical conductors is regulated by the subway acts.

2. That the rights asked for infringe upon the privileges of the Consolidated Telegraph and Electrical Subway Company, because that Company "has the exclusive right * * * to build, maintain and operate subways for the reception of high tension electrical conductors * * * in the Boroughs of Manhattan and The Bronx * * *"

3. That the Board of Estimate and Apportionment has no power to give permission to the applicant to construct, operate or maintain conduits in the neighborhood specified, or in any other part of the Boroughs of Manhattan and The Bronx.

In maintenance of its first proposition, the Company in its brief cites the subway acts, and its contracts under the same, hereinafter to be referred to; the statement of counsel in relation to the first contract contained in the Third Report of the Board of Electrical Control, pages 47-51; People ex rel. Consolidated Telegraph and Electrical Subway Company vs. Monroe, 85 App. Div., 542; People ex rel. New York Electric Lines Company vs. Squire, 107 N. Y., 594; Brush Elec. Ill. Co. vs. Subway Co., Special Term, May, 1891, affirmed 60 Hun, 446; American Rapid Telegraph Co. vs. Hess, 65 Hun, 610; U. S. Illg. Co. vs. Hess, 19 N. Y. St. Rep., 883; Western Union Telegraph Co. vs. Mayor, U. S. Circuit Court, April 12, 1889.

On its second proposition reference is made to U. S. Illg. Co. vs. Mayor, N. Y. Supreme Court, Special Term, 1889; Armstrong vs. Mayor, Supreme Court, Special Term, March, 1890; Brush Co. vs. Subway Co., cited above.

The third proposition is held to be maintained by the following case, as cited, "Henry vs. Mayor, Supr. Ct., 91, Truax, J., Special Term."

The first Subway Act was Chapter 534 of the Laws of 1884. This act required the owners or controllers of telegraph, telephone, electric or other wires and cables and the poles thereof, to have the same removed, before the first day of November, 1885, from the surface of all streets or avenues in every city of the State having a population of 500,000 or over. This act contained the following provision:

"No city in this State shall grant any exclusive privilege or franchise under this act to any corporation or individual by which a monopoly may be created or competition prevented on equal terms."

This statute having proved ineffective for the purpose for which it was passed, the Legislature at the next session passed another act known as chapter 499 of the Laws of 1885. By the provisions of this law there was created a board to be known as the Board of Commissioners of Electrical Subways, who in all cities having a population exceeding 1,000,000 were to be appointed by the Mayor, Comptroller and Commissioner of Public Works. This Board was charged with the responsibility of enforcing the provisions of chapter 534 of the Laws of 1884, and contained a provision that if "no suitable plan is proposed or in use within sixty days after the passage of this act, it shall be the duty of such board to cause to be devised and made ready for use such a general plan as will meet the requirements of said act and of this act, and the Board shall have full authority to compel all companies operating electric wires to use such subway so prepared in accordance with the provisions of this act."

Chapter 503 of the Laws of 1886 amended the statute of 1885, in relation to the salary of the Commissioners, and the method of raising the moneys to pay the same. It appearing that no suitable plan had been proposed by the companies operating electrical conductors in The City of New York within the sixty days prescribed in the Act of 1885, the Board in the then City of New York proceeded to lay out a general plan of underground conduits, and in furtherance of said plan entered into a contract with a company known as the Consolidated Telegraph and Electrical Subway Company, which contract is dated July 22, 1886, and was acknowledged by the parties executing the same July 27, 1886 (the form of this contract is set forth in the minutes of the Commissioners of Electrical Subways, Vol. 1, pages 71, 72 and 106). This contract recited that the Consolidated Company was willing and desirous to act as the servant of the Commissioners of Electrical Subways and The City of New York, and contained a provision that the parties of the first part, viz., the Commissioners of Electrical Subways, agree to use all lawful means in their power to compel all authorized companies or persons using electric conductors to comply with the subway acts and to place their conductors in the subways to be built by the Consolidated Company and pay a fair rental for the space occupied therein.

Mr. Daniel J. L. Gibbons, the counsel of the Commissioners, at the meeting held July 22, 1886, made a certain statement intended as an interpretation of the relations which would exist between the Commission and the Company under the contract, in which statement the following appears:

"To my mind the Commission will stand precisely in the position of one who is obligated to do a certain work and who engages with somebody else to do such portion of that work as he may direct that somebody else to do for a consideration—not at any time to be above a certain amount—such as he may deem fair. The Company, to my mind, will stand in the position of one accepting a subordinate place under the first named,"

—and

"* * * It is the intent of this contract that after these subways are completed, the Commission shall use all lawful means in their power to compel all companies using electrical conductors to use the subways and to pay for such use a rental which shall be fair to the contracting company, as well as to the electrical companies if there is a margin for such a fair rental within the stated limit."

(Cited by Consolidated Telegraph Company in its brief.)

This statement of Mr. Gibbons is set forth in full in the Third Report of the Board of Electrical Control at pages 50-55, and is stated to have been accepted by the Consolidated Company. It is to be noted, however, that the agreement of April 7, 1887, modified the contract of July 27, in several important particulars, among which is the provision in the latter contract that the Consolidated Company was not to be the servant or agent of the parties of the first part or of The City of New York, but was intended to be dealt with as an independent party having and acquiring such rights for itself as the contract secured to it. (Paragraph VIII.). This contract also modified the provision under which the Commissioners of Electrical Subways agreed to use all lawful means to compel the use of the subways to be built by the Consolidated Company by providing that the Mayor, Aldermen and Commonalty of The City of New York should not be liable for any neglect, failure or refusal in the premises of the party of the first part or their successors (Paragraph XIII.), and also provided that nothing in the contract should be construed as granting to the Consolidated Company any exclusive privileges, immunity or franchise whatsoever (Paragraph XVI.). This contract is set forth in the minutes of the Board of Commissioners of Electrical Subways, Vol. 1, pages 112 and 117.

Chapter 716 of the Laws of 1887 created the Board of Electrical Control in The City of New York and ratified the agreements entered into with the Consolidated Telegraph and Electrical Subway Company, above referred to, "subject, however, to all the provisions of this act." Section 7 of this act provided that upon failure by the Board of Electrical Control or its successors or by the Consolidated Telegraph and Electrical Subway Company to observe and perform all the provisions of that act and the previous acts or of the said agreements, then upon application the courts might by proper proceedings in the nature of a writ of mandamus enforce the provisions of the same or grant such relief as might be proper in the premises.

The two subsequent laws, chapter 550 of the Laws of 1890, and chapter 383 of the Laws of 1891, were passed for the purpose of extending the term of the Board of Electrical Control, but chapter 231 of the Laws of 1891, authorized the Board of Electrical Control to enter into new contracts with the Consolidated Telegraph and Electrical Subway Company and with the Empire City Subway Company, Limited, providing for a division of the work of constructing, maintaining and operating subways, such new contracts to be in accordance with the resolutions of said Board adopted December 15, 1890. The resolution of December 15, 1890, will be found in the minutes of the Board of Electrical Control, Vol. 1, page 1018, and the contracts in relation to the division of the work are set forth in the same minutes, Vol. 2, page 1120.

The contract with the Consolidated Company which was dated May 15, 1891, provided that the previous agreements were to remain in full force and effect, except as modified by this contract which relieved the Company from its obligations in relation to the building, owning, maintaining and operating subways or telegraph and telephone conductors or for low-tension electric light conductors of the Edison Electric Illuminating Company.

Chapter 263 of the Laws of 1892, chapter 396 of the Laws of 1893, and chapter 207 of the Laws of 1894, were all passed for the purpose of extending the term of office of the Board, but the act of 1892, in section 2 thereof, provided that no corporation or individual should take up the pavements of the streets for the purpose of laying any electrical conductors or constructing any conduit or subway underground without the consent of the Board, thus in effect modifying section 4 of chapter 716 of the Laws of 1887, which only provided for the placing underground of electrical conductors.

The present statutory rule relating to the removal of overhead conductors is contained in sections 525 to 529 of the Greater New York Charter.

Section 525, which relates to the removal of these conductors in the Boroughs of Manhattan and The Bronx, and provides that all overhead conductors required to be placed underground shall be placed underground under and in accordance with the provisions of chapter 716 of the Laws of 1887; chapter 231 of the Laws of 1891; chapter 263 of the Laws of 1892 and the laws amendatory thereof, and supplemental thereto, and that no permission shall be granted by the Commissioner of Water Supply, Gas and Electricity to lay underground conductors except in accordance with the provisions of said laws.

Section 528 provides that after the passage of the act, it shall be unlawful for any person or corporation *to construct subways* without having first obtained permission from the Commissioner of Water Supply, Gas and Electricity with the written approval of the proper Borough President. These provisions are similar to those contained in sections 581 to 585 of the previous charter, chapter 378 of the Laws of 1897.

The above are the various laws and contracts which it is claimed by the Consolidated Telegraph and Electrical Subway Company in its brief are binding upon the present City of New York in the authorization of the laying of underground electrical conductors and conduits within the Boroughs of Manhattan and The Bronx. The Company's assertion, however, that it has the exclusive privilege of laying these subways within the Boroughs appears to have been decided adversely by the Corporation Counsel in the following opinions:

Opinion dated October, 1889, to Hon. Hugh J. Grant, Mayor, and set forth in full in the minutes of the Board of Electrical Control, Vol. 1, pages 818 to 820.

Opinion dated June 5, 1909, to the Board of Estimate and Apportionment, and set forth in the minutes of that Board for the year 1909, at pages 3188 to 3193. This opinion cites the case of the Empire City Subway Company against the Broadway and Seventh Avenue Railroad Company, 87 Hun, 279, which, I am informed, was affirmed in 159 N. Y., 555, where it is stated that the courts squarely held that the contract of that Company, which is similar in form to that of the Consolidated Company, gave no exclusive right to maintain subways and conduits for electrical conductors in the streets of the City. One other opinion has been found, dated February 17, 1890, given to the Board of Electrical Control, wherein the Corporation Counsel refused to consider the validity of the claim of the Consolidated Telegraph Company to an exclusive right, because of the circumstances which arose requiring the rendering of that opinion.

The Company cites cases which appear to validate its claim to an exclusive privilege. Among others, I find cited the opinion of Justice Andrews in United States Illuminating Company vs. Mayor, referred to above, a copy of which opinion is contained in the Third Report of the Board of Electrical Control, pages 142 to 161. This was given in an action to restrain the removal of the Company's poles and overhead wires under a resolution of the Board of Electrical Control, and while the said opinion does state that the Consolidated Company had the sole and exclusive right to construct subways, it is probable that this question was considered in connection with the rights of the United States Illuminating Company which had been deprived of the privilege of constructing said subways by the subway acts. However, the rulings of the Corporation Counsel on this point appear to be clear and undisputed, with the possible exception of those opinions referred to in the brief of the Consolidated Company.

The other point made by the Consolidated Company is that the Board of Estimate and Apportionment has no authority to authorize any person or corporation to build subways or dig a tunnel for the reception of high-tension electrical conductors until under its contracts with the Board of Commissioners of Electrical Subways the Consolidated Company shall have become unable or fail in any respect to carry into effect or perform those contracts. This state of affairs the Company asserts has never existed.

The opinion of the Corporation Counsel, dated June 5, 1909, above referred to, calls attention to the clause of these contracts requiring that the Board of Commissioners of Electrical Subways should use all lawful means within its power to compel all authorized companies or persons using electrical conductors to place their conductors in the subways of the said Company, and in considering this clause in connection with certain revocable privileges which the City had been asked to grant allowing the laying of conduits for electric wires across a street connecting properties of the petitioner, it is stated:

"In my opinion, therefore, the laying of conduits across a City street is of too trivial a nature to interfere in any way with any rights enjoyed by the Company under said contracts. But should the City decide to issue a license to connect buildings not directly opposite each other, good faith upon the part of the City might indicate that in such case the grantee should be compelled to use the conduits of the Subway Company, if such were available."

The Consolidated Telegraph and Electrical Subway Company having raised the issue as to the exclusiveness of its grant and the power of the Board with respect to the application of the Riverside Light and Power Company, it would seem necessary and desirable to obtain an opinion from the Corporation Counsel which would definitely settle these questions. The present application requires neither the removal of existing overhead wires nor the construction of additional electrical conduits except in the two streets to which attention has been called, but circumstances might tend to change the aspect of the questions involved, and it would certainly appear desirable that any opinion asked for contain as much authoritative information as possible for the present and future guidance of the Board.

It would seem true, in view of the ruling in a recent case, that those companies which were in existence and operating under franchises previous to the enactment of the subway acts were deprived of all authority to lay underground conduits for their conductors, and that with respect to those companies the Consolidated Telegraph Company has the exclusive privilege of laying such conduits. It may be that this was what was intended to be conveyed in the opinions cited in the various actions referred to in the brief of the Company.

Previous protests by the Consolidated Company against the granting of revocable privileges authorizing the construction of conduits for electrical conductors have called forth the opinion of June 5, 1909, referred to above, and a previous opinion of December 21, 1905, which was presented to the Board of Estimate and Apportionment January 12, 1906. None of these protests required a ruling by the Law Department as to the rights and powers of the City and the Board in connection with applications for the grant of franchises involving the construction or use of underground conduits for conductors to supply light, heat and power.

Before concluding, attention is called to the fact that at an informal hearing held before Commissioner Maltbie of the Public Service Commission for the First District in connection with the Conron Bros. Company electric plant, on April 13, 1911, the New York Edison Company submitted a map showing its connections in the territory involved. This map shows some conduits of the Consolidated Company on 12th avenue between 129th and 133d streets, and in the streets crossing the same between these points, but a large portion of this subway is what is designated as Consolidated Subway-Edison Main. The conduit of the Riverside Company is on the right-of-way of the New York Central and Hudson River Railroad Company west of 12th avenue, as before stated, and I have no information on which to determine whether the Consolidated Company has at the present time sufficient conduits in its subways in this neighborhood to furnish accommodations to the Riverside Company, were the said Riverside Company given a franchise requiring it to use those subways.

Subsequent to the submission of the brief of the Consolidated Company, above noted, attorneys for that Company transmitted to this office an opinion of the Board of Gas and Electric Light Commissioners of the Commonwealth of Massachusetts dated May 17, 1911, overruling the Board of Aldermen of The City of Worcester in granting the privilege to an individual to lay conduits and mains to supply heat, light and power from one building owned by him to another building diagonally across the street, which is owned by a corporation of which he had control. This, however, I do not believe has any effect on the question at present in issue, as the consent there given appears to be in the nature of a revocable privilege, the validity of which in this City has already been discussed in the opinions of the Corporation Counsel above noted.

There was also transmitted an opinion of the Board of Utility Commissioners of the State of New Jersey dated November 17, 1910, in the matter of the application of the Atlantic Highlands Gas Company for the approval of an ordinance authorizing it to use the streets of the township of Shrewsbury, wherein the question of competition by a new company, with an already established public service company apparently attempting in good faith to give proper service, was considered, and the application of the new company denied. This opinion, however, does not appear to be strictly applicable to the present case and would seem to me more strictly parallel were it a question raised by the New York Edison Company which is supplying electricity in the Borough of Manhattan, to the granting of a privilege in territory where it was already operating.

Information asked from the Riverside Company has been furnished the Bureau stating that its plant was furnishing electricity to eight individuals and companies within the territory for which it has asked the privilege, and that none of these individuals or companies is being furnished current by any other company, although the New York Edison Company and the United Electric Light and Power Company operate in the vicinity.

A public hearing having been set on this petition for Thursday, July 6, 1911, and the question raised by the Consolidated Company preventing the preparation of a form of contract granting the privilege applied for, for the consideration of the Board, it would seem necessary that this matter be now submitted to the Corporation Counsel in order to allow of the proper progress of the Company's application in the fall.

It is therefore recommended that copies of the brief of the Consolidated Com-

pany and the application of the Riverside Company be referred to the Corporation Counsel and that he be requested to advise the Board,

1. If the claim of the Consolidated Telegraph and Electrical Subway Company to an exclusive franchise for the construction and maintenance of electrical conduits in subways within the Boroughs of Manhattan and The Bronx is valid?

2. Whether the Board has power and authority to grant the application of the Riverside Light and Power Company or any other electrical company similarly situated,

(a) For the purpose of legalizing the existence and the future operation of the present existing conduit and conductors of this Company.

(b) For the purpose of authorizing the construction of extensions to the said conduit and conductors. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, The Riverside Light and Power Company has, by a petition duly presented to this Board at its meeting held May 25, 1911, applied for the right to construct, maintain and operate conduits and conductors for supplying electricity for light and power in a limited district of the Borough of Manhattan, bordering on the Hudson River, between 129th street and 134th street, and

Whereas, The Consolidated Telegraph and Electrical Subway Company, a corporation operating subways and conduits for electrical conductors in the Boroughs of Manhattan and The Bronx, has protested against the granting to the Riverside Light and Power Company of the privilege of constructing subways and conduits as applied for; now, therefore, be it

Resolved, That the Corporation Counsel be and he is hereby requested to advise this Board as to its power to grant the application of the Riverside Light and Power Company and as to the issues raised by the Consolidated Telegraph and Electrical Subway Company in the protest before mentioned, which are discussed in the report of the Bureau of Franchises submitted to the Board this day.

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, The Bronx, Queens and Richmond—16.

Lakeville Holding and Development Company.

The public hearing was opened on the applications (three) of the Lakeville Holding and Development Company for permission to erect, maintain and use single span bridges over and across (a) Alley road; (b) Little Neck road; (c) Clinton avenue, Borough of Queens.

The hearing was fixed for this day by resolution adopted June 22, 1911.

An affidavit of publication was received from the CITY RECORD.

No one appeared in opposition to or in favor of the proposed grants and the Chair declared the hearing closed.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 27, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman Board of Estimate and Apportionment:*

Sir—The Lakeville Holding and Development Company has presented three petitions dated June 1, 1911, to the Board of Estimate and Apportionment for permission to erect, maintain and use single span bridges over and across Alley road, Little Neck road and Clinton avenue, in the Borough of Queens.

The petitions recite that the Company has acquired a strip of land extending from Lake Success, in Nassau County, near the City line, westerly to Rocky Hill road in the Borough of Queens, upon which land it proposes to construct a motor parkway to connect with the existing motor parkway of the Long Island Motor Parkway, Inc., running easterly from Lake Success through Nassau and Suffolk Counties to Lake Ronkonkoma. The parkway is to be used exclusively by motor vehicles upon payment of a fee, and the proposed bridges are desired in order to carry the parkway over the said roads and avenues and thus avoid grade crossings.

At the meeting of the Board held June 8, 1911, the petitions were referred to the Bureau of Franchises for investigation and report.

In accordance with the usual custom, copies of the petitions with accompanying plans were forwarded to the President of the Borough of Queens, with a request that examinations of the project be made with a view to ascertaining if there are any objections to the proposed bridges or any particular conditions which should be incorporated in the form of revocable consents used for private bridges over the City streets, in case the Board should decide to grant the requested permission in the form of a revocable privilege.

In a reply dated June 14, 1911, the Secretary of the Borough of Queens transmitted a copy of a report from the Engineer in Charge of the Topographical Bureau, raising the question of policy of permitting such a project within the City limits. The communication stated that the Borough President desired a public hearing to be held on the matter, and at the meeting of the Board held June 22 a public hearing was fixed for July 6, 1911.

I made a personal examination of the existing parkway from Lake Success easterly. It is about forty miles in length with a paved roadway twenty-one feet in width. The grade crossings on the westerly twenty miles have been entirely eliminated by carrying the parkway over or under the highways under authority obtained from the various State, county and town officials having jurisdiction. Grade crossings on the easterly twenty miles of the parkway have been made as safe as possible by regrading the intersecting highways and removing obstructions so as to afford approaching vehicles a clear view of the crossing. This work has also been done under permission obtained from the authorities having jurisdiction over said highways. Copies of the above-mentioned authorizations have been submitted for my examination, and I find that in some cases the consents extend for a term of fifty years and in others no limit has been placed upon the duration of the permission, the consents being revocable should the grantee fail to comply with the terms and conditions imposed.

Access to the parkway has been provided at frequent intervals along its entire length and so-called lodges have been erected at those points for the collection of the fee for the use of the parkway. So far as I know, this project of maintaining a roadway on private property for the sole use of motor vehicles on the payment of a fee, is unique. Upon examination, it appears to be a natural development due to the conditions arising from the increased use of vehicles operated by mechanical power, both for business and pleasure. The petitioner is incorporated as a business corporation under the laws of the State of New York. The company appears to differ from a toll road company in the fact that the use of the parkway is restricted to a certain class of vehicles, and it has acquired all of its property at private sale, not being able to enjoy, as a toll road, the statutory provision for condemnation of the property necessary for its roadway.

In the absence of bridges carrying the motor parkway over the said roads and avenues, vehicles would be obliged to cross the highways at grade, and there would be more or less danger at the points of crossing. The proposed bridges will obviate this danger, and I cannot see any serious objections to granting revocable consents to their erection and maintenance.

If in the future it be found that conditions developed by use of the parkway render it advisable to require its operation to be conducted under the authority of a franchise, the consents for the bridges can readily be revoked, and the company will then be obliged to accept the necessary right to continue operating within the City limits under such terms and conditions as experience may indicate.

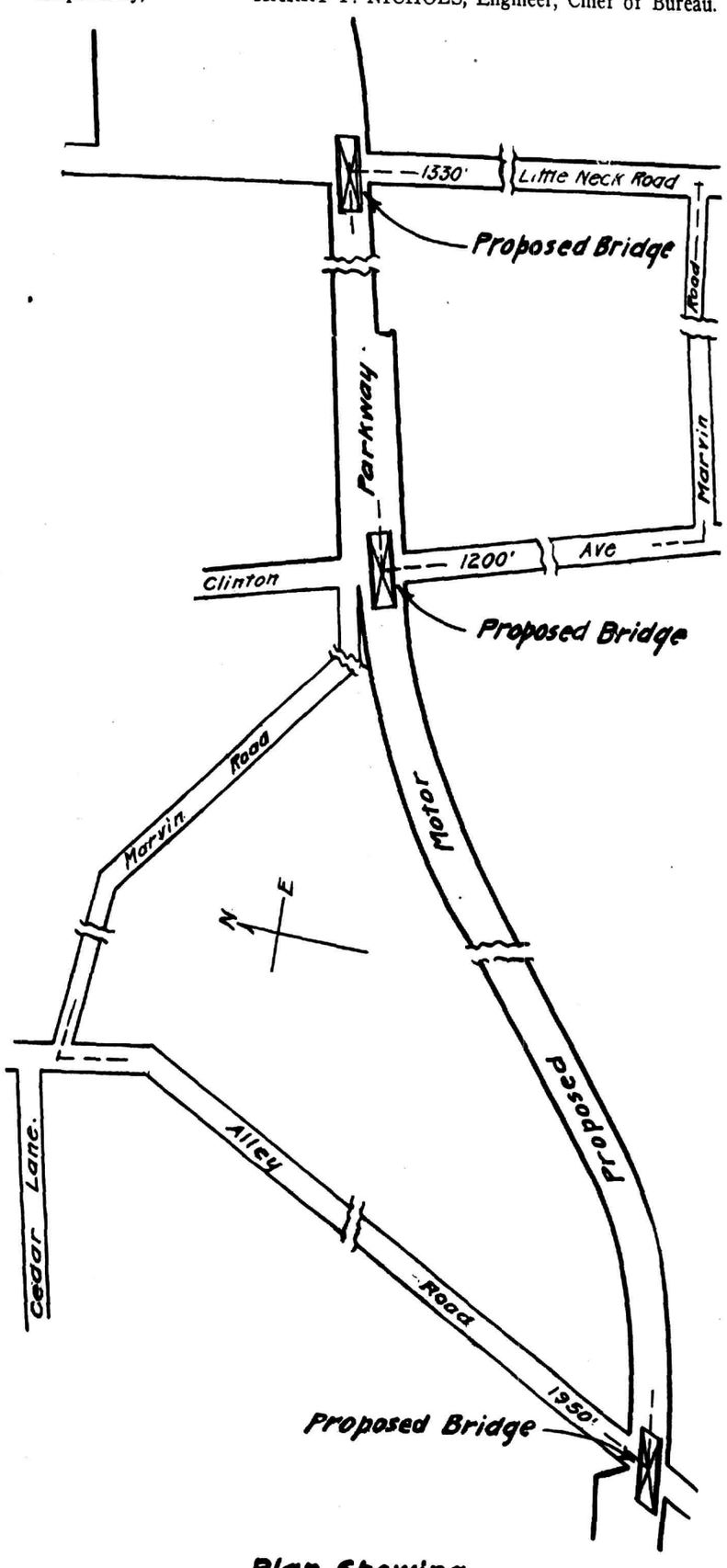
Should the Board see fit to grant the requested consent in the form of revocable privileges, I would suggest that consent be granted only during the pleasure of the Board, but in no case to extend beyond a term of ten (10) years from the date of the approval of the consent by the Mayor and revocable upon sixty days' notice, and that it be made a condition of the consent that security deposits in the sum of $1,000 be required for each bridge, said deposits to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

At the rate of charge for private bridges over the City streets, the compensation for each of the three bridges would be less than the minimum of $100 per annum heretofore fixed by the Board. With the customary increase of five per cent. for the second term of five years, the compensation for the privileges requested should therefore be for each bridge: During the first term of five years the annual sum of $100, and during the second term of five years the annual sum of $105. Such sums should be paid into the City Treasury in advance on November 1 of each year.

In view of the fact that the street system of this portion of the Borough of Queens has not been fully developed, it has been made a condition of the consents that the grantee shall cede to the City free and clear title to those portions of its property within the continued lines of the bridges which the City may at any time require for the widening of the highways in question. It has been particularly provided in the resolutions herewith submitted for adoption that the grantee shall pay all costs of altering or removing the bridges and abutments made necessary by any future widening or change of grade of the said highways.

Separate resolutions are herewith submitted for adoption granting consent for each of the three bridges and containing the hereinabove suggested conditions.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.



Plan Showing Proposed Bridges for Lakeville Holding and Development Co.

BUREAU OF FRANCHISES

The following was offered:

Whereas, The Lakeville Holding and Development Company has presented a petition dated June 1, 1911, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of a bridge over and across Alley road, in the Borough of Queens, at a point about 1,950 feet southerly along said road from Marvin road; now therefore be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to the Lakeville Holding and Development Company, a domestic corporation, and the owner of certain properties on the easterly and westerly sides of Alley road in the Borough of Queens, City of New York, to construct, maintain and use a single span bridge about thirty feet in width outside dimensions and fourteen feet above the roadway over and across Alley road at a point 1,950 feet southerly measured along said Alley road from Marvin road, the said bridge connecting properties of the petitioner on said Alley road, for the purpose of carrying its parkway over and across said road, all as shown on the plan accompanying the application and entitled:

"Plan showing location of proposed bridge to be constructed over Alley road, Borough of Queens, to accompany application dated June 1, 1911, of the Lakeville Holding and Development Company to the Board of Estimate and Apportionment, City of New York."

—and signed Lakeville Holding and Development Company, William B. Anderson, Vice-president, and E. G. Williams, Chief Engineer.

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon sixty (60) days' notice in writing to the grantee, but in no case shall it extend beyond a term of ten (10) years from the date of its approval by the Mayor, and thereupon all rights of the grantee in said street by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, during the first term of five years the annual sum of one hundred dollars ($100), during the second term of five years the annual sum of one hundred and five dollars ($105). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures, encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

It is made a particular condition of this consent that in case The City of New York should at any time during the term of this consent decide to widen Alley road, the grantee shall cede to the City, free and clear, title to all those pieces or parcels of land lying within the continued lines of the bridge and between the existing lines of Alley road and the lines of said road as so widened, and also that the grantee shall pay all costs of altering the bridge and removing the abutments made necessary by any future widening or change of grade of the said Alley road.

The grantee shall obtain the approval of the Municipal Art Commission to the plans for the proposed bridge as to its artistic design before the commencement of the construction of the bridge, provided action be taken by the said Commission within thirty days from the date of submission of the designs to it and a copy of such approval shall be filed with the Board of Estimate and Apportionment.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New York the sum of one thousand dollars ($1,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

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 one thousand dollars ($1,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before July 1, 1912, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

—

The following was offered:

Whereas, The Lakeville Holding and Development Company presented a petition dated June 1, 1911, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of a bridge over and across Clinton avenue, in the Borough of Queens at a point about 1,200 feet northerly, measured along Clinton avenue from Marvin road; now therefore be it

Resolved, That the Consent of the Corporation of The City of New York be and the same is hereby given to the Lakeville Holding and Development Company, a domestic corporation, and the owner of certain properties on the easterly and westerly sides of Clinton avenue in the Borough of Queens, City of New York, to construct, maintain and use a single span bridge about thirty feet in width, outside dimension, and fourteen feet above the roadway, over and across Clinton avenue, at a point 1,200 feet northerly from Marvin road, measured along said Clinton avenue; the said bridge to connect properties of the petitioner on Clinton avenue for the purpose of carrying its parkway over and across said avenue; all as shown on the plan accompanying the application, and entitled:

"Plan showing location of proposed bridge to be constructed over Clinton avenue, Borough of Queens, to accompany application dated June 1, 1911, of the Lakeville Holding and Development Company to the Board of Estimate and Apportionment, City of New York."

—and signed Lakeville Holding and Development Company, William B. Anderson, Vice-President, and E. G. Williams, Chief Engineer.

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon sixty (60) days' notice in writing to the grantee, but in no case shall it extend beyond a term of ten (10) years from the date of its approval by the Mayor, and thereupon all rights of the grantee in said street by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted: During the first term of five years an annual sum of one hundred dollars ($100), and during the second term of five years an annual sum of one hundred and five dollars ($105). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures, encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

It is made a particular condition of this consent that in case The City of New York should at any time during the term of this consent decide to widen Clinton avenue, the grantee shall cede to the City, free and clear, title to all those pieces or parcels of land lying within the continued lines of the bridge and between the existing lines of Clinton avenue and the lines of said road as so widened, and also that the grantee shall pay all costs of altering the bridge and removing the abutments made necessary by any future widening or change of grade of the said Clinton avenue.

The grantee shall obtain the approval of the Municipal Art Commission to the plans for the proposed bridge as to its artistic design before the commencement of the construction of the bridge, provided action be taken by the said Commission within thirty days from the date of submission of the designs to it and a copy of such approval shall be filed with the Board of Estimate and Apportionment.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New

York the sum of one thousand dollars ($1,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

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 one thousand dollars ($1,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before July 1, 1912, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

The following was offered:

Whereas, The Lakeville Holding and Development Company presented a petition dated June 1, 1911, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of a bridge over and across Little Neck road, in the Borough of Queens, at a point about 1,330 feet northerly, measured along Little Neck road from Marvin road; now therefore be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to the Lakeville Holding and Development Company, a domestic corporation, and the owner of certain properties on the easterly and westerly sides of Little Neck road in the Borough of Queens, City of New York, to construct, maintain and use a single span bridge about thirty feet in width, outside dimension, and fourteen feet above the roadway over and across Little Neck road, at a point 1,330 feet northerly from Marvin road, measured along said Little Neck road; the said bridge to connect properties of the petitioner on Little Neck road for the purpose of carrying its parkway over and across said road; all as shown on the plan accompanying the application, and entitled:

"Plan showing location of proposed bridge to be constructed over Little Neck road, Borough of Queens, to accompany application dated June 1, 1911, of the Lakeville Holding and Development Company to the Board of Estimate and Apportionment, City of New York."

—and signed Lakeville Holding and Development Company, William B. Anderson, Vice-President, and E. G. Williams, Chief Engineer.

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon sixty (60) days' notice in writing to the grantee, but in no case shall it extend beyond a term of ten (10) years from the date of its approval by the Mayor, and thereupon all rights of the grantee in said street by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, during the first term of five years an annual sum of one hundred dollars ($100), and during the second term of five years an annual sum of one hundred and five dollars ($105). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures, encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

It is made a particular condition of this consent that in case The City of New York should at any time during the term of this consent decide to widen Little Neck road, the grantee shall cede to the City, free and clear, title to all those pieces or parcels of land lying within the continued lines of the bridge and between the existing lines of Little Neck road and the lines of said road as so widened, and also that the grantee shall pay all costs of altering the bridge and removing the abutments made necessary by any future widening or change of grade of the said Little Neck road.

The grantee shall obtain the approval of the Municipal Art Commission to the plans for the proposed bridge as to its artistic design before the commencement of the construction of the bridge, provided action be taken by the said Commission within thirty days from the date of submission of the design to it and a copy of such approval shall be filed with the Board of Estimate and Apportionment.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New York the sum of one thousand dollars ($1,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

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 one thousand dollars ($1,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before July 1, 1912, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

Kirkman & Son.

A communication was received from the agent for Kirkman & Son, stating the tunnel under and across Bridge street, north of Water street, Borough of Brooklyn, connecting premises of Kirkman & Son, on opposite sides of said street, has been completed.

This consent was granted by resolution adopted by this Board November 23, 1910, approved by the Mayor on the same day, and the notice is given in conformity with section 14 of the consent.

The communication was ordered filed.

New York City Interborough Railway Company.

In the matter of the petition of the New York City Interborough Railway Company for the right to construct, maintain and operate three extensions to its existing system in the Boroughs of Manhattan and The Bronx, as follows:

(a) Upon and along Lenox avenue to West 145th street to Broadway.

(b) From the intersection of St. Anns avenue and 149th street, upon and along 149th street and Southern boulevard to Leggett avenue, Borough of The Bronx.

(c) From the intersection of Intervale avenue and Dongan street, upon and along Dongan street to Stebbins avenue to East 163d street, to Elton avenue, to East 161st street, Borough of The Bronx.

At the meeting of June 8, 1911, a report was received from the Bureau of Franchises, submitting three forms of contracts to govern the proposed grants, together with two agreements providing for a single fare of five cents upon the street surface railways in the Borough of The Bronx and the use of the tracks of the Southern Boulevard Railroad Company on Southern boulevard.

The matter was referred to the Corporation Counsel to prepare a clause to overcome the objections of the Company, or approve the contracts and agreements as to form.

The Secretary presented the following:

Law Department, Office of the Corporation Counsel, City of New York, New York, June 26, 1911.

Board of Estimate and Apportionment:

Sirs—I have received from you the following communication, dated June 8, 1911, signed by Joseph Haag, Secretary:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, requesting the Corporation Counsel to approve certain proposed contracts and agreements governing the grant of a franchise to the New York City Interborough Railway Company, should same meet with your approval; or draft a provision to be inserted in said contracts to carry into effect the recommendations contained in the report relative to the interchange of transfers and a single fare of five cents upon the railways in the Borough of The Bronx.

"Enclosed herewith is a copy of the report from the Bureau of Franchises with the accompanying contracts and agreements.

"The New York City Interborough Railway Company has been furnished with a certified copy of the resolution."

I have no suggestions to make in regard to the proposed form of contract for the West 145th street line, and such contract, therefore, has my approval as to form.

In the other two franchise contracts, however, there are clauses contained therein which, as stated in the said report of the Bureau of Franchises, are unacceptable to the applicant Company. The chief point of difference arises from the inclusion of the clause which provides that the grant shall not become operative until the Company shall procure and cause to be executed and delivered to your Board an agreement that the Union Railway Company of New York City, the Southern Railroad Company and the applicant Company will agree between themselves and the City not to charge any passenger more than five cents fare for one continuous ride over the three lines operated by them or under their control.

A form of the proposed contract to be executed by all these parties was also sent to me. In the said report of the Bureau of Franchises, it is stated that it is preferable, if possible, to compel an exchange of passengers, or the furnishing of a continuous ride for one fare, by separate agreements rather than by the inclusion in the grant itself of a forfeiture penalty for non-compliance with such condition, because such a forfeiture would result in a cessation of operation over important connecting links of the Interborough system. The force of this reasoning is at once apparent, but if the said Company holds firm in its refusal to accept a grant on any such condition, it is for your Board to decide whether to grant any franchise whatsoever in view of such refusal or whether a forfeiture clause may not be substituted.

If the latter course be adopted I recommend that section 3 in the two other forms of franchise grant be amended to read as follows:

"Section 3. This grant is upon the express condition that throughout the term of this grant or any renewal or renewals thereof no passenger shall be charged more than five cents for one continuous ride over the routes or any part of the routes of the Company, the Union Railroad Company of New York City and the Southern Boulevard Railroad Company, and upon the failure of the said three companies or any of them to furnish such a continuous ride over their routes or over any part of their routes, at any time during the term of this grant or any renewal or renewals thereof, the rights hereby granted shall thereupon cease and determine."

As so amended, the 163d street contract will have my approval as to form.

In the 149th street contract, there is a further clause inserted which when renumbered will read as follows:

"Section 4. This contract shall not become operative until the Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board of Estimate and Apportionment, an agreement with the Southern Boulevard Railroad Company, wherein said Company shall agree to permit the use of its tracks on Southern boulevard, between East 149th street and Leggett avenue, by the Interborough Company, its successors or assigns, the City, and any other company to which the City may hereafter grant or lease rights, and the compensation for such use shall not exceed the terms provided by section 2, fifth of this contract."

The Company is willing to accept such a clause, but I would advise that a forfeiture clause should be added thereto, reading as follows:

"And upon the failure of the said Southern Boulevard Railroad Company for any reason at any time hereafter to permit the use of its tracks on Southern boulevard, between East 149th street and Leggett avenue, by the Interborough Company, its successors or assigns, the City, and any other company to which the City may hereafter grant or lease rights, the rights hereby granted shall cease and determine."

With the above two amendments, the said 149th street contract will then have my approval as to form.

The proposed agreement between the Company and the Southern Boulevard Railroad Company has my approval as to form. Respectfully,

GEORGE L. STERLING, Acting Corporation Counsel.

Law Department, Office of the Corporation Counsel, City of New York, New York, June 28, 1911.

Board of Estimate and Apportionment:

Sirs—I have received from you the following communication, dated June 23, 1911, signed by Henry P. Nichols, Engineer Chief of the Bureau of Franchises:

"On June 8, 1911, there were sent you by the Secretary of the Board of Estimate and Apportionment three forms of Contract for franchises to the New York City Interborough Railway Company, in the Borough of The Bronx, together with a copy of a resolution adopted on that date, requesting you to draft a provision requiring the interchange of transfers for a single fare of five cents upon the railways in the Borough of The Bronx which would eliminate certain objections raised by the New York City Interborough Railway Company to the forms of contracts submitted to you, or if you did not believe that any such provision could be inserted in the contracts to accomplish such interchange of transfers on a single fare of five cents other than that proposed in said contracts, that you approve the contracts as to form.

The attorneys for the Company have called at this office today and have submitted an amendment to the contracts which the Company is willing to accept. This amendment is as follows:

"Page 25, section 3, the second paragraph to read as follows:

"'This contract shall not become operative until the Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board, an agreement wherein the Union Railway Company of New York City, the Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive without further payment a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north and south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments.'

"This amendment also applies to section 3, second, on page 34, and also to the next to the last paragraph in the supplementary agreement on page 37.

"If this amendment provides for the interchange of transfers on a single fare of five cents, as set forth in the report of this office, a copy of which was transmitted to you, it is satisfactory as far as this office is concerned. If the same is satisfactory to you, will you please approve the contracts thus amended as to form. As it is desirable that this matter proceed as rapidly as possible, in order that the Company may complete its construction the coming fall, will you not submit your opinion in regard to the matter prior to the making up of the calendar for the meeting of July 6, so that action may be taken at that time?"

I have already passed upon the three proposed forms of franchise grant to the New York City Interborough Railroad Company in an opinion to your Board dated June 26, 1911. I now see a compromise has been effected as to the exchange of passengers on the lines affected.

In view of the fact that there is a possibility that some of the companies affected may in the future go into the hands of the receivers and so come under the jurisdiction of the courts, and that the courts, under such circumstances, might terminate these transfer agreements, I think it would be wise to insert a forfeiture penalty at the end of the paragraph in question reading as follows:

"And upon the failure of the said three companies or any of them to furnish such a continuous ride for one fare over their routes or over any part of their routes as herein provided at any time during the term of this grant or any renewal or renewals thereof the rights hereby granted shall thereupon cease and determine."

A smilar forfeiture clause should be added to section 3, subdivision second of the 149th street contract. The contracts in question as so amended, together with the amendment suggested by me in my said opinion to your Board of June 26 as to the form of section 4 of the 149th street contract will have my approval as to form.

Respectfully, C. D. OLENDORF, Acting Corporation Counsel.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 30, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—At the meeting of the Board held on June 8, 1911, there was presented a report upon an application of the New York City Interborough Railway Company for the right to construct, maintain and operate three extensions in the Boroughs of Manhattan and The Bronx. Three draft forms of contracts for the franchises—one contract for each extension—were submitted with the report, also two supplementary contracts which are required by the proposed terms for the franchises. At that time the Company stated that it was willing to accept the contracts with the exception of the provision with reference to the interchange of transfers between the existing railway companies in the Borough of The Bronx. It stated that it was the intention of these companies to exchange transfers, but it would not agree to the insertion of a clause in the contracts, requiring such exchange; the objection being principally to the form in which this condition was inserted in the contract. It offered as a substitute a clause by which the Interborough Company would agree not to charge more than five cents for a continuous ride over the lines of its railway and the railways of the Union Railway Company of New York City and The Southern Boulevard Railroad Company, and that if at any time during the contract a fare of a greater amount is charged for such a ride or the Company should fail to exchange its transfers, then the rights should cease and determine. It was pointed out in the report that should the forfeiture of such right occur, the operation upon what is believed will be an important crosstown line in the Borough of The Bronx would be destroyed, which would not be to the best interests of the traveling public.

Accordingly it was recommended that the matter be referred to the Corporation Counsel and that he be requested to draft a provision requiring the interchange of transfers and a single fare of five cents upon the railways in the Borough of The Bronx, which would eliminate the objection made by the applicant Company. A resolution to that effect was adopted on June 8, 1911, and the Corporation Counsel in reply thereto under date of June 26, 1911, makes certain suggestions as amendments to the proposed contract in case the City decides to accept the forfeiture clause.

While the matter was pending before the Corporation Counsel, representatives of the Company submitted a clause which it is willing to have inserted, which apparently requires the interchange of transfers as sought. The clause submitted by the Company is as follows:

"This contract shall not become operative until the Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board, an agreement wherein the Union Railway Company, of New York City, The Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies as shall receive without further payment a ride north or south on any line of the other companies and a passenger paying a single fare upon a car on a north or south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments."

This was submitted to the Corporation Counsel under date of June 23, 1911, and in reply thereto under date of June 28, 1911, he suggests that there also be added a forfeiture provision, as follows:

"And upon the failure of the said three companies or any of them to furnish such a continuous ride for one fare over their routes or over any part of their routes as herein provided at any time during the term of this grant or any renewal or renewals thereof the rights hereby granted shall thereupon cease and determine."

These amendments are with reference to contracts for two of the extensions applied for, namely:

Upon East 149th street and Southern boulevard from St. Anns avenue to Leggett avenue and upon East 163d street and other streets from the intersection of Elton avenue with East 163d street to the intersection of Dongan street and Intervale avenue.

The attorney for the Company states that the Company is willing to accept the proposed amendment. This amendment will also apply to the supplementary agreements which are required by the terms of the contracts. The Corporation Counsel states that the contracts in question if so amended will receive his approval as to form and the proposed contracts and agreements as amended are submitted herewith.

If the Board sees fit to grant the franchises, it should adopt a resolution fixing a date for a final public hearing and request the Mayor to designate the newspapers in which the notice of such hearing must be published according to law. After such hearing is held and the matter has been on the minutes for thirty days, final action may be taken. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, The New York City Interborough Railway Company has, under date of March 31, 1911, 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 as an extension to its existing system upon and along West 145th street from Lenox avenue to Broadway, Borough of Manhattan; and

Whereas, Section 172 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 to such laws this Board adopted a resolution on April 6, 1911, fixing the date for public hearing thereon, as April 27, 1911, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Morning Telegraph" and New York 'Sun," 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 had 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 New York City Interborough Railway 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 New York City Interborough Railway 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 New York City Interborough Railway 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 1911, 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 City Interborough Railway 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 right and privilege to construct, maintain and operate a double track extension to its street surface railway, with the necessary wires and equipment for the purpose of conveying passengers only in the Borough of Manhattan, in The City of New York, upon the following route, to wit:

Beginning on West 145th street at its intersection with the westerly side of Lenox avenue, and there connecting with the road for which the Company has a franchise in West 145th street, thence westerly in and upon West 145th street to the easterly side of Broadway. And to cross such other streets and avenues, named and unnamed, as may be encountered in said route. Provided, however, that nothing in this contract shall be construed as permitting more than a double track in any portion of West 145th street.

The said route with turnouts, switches and crossovers hereby authorized is shown upon a map entitled:

"Map showing proposed extension of the New York City Interborough Railway Company in the Boroughs of Manhattan and The Bronx, City of New York, to accompany petition dated March 31, 1911, to the Board of Estimate and Apportionment"

—and signed by Edward A. Maher, President, and A. E. Kalbach, 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.

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

First—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 three (3) 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 said three (3) months, or 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.

Second—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 March 31, 1928, 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 the original term of this 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.

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

(a) The sum of two thousand five hundred dollars ($2,500), in cash, within three (3) 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 six hundred dollars ($600), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of six hundred dollars ($600).

During the second term of five (5) years an annual sum which shall in no case be less than one thousand one hundred dollars ($1,100), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand one hundred dollars ($1,100).

During the third term of five (5) years an annual sum which shall in no case be less than one thousand two hundred dollars ($1,200), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of one thousand two hundred dollars ($1,200).

During the remaining term expiring March 31, 1928, an annual sum which shall in no case be less than one thousand three hundred dollars ($1,300), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand three hundred dollars ($1,300).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the Company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby authorized 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 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 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.

Fourth—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.

Fifth—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 route 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 and avenues 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 and avenues for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, 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 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 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.

Sixth—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 any wise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

Seventh—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.

Eighth—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 filed with the Board or from the date of the order of the Appellate Division of the Supreme Court, made pursuant to section 174 of the Railroad Law, confirming the determination of the Commissioners appointed thereunder, that such railway ought to be constructed and shall complete the construction and place the same in full operation within twelve (12) months from the date of filing such consents or the date of such order; 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 the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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 diligenty 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.

Ninth—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 appurtenances, 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.

Tenth—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 structures, 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.

Eleventh—Said railway shall be operated by underground electric power, substantially similar to the system of underground electric power now used by the street surface railways in the Borough of Manhattan, provided that any other power may be used, except locomotive steam power, horse power or overhead electric power, which may be lawfully used, 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.

Twelfth—No wires for the transmission of power shall be permitted unless they be placed in conduits underneath or along the side of the railway. When such conduits are constructed the Company shall provide two (2) ducts not less than three (3) inches in diameter each for the exclusive use of the City. The Company hereby agrees that such ducts shall be used only by the Company and the City, as above.

Thirteenth—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 its road or on any road, line or branch operated by it or under its control to any other point thereof, or any connecting 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.

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

Fifteenth—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 terms of this contract, be enacted or adopted by the State or City authorities, or as may be required by resolution of the Board.

Sixteenth—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.

Seventeenth—All cars operated on said railway shall be well lighted by elec-

tricity, or by some lighting system equally efficient, or as may be required by resolution of the Board.

Eighteenth—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, or as may be directed by the Board.

Nineteenth—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 thirty-five (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.

Twentieth—The Company shall at all times keep the streets and avenues upon which the said railway is constructed, betweeen 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 Commissioner of Street Cleaning, 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-first—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. In case of the neglect of the Company to make pavement or repairs after the expiration of thirty (30) days' notice to do so from the President of the Borough of Manhattan, said President may make the same at the expense of the Company. 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 officials, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage systems 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-third—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.

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 streets and avenues, 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—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. Amount paid by the Company for damages 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.

Twenty-sixth—The Company shall at all times keep accurate books of account of the gross receipts 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 receipts, 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.

Twenty-seventh—In case of any violation or breach or failure to comply with any of the provisions herein contained, or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted 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.

Twenty-eighth—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 hereinafter provided for.

Twenty-ninth—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.

Thirtieth—This grant is upon the express condition that any and all sums of money or any and all securities heretofore deposited with the Comptroller by the Company under and pursuant to franchises heretofore granted to it by the City as a fund for the security for the performance by the Company of the terms and conditions of the franchises so granted, shall likewise be a fund for the security for the performance by the Company of all the terms and conditions of this contract and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, the quality of construction of the railway and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions, or compliance with such orders, or either or any of them, 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 to the Company; or, in case of failure to observe the said terms and conditions of this contract and orders of the Board acting hereunder, relating to the headway, heating and lighting of cars, fenders, wheelguards and watering of street pavements, the Company shall pay a penalty of fifty dolars ($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 wheelguards, in case of a violation of the provisions relating to those matters, all of which sums may be deducted from said fund.

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, pay to the City a sum sufficient to restore said security fund to the original amount, 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.

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

Thirty-third—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. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the Laws of the State of New York.

Sec. 4. This grant is also upon the further and express condition that the provisions of article 5 and other provisions of the Railroad Law, pertinent thereto, shall be strictly complied with by the Company.

Sec. 5. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms and 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 CITY INTERBOROUGH RAILWAY COMPANY,

[SEAL.] 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 provisions 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 New York City Interborough Railway 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 this Board, shall be published for at least twenty (20) days immediately prior to Thursday, September 21, 1911, in the CITY RECORD, and at least twice during the ten (10) days immediately prior to Thursday, September 21, 1911, in two (2) daily newspapers to be designated by the Mayor therefor, and published in The City of New York, at the expense of the New York City Interborough Railway 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 New York City Interborough Railway 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 Thursday, September 21, 1911, 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

The following was offered

Whereas, The New York City Interborough Railway Company has, under date of March 31, 1911, 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 as an extension to its existing system upon and along East 149th street, from St. Anns avenue to the Southern boulevard, and upon and along the Southern boulevard, from East 149th street to Leggett avenue, Borough of The Bronx: and

Whereas, Section 172 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 on April 6, 1911, fixing the date for public hearing thereon as April 27, 1911, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Morning Telegraph" and "New York Sun" 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 had 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 New York City Interborough Railway Company and the adequacy of the compensation proposed to be paid therefor; now, therefore, it is

Resolved, That the following form of resolution for the grant of the franchise or right applied for by the New York City Interborough Railway 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 New York City Interborough Railway 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 ..... 1911, 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 City Interborough Railway 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 right and privilege to construct, maintain and operate a double track extension to its street surface railway, with the necessary wires and equipment for the purpose of conveying passengers only, in the Borough of The Bronx, in The City of New York, upon the following route, to wit:

Beginning on East 149th street at its intersection with St. Anns avenue and there connecting with the road for which the Company has a franchise in East 149th street; thence easterly in and upon East 149th street to the Southern boulevard; thence northeasterly in and upon the Southern boulevard to Leggett avenue and there connecting with the road for which the Company has a franchise in Leggett avenue; and to cross such other streets and avenues, named and unnamed, as may be encountered in said route. Provided, however, that nothing in this contract shall be construed as permitting more than a double track in any portion of Southern boulevard.

The said route with turnouts, switches and crossovers hereby authorized is shown upon a map entitled:

"Map showing proposed extensions of the New York City Interborough Railway Company in the Boroughs of Manhattan and The Bronx, City of New York, to accompany petition dated March 31, 1911, to the Board of Estimate and Apportionment,"

—and signed by Edward A. Maher, President, and A. E. Kalbach, 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.

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

First—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 three (3) 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 said three (3) months, or 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.

Second—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 March 31, 1928, 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 the original term of this 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.

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

(a) The sum of one thousand dollars ($1,000) in cash within three (3) 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 five hundred and fifty dollars ($550), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of five hundred and fifty dollars $550).

During the second term of five (5) years an annual sum which shall in no case be less than one thousand dollars ($1,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand dollars ($1,000.)

During the third term of five (5) years an annual sum which shall in no case be less than one thousand one hundred dollars ($1,100), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand one hundred dollars ($1,100).

During the remaining term expiring March 31, 1928, an annual sum which shall in no case be less than one thousand two hundred dollars ($1,200), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand two hundred dollars ($1,200.)

The gross annual receipts mentioned above shall be that portion of the gross receipts of the Company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby authorized 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 preceeding. 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 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 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.

Fourth—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 exemptions from liability to perform each and all of the conditions of this contract.

Fifth—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 route 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 and avenues 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 and avenues for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, 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 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 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.

Sixth—The Company covenants and agrees to abandon and relinquish and does hereby abandon and relinquish to the City all its rights and franchises to construct, maintain and operate a street surface railway upon the route beginning at the intersection of East 149th street with St. Anns avenue; thence northerly on and along St. Anns avenue to East 156th street; thence easterly on and along said East 156th street to its intersection with Leggett avenue or Craven street; thence southerly and easterly on and along Leggett avenue or Craven street to its intersection with Southern boulvard, all in the Borough of The Bronx, and the Company shall, within one year from the date on which this contract is signed by the Mayor, comply with the provisions of law in regard to the abandonment of said route so abandoned and relinquished, and shall remove therefrom any and all existing tracks of the Company within such time, and restore the pavement in the manner prescribed by the President of the Borough of The Bronx, otherwise this contract shall be void and of no effect. Provided, however, the Board may extend said period for a period or periods not exceeding in the aggregate six months.

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 any wise 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 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.

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 filed with the Board, or from the date of the order of the Appellate Division of the Supreme Court made pursuant to section 174 of the Railroad Law confirming the determination of the Commissioners appointed thereunder, that such railway ought to be constructed and shall complete the construction and place the same in full operation within twelve (12) months from the date of filing such consents or the date of such order, 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 the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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 appurtenances, from time to time, as such additions and improvements are necessary, in 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 structures, 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 The Bronx, 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, upon giving to the Company one (1) 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 its road or on any road, line or branch operated by it or under its control to any other point thereof, or any connecting 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 and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

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 (30) 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.

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 (3) times every twenty-four (24) hours when the temperature is above thirty-five (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 curblines, 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 (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 Commissioner of Street Cleaning, 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 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. In case of the neglect of the Company to make pavement or repairs after the expiration of thirty (30) days' notice to do so from the President of the Borough of The Bronx, said President may make the same at the expense of the Company. 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 officials, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-third—Any alteration to the sewerage or drainage systems 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—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance of 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.

Twenty-fifth—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 streets and avenues, 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-sixth—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.

Twenty-seventh—The Company shall at all times keep accurate books of account of the gross receipts 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 receipts, 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.

Twenty-eighth—In case of any violation or breach or failure to comply with any of the provisions herein contained, or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted 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.

Twenty-ninth—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 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.

Thirtieth—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-first—This grant is upon the express condition that any and all sums of money or any and all securities heretofore deposited with the Comptroller by the Company under and pursuant to franchises heretofore granted to it by the City as a fund for the security for the performance by the Company of the terms and conditions of the franchise so granted, shall likewise be a fund for the security for the faithful performance by the Company of all the terms and conditions of this contract and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, the quality of construction of the railway and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions, or compliance with such orders, or either or any of them, 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 to the Company, or, in case of failure to observe the said terms and conditions of this contract and orders of the Board acting hereunder, 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 a violation of the provisions relating to these matters, all of which sums may be deducted from such fund.

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, pay to the City a sum sufficient to restore said security fund to the original amount, 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.

Thirty-second—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-third—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, or over which the public has an easement," encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Thirty-fourth—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.

Section 3. The grant of this privilege to the Company is likewise subject to the following conditions:

This contract shall not become operative until the Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board of Estimate and Apportionment:

First—An agreement with The Southern Boulevard Railroad Company, wherein said Company shall agree to permit the use of its tracks on Southern boulevard, between East 149th street and Leggett avenue, by the Company, its successors or assigns, the City, or any other company to which the City may, after the termination of this contract, grant or lease rights, and the compensation for such use shall not exceed the terms provided by section 2, Fifth, of this contract;

Upon the failure of the said Southern Boulevard Railroad Company for any reason at any time hereafter to permit the use of its tracks on Southern boulevard, between East 149th street and Leggett avenue, by the Company, its successors or assigns, the City, or any other company to which the City may, after the termination of this contract, grant or lease rights, the rights hereby granted shall cease and determine.

Second—An agreement wherein the Union Railway Company of New York City, The Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north or south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line, without further payments. Upon the failure of the said three companies or any of them to furnish such a continuous ride for one fare over their routes, or over any part of their routes, as herein provided, at any time during the term of this grant or any renewal or renewals thereof, the rights hereby granted shall thereupon cease and determine.

Section 4. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the Laws of the State of New York.

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

Section 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.

NEW YORK CITY INTERBOROUGH RAILWAY COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

(Here add acknowledgments.)

Agreement, made this ..... day of ....., 1911, between The Southern Boulevard Railroad Company (hereinafter called Boulevard Company), party of the first part, New York City Interborough Railroad Company (hereinafter called Interborough Company), party of the second part, and The City of New York (hereinafter called the City), party of the third part.

Whereas, The Interborough Company on March 31, 1911, applied to the Board of Estimate and Apportionment as the local authority of said City for the right to construct, maintain and operate four extensions to its street surface railway in the Boroughs of Manhattan and The Bronx; and

Whereas, On ....., 1911, a resolution granting the right to construct, maintain and operate one of such extensions, to wit: On East 149th street, from St. Anns avenue to Southern boulevard; thence on Southern boulevard to Leggett avenue, in the Borough of The Bronx, and authorizing the Mayor to deliver the contract for said right in the name and on behalf of The City of New York, was approved by the Mayor; and

Whereas, Said contract provides that the Interborough Company shall procure and cause to be executed an agreement wherein said Boulevard Company shall agree to permt the use of its tracks on the route beginning at the intersection of Southern boulevard with East 149th street; thence northeasterly in and upon Southern boulevard to the intersection of Southern boulevard with Leggett avenue in the Borough of The Bronx by the Interborough Company, its successors or assigns, the City or any other company to which the City may after the termination of this grant, grant or lease rights, and the compensation for such use shall not exceed that provided in section 2, subdivision Fifth, of the said contract.

Now, therefore, in consideration of the premises and of the sum of one dollar by each of the parties of the first and second parts to the other paid, the receipt whereof is hereby acknowledged, the parties of the first and second parts do hereby covenant and agree with each other and with the party of the third part that the Interborough Company may construct and operate its railroad upon Southern boulevard on the route beginning at the intersection of Southern boulevard with East 149th street; thence northeasterly in and upon Southern boulevard to the intersection of Southern boulevard with Leggett avenue, in the Borough of The Bronx, and enjoy with the said Boulevard Company a right in common to the use of the route and tracks of said Boulevard Company upon the said route, and the Boulevard Company further covenants and agrees to permit the use of its tracks by the Interborough Company, its successors or assigns, the City or any other company to which the City may after the termination of this grant, grant or lease any rights on said route, and that the compensation for such use shall not exceed that provided in section 2, subdivision Fifth, of the said contract.

In witness whereof, the Boulevard Company and the Interborough Company, by their officers thereunto duly authorized, have caused their corporate names to be hereunto signed and their corporate seals to be hereunto affixed the day and year first above written.

THE SOUTHERN BOULEVARD RAILROAD COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

NEW YORK CITY INTERBOROUGH COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

(Here add acknowledgments.)

Agreement, made this ..... day of ....., 1911, between The Union Railway Company of New York City (hereinafter called Union Company), party of the first part, The Southern Boulevard Railroad Company (hereinafter called Boulevard Company), party of the second part, New York City Interborough Railway Company (hereinafter called Interborough Company), party of the third part, and The City of New York (hereinafter called the City), party of the fourth part.

Whereas, The Interborough Company, on March 31, 1911, applied to the Board of Estimate and Apportionment as the local authority of said City for the right to construct, maintain and operate four extensions to its street surface railway, in the Boroughs of Manhattan and The Bronx; and

Whereas, On ....., 1911, resolutions granting the right to construct, maintain and operate two of such extensions and authorizing the Mayor to execute and deliver the contracts for said rights in the name and on behalf of The City of New York, were approved by the Mayor; and

Whereas, Said contracts each provide that the same shall not become operative until the Interborough Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board, an agreement wherein the Union Railway Company of New York City, The Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north or south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments.

Now, therefore, in consideration of the premises and of the sum of one dollar by each of the parties of the first, second and third parts to the others paid, the receipt whereof is hereby acknowledged, the parties of the first, second and third parts do each hereby covenant and agree with each other and with the party of the fourth part that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north and south line of any of said companies shall receive a ride east or west on any line of the other companies, without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments.

In witness whereof, The Union Company, Boulevard Company and Interborough Company, by their officers thereunto duly authorized, have caused their corporate names to be hereunto signed and their corporate seals to be hereunto affixed the day and year first above written.

UNION RAILWAY COMPANY OF NEW YORK CITY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

THE SOUTHERN BOULEVARD RAILROAD COMPANY,

By ....., President.

[SEAL.]

Attest: ....., Secretary.

NEW YORK CITY INTERBOROUGH RAILWAY 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 provisions 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 New York City Interborough Railway 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 this Board, shall be published for at least twenty (20) days immediately prior to Thursday, September 21, 1911, in the CITY RECORD, and at least twice during the ten (10) days immediately prior to Thursday, September 21, 1911, in two (2) daily newspapers to be designated by the Mayor therefor and published in the City of New York, at the expense of The New York City Interborough Railway 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 New York City Interborough Railway 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 Thursday, September 21, 1911, 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

The following was offered:

Whereas, The New York City Interborough Railway Company has under date of March 31, 1911, 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 as an extension to its existing system upon and along Dongan street, Stebbins avenue, East 163d street, Washington avenue and Elton avenue, from Intervale avenue to East 161st street, Borough of The Bronx; and

Whereas, Section 172 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 on April 6, 1911, fixing the date for public hearing thereon as April 27, 1911, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Morning Telegraph" and "New York Sun," 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 had 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 New York City Interborough Railway 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 New York City Interborough Railway 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 New York City Interborough Railway 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 , 1911, 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 City Interborough Railway 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 right and privilege to construct, maintain and operate a double track extension to its street surface railway, with the necessary wires and equipment, for the purpose of conveying passengers only, in the Borough of The Bronx, in The City of New York, upon the following route, to wit:

Beginning on Dongan street at its intersection with Intervale avenue, and there connecting with the road for which the Company has a franchise; thence westerly in and upon Dongan street to Stebbins avenue; thence northerly in and upon Stebbins avenue to East 163d street; thence westerly in and upon East 163d street to Washington avenue; thence southwesterly in and upon Washington avenue to Elton avenue; thence southwesterly in and upon Elton avenue to East 163d street, and there connecting with the existing tracks of the Union Railway Company of New York City in East 161st street.

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

The said route with turnouts, switches and crossovers hereby authorized is shown upon a map entitled:

"Map showing proposed extensions of The New York City Interborough Railway Company in the Boroughs of Manhattan and The Bronx, City of New York, to accompany petition dated March 31, 1911, to the Board of Estimate and Apportionment,"

—and signed by Edward A. Maher, President, and A. E. Kalbach, 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.

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

First—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 three (3) 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 said three (3) months, or 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.

Second—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 March 31, 1928, with the privilege of renewal of said contract for a 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 the original term of this 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.

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

(a) The sum of one thousaund five hundred dollars ($1,500) in cash within three (3) 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 six hundred and fifty dollars ($650), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of six hundred and fifty dollars ($650).

During the third term of five (5) years an annual sum which shall in no case be less than one thousanud two hundred dollars ($1,200), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand two hundred dollars ($1,200).

During the third term of five (5) years an annual sum which shall in no case be less than one thousand three hundred dollars ($1,300), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand three hundred dollars ($1,300).

During the remaining term, expiring March 31, 1928, an annual sum which shall in no case be less than one thousand four hundred dollars ($1,400), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of one thousand four hundred dollars ($1,400).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the Company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby authorized 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 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 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.

Fourth—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.

Fifth—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 route 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 and avenues 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 and avenues for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, 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 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 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 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.

Sixth—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.

Seventh—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.

Eighth—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 filed with the Board, or from the date of the order of the Appellate Division of the Supreme Court, made pursuant to section 174 of the Railroad Law, confirming the determination of the Commissioners appointed thereunder that such railway ought to be constructed, and shall complete the construction and place the same in full operation within twelve (12) months from the date of filing such consents or the date of such order; 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 the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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.

Ninth—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 appurtenances, 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.

Tenth—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 structures 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.

Eleventh—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 The Bronx, 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, upon giving to the Company one (1) year's notice, may require the Company to operate such 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.

Twelfth—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.

Thirteenth—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 its road or on any road, line or branch operated by it or under its control, to any other point thereof, or any connecting 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.

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

Fifteenth—The Company shall attach to each car run over the said railroad, 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.

Sixteenth—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.

Seventeenth—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.

Eighteenth—Cars on 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, or as may be directed by the Board. Provided, however, that the Company 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.

Nineteenth—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 thirty-five (35) degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets aund avenues shall exceed sixty (60) feet between curblines, 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.

Twentieth—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 Commissioner of Street Cleaning, 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-first—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. In case of the neglect of the Company to make pavement or repairs after the expiration of thirty (30) days' notice to do so from the President of the Borough of The Bronx, said President may make the same at the expense of the Company. 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 official, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage systems, 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-third—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.

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 streets and avenues, 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—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 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 expense for operation, including salaries.

—and such other information in regard to the business of the Company as may be required by the Board.

Twenty-sixth—The Company shall at all times keep accurate books of account of the gross receipts 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 receipts, 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.

Twenty-seventh—In case of any violation or breach or failure to comply with any of the provisions herein contained, or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted 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.

Twenty-eighth—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 hereinafter provided for.

Twenty-ninth—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.

Thirtieth—This grant is upon the express condition that any and all sums of money or any and all securities heretofore deposited with the Comptroller by the Company under and pursuant to franchises heretofore granted to it by the City as a fund for the security for the performance by the Company of the terms and conditions of the franchise so granted, shall likewise be a fund for the security for the faithful performance by the Company of all the terms and conditions of this contract and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, the quality of construction of the railway and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions, or compliance with such orders, or either or any of them, 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 to the Company, or, in case of failure to observe the said terms and conditions of this contract and orders of the Board acting hereunder, relating to the headway, heating and lighting of cars, fenders, wheelguards 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 wheelguards, in case of a violation of the provisions relating to those matters, all of which sums may be deducted from such fund.

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, pay to the City a sum sufficient to restore said security fund to the original amount, 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-first—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-second—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 or over which the public has an easement" encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Thirty-third—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.

Section 3. The grant of this privilege to the Company is likewise subject to the following condition:

This contract shall not become operative until the Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board, an agreement wherein the Union Railway Company of New York City, The Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north or south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line, without further payments. Upon the failure of the said three companies or any of them to furnish such a continuous ride for one fare over their routes, or over any part of their routes, as herein provided, at any time during the term of this grant or any renewal or renewals thereof, the rights hereby granted shall thereupon cease and determine.

Section 4. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the laws of the State of New York.

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

Section 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 aund 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.

NEW YORK CITY INTERBOROUGH RAILWAY COMPANY,

By ..... President.

[SEAL.]

Attest: ..... Secretary.

(Here add acknowledgments.)

Agreement, made this day of , 1911, between the Union Railway Company of New York City (hereinafter called Union Company), party of the first part, The Southern Boulevard Railroad Company (hereinafter called Boulevard Company), party of the second part, New York City Interborough Railway Company (hereinafter called Interborough Company), party of the third part, and The City of New York (hereinafter called the City), party of the fourth part.

Whereas, The Interborough Company, on March 31, 1911, applied to the Board of Estimate and Apportionment as the local authority of said City for the right to construct, maintain and operate four extensions to its street surface railway, in the Boroughs of Manhattan and The Bronx; and

Whereas, On , 1911, resolutions granting the right to construct, maintain and operate two of such extensions and authorizing the Mayor to execute and deliver the contracts for said rights in the name and on behalf of the City of New York, were approved by the Mayor; and

Whereas, Said contracts each provide that the same shall not become operative until the Interborough Company shall procure and cause to be executed and approved in proper form for record and duly delivered to the Board, an agreement wherein the Union Railway Company of New York City, the Southern Boulevard Railroad Company and the Company shall each agree between themselves and with the City that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north or south line of any of said companies shall receive a ride east or west on any line of the other companies without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments.

Now, therefore, in consideration of the premises and of the sum of one dollar by each of the parties of the first, second and third parts to the others paid, the receipt whereof is hereby acknowledged, the parties of the first, second and third parts do each hereby covenant and agree with each other and with the party of the fourth part that a passenger paying a single fare upon a car on the east or west lines of any of said companies shall receive, without further payment, a ride north or south on any line of the other companies, and a passenger paying a single fare upon a car on a north and south line of any of said companies shall receive a ride east or west on any line of the other companies, without further payment at points of intersection, and that a passenger may continue in the direction in which his fare was first paid on any other line without further payments.

In witness whereof, The Union Company, Boulevard Company and Interborough Company, by their officers thereunto duly authorized, have caused their corporate names to be hereunto signed and their corporate seals to be hereunto affixed the day and year first above written.

UNION RAILWAY COMPANY OF NEW YORK CITY,

By ..... President

[SEAL.]

Attest: ..... Secretary.

THE SOUTHERN BOULEVARD RAILROAD COMPANY,

By ..... President.

[SEAL.]

Attest: ..... Secretary.

NEW YORK CITY INTERBOROUGH RAILWAY 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 provisions 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 New York City Interborough Railway Company, and the said form of a 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 this Board, shall be published for at least twenty (20) days immediately prior to Thursday, September 21, 1911, in the CITY RECORD, and at least twice during the ten (10) days immediately prior to Thursday, September 21, 1911, in two (2) daily newspapers to be designated by the Mayor therefor, and published in The City of New York at the expense of the New York City Interborough Railway 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 New York City Interborough Railway 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 Thursday, September 21, 1911, 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmound—16.

Jay Street Connecting Railroad.

In the matter of the franchise granted to the Jay Street Connecting Railroad to construct, maintain and operate railroad tracks in the vicinity of Jay, John, Pearl and Plymouth streets, Borough of Brooklyn.

A communication was received from the Mayor's office returning the contract duly executed by his Honor the Mayor and the City Clerk.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, June 30, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—By resolution adopted by the Board of Estimate and Apportionment June 8, 1911, approved by the Mayor June 9, 1911, the Jay Street Connecting Railroad was granted a franchise to construct, maintain and operate certain railroad tracks in the vicinity of Jay, John, Pearl and Plymouth streets, Borough of Brooklyn.

The contract as authorized by such resolution was executed by the President and Secretary of the Railroad Company, June 21, 1911, and by the Mayor and City Clerk June 29, 1911, and bears the latter date.

The Departments interested have been advised of the execution of the contract; the original has been filed in this office, and the duplicate original delivered to the company.

The grant is now in full force and effect. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

Which was ordered filed.

New York Magnaphone and Music Company.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 29, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—Under date of June 29, 1911, the New York Magnaphone and Music Company by its Vice-President, Mr. Charles A. Benton, petitioned the Board for the authority to lay, construct, maintain and operate electric wires with the necessary branches and connections thereto, under and along the streets, avenues and public places within the territory of New York, for the purpose of distributing music and matters of general interest and amusement electrically by means of a magnaphone.

This Company was incorporated pursuant to Article IX of the Transportation Corporations Law by filing its certificate with the Secretary of State on June 20, 1911.

In a letter from the attorneys of the Company accompanying the petition and of even date therewith, it is requested that the Board set a date for a public hearing upon the application in accordance with the provisions of the Charter.

It is, therefore, suggested that the Board adopt a resolution fixing September 21, 1911, as the date for such public hearing and requesting the Mayor to designate the newspapers in which to publish the notice of such hearing pursuant to law.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

110 West 34th Street, New York City, June 29, 1911.

Board of Estimate and Apportionment of The City of New York:

Gentlemen—The New York Magnaphone and Music Company hereby makes application for the authority to lay, construct, maintain and operate electric wires with the necessary branches in connection thereto under and along the streets, avenues and public places within the territory of The City of New York, according to the terms and conditions which your Honorable Body may determine, such wires to be laid and maintained for the purpose of distributing music and matters of general interest and amusement electrically by means of a magnaphone.

The Company, therefore, respectfully applies for the consent of your Honorable Board to lay, construct, maintain and operate such wires for the purposes aforesaid and requests that such consent or franchise be embodied in a contract in accordance with the provisions of the Greater New York Charter.

Respectfully submitted,

THE NEW YORK MAGNAPHONE AND MUSIC COMPANY,

[Corporate Seal.] By Charles A. Benton, Vice-President.

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

On the 29th day of June, in the year one thousand nine hundred and eleven, before me personally came Charles A. Benton, to me known, who, being duly sworn, did depose and say that he resided in the Borough of Manhattan, City of New York; that he is the vice-president of the New York Magnaphone and Music Company, the corporation described in and which executed the foregoing 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.

KATHRYN A. FOX, Notary Public, New York County.

The following was offered:

Whereas, The foregoing petition from New York Magnaphone and Music Company, dated June 29, 1911, was presented to the Board of Estimate and Apportionment at a meeting held July 6, 1911,

Resolved, That in pursuance of law this Board sets Thursday, the 21st day of September, 1911, at 10.30 o'clock in the forenoon, and Room 16, in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard, and be it further

Resolved, That the Secretary is directed to cause such petition and these resolution to be published for at least two (2) days in two daily newspapers in The City of New York, to be designated by the Mayor, and for at least ten (10) days in the City Record immediately prior to such date of public hearing. The expense of such publication to be borne by the petitioner.

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, The Bronx, Queens and Richmond—16.

The petition was then referred to the Bureau of Franchises.

New York and North Shore Traction Company.

In the matter of the modification and amendment of the contract dated February 1, 1909, granting the New York and North Shore Traction Company a franchise to construct, maintain and operate a street surface railway upon and along various streets and avenues in the Borough of Queens.

A communication was received from the Mayor's office returning the contract duly executed by his Honor the Mayor and the City Clerk.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 30, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—By resolution adopted by the Board of Estimate and Apportionment April 27, 1911, approved by the Mayor April 28, 1911, the Mayor of The City of New York was authorized to execute and deliver a certain contract between the City and the New York and North Shore Traction Company, modifying contract dated February 1, 1909, granting a franchise to said company to construct, maintain and operate a street surface railway on various streets and avenues in the Borough of Queens, by eliminating from said contract a portion of the route as originally granted.

The contract as authorized by such resolution was executed by the president and secretary of the company June 16, 1911, and by the Mayor and City Clerk June 27, 1911, and bears the latter date.

The Departments interested have been advised of the execution of the contract; the original has been filed in this office, and the duplicate original delivered to the company.

The grant is now in full force and effect.

Respectfully, HARRY P. NICHOLS, Chief of Bureau.

Which was ordered filed.

Bronx Traction Company.

In the matter of the petition of the Bronx Traction Company for a franchise to construct, maintain and operate an extension to its existing street surface railway upon and along Eastern boulevard and the Shore road to Fort Schuyler road to the northerly boundary line of the City, Borough of The Bronx.

At the meeting of June 8, 1911, a report was received from the Bureau of Franchises stating the President of the Borough of The Bronx, and the Commissioner of Parks from said borough, both opposed the granting of the petition. It was therefore recommended the petition be denied, when action was deferrred until this day.

The matter was referred to the President of the Borough of The Bronx, at his request.

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 June 27, 1911, resolution adopted by this Board June 22, 1911, authorizing the execution and delivery of a certain agreement, defining the intent and meaning of the compensation clauses as contained in contracts authorized by this Board granting franchises to said company for certain extensions to its existing system in the Boroughs of Manhattan and The Bronx.

Which was ordered filed.

Staten Island Rapid Transit Railway Company.

In the matter of the petition of the Staten Island Rapid Transit Railway Company for an extension of time of three years from October 29, 1911, within which to commence and complete construction of a railroad track upon and across Richmond terrace in the Third Ward, Borough of Richmond.

This petition was presented to the Board at the meeting of June 22, 1911, and referred to the Bureau of Franchises.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 29, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—The Staten Island Rapid Transit Railway Company by a petition verified June 13, 1911, has applied to the Board of Estimate and Apportionment for an extension of time of three years from October 29, 1911, within which to commence and complete the construction of a railroad track across and upon Richmond Terrace in the Third Ward of the Borough of Richmond. The petition was presented to the Board at its meeting of June 22, 1911, and referred to the Bureau of Franchises.

By contract dated October 29, 1909, the Company was granted permission to construct two tracks each across four designated streets and a single track across Richmond Terrace or Shore Road at a point approximately 550 feet east of the intersection of Richmond Terrace with Western avenue. All of these tracks have been constructed with the exception of the one crossing Richmond Terrace. The time for the completion of the construction of this track will expire October 29, 1911.

The contract further gave the Company permission to construct two tracks under South street near Jay street in the First Ward of the Borough of Richmond and provided that this construction should be commenced within three years and completed within five years from October 29, 1909.

The petition now before the Board requests that the date for the completion of construction of the track across Richmond Terrace be made co-terminous with those under South street.

It is recommended that the Board adopt a resolution fixing September 21, 1911, as the date for the preliminary public hearing upon the petition, and requesting the Mayor to designate newspapers in which the petition and notice of hearing shall be published pursuant to law.

A resolution to this effect is herewith transmitted.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

The Staten Island Rapid Transit Railway Company, Office of the Vice-President, 17 State Street, New York, June 13, 1911.

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

The undersigned, the Staten Island Rapid Transit Railway Company, hereby petitions The City of New York for an extension of time from October 29, 1911, to October 29, 1914, within which to commence and complete the construction of one standard railroad track across and upon Richmond terrace, formerly known as the Shore road, in the Third Ward, Borough of Richmond, City of New York, at the point, in the manner and upon the terms and conditions specified in the contract between The City of New York and the Staten Island Rapid Transit Railway Company, dated October 29th, 1909, whereby, among other things, the right and privilege was granted to the undersigned to construct, maintain and operate such track, provided the construction thereof was commenced and completed within two years from the date thereof.

THE STATEN ISLAND RAPID TRANSIT RAILWAY COMPANY, by C. C. F. Bent, Vice-President.

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

On this 13th day of June, 1911, before me personally came C. C. F. Bent, to me known and known to me to be the person described in and who signed the foregoing, and thereupon acknowledged to me that he signed the same for the purposes therein set forth.

R. N. STEVENS, Notary Public, Rockland County, N. Y. Certificate filed in New York County.

The following was offered:

Whereas, The foregoing petition from Staten Island Rapid Transit Railway Company, dated June 13, 1911, was presented to the Board of Estimate and Apportionment at a meeting held June 22, 1911,

Resolved, That in pursuance of law this Board sets Thursday, the 21st day of September, 1911, at 10.30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard, and be it further

Resolved, That the Secretary is directed to cause such petition and these resolutions to be published for at least two (2) days in two daily newspapers in The City of New York, to be designated by the Mayor, and for at least ten (10) days in the CITY RECORD immediately prior to such date of public hearing. The expense of such publication to be borne by the petitioner.

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, The Bronx, Queens and Richmond—16.

Manhattan Bridge Service Company.

In the matter of the petition of the Manhattan Bridge Service Company for a franchise to construct, maintain and operate a street surface railway from the intersection of the Bowery and Canal street, Borough of Manhattan, upon and along Canal street to the Manhattan Bridge and upon and along and over said bridge and its approaches to Flatbush avenue and Fulton street, Borough of Brooklyn.

This application was presented to the Board at the meeting of May 25, 1911.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 29, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—The Manhattan Bridge Service Company by a petition dated May 19, 1911, has applied to the Board of Estimate and Apportionment for the right or franchise to construct, maintain and operate a single or double track street surface railway from the intersection of the Bowery and Canal street, Borough of Manhattan, upon and along Canal street to the Manhattan Bridge, and upon, along and over said bridge and its approaches to the intersection of Flatbush avenue and Fulton street, Borough of Brooklyn. The petition was presented to the Board at its meeting of May 25, 1911, and referred to the Chief Engineer and Bureau of Franchises. Accompanying the petition is a communication from the President of the Company, suggesting certain terms and conditions to govern the grant.

The Company filed its certificate of incorporation in the office of the Secretary of State on May 15, 1911, and under date of June 12, 1911, applied to the Public Service Commission for the First District for a certificate of public convenience and a necessity under Section 9 of the Railroad Law.

It is recommended that the preliminary public hearing upon the petition of the Company be fixed for Thursday, September 21, 1911, and that the Mayor be requested to designate newspapers in which the petition and notice of hearing shall be published according to law.

A resolution for adoption in accordance with the foregoing recommendation is herewith transmitted. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

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

The petition of the Manhattan Bridge Service Company respectfully shows:

First—That your petitioner is a street surface railroad corporation, duly organized and existing under the Laws of the State of New York, and proposes to construct and operate a line of street surface railroad in the Counties of New York and Kings, and across the Manhattan Bridge, connecting the Boroughs of Manhattan and Brooklyn, in the City of New York, State of New York.

Second—Your petitioner now desires to obtain from your Honorable Board, and hereby respectfully applies for, the necessary franchise or privilege to operate its cars over, upon and along the tracks now or hereafter constructed by the City of New York upon the Manhattan Bridge, the approaches thereto and the plazas thereof; and also to construct, maintain and operate a single or double track street surface railroad for public use in the conveyance of persons and property for compensation in, upon and along Flatbush avenue extension in the County of Kings between the Brooklyn plaza of the Manhattan Bridge and the intersection of said Flatbush avenue extension with Fulton street in the said County of Kings, crossing all avenues and streets intersecting said route; and also for the franchise or privilege to construct and maintain the necessary poles for the stringing of wires and other appurtenances necessary for the operation of said road.

Third—That said corporation proposes to operate said proposed railroad by such motive power as may be lawfully employed.

Wherefore, your petitioner prays that public notice hereof and of the time and place when and where this application will be first considered be given as required by law, and that the desired consent be granted in accordance with the provisions of the Greater New York Charter and the Railroad Law of the State of New York.

Dated, New York, May 19, 1911.

MANHATTAN BRIDGE SERVICE COMPANY, by HARLAN W. WHIPPLE, President.

Attest: [SEAL] HAROLD B. WEAVER, Secretary.

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

Harlan W. Whipple, being duly sworn, deposes and says, that he is the President of the Manhattan Bridge Service Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof; that the same is true of his knowledge, except as to the matters therein stated to be alleged on information and belief and that as to those matters he believes it to be true.

Sworn to before me this 19th day of May, 1911.

HARLAN W. WHIPPLE.

[SEAL] Edw. D. Hulman, Notary Public Westchester Co.

Certificate filed New York County. My commission expires March 30, 1912.

The following was offered:

Whereas, The foregoing petition from Manhattan Bridge Service Company dated May 19, 1911, was presented to the Board of Estimate and Apportionment at a meeting held July 6, 1911.

Resolved, That in pursuance of law this Board sets Thursday, the 21st day of September, 1911, at 10.30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard, and be it further

Resolved, That the Secretary is directed to cause such petition and these resolutions to be published for at least fourteen (14) days in two daily newspapers in The City of New York, to be designated by the Mayor, and for at least ten (10) days in the CITY RECORD immediately prior to such date of public hearing. The expense of such publication to be borne by the petitioner.

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, The Bronx, Queens and Richmond—16.

Manhattan Bridge Three-cent Line.

In the matter of the petition of the Manhattan Bridge Three-cent Line for a franchise to construct, maintain and operate a street surface railway from the Flatbush avenue station of the Long Island Railroad Company, in the Borough of Brooklyn, upon and along various streets and avenues; upon, along and over the Manhattan Bridge and its approaches thereto to the Desbrosses street ferry, on the North river, Borough of Manhattan.

At the meeting of March 4, 1910, a report was received from the Franchise Committee recommending the Chief Engineer prepare a form of grant for this Company and submit same to the Board for its approval, which report was adopted.

At the meeting of September 30, 1910, a report was received from the Bureau of Franchises stating the Company had not as yet received its certificate of convenience and necessity from the Public Service Commission, and the matter was laid over pending the decision of said Commission.

The Secretary presented the following:

Board of Estimate and Apportionment, City of New York, Bureau of Franchises, 277 Broadway, June 27, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—On March 4, 1910, a report was presented to the Board by the Franchise Committee, with reference to the Manhattan Bridge Three Cent Line, which recommended that a franchise be granted to that Company, provided that terms favorable to the City, including fare and equitable compensation for the privilege granted, be agreed upon between the Company and the City, and it was further recommended that the Chief Engineer be directed to prepare a form of contract and submit the same to the Board for its approval. This recommendation was adopted by the Board and the petition was referred to the Chief Engineer for preparation of the contract.

The Manhattan Bridge Three Cent Line was incorporated by filing a certificate of incorporation in the office of the Secretary of State on December 30, 1909, the purpose being to construct a railway beginning at the Desbrosses Street Ferry on the North River, Borough of Manhattan; thence across West street and along Desbrosses street, Washington street, Greenwich street, Vestry street and Canal street to the Manhattan bridge; thence across the Manhattan Bridge and its approaches to the Borough of Brooklyn; thence along Flatbush Avenue Extension, Fulton street, Rockwell place, Flatbush avenue to the Long Island Railroad station at the intersection of Fourth avenue and Flatbush avenue; thence returning to form a loop upon the following streets: Atlantic avenue, Third avenue, Flatbush avenue, Livingston street, Hoyt street, Bridge street to the Flatbush Avenue Extension.

On the same date a petition was addressed to the Board, applying for the consent of the Board to the construction, maintenance and operation of the railway described in the certificate of incorporation. Accompanying the petition was a letter signed by the President of the Company, in which it was stated that the Company was willing to accept a franchise which would provide that other railroads desiring to use the tracks of the Company may do so upon reasonable terms and that not more than a fare of three cents be charged for a single ride upon any part of the railway.

The petition was presented to the Board on December 7, 1910, and referred to the Chief Engineer.

On February 4, 1910, the preliminary public hearing was duly held, after which the matter was referred to the Franchise Committee which reported upon March 4,

1910, as hereinbefore stated. After the Company had presented its petition to the Board, it applied to the Public Service Commission for the First District for a certificate of convenience and necessity, as required by the Railroad Law. After holding sixteen hearings upon the petition, at which considerable opposition was presented by some of the street surface railways operating in the Borough of Brooklyn, the Commission, on July 12, 1910, granted the certificate. Subsequently, the companies which opposed the granting of the certificate applied to the Commission for a rehearing. This was denied on January 31, 1911, and I understand that an appeal from the decision of the Public Service Commission will be taken by the Brooklyn companies.

Upon receiving instructions from the Franchise Committee, the matter was taken up with the Counsel for the Company and a contract prepared which appeared to this Bureau to be one which the City could safely accept. For a considerable time after sending the contract to Counsel there was no negotiation carried on by the Company, and it was finally deemed necessary by this Bureau to report to the Board the cause of the delay. This was done on September 30, 1910. Recently Counsel has taken the matter up and negotiations have been in progress for some weeks.

Prior to the filing of this petition with the Board, several other petitions had been presented by existing street surface railways, for the use of the Manhattan Bridge and the Flatbush Avenue Extension. These petitions were presented by subsidiary companies of the Brooklyn Rapid Transit Company for the right to operate to the Manhattan end of the Bridge from the Borough of Brooklyn, a similar petition from the Coney Island and Brooklyn Railroad Company, and petitions from the Metropolitan Street Railway Company and the Third Avenue Railroad Company to extend their lines to the Brooklyn end of the Manhattan Bridge. These petitions were referred to the Franchise Committee on February 4, 1910, and no final action has yet been taken.

Subsequent to the filing of the petition of the Manhattan Bridge Three Cent Line, a petition was received from the Triborough Railroad Company, which proposed to operate from the intersection of Flatbush avenue with Fulton street, in the Borough of Brooklyn; thence along the Flatbush Avenue Extension, upon the Manhattan Bridge and along Canal street, in the Borough of Manhattan, to the intersection of Canal, Walker and Baxter streets. This petition was referred to the Franchise Committee, which reported to the Board on June 17, 1910, and acting upon the recommendation of the Franchise Committee, the Board denied the application on that date.

That is the only application for the right to operate cars on the Manhattan Bridge upon which the Board has taken final action.

Proposed Route.

The route as laid out by the Company is in some respects similar to that proposed in a report by this Bureau presented to the Board under date of November 4, 1908. It was suggested in that report that the operation of cars from a point in the Borough of Brooklyn to a point in the Borough of Manhattan would be of more benefit to the traveling public than the operation of local cars on the bridge, from terminal to terminal, and would tend to prevent congestion at the terminals of the Bridge. It was suggested that Canal street in the Borough of Manhattan, and Flatbush Avenue Extension, in the Borough of Brooklyn, in conjunction with the tracks upon the Bridge and its approaches, might possibly be used in forming such a route, and it was believed that this could be worked out by the existing companies in the Boroughs of Manhattan and Brooklyn; that is, that either those companies themselves (upon receiving franchises upon the Manhattan Bridge and the Flatbush Avenue Extension) could put in use some of the existing tracks in the two Boroughs in order to accomplish this mode of operation; or, they could form a company to apply for and obtain the necessary franchises, and use the existing tracks of those companies. Neither the companies operating in the Borough of Manhattan or in the Borough of Brooklyn deemed the operation of such a line to be to their interest, at least no proposition for such operation was presented by these companies. Subsequently, the petition of the applicant Company was presented, as before stated, this Company not being, as I understand it, in any way connected with any other existing company.

It will be noted that the route of the Company is proposed to extend from the Flatbush avenue station of the Long Island Railroad Company in the Borough of Brooklyn, to the Desbrosses Street Ferry on the North River in the Borough of Manhattan, thus intersecting the main business street of Brooklyn, namely—Fulton street, connecting with an important point, that is, the Long Island Railroad Station, and extending entirely across the Borough of Manhattan. The proposed line in the Borough of Brooklyn either intersects or is located at points where easy transfer can be made to practically all the existing street surface and elevated railways in the Borough of Brooklyn, and likewise in the Borough of Manhattan intersects all the longitudinal lines whether elevated, subway or surface railways. Such operation, it is believed, would have the effect of distributing passengers at points where transfer can be made to lines which will take them to their destinations.

There already exist street surface railways on a large proportion of the proposed route—in fact the only railway which will be necessary for the Company to construct, should it obtain its franchise, is upon Flatbush Avenue Extension from the bridge entrance to Fulton street, Rockwell place from Fulton to Flatbush avenue, Fourth avenue from Flatbush avenue to Atlantic avenue, Hoyt street from Livingston street to Fulton street and Bridge street from Fulton street to Flatbush Avenue Extension; all of which is single track with the exception of that upon Flatbush Avenue Extension which is proposed to be double track. Under the present Railroad Law a street surface railway cannot be constructed and operated where there already exists a street surface railway, but the common use of a previously existing railway may be compelled for a distance of one thousand or less feet. In consequence, it will be necessary for the Company to obtain the consent of the existing companies to operate any portion of its route in the Borough of Manhattan in excess of one thousand feet.

In Brooklyn, the situation is somewhat different for the reason that it is not proposed to occupy more than a thousand feet of continuous track of any one company with the exception of the portion upon Livingston street. The franchise for the railway in that street reserves the right to the City to grant a franchise to any other company and requires the Company which operates thereon at the present time to give its consent to the operation of any other company to which the City may grant a franchise.

Proposed Contract.

It is most difficult to draw a franchise which appears to this Bureau to amply protect the City and at the same time meet the objections which have been raised by the Company. It will be easily seen in view of the foregoing that the operation of only a portion of the route would probably not accomplish that which was originally intended; that is, the distribution of passengers to points of easy transfer to lines leading to their destination. It was therefore considered at the outset that the Company should be required to operate the whole of the proposed line as well as the tracks upon the bridge. In order for the Company to guarantee that it will accomplish this it must necessarily have contracts with existing companies for the use of their tracks in Canal street and other streets in the Boroughs of Manhattan and Brooklyn. On the other hand, the Company states that it cannot negotiate to a final conclusion with the existing companies until it has obtained its franchise. Counsel for the Company states that he has taken the matter up with the Receiver of the Third Avenue Railroad Company, which company controls a large part, at least, of the tracks which the Company wishes to use in the Borough of Manhattan, but no conclusion can be reached with that company until it has obtained its franchise.

The report of the sitting Commissioner of the Public Service Commission upon the application of this Company for a certificate of convenience and necessity states as follows:

"For these reasons it is right that the application for a certificate of public convenience and a necessity should be granted. But it should be made emphatic that the public convenience and necessity are deemed to exist for the entire line from the Flatbush avenue station of the Long Island Railroad in the Borough of Brooklyn to the Hudson River in the Borough of Manhattan, and that if the company should fail for any reason to secure operating rights for the whole route it should not be allowed to operate a part. For instance, if it fails to secure operating rights to carry its passengers further west than the plaza of the Manhattan Bridge, it should not be allowed to construct and operate its road to that point only."

Thus showing that the Public Service Commission had in mind that the operation of a part of the route would not accomplish the intended purpose of the Company.

Submitted herewith is a form of contract, five of the conditions of which are not acceptable to the Company. The conditions of the contract are discussed hereinafter.

Term of Grant.

The term of grant has been fixed at ten years with the privilege of renewal for fifteen years upon a revaluation. With the exception of one franchise, I know of none which give the right to operate on any of the East River bridges for a term exceeding ten years; the exception being that of the Third Avenue Bridge Company which was given the right for twenty-five years upon the Queensboro Bridge with no privilege of renewal. In this case, which is unlike any other which the Board has had before it, the bridge forms the central portion of the proposed route. Without the right to operate on the bridge, the railway would be of scarcely any value to either the Company or the traveling public. In consequence, any term of grant fixed for the bridge should also apply to the remainder of the route, which is the reason for fixing the term of grant at a total of twenty-five years, rather than the shorter term for the use of the bridge and the longer term for the use of tracks in the street. The Company, however, objects to so short a term as twenty-five years for the entire route, and asks that the term be fixed at a greater period unless the City agrees to take over the plant and the property not within the streets at the end of the term.

Right not Exclusive.

The contract provides that the City may grant to any other company the right and privilege to operate over the same route and the Company will not oppose the granting of such right.

Compensation for the use of the Company's tracks is to be fixed by arbitration, but the Company receiving the second franchise shall be allowed to use the tracks after the expiration of ninety days after its franchise is obtained, even if the rate of compensation has not prior to that time been fixed. This provision is somewhat different in form from that previously used in that the compensation for the use of such tracks was not fixed by arbitration.

Motive Power and Electric Wires in Conduits.

The contract provides that the motive power in the Borough of Manhattan and upon the Manhattan Bridge shall be the underground electric system and the motive power in the Borough of Brooklyn may be the overhead electric system. This will necessitate the change from one system to the other at some point near the entrance to the Manhattan Bridge on the Brooklyn side.

Wires for the transmission of power, except trolley wires, must be placed underground, underneath or along the side of the railway; it being deemed bad policy to permit the stringing of such wires in this part of the City.

Conditions for the Use of the Bridge.

The contract contains the provisions which were used in franchises to companies to operate upon the Queensboro Bridge. They require that the Company shall use only the tracks assigned to it by the Commissioner of Bridges; that it must submit to the rules and regulations of the Commissioner of Bridges as to the operation of cars upon the bridge; it shall install a signal system if deemed necessary; it must make all changes in the track layout necessary for its operation; all of which work is to be done under the supervision of the Commissioner of Bridges.

Before the operation of cars begins, the Company must file with the Commissioner of Bridges a statement with reference to the kind and dimensions of cars proposed to be operated, etc. These conditions, I believe, give the Commissioner of Bridges full authority over the operation of the proposed railway in so far as is necessary to protect the structure under his care.

Operation of Route in Streets to Begin When Operation Upon Bridge Begins.

There is a clause inserted in the contract by which the Company agrees not to operate upon the Manhattan Bridge until it shall put in operation a railway upon the route from the easterly side of West Broadway in the Borough of Manhattan to the Manhattan Bridge and from the intersection of Flatbush Avenue Extension with Fulton street in the Borough of Brooklyn to the Manhattan Bridge. As already explained, it is believed by this Bureau that the Company should be required to operate a substantial portion of its route, but as already stated, the Company claims it cannot negotiate for the use of existing tracks until it has obtained a franchise, and cannot guarantee the operation of that portion of the route provided for in the provision above mentioned until it has negotiated to a final conclusion with the companies owning the existing tracks.

Rate of Fare.

The rate of fare has been fixed not to exceed three cents for a continuous ride from any point on the proposed road to any other point thereon or line or branch operated by it or under its control. The report of the Franchise Committee which has already been referred to instructed that there be incorporated in the contract a provision that should any merger take place between the applicant and the Manhattan or Brooklyn companies at any time in the future, it shall then become an obligation of this Company to receive passengers from the lines of such merged companies and transfer passengers to the lines of such merged companies at a total fare of not exceeding five cents. This condition has also been inserted, and it provides in addition that failure to comply therewith may result in the forfeiture of the franchise.

Express Matter.

The contract provides that the Company shall operate only passenger and express cars and that no freight cars shall be operated. The operation of cars for the transportation of express matter, however, is not to be permitted between the hours of 6 o'clock a. m. and 8 o'clock p. m., with the further provision that the Board may further limit such operation as public convenience may require. Some of the existing companies in the Borough of Manhattan formerly operated cars for the transportation of express matter, but have discontinued such operation for the reason that it was unprofitable. I doubt very much whether this Company will have an occasion to operate many cars for that purpose. However, I believe that the clause above described will give the Board ample power in the premises should the operation of such cars become a nuisance or a detriment to the operation of passenger cars.

Compensation and Security Fund.

This is the first application to my knowledge which has been presented to the Board for a railway upon which the fare is proposed by the applicant company to be as little as three cents, and therefore, there is no data upon which to base the probable income of such a project. Further than that an interborough railway between Brooklyn and Manhattan is without precedent. I obtained, however, from the Public Service Commission a copy of the estimated income of the Company, as submitted to that Commission during the time when the application for a certificate of convenience and necessity was pending. Upon this estimated probable income was calculated the amounts originally proposed for the minimum annual payments; that is, applying the three per cent. of the gross receipts for the first five years and five per cent. thereafter, which is the minimum percentage which the Company is required to pay under the Railroad Law. These minimum annual payments were submitted to the Company's representatives who contended that it could not pay such sums. Subsequently these amounts were somewhat reduced upon the theory that if the gross income of the Company is such that three and five per cent. of the same will yield more than that proposed by the annual minimum payments, the City will in any event receive the larger amount. The compensation provided by the contract is as follows:

(a) The sum of fifteen thousand dollars ($15,000) in cash within three (3) months after the signing of the contract.

(b) During the first five years three (3) per cent. of the gross receipts, to be not less than four thousand dollars ($4,000) per annum.

During the second five years, five (5) per cent. of the gross receipts, to be not less than seven thousand dollars ($7,000) per annum.

(c) For the use of the tracks owned by the City upon the Manhattan Bridge and approaches thereto, the sum of five (5) cents for each round trip for each car operated on the bridge; this last item being the amount which is paid by all the companies operating cars across the East River bridges.

It is provided that the compensation shall not be construed in any manner in the nature of a tax; that is, that the Company shall not be permitted to deduct the amounts paid for this franchise from its special franchise tax.

The security deposit has been fixed at the sum of ten thousand dollars ($10,000), to be paid to the Comptroller in either cash or securities to be approved by him, to insure the faithful performance of the terms and conditions of the franchise.

Other Provisions.

The other provisions contained in the contract are those which have heretofore

been used for street surface railway franchises, and do not, I believe, need a special explanation.

—

The contract has been gone over carefully with the Counsel for the Company with a result that it seems to be impossible at the present time at least, to recommend a contract which is entirely acceptable to the Company. Counsel for the Company objects to five of the provisions of the contract attached hereto, as follows:

First—Section 3, Subdivision Fourth. This provision requires the operation of the railway in the streets between West Broadway and the Manhattan Bridge and Fulton street and the Manhattan Bridge in the Borough of Brooklyn when it begins operation on the Manhattan Bridge. The Company requests that this clause be modified to provide that the Company shall not operate cars upon the Manhattan Bridge until it shall have put in operation the railway upon the entire route unless it shall first obtain from the Board special permission to do so.

Second—The present contract provides that the initial payment of fifteen thousand dollars and the security deposit of ten thousand dollars be paid to the City within a fixed time after the contract is signed by the Mayor and that upon a forfeiture of the right, such sums are to become the property of the City. The Company wishes these sums returned to it if it is prevented from operating its railway by a final decree of a court of competent jurisdiction.

Third—Section 4, Subdivision First. This provision provides for compensation. By it the minimum annual payments are required from the date of the signing of the contract. The Company asks that these payments begin on the date of the commencement of operation.

Fourth—The subdivision last above referred to provides that none of the payments required shall be considered in any manner in the nature of a tax. The Company requests that the payment of three and five per cent. of the gross receipts be eliminated from that provision. In other words, the Company asks that it be allowed to deduct those payments from any sums which it may pay as a special franchise tax.

Fifth—Section 2, Subdivision Fourth. This provision provides that the property in the streets shall become the City's at the end of the term of grant. The Company wishes added to this provision a clause requiring the City to purchase at the end of the term at its then value the property not within the streets, provided the Company does not receive rights to further continue operation.

In view of the facts that the Franchise Committee has before it various other applications to operate upon the Manhattan Bridge and that it has already reported upon the application of this Company, it seems best that the contract be referred again to that Committee to determine what policy it wishes to pursue with reference to this application and to the various conditions in the franchise which have not been accepted by the Company.

It is recommended, therefore, that the application be again referred to the Franchise Committee, Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

Synopsis of Provisions of Contract.

Section 1. Grant.
First—On streets.
Second—On Manhattan Bridge.
Section 2. Conditions for franchise upon streets.
First—Consents of property owners to be obtained.
Second—Term of grant.
Third—Right not exclusive.
Fourth—Property to become City's at the end of term of grant.
Fifth—Commencement and completion of construction.
Sixth—Railway to be constructed, maintained and operated under the supervision of the proper local authorities.
Seventh—Motive power.
Eighth—Wires to be placed underground.
Ninth—Ice and snow to be removed.
Tenth—Company to pave between tracks.
Eleventh—Expense of alteration to drainage or sewerage systems to be borne by Company.
Twelfth—Right not to interfere with or be a hindrance to public work.
Thirteenth—If grades or lines of streets are changed, Company to change track to conform therewith.
Section 3 Conditions for franchise upon bridge.
First—Term of grant.
Second—Company to use tracks assigned to it by Commissioner of Bridges; to install signal system if required, etc.
Third—All apparatus of Company to be subject to inspection of Commissioner of Bridges and Company to comply with rules of said Commissioner.
Fourth—Cars not to be operated on bridge until the entire route between West Broadway and Fulton street is operated.
Fifth—Right not to affect authority of Commissioner of Bridges to make alterations and changes in construction.
Section 4. Conditions for franchise both on streets and on bridge.
First—Compensation.
Second—Annual charges to continue throughout whole term.
Third—Rights not to be assigned.
Fourth—Railway to be constructed and operated in the latest approved manner.
Fifth—Rate of fare.
Sixth—No freight cars to be operated.
Seventh—Fenders and wheelguards to be provided.
Eighth—Cars to be heated.
Ninth—Cars to be lighted.
Tenth—Headway of cars.
Eleventh—Annual report to the Board.
Twelfth—Company to keep accurate books of account.
Thirteenth—City may sue for forfeiture.
Fourteenth—Fine for inefficient public service.
Fifteenth—Company to assume all liability of damages.
Sixteenth—Security deposit.
Seventeenth—Definition of "notice and direction."
Eighteenth—Definition of "streets and avenues."
Nineteenth—If powers of Board or other authorities are transferred, then such other board or officers shall act for City.
Section 5. Contract not to limit jurisdiction of Public Service Commission.
Section 6. Provisions of Railroad Law to be complied with
Section 7. Company agrees to abide by all terms and conditions.

MANHATTAN BRIDGE THREE CENT LINE.

Proposed Form of Contract.

This contract, made this day of , 1911, 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 Manhattan Bridge Three Cent Line (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 passengers and property in the Boroughs of Manhattan and Brooklyn, in The City of New York, upon the following routes:

(1) Beginning at a point in the marginal way adjacent to the North River at or near the Desbrosses Street Ferry, thence by double track in, upon and across the marginal way and West street to Desbrosses street, thence by double track in and upon Desbrosses street to Washington street, thence by single track in and upon Washington street to Vestry street, thence by single track in and upon Vestry street to Greenwich street, thence by double track in and upon Vestry street to Canal street, thence by double track in and upon Canal street to a point easterly from the Bowery and opposite the property acquired by the City for a terminal to the Manhattan Bridge, thence southerly in, upon and across Canal street to a point on the southerly side thereof where a connection can conveniently be made with the tracks to be constructed by the City upon said Manhattan Bridge, its approaches and terminals.

Also a branch beginning at and connecting with the above described route at the intersection of Washington and Desbrosses streets, thence by single track in and upon Desbrosses street to Greenwich street, thence by single track in and upon Greenwich street to Vestry street, and there connecting with the above-described tracks in said last-named street, all in the Borough of Manhattan.

(2) Beginning at a point on the northerly side of Nassau street, where a connection can conveniently be made with the tracks to be constructed by the City upon the Manhattan Bridge, its approaches and terminals, thence by double track in, upon and across Nassau street to Flatbush Avenue Extension, thence by double track in and upon Flatbush Avenue Extension to its intersection with Fulton street, thence by single track in and upon Fulton street to Rockwell place, thence by single track in and upon Rockwell place to Flatbush avenue, thence by single track in and upon Flatbush avenue to Fourth avenue, thence by single track in and upon Fourth avenue to Atlantic avenue, thence by single track in and upon Atlantic avenue to Third avenue, thence by single track in and upon Third avenue to Flatbush avenue, thence by single track in and upon Flatbush avenue to Livingston street, thence by single track in and upon Livingston street to Hoyt street, thence by single track in and upon Hoyt street to Fulton street, thence by single track in and upon Fulton street to Bridge street, thence by single track in and upon Bridge street to Flatbush Avenue Extension, and there connecting with the above-described double track in Flatbush Avenue Extension, all in the Borough of Brooklyn. And to cross such other streets and avenues, named and unnamed, as may be encountered in said routes. Provided, however, that nothing in this contract shall be construed as permitting more than a double track in any portion of said routes or branches thereof in which there already exist street surface railway tracks.

The said routes with turnouts, switches and crossovers hereby authorized are shown upon a map entitled: "Map showing proposed track of the Manhattan Bridge Three Cent Line in the Boroughs of Manhattan and Brooklyn, City of New York, to accompany petition to the Board of Estimate and Apportionment, dated December 30, 1909," and signed by F. W. Rowe, President, and J. C. Brackenridge, 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 (2) tracks when constructed upon the Manhattan Bridge and approaches thereto, such tracks to be assigned to the Company by the Commissioner of Bridges; beginning at a point in the southerly side of Canal street upon the land acquired by the City for bridge terminal purposes, in the Borough of Manhattan, and there connecting with the tracks of the Company first above described, thence in and upon said bridge terminal to the approach to the Manhattan Bridge in the Borough of Manhattan, thence upon and along said bridge approach to the Manhattan Bridge, thence upon and along said bridge to the approach thereto in the Borough of Brooklyn, to land acquired for the Manhattan Bridge terminal in the Borough of Brooklyn, thence upon and along said land to Nassau street, and there connecting with the above-described tracks in Nassau street. 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.

Section 2. The grant of the right or privilege to construct, maintain and operate said railway from a point in the marginal way adjacent to the North River at or near Desbrosses Street Ferry to the entrance to the Manhattan Bridge and upon the approach thereto upon the routes hereinbefore described in the Borough of Manhattan, and from the entrance to the Manhattan Bridge to the intersection of Atlantic avenue with Fourth avenue, upon the routes hereinbefore described in the Borough of Brooklyn, is subject to the following conditions which shall be complied with by the Company:

First—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 said six (6) months or 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.

Second—The said right and privilege shall be held and enjoyed by the Company for the term of ten (10) 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 fifteen (15) 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 fifteen (15) 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 the original term of this 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.

Third—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any other corporation or to any individual a similar right or privilege upon the same or other terms and conditions over the routes hereinbefore decribed, and the Company shall not at any time oppose, but shall consent to the construction and operation of any street surface railway by any such other corporation or individual which may receive a franchise therefor from the City, and which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Should the City at any time during the term of this contract grant the right to any other corporation or to any individual the right or privilege to operate a railway upon the tracks of the Company on the route herein described or any portion thereof, then the City shall within thirty (30) days thereafter give notice to the Company that such right has been granted and of the name of the corporation or individual to which such right has been granted.

At the expiration of ninety (90) days after the giving of such notice such individual or corporation shall have the right to begin the operation of cars upon the tracks of the Company upon the route or any portion thereof over which such corporation or individual may receive a right or privilege, and continue such operation during the term thereof. Such corporation or individual shall pay to the Company for the right to use its tracks, equipment, power and all other property of the Company which shall be necessary in the operation of the railway upon the Company's tracks, such sum or sums as may be agreed upon by such corporation or individual and the Company within said ninety (90) days, or in the event that such agreement cannot be reached within said ninety (90) days, then such sum or sums as shall be determined by arbitrators, as hereinafter provided.

If the Company and such corporation or individual cannot, prior to the expiration of said ninety (90) days, agree upon the compensation for the use of such tracks, then such compensation shall be fixed by arbitrators selected in the following manner:

One fit and impartial person shall be chosen by the Company; one fit and impartial person shall be chosen by such corporation or individual. In default of such selection by either party within thirty (30) days after the expiration of said ninety (90) days, then the person who shall have been so selected by one party shall appoint and associate with himself one fit and impartial person for the purposes aforesaid, and if the persons so chosen shall differ in judgment, they shall appoint a fit and impartial person to be associated with them for the said purpose, if they can agree upon such person, or if they cannot agree, then each of them shall nominate two fit and impartial persons and from the names of the four persons so nominated that of one of them shall be drawn by lot, who shall be associated for the purpose aforesaid with the said two persons previously so respectively chosen or appointed. The decision under oath of any two of the said persons who shall be so selected shall be final and conclusive. The compensation and expenses of the persons so selected shall be borne by the individual or corporation to which such right may be granted.

Within thirty (30)) days after an agreement has been reached between said parties or in case said agreement cannot be reached before the time specified herein, then within thirty (30) days after the determination of the arbitrators as herein provided, the said parties shall enter into a written agreement which will specify the sum or sums which such corporation or individual shall pay to the Company for said privilege and the Company shall file the same with the Board. If the Company fails to sign such an agreement within said thirty (30) days and file the same with the Board, then the right herein granted shall cease and determine.

Fourth—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.

Fifth—The Company shall commence construction of the railway herein authorized within three (3) months from the date upon which the consents of the property owners are filed with the Board or from the date of the order of the Appellate Division of the Supreme Court made pursuant to section 174 of the Railroad Law confirming the determination of the Commissioners appointed thereunder, that such railway ought to be constructed, and shall complete the construction and place the same in full operation within six (6) months from the date of filing such consents or the date of such order; 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 the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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.

Sixth—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 structures, 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.

Seventh—The portion of said railway in the Borough of Manhattan and upon the Manhattan Bridge and its terminals shall be operated by underground electric power substantially similar to the system of underground electric power now used by the street surface railways in the Borough of Manhattan, by gas engine power or by electric storage battery power; provided that any other power may be used, except locomotive steam power, horse power or overhead electric power, which may be lawfully used, 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. The portion of said railway in the Borough of Brooklyn, except upon the Manhattan Bridge and its terminals, 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 Brooklyn, by gas engine power or by electric storage battery power; provided that any other power may be used, except locomotive steam power or horse power, which may be lawfully used, 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.

Eighth—No wires for the transmission of power, except trolley wires, shall be permitted unless they be placed in conduits underneath or along the side of the railway. When such conduits are constructed the Company shall provide two (2) conduits not less than three (3) inches in diameter each for the exclusive use of the City. The Company hereby agrees that such conduits shall be used only by the Company and the City, as above.

Ninth—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 Commissioner of Street Cleaning, 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.

Tenth—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. In case of the neglect of the Company to make pavement or repairs in the Borough of Manhattan after the expiration of thirty (30) days' notice to do so from the President of the Borough of Manhattan or to make pavement or repairs in the Borough of Brooklyn, after like notice from the President of the Borough of Brooklyn, then the said Presidents or either of them may make such pavement or repairs in their respective Boroughs at the expense of the Company. 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 official, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Eleventh—Any alteration to the sewerage or drainage systems, 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—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.

Thirteenth—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 streets and avenues 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.

Section 3. The grant of the right or privilege to operate cars upon two (2) tracks on the Manhattan Bridge and the approaches thereto, upon the route hereinbefore 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, with the privilege of renewal of said contract for the further period of fifteen (15) years, upon a fair revaluation of said right and privilege.

Such revaluation shall be made in like manner and upon the same conditions as that herein provided for the revaluation of the right and privilege to construct, maintain and operate a railway from Desbrosses Street Ferry to the Manhattan Bridge in the Borough of Manhattan and from the intersection of Atlantic avenue with Fourth avenue to the Manhattan Bridge in the Borough of Brooklyn.

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 pay the cost of keeping and maintaining 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, and the Company shall renew any or all tracks and electrical equipment used by it upon the bridge and its terminals when directed by the Commissioner of Bridges and in such manner as may be prescribed by him. 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 affecting 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 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 herein mentioned are used by any other individual or corporation, then the Company shall bear only such proportion of the cost or work required by the terms and conditions of this subdivision 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 therefor 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 headway 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 not operate cars upon the Manhattan Bridge until the Company shall have put in operation the railway upon the routes hereinbefore described from the easterly side of West Broadway to the westerly approach to the Manhattan Bridge in the Borough of Manhattan, and from the easterly approach to said bridge to the intersection of Flatbush Avenue Extension with Fulton street in the Borough of Brooklyn.

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.

Section 4. The grant of the said right and privilege to construct, maintain and operate a street surface railway from a point in the marginal way adjacent to the North River at or near Desbrosses Street Ferry to the westerly approach to the Manhattan Bridge in the Borough of Manhattan and from the easterly approach to said bridge to the intersection of Fourth and Atlantic avenues in the Borough of Brooklyn, upon the routes hereinbefore described and the grant of the said right and privilege to operate cars upon the Manhattan 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 the privilege hereby granted the following sums of money:

(a) The sum of fifteen thousand dollars ($15,000) in cash within three (3) 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 of five (5) years an annual sum which shall in no case be less than four thousand dollars ($4,000), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of four thousand dollars ($4,000).

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).

The gross annual receipts mentioned above shall be the gross receipts 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.

(c) For the use of the tracks owned by the City upon the Manhattan 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,

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 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 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.

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 any wise 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 appurtenances, 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 three (3) cents, and the Company shall not charge any passenger more than three (3) cents for one continuous ride from any point on its road or on any road, line or branch operated by it or under its control to any other point thereof or any connecting branch thereof within the limits of the City.

Should the Company at any time during the term of this contract be merged or consolidated with any other street surface railway company or companies, whose lines connect with or intersect the lines of the Company, the Company shall, by reason of such merger or consolidation, become obligated to receive passengers from and transfer passengers to the lines of such merged or consolidated company or companies and said passengers shall be given a continuous ride over the lines of the Company and the lines of such merged or consolidated company or companies for a single fare of not exceeding five (5) cents.

In the event of the failure at any time subsequent to such merger or consolidation of the Company or any merged or consolidated company or companies whose lines connect with or intersect the lines of the Company or of the successors or assigns of such company or companies for any reason whatsoever to receive and transfer passengers as hereinabove provided, this franchise shall ipso facto become void and forfeited.

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. Provided that no cars for the transportation of express matter shall be operated between the hours of six o'clock a. m. and eight o'clock p. m. daily, and that the Board may further limit the operation of such cars as public convenience may require.

The rate for the carrying of 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 services than provided for by it.

Seventh—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.

Eighth—All cars which are operated on said railway shall be heated during the cold whether, 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.

Ninth—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.

Tenth—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, or as may be directed by 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 the 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 receipts 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 receipts, 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 or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted may be forfeited by a suit brought by the Corporation Counsl, 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.

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 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 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 ten thousand dollars ($10,000), 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 and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, the quality of construction of the railway and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions, or compliance with such orders or either or any of them, 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 to the Company; or in case of failure to observe the said terms and conditions of this contract and orders of the Board acting thereunder, relating to the headway, heating and lighting of cars, fenders, wheelguards 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 wheelguards, in case of a violation of the provisions relating to these matters, all of which sums may be deducted from said fund.

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 deposted with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice, pay to the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars ($10,000), 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.

Seventeenth—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.

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

Nineteenth—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.

Section 5. Nothing in this contract shall be construed as in any manner limiting the present or future jurisdiction of the Public Service Commission under the laws of the State of New York.

Section 6. This grant is also upon the further and express condition that the provisions of article 5 and other provisions of the Railroad Law, pertinent hereto, shall be strictly complied with by the Company.

Section 7. 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.

MANHATTAN BRIDGE THREE CENT LINE,

[SEAL.] By ....., President.

Attest: ....., Secretary.

(Here add acknowledgments.)

The matter was referred to the Franchise Committee.

Twenty-eighth and Twenty-ninth Streets Crosstown Railroad Company.

In the matter of the petition of the Twenty-eighth and Twenty-ninth Streets Crosstown Railroad Company for a franchise to construct, maintain and operate a street surface railway from the existing tracks of the Company at West 28th street and Seventh avenue, upon and along Seventh avenue to West 33d street, to Eighth avenue, to West 31st street, to Seventh avenue, there connecting with the existing tracks of the Company, Borough of Manhattan.

By resolution adopted June 8, 1911, this day was fixed as the day for public hearing.

The Secretary presented the following:

Mayer and Gilbert, New York, June 26, 1911.

The Honorable, the Board of Estimate and Apportionment, 277 Broadway, New York City.

Gentlemen—In respect of the petition of the Twenty-eighth and Twenty-ninth Streets Crosstown Railroad Company for a franchise designed to connect up said line with Pennsylvania Station, and which is set for public hearing on July 6, 1911, I beg to say that I am advised that the Borough President deems it unwise to have additional tracks in Seventh or Eighth avenues, or any tracks in 31st and 33d streets.

Under the circumstances, and until a satisfactory plan can be worked out, I beg to withdraw the petition and to state that consequently there will be no need of a public hearing on July 6. Yours very truly,

JULIUS M. MAYER, Attorney for JOSEPH B. MAYER, Receiver.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 27, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—Under date of May 12, 1911, the Twenty-eighth and Twenty-ninth Streets Crosstown Railroad Company, by its Receiver, Mr. Joseph B. Mayer, petitioned the Board for the right to construct, maintain and operate a street surface railway in the Borough of Manhattan upon the following route:

Beginning at the intersection of West 28th street and 7th avenue; thence northerly by double track in 7th avenue to West 32d street; thence northerly by single track in 7th avenue to West 33d street; thence westerly by single track in West 33d street to 8th avenue; thence southerly by single track in 8th avenue to West 31st street; thence easterly by single track in West 31st street to 7th avenue, and there connecting with the track in 7th avenue above described.

The petition was presented to the Board on May 25, 1911, and referred to the Chief Engineer.

At the meeting held on June 8, 1911, the Board adopted a resolution fixing July 6, 1911, as the date for the preliminary public hearing, and requesting the Mayor to designate the newspapers in which to publish the notice of such hearing, as required by law.

Subsequent to the filing of the petition, a copy of the same was transmitted to the President of the Borough of Manhattan, which is the usual custom, with a request that he have the matter investigated and report any objections he may have to the proposed route or suggest any special conditions which he believes should be imposed in the grant. In reply thereto, under date of June 22, 1911, the President of the Borough of Manhattan states that the territory in which the railway is proposed to be operated has been examined by his Consulting Engineer and Commissioner of Public Works and that they have determined that it would be unwise to construct any additional tracks in 7th and 8th avenues or any tracks at all in West 31st or West 33d streets and that his Engineers are convinced that traffic conditions in the vicinity of the Pennsylvania terminal situated between West 31st and West 33d streets and 7th and 8th avenues, would prohibit the operation of street surface railways in those streets.

Upon the receipt of this communication, the representatives of the Company were advised of the opposition and a conference was held in this office at which the Receiver of the applicant Company, President of the Borough of Manhattan and the Pennsylvania Railroad Company were represented. It was agreed by the representatives of the applicant Company that in view of the suggestions made, it would not proceed further with its application until a plan had been worked out whereby a route could be selected which would be satisfactory.

Accordingly, Mr. Julius M. Mayer, Counsel for the Receiver of the applicant Company, addressed a letter to the Board under date of June 26, 1911, in which he states that in view of the circumstances he wishes to withdraw the petition until a satisfactory plan can be worked out.

Consequently the public hearing fixed for July 6, 1911, should not be held and it is suggested that the matter be referred back to the Bureau of Franchises until the Company has determined upon a definite plan. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The matter was then referred back to the Bureau of Franchises.

New York Edison Company.

In the matter of the application of the New York Edison Company for permission to install, maintain and use eighteen (18) additional terra cotta ducts, set in concrete and designed to contain electrical conductors, in the existing bridge over East 39th street, connecting the power stations of the Company on the east side of First avenue, Borough of Manhattan.

This application was presented to the Board at the meeting of June 22, 1911, and referred to the Bureau of Franchises.

The Secretary presented the following:

Board of Estimate and Apportionment, Bureau of Franchises, City of New York, June 6, 1911.

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

Sirs—The bridge over East 39th street connecting our two power stations on the east side of First avenue, was completed in accordance with the amended plan which was approved by the Board November 19, 1909, and filed as Approved Resolution No. 50. We now find it necessary, owing to increase in our business and to provide for future extensions, to request permission for the installation of eighteen additional terra cotta ducts set in concrete and designed to contain electrical conductors connecting the busses of the two power stations.

Permission to lay these ducts is asked for on account of increase in business and owing to remodelling of one of the power houses now in course of construction, which has demanded an increase in the capacity of Waterside Power Station No. 1, making desirable an increase in the bus tie connection so that both power stations can be operated from either switchboard. This increase in business requires the introduction of a 60 cycle current bus in Waterside No. 1, which station has heretofore had no 60 cycle bus, and six of the proposed ducts are to be devoted to the connection of this new bus to the corresponding bus in Waterside No. 2. In planning the reconstruction of Waterside No. 1 it has been found desirable to provide facilities for future railroad business for the operation of which a special railroad bus has been arranged.

The large increase in the 25 cycle current capacity of Waterside No. 1, now being installed over 50,000 kilowatts, and the consequent increase in the number of distributing feeders requires the extension of the bus in this station and at least six of the remaining twelve ducts will be devoted at once to the necessary additional 25 cycle current bus connection.

The introduction of these additional ducts on the bridge overloads the present steel trusses and we have designed two additional trusses and reinforcement to take the added load. This reinforcement will not in any way affect the outside appearance of the bridge, and involves merely an extension in the interior of the existing facilities.

We are sending under separate cover drawings of a section of the bridge showing the proposed ducts and the new trusses and reinforcement.

Respectfully, J. W. LIEB, JR., Third Vice-President.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 29, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment.*

Sir—The Board of Estimate and Apportionment adopted a resolution on June 25, 1909, which was approved by the Mayor June 29, 1909, granting permission to the New York Edison Company to construct, maintain and use an enclosed single span bridge over and across East 39th street, in the Borough of Manhattan, about twelve feet east of the easterly line of First avenue and fifty feet above the roadway. The bridge connects the Company's buildings on opposite sides of the street and is used as a passageway between the buildings. It was also designed to carry electric cables in the flooring, but under date of October 22, 1909, the Company presented a petition to the Board requesting permission to amend the plan of the bridge so as to provide for the carrying of the electric cables set in concrete above the passageway instead of in the flooring. The petition further requested authorization to install twelve additional ducts along the easterly side of the bridge for the purpose of conducting telephone and signal wires between the buildings. No objections were found to the proposed amendment and a resolution was adopted by the Board of Estimate and Apportionment on November 19, 1909, and approved by the Mayor on November 22, 1909, authorizing the change in position of the ducts and the additional ducts along the easterly side of the bridge.

The Company has now presented a petition dated June 6, 1911, to the Board of Estimate and Apportionment for permission to install eighteen additional ducts on the bridge. The petition recites that owing to an increase in the Company's business and in order to provide for future extensions, the capacity of one of the Company's power houses has been considerably increased and the additional ducts are necessary in order to carry the increased current.

The proposed additional ducts will overload the present steel trusses which will therefore require reinforcement. The necessary reinforcements are shown on the plan accompanying the petition and have been designed to lie entirely within the lines of the existing bridge.

Copies of the petition and accompanying plan were sent to the President of the Borough of Manhattan and to the Commissioner of Water Supply, Gas and Electricity, with a request that examinations be made by the various bureaus having jurisdiction, with a view to ascertaining if there are any objections to the installation of the additional ducts or to the necessary reinforcements on account of the ducts Replies to said communications dated June 19 and June 28, 1911, state there are no objections to the granting of the requested permission, and no particular conditions necessary to be inserted in the form of consent.

I can see no good reason why the requested permission should not be granted should the Board see fit to do so, particularly as the administrative departments of the city offer no objections. In such case I would, therefore, suggest that the resolution granting the consent for the said bridge as amended by the Board on November 19, 1909, be amended so as to permit of the installation of the proposed additional ducts and the requisite reinforcement of the bridge.

A resolution so providing is herewith submitted for adoption.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, By resolution adopted by the Board of Estimate and Apportionment on June 25, 1909, and approved by the Mayor June 29, 1909, the New York Edison Company was granted permission to construct, maintain and use an enclosed single span bridge over and across East 39th street at a point about twelve (12) feet east of the easterly line of First avenue, connecting its power houses on both sides of said street, the said bridge to be used as a passageway and to contain electric cables situated on the said bridge as shown on a certain plan attached to and made a part of said consent, and

Whereas, Said consent was amended by resolution adopted by the Board of Estimate and Apportionment November 19, 1909, and approved by the Mayor November 22, 1909, so as to permit of the carrying of the authorized cables and certain additional cables on the said bridge in the manner shown on a plan attached to and made a part of the said resolution of November, 1909, and

Whereas, The New York Edison Company has presented a petition dated June 6, 1911, to the Board of Estimate and Apportionment, requesting permission to install certain additional ducts on the said bridge to contain electric cables and to reinforce the said bridge in such manner as to carry the proposed additional ducts; now, therefore, be it

Resolved, That the resolution adopted by the Board of Estimate and Apportionment on June 25, 1909, approved by the Mayor June 29, 1909, and amended by resolution adopted November 19, 1909, and approved by the Mayor November 22, 1909, be and it hereby is amended so as to permit of the carrying of eighteen additional ducts and the reinforcing of the said bridge, all as shown on a plan, entitled:

"Second Amendment to plans showing location of Proposed Bridge connecting Water side Power-Houses over East 39th Street, Borough of Manhattan, New York City, for The New York Edison Company, 55 Duane Street, New York City. Date, June 1, 1911, Scale ½" = 1'-0,"

—and signed J. W. Lieb, Jr., Third Vice-President, a copy of which is attached hereto and made a part hereof, and be it further

Resolved, That this consent should not become operative until the said grantee shall duly execute an instrument in writing wherein said grantee shall promise, covenant and agree on its part to conform to, abide by and perform all the terms, conditions and requirements in the original consent fixed and contained, except as herein and hereby expressly modified 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.

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, The Bronx, Queens and Richmond—16.

New York Central and Hudson River Railroad Company.

In the matter of the application of the New York Central and Hudson River Railroad Company for permission to continue to maintain and use an existing track diagonally across Harlem River Terrace, at a point about 850 feet north of the northerly line of Fordham road, Borough of The Bronx.

This application was presented to the Board at the meeting of June 22, 1911, and referred to the Bureau of Franchises.

The Secretary presented the following:

To the Honorable Board of Estimate and Apportionment of the City of New York, 277 Broadway, New York City.

Gentlemen—On July 1, 1910, your honorable Board passed a resolution, which was approved by the Mayor on July 5, 1910, granting permission to The New York Central & Hudson River Railroad Company to construct a spur track across Harlem River Terrace about 850 feet north of Fordham road, Borough of The Bronx. This spur track was constructed for the convenience of the Bartlett-Haywood Company, which Company has a contract with the Consolidated Gas Company for the construction of a large gas holder near University Heights. The consent granted by the Board of Estimate and Apportionment was for one year and will expire on July 5, 1911, and although all due diligence has been exercised, the contractor will be unable to finish his work until some time in 1912.

It is, therefore, respectfully requested that the permission to construct and use this spur track be extended for one year from July 5, 1911, or until July 5, 1912, under such conditions as your honorable Board may see fit to impose.

Very respectfully yours,

THE NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY, by ALEX. S. LYMAN, General Attorney.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 26, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—A resolution was adopted by the Board of Estimate and Apportionment on July 1, 1910, and approved by the Mayor July 5, 1910, granting permission to the New York Central and Hudson River Railroad Company to construct, maintain and operate temporarily a spur track diagonally across Harlem River terrace at a point about 850 feet north of the northerly line of Fordham road, in the Borough of The Bronx, from the railroad of the petitioner on the westerly side of the terrace to property of the Consolidated Gas Company on the easterly side. The track was to be used for the

convenience of the Bartlett-Haywood Company in conveying materials for the construction of a large gas tank.

Section 1 of the consent provided that it should not extend beyond a term of one year from the date of approval by the Mayor. The Railroad Company has now presented a petition to the Board reciting that although due diligence has been exercised, the contractor will be unable to finish the gas tank before the expiration of the consent on July 5, 1911, and permission is, therefore, requested to continue to maintain and use the track for a further period of one year to July 5, 1912.

The resolution of the Board authorizing this track was adopted pursuant to an opinion of the Corporation Counsel, wherein it was held that, in view of the fact that Harlem River terrace was not physically open or in use, public interest would be served in the speedy erection of the tank, and the Board could properly give its consent to the temporary construction and use of the spur.

I caused an examination to be made and it was found that the terrace has not yet been graded, and it is in no condition to be opened to public travel.

A copy of the petition was forwarded to the President of the Borough of The Bronx, with a request to advise this office if Harlem River terrace is to be physically opened before July 5, 1912, or if there are any other reasons why the track should not be permitted to continue in existence and use until said date. In a reply dated June 19, 1911, the Borough President states there are no objections to the granting of the request.

As there are no objections to the continued existence of the track, and as it would appear that the terrace will not be opened to public use for some time, I would suggest that the request be granted, and the resolution of July 1, 1910, be amended so as to continue the permission in full force and effect for another year to July 5, 1912.

A resolution so providing is herewith submitted for adoption.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, The Board of Estimate and Apportionment did by resolution adopted July 1, 1910, and approved by the Mayor July 5, 1910, grant permission to the New York Central and Hudson River Railroad Company to construct, maintain and operate temporarily a spur track diagonally across Harlem River terrace at a point about 850 feet north of the northerly line of Fordham road, in the Borough of The Bronx, for the purpose of facilitating the conveyance of materials from the tracks of the said company on the westerly side of Harlem River terrace across said Harlem River terrace to property belonging to the Consolidated Gas Company, the said materials to be used in the erection of a gas tank for the said gas company; and

Whereas, Section 1 of the aforesaid resolution provides as follows:

"1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, or its successors in authority, and shall be revocable upon thirty (30) days' notice in writing to said grantee, its successors or assigns, but in no case shall said consent extend beyond a term of one year from the date of the approval of this consent by the Mayor, and thereupon all rights of the said New York Central and Hudson River Railroad Company, its successors or assigns, in and upon said Harlem River terrace by virtue of this consent shall cease and determine. The said consent shall terminate upon the completion of the construction of the tank."

—and

Whereas, The New York Central and Hudson River Railroad Company has presented a petition to the Board of Estimate and Apportionment for permission to continue to maintain and operate the said spur track for another year to July 5, 1912; now, therefore, be it

Resolved, That section 1 of the aforesaid consent be and the same is hereby amended to read as follows:

"1. The said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, or its successors in authority, and shall be revocable upon thirty (30) days' notice in writing to said grantee, its successors or assigns, but in no case shall said consent extend beyond July 5, 1912, after which date all rights of the said New York Central and Hudson River Railroad Company, its successors or assigns in and upon said Harlem River terrace by virtue of this consent shall cease and determine. The said consent shall terminate upon the completion of the construction of the gas tank."

—and be it further

Resolved, That the New York Central and Hudson River Railroad Company shall pay into the City Treasury within sixty (60) days of the approval of this resolution by the Mayor the sum of one hundred dollars ($100) as compensation for the privilege hereby granted; and be it further

Resolved, That this consent shall not become operative unless and until the said New York Central and Hudson River Railroad Company shall duly execute an instrument in writing to the satisfaction of the Board of Estimate and Apportionment accepting such consent and file the same in the office of said Board within thirty (30) days of the date of the approval of this resolution by the Mayor, wherein said Company shall promise, covenant and agree that the consent of the Board of Estimate and Apportionment so given to the extension of time for the use of the temporary spur track shall not in any wise change, alter or amend any of the terms, conditions and requirements in the original consent granted by resolution adopted by the Board of Estimate and Apportionment July 1, 1910, and approved by the Mayor July 5, 1910, fixed and contained, and which said consent and all the terms, conditions and requirements thereof shall remain in full force and effect as herein and hereby expressly modified.

And the said Company shall promise, covenant and agree in said instrument to hold The City of New York harmless from all loss or damage to persons or property which may result from the construction, maintenance or use of the railroad track hereby authorized.

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, The Bronx, Queens and Richmond—16.

R. J. Dean & Company.

The Secretary presented the following:

Department of Finance, City of New York, William A. Prendergast, Comptroller, March 6, 1911.

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

Sir—On March 2, this Department rendered a bill to R. J. Dean & Co., for the privilege of maintaining and using a pipe from 607 to 610 Greenwich street, for the period beginning March 2, 1911, and ending March 2, 1912. In reply thereto a communication was received from F. C. Linde Company, successors to R. J. Dean & Company, in which they state that they are no longer interested in the pipe, as they discontinued its use and installed electricity in April, 1910.

Will you be good enough to refer this to the Bureau of Franchises for investigation and report. Respectfully, E. D. FISHER, Deputy Comptroller.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 23, 1911.

HON. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—Under date of March 6, 1911, the Department of Finance addressed a communication to the Board of Estimate and Apportionment stating that in response to a bill rendered to R. J. Dean & Co., for the privilege of maintaining and using a pipe from No. 607 to No. 610 Greenwich street, in the Borough of Manhattan, for the year ending March 2, 1912, a reply was received from F. C. Linde Company stating that use of the pipe was discontinued in April, 1910, and the Department of Finaance requested that the matter be referred to this Bureau for investigation and report.

I caused an examination to be made which revealed that the pipe was installed by R. J. Dean & Co., under the authority of a resolution adopted by the Board of Aldermen on January 12, 1892, which became effective on January 23, 1892. Pursuant to said resolution the Commissioners of the Sinking Fund on March 2, 1892, fixed the compensation for the privilege at the sum of $32 per annum and required the filing of a bond with the Comptroller. In accordance with such requirement a bond dated March 3, 1892, for $1,000, and signed by Robert J. Dean and Alvin J. Donally was filed with the Department of Finance.

From information received from F. C. Linde Company it appears that 607 and 610 Greenwich street were occupied by R. J. Dean & Co. under lease and the said Company went into the hands of a receiver some years ago. F. C. Linde Company then leased said premises and made use of the said pipe.

Bills were annually rendered by the Finance Department to R. J. Dean & Co. at the said address and as F. C. Linde Company were using the pipe, checks were returned to the Comptroller in payment of the said bill. The said last-mentioned company has now no further desire to use the pipe and disclaims any ownership.

Under date of May 2, 1911, I fully advised the receivers for R. J. Dean & Co. of the facts and requested that, in accordance with the customary procedure in similar cases, application be made to the Board of Estimate and Apportionment for the revocation of the consent and the cancellation of the annual charge and of the bond filed. No such application has been presented and one of the receivers has informed me that no action will be taken in the matter as there is no money available for the removal of the pipe from the street.

In view of the fact that the pipe is of no further use to R. J. Dean & Co., the grantee, and F. C. Linde Company, the present occupant of the premises does not desire to use the pipe, the resolution of the Board of Aldermen granting the consent should be revoked and the receivers for R. J. Dean & Co. required to remove the pipe from the street.

A resolution is herewith submitted for adoption revoking the consent and requiring the receivers to remove the pipe by September 1, 1911. The resolution further provides in case the receivers should fail to remove the pipe by the date specified, that the President of the Borough of Manhattan cause the pipe to be removed at the expense of the receivers, and in the event that the costs of removal be not paid by the receivers, that the Corporation Counsel take action for the collection of such costs. Upon the completion of the work of removing the pipe by the receivers or, if removed by the City, upon the receipt of the costs of removal, the resolution authorizes the Comptroller to cancel the bond on file in his office.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, a resolution was adopted by the Board of Aldermen on January 12, 1892, reading as follows:

"Resolved, That permission be and the same is hereby given to R. J. Dean & Company to lay a six (6) inch W. I. pipe, enclosing a three and one-half (3½) inch iron pipe for conducting steam from Nos. 607 to 610 Greenwich street, between Clarkson and Leroy streets, as shown on the accompanying diagram, upon payment to the city, as compensation for the privilege, such amount as may be determined an equivalent by the Commissioners of the Sinking Fund, provided the said R. J. Dean & Company shall stipulate with the Commissioner of Public Works to save the city harmless from any loss or damage that may be occasioned by the exercise of the privilege hereby given, during the progress or subsequent to the completion of the work of laying said pipe, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council," which duly became effective on January 23, 1892, and

Whereas, The Commissioners of the Sinking Fund on March 2, 1892, fixed the compensation for the privilege at the sum of thirty-two dollars per annum and provided that the grantee should file a satisfactory bond with the Comptroller, and

Whereas, in accordance with such provision R. J. Dean & Company filed a bond for one thousand dollars in the Department of Finance and the compensation for the privilege has been paid to March 2, 1911, and

Whereas, it would appear that R. J. Dean & Company no longer occupies the said premises and that use of the pipe was discontinued in April, 1910; now, therefore, be it

Resolved, That the said resolution be and it hereby is rescinded and be it further

Resolved, That John J. Lenehan and William H. Corbitt, of 71 Nassau street, receivers of R. J. Dean & Company, be and they hereby are directed to entirely remove the said pipe from within the lines of Greenwich street on or before September 1, 1911, under the supervision and to the satisfaction of the President of the Borough of Manhattan and the Commissioner of Water Supply, Gas and Electricity, and be it further

Resolved, That the said officials be and they hereby are requested to advise this Board when the said pipe has been removed and the street pavement properly restored, and be it further

Resolved, That should the receivers for R. J. Dean & Company fail or neglect to remove said pipe by the date specified, the President of the Borough of Manhattan be and he hereby is directed to remove the same and restore the street pavement to its original condition and advise the Board of the date of completion of such work and of the cost of the same and the said official be and he hereby is requested in such event to make formal demand upon the receivers for R. J. Dean & Company for the payment of such costs and advise the Board within thirty (30) days of such demand whether or not the same has been paid, and in the event of the said receivers failing or neglecting to make payment of the cost of the said work, that the Corporation Counsel be and he hereby is requested to take such action as may be necessary for the collection of such costs, and be it further

Resolved, That upon the completion of the work of removal of the pipe and the restoration of the street pavement by the said receivers, or upon the receipt by the City of payment of the costs of removal, as hereinabove provided, the Comptroller be and he is hereby authorized to cancel the bond of one thousand dollars hereinabove mentioned.

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, The Bronx, Queens and Richmond—16.

Hardman, Peck & Company.

In the matter of the application of Hardman, Peck & Company for a revocation of the resolution adopted by the Board of Aldermen, July 14, 1903, approved by the Mayor July 20, 1903, granting Hardman, Peck & Company permission to install, maintain and use a pipe under and across West 49th street, connecting premises 636-640 with 635-637 West 49th street, Borough of Manhattan.

This application was presented to the Board at the meeting of April 27, 1911.

The Secretary presented the following:

April 18, 1911.

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

Gentlemen—Your petitioner, Hardman, Peck & Co., a domestic corporation, respectfully petition your honorable Board to revoke and cancel a franchise granted by authority of a resolution of the Board of Aldermen July 14, 1903, and approved by the Mayor July 20, 1903, by which franchise your petitioner was authorized to carry a pipe for the purpose of conveying steam under and across the highway or street in West 49th street, in the Borough of Manhattan, from 636 to 640 West 49th street to 635 to 637 West 49th street. That your petitioners have no further use for said pipe and desire that the franchise hereinbefore referred to be revoked and cancelled and that the annual charge of sixty dollars ($60) per annum for said franchise and the bond given by your petitioner and filed with the Comptroller be cancelled, vacated and discharged. Yours respectfully,

HARDMAN, PECK & CO., by CARL E. PECK, Vice-President.

(CORPORATE SEAL)

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 28, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—Hardman, Peck & Company presented a petition dated April 18, 1911, to the Board of Estimate and Apportionment for the revocation of a resolution, adopted by the Board of Aldermen on July 14, 1903, and approved by the Mayor, July 20, 1903, granting permission to the petitioner to install, maintain and use a pipe for the conveyance of steam under and across West 49th street, in the Borough of Manhattan, connecting its premises, known as Nos. 636-640 with Nos. 635-637 West 49th street. The petition further requested the cancellation of the annual charge of $60 for the privilege and of the bond filed with the Comptroller to protect the City from any loss or damage due to the said pipe.

At the meeting of the Board, held April 27, 1911, the matter was referred to this office for investigation and report.

Inquiry at the Finance Department revealed that the annual charge for the privilege has been paid into the City Treasury for the year, ending July 29, 1911, and a bond of one hundred and twenty dollars is on file in said Department.

In accordance with the procedure in all similar cases the petitioner was notified to remove the pipe from within the lines of West 49th street, under the supervision and direction of the President of the Borough and the Commissioner of Water Supply, Gas and Electricity. I am now in receipt of communication from said officials, dated respectively June 17 and June 28, 1911, stating that the pipe has been entirely removed from within the lines of the street and the pavement restored to its original condition.

I would therefore recommend that the resolution of the Board of Aldermen, authorizing the installation of the said pipe be revoked, and the Comptroller be authorized to cancel the bond filed in his office.

A resolution is herewith submitted for adoption, in accordance with the hereinabove contained suggestion. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, The Board of Aldermen adopted a resolution on July 14, 1903, reading as follows:

"Resolved, That permission be and the same hereby is given to Hardman, Peck & Co. to lay a 10-inch cast-iron pipe, as shown on the accompanying diagram, for the purpose of conducting steam under and across the carriageway of West 49th street, connecting their buildings, Nos. 636 to 640, on the south side of said street, with their buildings, Nos. 635 and 637, on the north side of said street; provided that the said Hardman, Peck & Co. shall pay to The City of New York, as compensation for the privilege, such amount as may be determined as an equivalent therefor by the Board of Estimate and Apportionment; and provided that said pipe shall not be laid more than three feet below the surface of the carriageway; and provided, further, that the said Hardman, Peck & Co. shall stipulate with the President of the Borough of Manhattan to save The City of New York harmless from any loss or damage that may be occasioned during the progress or subsequent to the completion of the work of laying said pipe; the work to be done at the expense of the said Hardman, Peck & Co. under the direction of the President of the Borough of Manhattan, such permission to continue only during the pleasure of the Board of Aldermen."

—which was approved by the Mayor July 20, 1903, and

Whereas, Pursuant to said resolution, the Board of Estimate and Apportionment on July 29, 1903, fixed the compensation for the privilege at the sum of sixty dollars per annum, and provided that the grantee should file a satisfactory bond with the Comptroller, and

Whereas, In accordance with such provision Hardman, Peck & Co. filed a bond, dated August 4, 1903, for one hundred and twenty dollars in the Department of Finance and the compensation for the privilege has been paid to July 29, 1911, and

Whereas, The President of the Borough of Manhattan and the Commissioner of Water Supply, Gas and Electricity have certified to the Board of Estimate and Apportionment that the said pipe has been removed from within the lines of West 49th street, and the street pavement satisfactorily restored; now, therefore, be it

Resolved, That the said resolution be and the same is hereby rescinded and be it further

Resolved, That the Comptroller be and he hereby is authorized and directed to cancel the bond of one hundred and twenty dollars hereinabove mentioned, and be it further

Resolved, That this resolution shall not become effective unless and until Hardman, Peck & Co. shall execute an instrument in writing, releasing the City of New York from any and all claims of any kind, character or description whatsoever held or claimed to be held under the terms and conditions of the aforesaid consent, and agreeing to quitclaim, waive and surrender to the City of New York any and all rights and privileges in and upon said West 49th street, in the Borough of Manhattan, held or claimed to be held under and by virtue of said consent and file the same with the Board of Estimate and Apportionment.

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, The Bronx, Queens and Richmond—16.

American Ice Company; Ice Manufacturing Company.

The Secretary presented the following:

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

Ice Manufacturing Company, a corporation organized and existing under the laws of the State of New York, and American Ice Company, a corporation organized and existing under the laws of the State of New Jersey, respectfully petition your Board and show and allege as follows:

I.

On February 5, 1909, a resolution was adopted by your Board, which was duly approved by the Hon. George B. McClellan on February 8, 1909, granting to the Seventieth Street Hygeia Ice Company, a New York corporation, the consent of the corporation of The City of New York to the installation, maintenance and use of a 16-inch iron pipe under and along East 70th street and Exterior street, in the Borough of Manhattan, City of New York, and connecting the property of said Seventieth Street Hygeia Ice Company situate on the northerly side of East 70th street, distant two hundred and fifteen (215) feet west of the westerly line of Exterior street with the East River, to be used for the purpose of obtaining salt water from the East River. The full particulars and conditions of said privilege and consent are more particularly shown in such resolution, which is "Approved Resolution Number 7 of the Year 1909." The said pipe line was duly constructed, and was thereafter and up to August 25, 1910, used and operated by the Seventieth Street Hygeia Ice Company in connection with its plant as aforesaid, and such pipe line was and is a necessary appurtenant to the said plant and to the operation thereof in the manufacture of ice.

II.

On or about August 25, 1910, the Seventieth Street Hygeia Ice Company sold to your petitioner, the American Ice Company, and the latter company purchased all the plant and property of the Seventieth Street Hygeia Ice Company situated as aforesaid, for the purpose and with the intention of continuing therein the manufacture of ice. On said August 25, 1910, the Seventieth Street Hygeia Ice Company and the American Ice Company presented to your Honorable Board a joint petition for the consent of your Board to the assignment and transfer of the aforementioned consent and privilege to the said American Ice Company, and such proceedings were thereafter had that your Board, at a meeting held on September 30, 1910, by "Approved Resolution Number 50 of the Year 1910," approved by the Mayor, October 10, 1910, consenting to such assignment on certain terms and conditions therein set forth, which terms and conditions your petitioners represent have been fulfilled and in all respects duly complied with. Thereafter the American Ice Company continued the manufacture of ice upon said premises.

III.

On or about May 5, 1911, the American Ice Company sold to your petitioner, Ice Manufacturing Company, and the latter company purchased all of the plant and property of the said American Ice Company, formerly of the Seventieth Street Hygeia Ice Company, situated as aforesaid, for the purpose and with the intention of continuing therein the manufacture of ice.

IV.

Your petitioner, Ice Manufacturing Company, desires the consent of your honorable Board to a transfer of such privilege by the American Ice Company, to Ice Manufacturing Company, as the salt water pipe is necessary to enable the Ice Manufacturing Company to continue to carry on the business of the manufacture of ice, and it is willing to comply with any and all conditions expressed in the original privilege granted to Seventieth Street Hygeia Ice Company, and in the consent to the transfer of such privilege to the American Ice Company and as may be required by your Honorable Board in order to obtain such consent.

V.

Your petitioner, the American Ice Company, joins in this application and will consent to the transfer of said privilege and will do any act that may be required by your Honorable Board for the purpose of procuring its consent to such transfer.

VI.

Your petitioners aver that *Ice Manufacturing Company* is ready, able and willing to comply with all the conditions of the said franchise.

Dated New York, June 15, 1911.

AMERICAN ICE COMPANY, Petitioner,

[Seal.] By Wesley M. Oler, President.

ICE MANUFACTURING COMPANY, Petitioner,

[Seal.] By Thos. Pettigrew, President.

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

On this 26th day of June, 1911, before me personally appeared Wesley M. Oler, to me known, who, being by me duly sworn did depose and say that he resides in Larchmont, New York; that he is the president of the American Ice Company, one of the corporations described in and which executed the foregoing petition; 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 the like order.

EDWARD J. REILLY, Notary Public, New York County, No. 25.

[Seal.] Certificate filed in Kings County.

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

On this 26th day of June, 1911, before me personally appeared Thomas Pettigrew, to me known, who, being by me duly sworn, did depose and say that he resides in The City of New York; that he is the president of the Ice Manufacturing Company, one of the corporations described in and which executed the foregoing petition; 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 the like order.

EDWARD J. REILLY, Notary Public, New York County, No. 25.

[Seal.] Certificate filed in Kings County.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 26, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—The Board of Estimate and Apportionment adopted a resolution on February 5, 1909, which was approved by the Mayor February 8, 1909, granting permission to the Seventieth Street Hygeia Ice Company, a domestic corporation, and the owner of certain property on the northerly side of East 70th street distant two hundred and fifteen feet west of the westerly line of Exterior street, in the Borough of Manhattan, to install, maintain and use a sixteen-inch pipe under and along East 70th street and across said Exterior street, from its premises to the East River, for the purpose of obtaining salt water from the river.

In accordance with section 15 of the said resolution, the Company filed its certificate of acceptance and subsequently completed the installation of the pipe on June 21, 1909. Pursuant to the terms and conditions of said consent, the grantee also deposited a security fund of one thousand dollars with the Comptroller, and has paid into the City Treasury the annual sum of five hundred and eighty-six dollars, as required by section 2 of the consent.

Section 4 of the consent provided as follows:

"The consent hereby given is for the exclusive use of the grantee and shall not be assigned either in whole or in part or leased or sublet in any manner nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever either by the acts of the said grantee, its successors or assigns or by operation of law without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment or its successors in authority."

The Seventieth Street Hygeia Ice Company and the American Ice Company presented a joint petition to the Board at the meeting held September 16, 1910, for its consent to a transfer of the privilege by the Seventieth Street Hygeia Ice Company to the American Ice Company. A resolution was adopted by the Board on September 30, 1910, and approved by the Mayor October 10, 1910, granting the requested consent, and pursuant to said resolution, the American Ice Company filed an agreement with the Board of Estimate and Apportionment on October 17, 1910.

The Ice Manufacturing Company, a domestic corporation, and the American Ice Company have now presented a joint petition dated June 15, 1911, to the Board for its consent to the transfer by the said American Ice Company of all its right, title and interest in and to the said pipe to the Ice Manufacturing Company. The petition recites that the said Ice Manufacturing Company on or about May 5, 1911, purchased the plant of the American Ice Company at the location stated, with the intention of continuing therein the manufacture of ice and the right to use the salt water pipe is necessary to carry on the business.

There would seem to be no objection to offer to the transfer and assignment by the American Ice Company of its right, title and interest in the said pipe, as proposed. In case the Board should see fit to grant its consent, the assignee should be required to execute an instrument in writing and file the same with the Board of Estimate and Apportionment, wherein it shall promise and agree to abide by and perform each and all of the terms and conditions of the resolution of February 5, 1909, and also agree to pay to the Comptroller within sixty days of the approval of the consent by the Mayor the sum of twenty-five dollars to cover the cost of report and publication.

The Comptroller should also be authorized to return the security of one thousand dollars deposited with him by the American Ice Company after the Ice Manufacturing Company has complied with the terms and conditions of the consent by depositing a security fund of one thousand dollars and filing the above mentioned agreement with the Board.

A form of resolution in accordance with the hereinabove contained suggestions is herewith submitted for adoption. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, By resolution adopted by the Board of Estimate and Apportionment February 5, 1909, and approved by the Mayor February 8, 1909, permission was granted to the Seventieth Street Hygeia Ice Company, a domestic corporation, to install, maintain and use a sixteen-inch cast-iron pipe from its premises on the northerly side of East 70th street, in the Borough of Manhattan, distant about 215 feet west of the westerly line of Exterior street under and along said East 70th street and across said Exterior street to the East River, for the purpose of conveying salt water to its premises; and

Whereas, Section 4 of said consent provided as follows:

"The consent hereby given is for the exclusive use of the grantee and shall not be assigned either in whole or in part or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever either by the acts of the said grantee, its successors or assigns or by operation of law without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment or its successors in authority."

—and

Whereas, In response to a joint petition dated August 21, 1910, from the Seventieth Street Hygeia Ice Company and the American Ice Company, the Board of Estimate and Apportionment adopted a resolution on September 30, 1910, which was approved by the Mayor October 10, 1910, granting its consent to the transfer by the Seventieth Street Hygeia Ice Company of all its right, title and interest in and to the said pipe to the American Ice Company, the last mentioned Company having purchased the property of the said Seventieth Street Hygeia Ice Company; and

Whereas, The American Ice Company and the Ice Manufacturing Company, a corporation organized and existing under the laws of the State of New York, have presented a joint petition dated June 15, 1911, to the Board of Estimate and Apportionment for its consent to the transfer by the American Ice Company of all its right, title and interest in and to the said pipe to the Ice Manufacturing Company, the said last mentioned Company having purchased the said property of the American Ice Company on East 70th street and the said pipe being necessary for the continuance of the business of the manufacture of ice carried on in said property; now, therefore, be it

Resolved, That the consent of the corporation of The City of New York be and the same is hereby given to the assignment of the interest of said American Ice Company in and to the aforesaid pipe and its right to use the same to the Ice Manufacturing Company, provided, however, that the said assignee shall execute an instrument in writing, wherein it shall accept the terms and conditions contained in the resolution adopted by the Board of Estimate and Apportionment on February 5, 1909, and approved by the Mayor on February 8, 1909, and agree to conform to, abide by and perform all of such terms and conditions as if such consent had been originally granted to the said Ice Manufacturing Company, and file said instrument with the Board of Estimate and Apportionment within sixty (60) days of the date of the approval of this consent by the Mayor.

And said Ice Manufacturing Company shall further agree to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the said pipe, and shall pay to the Comptroller of The City of New York within sixty (60) days after the approval of this consent by the Mayor the sum of twenty-five dollars ($25) to cover the cost of examination and publication; and be it further

Resolved, Should the said Ice Manufacturing Company accept the consent hereby granted and deposit a security fund of one thousand dollars, as required by the terms and conditions of the consent heretofore granted to the Seventieth Street Hygeia Ice Company, the Comptroller shall and he hereby is authorized to return to the American Ice Company the security deposit of one thousand dollars deposited with him by the said American Ice Company for the faithful performance of the terms and conditions of the consent, pursuant to the resolution adopted by the Board of Estimate and Apportionment September 30, 1910, and approved by the Mayor October 10, 1910, authorizing the transfer by the Seventieth Street Hygeia Ice Company of all its right, title or interest in and to the said pipe to the American Ice Company.

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, The Bronx, Queens and Richmond—16.

Greenhut-Siegel Cooper Company.

In the matter of the application of Greenhut-Siegel Cooper Company for permission to construct, maintain and use a conduit, under and across 6th avenue, at a point about 69 feet north of the northerly line of 18th street, Borough of Manhattan, connecting the properties of the petitioner on opposite sides of said avenue, for the purpose of conveying electric current between said premises.

This application was presented to the Board at the meeting of June 22, 1911, and referred to the Bureau of Franchises.

The Secretary presented the following:

In the matter of the application of Greenhut-Siegel Cooper Co. to place an electric conduit across 6th avenue.

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

The petition of Greenhut-Siegel Cooper Co. respectfully shows:

1. That your petitioner is a corporation duly organized and existing under and by virtue of the laws of the State of New York.

2. That your petitioner was formed by the consolidation of Greenhut & Co. and Siegel Cooper Co., domestic corporations, and has acquired all the property and business of each of said Corporations.

3. That your petitioner is lessee of the entire block front located on the east side of 6th avenue, between 18th and 19th streets, Borough of Manhattan, City of New York, and the entire block front on the west side of 6th avenue, between 18th and 19th street, Borough of Manhattan, City of New York. That your petitioner has a large building on each side of said avenue between the streets hereinabove mentioned, in which buildings it conducts its business, which is that of a general retail department store.

4. That it will be of great advantage and benefit to your petitioner to connect its respective stores by means of an electric conduit (as shown on plans submitted herewith), running under and across 6th avenue, for the purpose of supplying electric light and power necessitated by the business of your petitioner to the respective stores occupied by it, and to enable your petitioner to furnish such light and power, by operating only one electric plant at certain times. That in order to accomplish this purpose, it is necessary to place and maintain a conduit under and across 6th avenue. The dimensions and location of said conduit as hereinafter described, are more particularly shown on a plan of said conduit submitted herewith and made a part hereof. That the area of the cross section of said conduit is 34 inches wide and 11 inches in height; that the location of same is 115 feet south of the building line on the southerly side of 19th street, and 69 feet north of the building line on the northerly side of 18th street (the above distances are measured from the centre of the conduit).

Wherefore your petitioner respectfully prays that a permit may be granted it to place and maintain the aforesaid conduit as hereinabove described and shown on plan of same submitted herewith.

Dated New York, June 15, 1911.

GREENHUT-SIEGEL COOPER CO.,
By Joseph B. Greenhut, President.

(Corporate Seal.)

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

Joseph B. Greenhut, being duly sworn, says that he is an officer, to wit: the President of the Greenhut-Siegel Cooper Co., the petitioner herein; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to these matters he believes it to be true.

Deponent further says that the reason why this verification is not made by the petitioner is because the petitioner is a corporation, and that deponent is an officer thereof and is acquainted with the facts set forth in the petition herein.

JOSEPH B. GREENHUT.

Sworn to before me this 15th day of June, 1911.

WILLIAM L. BOYLE, Notary Public, New York County.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 26, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—The Greenhut-Siegel Cooper Company has presented a petition dated June 15, 1911, to the Board of Estimate and Apportionment for permission to construct, maintain and use a concrete conduit under and across 6th avenue at a point about 69 feet north of the northerly line of 18th street, in the Borough of Manhattan, connecting its properties on opposite sides of the avenue, for the purpose of conveying electric current between the said properties.

The petition recites that the Company is a domestic corporation formed by the consolidation of the Greenhut Company and Siegel Cooper Company and holds the said properties under lease. A general retail department store business is carried on by the petitioner in the premises on both sides of 6th avenue, and the proposed conduit will enable the Company to operate only one electric plant at certain times.

At the meeting of the Board held June 22, 1911, the petition was referred to the Bureau of Franchises for investigation and report.

Copies of the petition and accompanying plan were sent to the President of the Borough of Manhattan and to the Commissioner of Water Supply, Gas and Electricity, with a request that examinations be made by the various bureaus having jurisdiction with a view to ascertaining if there are any objections to the proposed conduit or any particular conditions necessary to be incorporated in the form of consent used by the Board for similar privileges.

In replies dated respectively June 19 and June 20, 1911, said officials have stated that there are no objections to the conduit and no particular conditions necessary to be inserted in the form of consent.

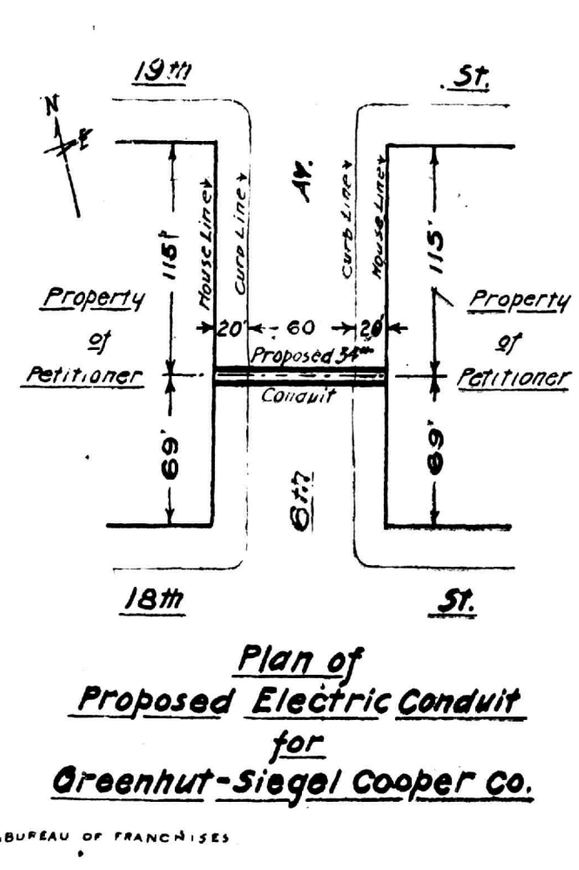
An examination of the plans submitted with the petition shows that the proposed conduit is designated to pass along the concrete flooring of the Hudson and Manhattan Railroad under 6th avenue, and at the request of this Bureau, the petitioner has filed a copy of the consent of the said Railroad Company to the installation of the conduit through its railroad.

As there are no objections to the proposed conduit, I can see no good reason why the requested permission should not be given should the Board see fit to do so. In such case I would suggest that consent be granted only during the pleasure of the Board of Estimate and Apportionment, but in no case to extend beyond a period of ten (10) years from the date of the approval of the consent by the Mayor and revocable upon sixty (60) days' notice in writing, and that it be made a condition of the consent that a security deposit in the sum of one thousand dollars ($1,000) be required, said deposit to be in the form of either cash or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

The proposed conduit is to be 34 inches wide and 11 inches high, almost twice as large as a 16-inch pipe, and its length between building lines is 100 feet. On the basis of charge heretofore fixed by the Board for private pipes in the City streets, viz.: $2 per linear foot for pipes 100 feet in length and not over 16 inches in diameter, the charge for the privilege should be $372 per annum. Such sum should be paid into the City Treasury in advance on November 1 of each year.

It has been made a condition of the resolution herewith submitted that the conduit be completed by November 1, 1911. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.



Plan of Proposed Electric Conduit for Greenhut-Siegel Cooper Co.

BUREAU OF FRANCHISES

The following was offered:

Whereas, Greenhut-Siegel Cooper Company has presented a petition dated June 15, 1911, to the Board of Estimate and Apportionment, for its consent to the construction, maintenance and use of a concrete conduit under and across 6th avenue, between 18th and 19th streets in the Borough of Manhattan, connecting the petitioner's property on opposite sides of said 6th avenue, for the purpose of conveying electric current between said properties; now, therefore, be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to Greenhut-Siegel-Cooper Company, a domestic corporation, and the lessee of certain properties on opposite sides of 6th avenue, between 18th and 19th streets, in the Borough of Manhattan, to construct, maintain and use a concrete conduit under and across said 6th avenue at a point about 69 feet north of the northerly line of 18th street, for the purpose of conveying electric current for light and power purposes between the said properties, for the exclusive use of the petitioner and for no other purpose, all as shown on the plan accompanying the application and entitled:

"Plan showing location of Proposed Electric Conduit to be constructed in 6th avenue, Borough of Manhattan, to accompany application dated June 15, 1911, of Greenhut-Siegel Cooper Co., to the Board of Estimate and Apportionment, City of New York,"

—and signed J. B. Greenhut, president, a copy of which is annexed hereto and made a part hereof upon the following terms and conditions:

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon sixty (60) days' notice in writing to the grantee, but in no case shall it extend beyond a term of ten (10) years from the date of its approval by the Mayor, and thereupon all rights of the grantee in said street by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, the annual sum of $372. Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures, encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New York the sum of one thousand dollars ($1,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

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 one thousand dollars ($1,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before November 1, 1911, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

Queens Borough Street Railway Company.

In the matter of the application of the Queens Borough Street Railway Company for a franchise to construct, maintain and operate a street surface railway, upon and along Van Alst avenue, from Franklin street to Winthrop avenue, in the First Ward, formerly Long Island City, Borough of Queens.

This petition was presented to the Board at the meeting of December 31, 1906, and after various reports and actions thereon, was referred back to the Bureau of Franchises on February 4, 1910.

The Secretary presented the following:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, June 26, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—In 1906 the Queens Borough Street Railway Company was incorporated for the purpose of constructing a railway upon Van Alst avenue, from Franklin street to Winthrop avenue, in the First Ward (formerly Long Island City), in the Borough of Queens. The incorporators were those interested in the Rickert-Finley Realty Company, which Company owned a large tract of land between Van Alst avenue and the East River, throughout nearly the entire length of the proposed route, and the object of the railway was to make that section accessible by furnishing street railway facilities.

Under date of December 7, 1906, which is the same date on which the certificate of incorporation of the Company was filed in the office of the Secretary of State, the Company petitioned the Board for a franchise to construct, maintain and operate its railway. The petition was presented to the Board on December 31, 1906, and referred to the Bureau of Franchises for investigation and suggestions. Later the Board adopted a resolution fixing July 8, 1907, as the date for the preliminary public hearing, which hearing was duly held on that date. Nobody appeared in opposition, and only counsel for the Company appearing in favor. The matter was then referred to a Select Committee of the Board, consisting of the Comptroller, President of the Board of Aldermen, and President of the Borough of Queens.

On October 4, 1907, a report was presented containing a draft form of contract for the franchise, which report was referred to the Select Committee named above. This Committee never reported on the application, and on February 4, 1910, the matter was again referred to the Bureau of Franchises, together with other pending applications which had previously been referred to Select Committees, but not finally acted upon by the Board.

The counsel for the Company strongly objected to some of the conditions contained in the draft form of contract submitted by the Division of Franchises on October 4, 1907, and considerable correspondence and several conferences were held with the counsel of the Company in regard to the proposed contract. The matter was finally dropped by the Company, resulting in discontinuing of negotiations for the franchise. Recently, however, the attorney for the Company has again taken the matter up and submitted amendments to the contract, which, he stated, would be acceptable to the Company, provided the Board would grant the franchise in the amended form.

It is now over four years since the application was made to the Board, and the Realty Company has been unable to dispose of its property because of lack of transportation in that locality. The Company has spent large sums of money in laying out streets, setting curbs and laying sidewalks, which, of course, brings no return to the Company unless it can dispose of its property. Between Hoyt and Winthrop avenues, which embodies about four-fifths of the proposed route, there has been practically no development on either side of Van Alst avenue. At the northerly end of the route there exists the plant of the Astoria Light, Heat and Power Company, where there are a large number of employees, who have no railway facilities for reaching that point. The patronage of these employees is practically all that the Company has to look to at once. The southerly end of the proposed route is reached by a line of the New York and Queens County Railway Company, which operates in Flushing avenue from points easterly to the Astoria Ferry. It will be necessary for passengers upon the proposed railway to pay two fares in order to reach other points in the Borough on the lines of the New York and Queens County Railway Company.

The Company has stated that it endeavored to influence the New York and Queens County Railway Company to extend its lines along Van Alst avenue, in order to furnish the transportation which is now sought. The Queens Company has steadfastly refused to make this extension or to apply for a franchise for the same, and for this reason it was necessary to organize the Company and file the petition under discussion.

Van Alst avenue is laid out on the City Map as 100 feet in width. The southerly portion—that is, between Franklin street and Hoyt avenue, a distance of about 950 feet—has been legally opened, and proceedings have been instituted for the acquisition of the remainder of the street covered by the route, though I understand title has not yet been vested.

A certificate of convenience and a necessity was granted the Company by the State Board of Railroad Commissioners on April 16, 1907. It will be necessary, however, under the present law to present a petition to the Public Service Commission for the First District for a certificate of approval of the franchise after it is obtained.

The conditions of the proposed grant to which the Company made the most objection, and which have been modified and embodied in a form of contract attached hereto, are as follows:

First. Rate of Fare—In the original draft it was recommended that the Company be permitted to charge a fare not exceeding two cents for a ride upon the proposed railway and a fare not exceeding five cents from any point on the proposed railway to any point on the lines of any other railway company, with which the Queens Borough Company may enter into a contract for interchange of transfers in the future. At the time this recommendation was made it was hoped that if the Company obtained a franchise and constructed the railway that traffic agreements would be made with the New York and Queens County Railway Company for interchange of transfers. This, however, the Company states, is a matter which the applicant cannot control, and has no assurance that the New York and Queens County Railway Company will enter into any such agreement. It is claimed, however, that the Company cannot operate upon this route, which is about 5,500 feet in length, for a fare of less than five cents per passenger, and that even at that rate of fare it would be impossible for the Company to carry enough passengers during the first years of operation to make the venture a financial success.

While I have not changed my views in relation to granting franchises for short lines, such as this, permitting the collection of a fare of five cents for each passenger, without transfer privileges, it appears that after four years those interested in this Company have been unable to obtain adequate transportation facilities by the company which practically controls the street surface railway facilities in the northerly portion of the Borough of Queens, and some effort should be made by the City to furnish such railway facilities. This Company being willing to furnish such facilities as is in its power, and being willing to invest its money in a property the financial success of which is so uncertain, I believe it should be given some consideration. It is possible that either the New York and Queens County Railway Company may subsequently acquire the property, in which case it can charge only a single fare of five cents from any point on the proposed railway to any point on any of its existing lines, or the applicant Company may secure further rights upon streets leading to terminal points, such as the Astoria Ferry or Queensboro Bridge, in which case the Company would be justified in charging a fare of five cents. Until this takes place, however, the only solution of the problem seems to be to permit this Company to construct its railway and charge the full fare of five cents. In the contract submitted herewith the Company is permitted to charge such fare.

Second. Term of Grant—The original contract provided for a term of fifteen years, with the privilege of renewal of a further term of ten years. This has been increased to a term beginning on the date upon which the contract is signed by the Mayor until June 10, 1934, with the privilege of renewal for a term of twenty-five years. The contract provides that the property in the street shall become the City's at the expiration of the term of the grant, and it has been argued that the Company cannot make the profit large enough to provide for a sinking fund within the short term originally proposed which will be sufficiently large to equal the value of the property.

In view of what has been already stated, it is recommended that the term of grant be increased. The object of fixing the expiration of the original term to June 10, 1934, is to make the grant coterminous with the grant to the New York and Queens County Railway Company on 2d avenue, so that if the New York and Queens County Railway Company should acquire the proposed railway the limited term of franchises of the New York and Queens County Railway Company would expire on the same date and renewals of the same could be negotiated for at the same time.

Third. Compensation and Security Deposit—The initial payment and the minimum annual sums have been somewhat reduced from that first proposed. The percentage of gross receipts remain as previously recommended—that is, 3 per cent. for the first five years and 5 per cent. thereafter—those being the minimum percentages required by the Railroad Law. The minimum annual payments are fixed in most cases at amounts which will not exceed amounts due the City computed upon the basis of percentages of gross receipts required by the franchise. In any event, should the amounts due by the percentages of gross receipts exceed the minimum payments, the City will receive the larger amount. I see, therefore, no objection to reducing the minimum annual payments, and I believe that the initial payment which is now recommended is sufficient to show the good faith of the Company. The compensation required by the contract submitted herewith is as follows:

(a) Initial payment of $1,000.

(b) During the first term of five years 3 per cent. of the gross receipts to be not less than $250 per annum.

During the second term of five years 5 per cent. of the gross receipts to be not less than $350.

conditions of the contract.

Fourth. Watering of the Streets—The Company objected to the clause requiring the Company to water the street three times every twenty-four hours when the temperature is above 35 degrees Fahrenheit. This provision is used particularly where there is no pavement or only a macadam pavement. There is no pavement at the present time on Van Alst avenue, and no doubt the street should be watered frequently if street cars are operated therein. There seems to be no objection, however, to changing the clause to make it effective only on direction of the Borough President. A number of contracts have been drawn in this manner recently, and in view of that fact I see no reason why such an amendment should not be made in this case. The contract submitted herewith contains that amendment.

Fifth. Other Changes—The other changes which have been made in the contract are those which are necessary to comply with the form which is now used, the original contract being drawn about four years ago. These changes, however, do not materially affect the meaning of the contract, and do not need an explanation.

The counsel for the Company, Mr. Charles Benner, has stated that the Company

will accept the contract with the amendments hereinbefore described, provided the Board will grant the franchise upon those conditions.

It is suggested that if the Board desires to grant the franchise in its present form, that it tentatively approve the contract and refer the same to the Corporation Counsel for his approval as to form and to incorporate therein such matter as he deems necessary to fully protect the interests of the City. After the contract has been approved by the Corporation Counsel, it is necessary under the law to fix a date for a final public hearing upon the same, due notice of which must be published in daily newspapers and in the CITY RECORD, and place the contract upon the minutes of the Board for at least thirty days. After this is done the Board may take final action authorizing the execution of the contract.

Respectfully, HARRY P. NICHOLS, Engineer, Chief of Bureau.

Synopsis of Provisions of Contract.

Section 1. Grant.
Section 2. Conditions of grant.
First—Consent of property owners to be obtained.
Second—Term of grant.
Third—Compensation.
Fourth—Annual charges to be maintained throughout term of grant.
Fifth—Rights not exclusive.
Sixth—Rights not to be assigned.
Seventh—Property in streets to become City's at end of term.
Eighth—Commencement and completion of construction.
Ninth—Construction to be in the latest approved manner.
Tenth—Railway to be constructed under the control of the City authorities.
Eleventh—Motive power.
Twelfth—Company to place transmission wires underground upon six months' notice.
Thirteenth—Rate of fare.
Fourteenth—No freight cars to be operated.
Fifteenth—Fenders and wheelguards to be provided.
Sixteenth—Cars to be heated.
Seventeenth—Cars to be lighted.
Eighteenth—Headway of cars.
Nineteenth—Streets to be watered.
Twentieth—Snow and ice to be removed.
Twenty-first—Company to pave streets.
Twenty-second—Alteration of drainage or sewerage systems to be done at the expense of Company.
Twenty-third—Railway not to be in preference or in hindrance to public work.
Twenty-fourth—When grades or lines of streets are changed, Company must change tracks.
Twenty-fifth—Annual report to the Board.
Twenty-sixth—Company to keep accurate books of account.
Twenty-seventh—City may sue for forfeiture.
Twenty-eighth—Fine for inefficient public service.
Twenty-ninth—Company to assume all liability of damages.
Thirtieth—Security deposit.
Thirty-first—Grant to be subject to rights of property owners.
Thirty-second—Definition of words "notice" and "direction."
Thirty-third—Definition of "streets and avenues."
Thirty-fourth—If authority of Board or other officer is transferred, then such other board or officer shall act for City.
Section 3. Contract not to be construed as limiting jurisdiction of Public Service Commission.
Section 4. Railroad Law to be complied with.
Section 5. Company promises, covenants and agrees to abide by terms and conditions.

QUEENS BOROUGH STREET RAILWAY COMPANY.

Proposed Form of Contract.

This contract, made this day of , 19 , 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 Queens Borough Street Railway 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 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 passengers and property in the Borough of Queens, in The City of New York, upon the following route, to wit:

Beginning at the intersection of Franklin street with Van Alst avenue; thence northeasterly in and upon Van Alst avenue to Winthrop avenue.

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

The said route with turnouts, switches and crossovers, hereby authorized, is shown upon a map entitled: "Queens Borough Street Railway Company. Map and profile of the proposed line, First Ward, Borough of Queens, New York City," and signed by C. E. Finlay, President, and G. A. Roullier, 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.

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

First—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 said six (6) months or 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.

Second—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 June 10, 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 (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 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 the original term of this 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.

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

(a) The sum of one thousand dollars ($1,000) in cash within three (3) 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 two hundred and fifty dollars ($250), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of two hundred and fifty dollars ($250).

During the second term of five (5) years an annual sum, which shall in no case be less than three hundred and fifty dollars ($350), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of three hundred and fifty dollars ($350).

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

During the fourth term of five (5) years an annual sum which shall in no case be less than six hundred dollars ($600), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of six hundred dollars ($600).

During the remaining term, expiring June 10, 1934, an annual sum which shall in no case be less than seven hundred dollars ($700), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of seven hundred dollars ($700).

The gross annual receipts mentioned above shall be the gross receipts 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 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 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentage 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.

Fourth—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 character 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.

Fifth—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 route 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 and avenues 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 and avenues for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, 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 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 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.

Sixth—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 any wise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

Seventh—Upon the termination of this original contract, or if the same be removed, 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.

Eighth—The Company shall commence construction of the railway herein authorized within three (3) months from the date upon which the consents of the property owners are filed with the Board, or from the date of the order of the Appellate Division of the Supreme Court, made pursuant to section 174 of the Railroad Law, confirming the determination of the Commissioners appointed thereunder, that such railway ought to be constructed and shall complete the construction and place the same in full operation within six (6) months from the date of filing such consents or the date of such order; otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinater provided, shall thereupon be forfeited to the City; provided that the period for commencement and the period for completion and placing the railway in full operation may be extended by the Board, but the total extension of time for either of such periods shall not exceed in the aggregate six (6) months; 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.

Ninth—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 appurtenances, 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.

Tenth—Said railway shall be constructed, maintained and operated subject to the superivision 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 structures 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.

Eleventh—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, howeved, 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 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.

Twelfth—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.

Thirteenth—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 its road or on any road, line or branch operated by it or under its control to any other point thereof, or any connecting 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.

Fourteenth—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 services than provided for by it.

Fifteenth—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.

Sixteenth—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.

Seventeenth—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.

Eighteenth—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, or as may be directed 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 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.

Nineteenth—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, if required by the President of the Borough of Queens, cause to be watered at least three (3) times every twenty-four (24) hours when the temperature is above thirty-five (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 curblines, 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.

Twentieth—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.

Twenty-first—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. In case of the neglect of the Company to make payment or repairs after the expiration of thirty (30) days' notice to do so from the President of the Borough of Queens, said President may make the same at the expense of the Company. 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 official, at its own expense, and the provisions as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage systems, 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-third—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.

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 streets and avenues 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—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.

Twenty-sixth—The Company shall at all times keep accurate books of account of the gross receipts 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 receipts, 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.

Twenty-seventh—In case of any violation or breach or failure to comply with any of the provisions herein contained, or with any orders of the Board acting under the powers herein reserved, the franchise or consent herein granted 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.

Twenty-eighth—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 structure 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.

Twenty-ninth—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.

Thirtieth—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 two thousand dollars ($2,000), 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 and compliance with all orders of the Board acting under the powers herein reserved, especially those which relate to the payment of the annual charges for the privilege hereby granted, the rendering of efficient public service, at the rates herein fixed, the repairs of the street pavement, the removal of snow and ice, the quality of construction of the railway, and the maintenance of the property in good condition throughout the whole term of this contract, and in case of default in the performance by the Company of such terms and conditions, or compliance with such orders or either or any of them, 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 to the Company; or in case of failure to observe the said terms and conditions of this contract and orders of the Board acting hereunder, relating to the headway, heating and lighting of cars, fenders, wheelguards 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 wheelguards, in case of a violation of the provisions relating to those matters, all of which sums may be deducted from said fund.

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 shll 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 pay to the City a sum sufficient to restore said security fund to the original amount of two thousand dollars ($2,000), 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.

Thirty-first--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 hereby authorized to operate.

Thirty-second—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-third—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, or over which the public has an easement" encountered in the route hereinbefore described, and upon or in which authority is hereby given to the Company to construct a railway.

Thirty-fourth—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.

Section 3. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the Laws of the State of New York.

Section 4. This grant is also upon the further and express condition that the provisions of Article 5 and other provisions of the Railroad Law, pertinent thereto, shall be strictly complied with by the Company.

Section 5. 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.

QUEENS BOROUGH STREET RAILWAY COMPANY,

[SEAL.] By.....President.

Attest.....Secretary.

(Here add acknowledgments.)

Hon. Daniel Ehntholt appeared in opposition to the proposed grant.

The matter was referred to the President of the Borough of Queens at his request.

Mason and Hanger Company.

The Secretary presented the following:

New York, June 23, 1911.

Honorable Board of Estimate and Apportionment, Division of Franchises, 277 Broadway, New York:

Sirs—In planning for the distribution of power to the five shafts of Contract 63, for the construction of the northerly section of the City Tunnel of the Catskill Aqueduct, recently awarded to us by the Board of Water Supply, we find it most advantageous to construct a central compressor plant on swamp lands near the intersection of Van Cortlandt avenue and Van Cortlandt Park South, for which permission has been given by the Commissioner of Parks, and to distribute compressed air from this point to the shafts located in the park. We have also been granted permission by the Commissioner of Water, Gas and Electricty to lay the compressed air line along the westerly bank of the West Basin of Jerome Park Reservoir, thence on top of the embankment covering the old Croton Aqueduct, to Shaft 5, located at 183d street.

For this purpose it is necessary to lay the compressed air line in the public highways, and we respectfully request permission to open the following streets, as indicated below, and to lay the above pipes therein, of the sizes noted. We also enclose plan showing the location of these crossings:

12-inch pipe from Van Cortlandt Park South to Sedgwick avenue, on Van Cortlandt avenue; 10-inch pipe, Sedgwick avenue, from Van Cortlandt avenue to Shaft 3, at the head of Jerome Park Reservoir; 8-inch pipe, crossing Sedgwick avenue in northerly direction at Shaft 3; 7-inch pipe, crossing Jerome avenue, just south of East 233d street; 7-inch pipe, crossing East 233d street, just east of Jerome avenue; 7-inch pipe, crossing Kingsbridge road at Reservoir avenue; 7-inch pipe, crossing West 192d street at Old Croton Aqueduct right-of-way; 7-inch pipe, crossing West 190th street at Old Croton Aqueduct right-of-way; 7-inch pipe, crossing West 188th street at Old Croton Aqueduct right-of-way; 7-inch pipe, crossing Fordham road at Old Croton Aqueduct right-of-way.

We beg to say the proposed air line will be in use for a period of about forty months, during the construction of contract with the Board of Water Supply, and we propose taking the pipe out of the ground at the completion of our work.

Yours Respectfully, MASON & HANGER COMPANY,
H. B. HANGER, President.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 29, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sirs—The Mason and Hanger Company has presented a petition dated June 23, 1911, to the Board of Estimate and Apportionment for permission to install, maintain and use a compressed air pipe under, along and across various streets and avenues in the Borough of The Bronx in connection with the construction of the northerly section of the City tunnel of the Catskill Aqueduct under a contract numbered 63, recently awarded to the petitioner by the Board of Water Supply. The streets and avenues under and along which the Company desires to install the said pipe line and the sizes of pipe to be installed are as follows:

A 12-inch pipe in Van Cortlandt avenue, from Van Cortland Park South to Sedgwick avenue.

A 10-inch pipe under and across Sedgwick avenue at Van Cortlandt avenue.

A 8-inch pipe under and across Sedgwick avenue near Harold avenue.

A 7-inch pipe under and diagonally across Jerome avenue at East 233d street.

A 7-inch pipe under and across Fordham road, West 188th street, West 190th street, West 192d street and Kingsbridge road, all within the extended lines of the old Croton Aqueduct.

The petitioner states that an agreement is about to be entered into with the Commissioner of Parks to construct a central compressor plant on swamp lands near the intersection of Van Cortlandt avenue and Van Cortlandt Park South and distribute the compressed air from that point under and across the park lands encountered by the proposed pipe line. Permission has also been obtained from the Commissioner of Water Supply, Gas and Electricity to lay the pipe line along the westerly bank of the west basin of Jerome Park Reservoir and along the embankment covering the old Croton Aqueduct, and a copy of such permission has been filed in this office. The permission of the Board of Estimate and Apportionment is necessary for those portions of the pipe line crossing streets and avenues under its authority. The pipe line will be in use for a period of about forty months, within which time it is anticipated that the contract will be completed and the pipe line will then be removed from the streets.

The petitioner is incorporated under the Laws of the State of West Virginia, and at my request has filed in this office a copy of its certificate of authority to do business in the State of New York, issued by the Secretary of State June 14, 1909.

Copies of the petition with accompanying plans were forwarded to the President of the Borough of The Bronx and the Commissioner of Water Supply, Gas and Electricity with a request that examinations be made by the various bureaus of said Departments having jurisdiction, with a view to ascertaining if there are any objections to the proposed pipe line or any particular conditions which should be incorporated in the form of revocable consent heretofore used by the Board for similar privileges. Replies to said communications dated, respectively, June 26 and June 29, 1911, state there are no objections to the project and no particular conditions necessary to be inserted in the consent.

The greatest length of the proposed pipe line within the City streets is on Van Cortlandt avenue from Van Cortlandt Park South to Sedgwick avenue, but the installation of the pipe line in Van Cortlandt avenue will not cause any disturbance to the City's street system as the petitioner holds a contract from the City to regulate and grade that portion of the said avenue.

As there are no objections to the project, I can see no good reason why the requested permission should not be given. Should the Board see fit to do so, I would suggest that consent be granted during the pleasure of the Board of Estimate and Apportionment, but in no case to extend beyond a period of five (5) years from the date of the approval of the consent by the Mayor, and revocable upon sixty (60) days' notice in writing, and that it be made a condition of the consent that a security deposit in the sum of three thousand dollars ($3,000) be required; said deposit to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

The lengths of the pipe line within the City streets are as follows: Van Cortlandt avenue from Van Cortlandt Park South to Sedgwick avenue and across Sedgwick avenue, 1,099 feet; Jerome avenue, 140 feet; Kingsbridge road, 234 feet; West 192d street, 60 feet; West 190th street, 60 feet; West 188th street, 30 feet; Fordham road, 90 feet; making a total length of 1,713 feet of pipe line within the lines of the streets. All of this pipe is less than sixteen inches in diameter and at the rate heretofore fixed by the Board for private pipes in the City streets, the charge for the pipe line should be two thousand and forty-five and 50/100 dollars ($2,045.50) per annum.

It has been made a condition of the consent that such sum be paid into the City Treasury in advance on November 1 of each year; the first payment, however, to be made within sixty (60) days of the date of approval of the consent by the Mayor and to be only such proportion of said two thousand and forty-five and 50/100 dollars ($2,045.50) as the time between the date of approval of the consent by the Mayor and November 1, 1911, bears to a whole year.

The customary form of resolution granting consent is herewith submitted for adoption. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, Mason and Hanger Company has presented a petition dated June 23, 1911, to the Board of Estimate and Apportionment for its consent to the installation, maintenance and use of a pipe line under, along and across certain streets and avenues in the Borough of The Bronx for the purpose of conveying compressed air from a compressor plant to be erected by the petitioner on the northerly side of Van Cortland Park South near Van Cortlandt avenue to the line of the City tunnel of the Catskill Aqueduct; now, therefore, be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to Mason and Hanger Company, a corporation organized and existing under the Laws of the State of West Virginia and duly authorized by a certificate from the Secretary of State dated June 14, 1909, to do business in the State of New York, to install, maintain and use a pipe line in the Borough of The Bronx from a compressor plant to be constructed by the said grantee on property situated on the northerly side of Van Cortlandt Park South near Van Cortlandt avenue to the line of the City tunnel of the Catskill Aqueduct for the purpose of using compressed air in the prosecution of the work of constructing said tunnel under a contract awarded to the said grantee by the Board of Water Supply, and for no other purpose; said pipe to pass under, along and across Van Cortlandt avenue from Van Cortlandt Park South to Sedgwick avenue, and under and across Sedgwick avenue and under and across Fordham road, West 188th street, West 190th street, West 192d street, Kingsbridge road and Jerome avenue at East 233d street, all as shown upon the plan accompanying the application, and entitled:

"Plan showing locations of proposed pipes to be constructed in West 188th street, Fordham road, West 190th street, West 192d street, Kingsbridge road, Sedgwick avenue, Albany road, Jerome avenue, Van Cortlandt avenue, Borough of The Bronx, to accompany application dated June 23, 1911, of Mason and Hanger Company to the Board of Estimate and Apportionment, City of New York,"

—and signed Mason and Hanger Company, Edgar A. Groves, Engineer; a copy of which is attached hereto and made a part hereof upon the following terms and conditions:

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon sixty (60) days' notice in writing to the grantee, but in no case shall it extend beyond a term of five (5) years from the date of its approval by the Mayor, and thereupon all rights of the grantee in said streets by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, two thousand and forty-five and 50/100 dollars ($2,045.50). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain

permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures, encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New York the sum of three thousand dollars ($3,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

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 three thousand dollars ($3,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before January 1, 1912, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

J. B. Malatesta.

In the matter of the application of J. B. Malatesta for permission to construct, maintain and use a narrow gauge railroad track from the easterly side of White Plains road and Boston road, across White Plains road and along Astor avenue to Olinville avenue, to Britton street, to Bronx boulevard, to Burke street, Borough of The Bronx.

This application was presented to the Board at the meeting of June 29, 1911, and referred to the Bureau of Franchises.

The Secretary presented the following:

3169 Jerome Avenue, New York City, June 27, 1911.

Mr. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment*, 277 Broadway, New York, N. Y.:

Dear Sir—In connection with my contracts for regulating and grading Boston road and Bronx boulevard, I hereby make application for a permit to lay a temporary narrow gauge railroad track from the junction of Boston road, White Plains road and Astor avenue, thence along Astor avenue to Olinville avenue, thence northerly along Olinville avenue to Britton street, thence along Britton street to Bronx boulevard, thence along Bronx boulevard to Burke street.

I have received the consents of the property owners on Britton street, this being the only street where title has not been vested in the City.

The construction of this railroad will greatly facilitate the work on the above named contracts, and in granting same I shall be able to complete them in much less time than is allowed.

The streets through which this railroad is intended to run are not built up, there being only one house on the entire line. In view of the foregoing, I would request that you use every endeavor to secure this permission. Yours very truly,

J. B. MALATESTA, Contractor.

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, June 30, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment:*

Sir—J. B. Malatesta has presented a petition dated June 27, 1911, to the Board of Estimate and Apportionment for permission to lay down, maintain and use temporarily a narrow gauge railroad track from the easterly side of White Plains road at Boston road directly across White Plains road and along Astor avenue to Olinville avenue; thence northerly along Olinville avenue to Britton street; thence westerly along Britton street to Bronx boulevard; thence northerly along Bronx boulevard to Burke street.

The petition recites that the proposed railroad track will facilitate the work of regulating and grading Boston road and Bronx boulevard under contracts from the City held by the petitioner and will enable the work to be completed in less time than provided.

Title to the land within the lines of Britton street has not yet vested in the City, and said street is not physically open to public use, but the owners' consent has been obtained by the petitioner. The other streets upon which the proposed track is to be placed are regulated and graded and White Plains road is paved, but there is only one building along the entire line of the proposed track. The petitioner has stated that permission is only requested for a term of about seven months, during which period the work will be entirely completed.

In a communication dated June 29, 1911, The President of the Borough of The Bronx has stated that there are no objections to the granting of a temporary permit for this proposed construction track but that the grantee should be required to furnish security for the restoration of the pavement across White Plains road.

I have been informed by the office of the Borough President that Mr. Malatesta has lately been awarded the contract for regulating and grading the portion of Bronx baulevard north of Burke street, his bid being $57,961, such sum being almost $10,000 less than the next lowest bidder, and that he was enabled to present such a low bid on account of his ability to furnish filling to Bronx boulevard from his Boston road contract by means of the proposed temporary railroad.

In view of the decision in the case of Hatfield vs. Straus, it would not ordinarily be within the power of the Board to grant the requested permission, but in this particular case the proposed contract is a means of saving to the City some $10,000. Furthermore, there is no great public use of the larger part of the route upon which it is proposed to construct the track. In view of these facts, it was deemed advisable to request an opinion of the Corporation Counsel as to whether authorization could properly be granted for such a track in this particular case.

In response to such request, the Corporation Counsel rendered an opinion, wherein it is held that, in view of the saving to the City incident to the construction and use of the proposed track and the rapidity with which the work may be done, the Board might elect to consider this a case where a revocable consent could properly be granted. The opinion further suggests that the petitioner should be required to first obtain consents of all abutting property owners along the line of the proposed railroad. Such course of procedure would undoubtedly be best, but in this particular case the object of the petitioner would be defeated by such a requirement, as it might take considerable time to obtain such consents and the track is only desired for about seven months. It would therefore seem that such requirement might be waived, the petitioner having already obtained the consent of the owner of the property within the lines of Britton street, and the form of consent herewith submitted provides that it is subject to whatever right, title or interest the owners of abutting property may have in and to the said streets.

In view of this opinion, there appears to be no reason why the requested privilege should not be granted. Should the Board deem it advisable to do so, I would suggest that consent be given only during the pleasure of the Board of Estimate and Apportionment, and in no case to extend beyond March 1, 1912, and revocable upon ten days' notice, in order that the consent may be revoked immediately upon the receipt of objections by abutting property owners to the track. It should also be made a condition of the consent that a security deposit in the sum of two thousand dollars ($2,000) be required; said deposit to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent. Such fund will insure the restoration of the street pavements as requested in the hereinbefore mentioned communication from the Borough President.

At the rate of charge heretofore fixed by the Board for railroad tracks in the City streets, viz.—four per cent. per annum of the assessed valuation of the area of street occupied, a width of ten feet being estimated for a single track, the charge for this privilege for the term of the consent—a period of seven and one-half monthly only—should be one hundred and sixty-five dollars ($165).

The customary form of resolution granting consent is herewith submitted for adoption. Respectfully,

HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following was offered:

Whereas, J. B. Malatesta has presented a petition dated June 27, 1911, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of a narrow gauge railroad track from the junction of Boston road and White Plains road, directly across said White Plains road and along Astor avenue to Olinville avenue; thence northerly along Olinville avenue to Britton street; thence along Britton street to Bronx boulevard; thence along Bronx boulevard to Burke street; said track to be used for the purpose of conveying material; all as more fully recited in a report of the Bureau of Franchises presented herewith; now therefore be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to J. B. Malatesta to construct, maintain and use temporarily a narrow gauge railroad track beginning at the easterly side of White Plains road at Boston road; thence extending directly across White Plain road and westerly along Astor avenue to Olinville avenue; thence northerly along Olinville avenue to Britton street; thence westerly along Britton street to Bronx boulevard; thence northerly along Bronx boulevard to Burke street; said track to be used for the purpose of conveying material in connection with the regulating and grading of Bronx boulevard, and for no other purpose; all as shown on a plan accompanying the application, entitled:

"Plan showing location of 36-inch gauge railroad track to be constructed across White Plains road and along Astor avenue and Olinville avenue, Britton street and Bronx boulevard, to accompany application dated June 27, 1911, of J. B. Malatesta to the Board of Estimate and Apportionment, City of New York,"

—and signed by J. B. Malatesta; a copy of which is attached hereto and made a part hereof upon the following terms and conditions:

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable upon ten (10) days' notice in writng to the grantee, but in no case shall it extend beyond March 1, 1912, and thereupon all rights of the grantee in said street by virtue of this consent shall cease and determine.

2. The grantee shall pay into the Treasury of The City of New York, as compensation for the privilege hereby granted, the sum of one hundred and sixty-five dollars ($165.) Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the grantee from either of the premises to be connected by the structure, or upon the revocation or termination by limitation of this consent, the grantee shall cause the structure hereby authorized to be removed and all of said street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives, and the entire cost of such work shall be borne by the said grantee. If the structure hereby authorized shall not be required to be removed, it is agreed that it shall become the property of The City of New York.

4. This consent is for the exclusive use of the grantee and shall not be assigned either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein pass to or vest in any other person, firm or corporation whatsoever, either by the acts of the grantee or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment.

5. The grantee shall pay the entire cost of all work, labor and material in connection with the structure hereby authorized, and particularly—

(a) Its construction, maintenance and removal.

(b) The protection of all structures which shall in any way be disturbed by its construction or removal.

(c) All changes in sewers or other subsurface structures necessitated by its construction or removal, including the laying or relaying of pipes, conduits, sewers or other structures.

(d) The replacing or restoring of the pavement in said street which may be disturbed during its construction or removal.

(e) Each and every item of the increased cost of the installation of any future structures or repairs or alterations to any existing or future structures caused by its presence in the street.

(f) The inspection of all work during its construction or removal as herein provided, which may be required by the President of the Borough and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction or removal shall be begun, the grantee shall obtain permits to do the work from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed by those officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to those officials working plans which shall include and show in detail the method of construction of the structure hereby authorized and the mode of protection or changes in all structures required by the construction or removal of the same.

Upon the completion of the work, the grantee shall furnish to the President of the Borough a plan of such character as he may direct, showing accurately and distinctly the location, size and type of construction and complete dimensions of the structure erected or installed under this consent; also the location and dimensions of all substructures encountered during the progress of the work. The depth below the street surface of the new structure and of the substructures encountered must be shown; also their location with reference to the nearest curb line and the nearest curb-line intersection.

As proceedings have been initiated for the opening of Britton street, where the proposed track is to be located, but title has not yet vested in the City, it is made a particular condition of this resolution that the consent of the City to the construction of the track on the said portion of Britton street shall not take effect until such time as title to said portion of said street shall vest in the City.

7. The grantee shall allow to The City of New York a right of way through, under or above any part of the structure hereby authorized for any and all structures which are now or may be hereafter placed by The City of New York in said street.

If at any time it shall become necessary to replace or alter any structure in said street, the City shall have the right to break through or remove all or any portion of the structure hereby authorized and the grantee shall pay to the City the expense incurred by such removal.

8. The structure hereby authorized and any fixtures laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. It shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to said street.

10. Said grantee shall be liable for all damages to persons or property, including the street and structures therein and thereunder, by reason of the construction and operation or maintenance of the structure hereby authorized, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted, shall be strictly complied with.

12. This consent is upon the express condition that within sixty (60) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the grantee shall deposit with the Comptroller of The City of New York the sum of two thousand dollars ($2,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge, the repairs of the street pavement and the removal of the structure hereby authorized. 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 charge, shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

In case of any drafts so made upon the security fund the said grantee shall, upon thirty (30) days' notice in wrting, 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 dollars ($2,000), and in default of the payment thereof, the consent hereby given may be cancelled 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 proceeding 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.

13. Said grantee shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of its intention to begin the work hereby authorized at least forty-eight hours before such work commences. The grantee 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.

14. Said grantee shall commence the construction of the structure hereby authorized and complete the same on or before October 1, 1911, otherwise this consent shall be forfeited forthwith, and without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

15. This consent shall be null and void unless said grantee shall duly execute an instrument in writing, wherein said grantee shall accept this consent and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained and file the said instrument 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; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

And said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the structure hereby authorized.

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, The Bronx, Queens and Richmond—16.

Rapid Transit Railway, Battery-East River-Atlantic Avenue Route.

The Secretary presented the following:

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

The Public Service Commission for the First District herewith transmits to you for your approval and the approval of the Mayor of the City as required by law certified copies of resolutions adopted by it on the 30th day of June, 1911, determining and establishing a route and general plan of construction for an additional rapid transit railroad to be known as the Battery-East River-Atlantic Avenue Route.

This route is among those recommended for construction in the report dated June 5, 1911, of the Select Committee of the Board of Estimate and Apportionment and of the members of the Commission, which report was later approved by the Board of Estimate and Apportionment.

The proposed route will connect the routes heretofore adopted and approved terminating at the Battery with Brooklyn routes also adopted and approved in Atlantic, 4th and Flatbush avenues. The benefit to be derived from putting the Borough of Brooklyn on an all-rail connection with the Borough of Manhattan is too obvious to require discussion.

As the construction of the under-river crossings will probably require the greatest time, the Commission considers it important that steps be taken to secure the necessary consents for this route at as early a date as possible. The matter of canvassing for property owners' consents will, of course, have to await the determination upon this matter of your honorable Board and the Mayor.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, By W. R. WILLCOX, Chairman.

[SEAL OF THE COMMISSION]

Attest: TRAVIS H. WHITNEY, Secretary.

Dated June 30, 1911.

The following was offered:

Resolved, That the communication be received and in pursuance of law, this Board hereby appoints Thursday, the 13th day of July, 1911, at 10.30 o'clock in the forenoon as the time, and Room 16, City Hall, Borough of Manhattan, as the place when and where such plans and conclusions will be considered; and be it further

Resolved, That the Secretary be and he hereby is directed to cause notice of such consideration to be published in the CITY RECORD.

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, The Bronx, Queens and Richmond—16.

The matter was then referred to the Franchise Committee.

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

Rapid Transit Railways.

The President of the Borough of Manhattan presented a communication from the Brooklyn Rapid Transit Company in reply to resolution adopted by this Board at the special meeting on June 30, 1911, as follows:

Brooklyn Rapid Transit Co., 85 Clinton Street, Brooklyn, N. Y., Office of the President, July 5, 1911.

Hon. WILLIAM R. WILLCOX, *Chairman, Public Service Commission for the First District;* Hon. GEORGE MCANENY, *Chairman, Special Committee of the Board of Estimate and Apportionment,* Borough of Manhattan.

Gentlemen—We acknowledge receipt of your communication of the 30th ultimo transmitting copy of report made by you to the Board of Estimate and Apportionment, the recommendations of which were adopted by that body at a special meeting on June 30 last.

Replying particularly to subdivision G of paragraph 1 of said report,

"That the contract for the lines aforesaid shall be conditioned upon the company's agreement to operate upon the general terms set forth in the resolutions adopted by the Board on June 21, 1911, as herein amended, the additional lines and extensions set forth in its proposition of April 25, 1911, and upon the company's assurance to the Board of Estimate and Apportionment not later than July 6, 1911, that it will operate such additional lines if requested so to do."

—we hereby formally assure you and the Board of Estimate and Apportionment of our willingness to operate such additional lines upon the general terms set forth in the resolutions adopted by the Board on June 21, 1911, and as amended in the committee's report of June 29, 1911.

We call your attention to certain language of the report as embodied in the copy transmitted to us which we assume does not fully express the purpose of your committee.

In subdivision A of paragraph 1 referring to recapture, it is provided that there shall be paid to the company the actual cost of the equipment "less the amount of expenditures for depreciation and renewals, and the amount accrued in any sinking fund," etc. We assume that this is intended to mean any unexpended balance of depreciation and renewal charges.

In subdivision E of paragraph 1, we assume that the words "cost of construction" are intended to include also the cost of equipment.

In subdivision F of paragraph 1, we assume that the words "any incidental fee damages for rights of way in acquiring streets allowed by the courts" are not limited to damages for rights of way in the opening of new streets, but include generally damages for rights of way in streets already opened.

We stand ready to cooperate with the Public Service Commission and your Committee in the preparation of plans and specifications and the formulation of contracts, to the end that there may promptly be secured for the public the fullest measure of transit benefits permitted under our proposals. Respectfully submitted,

BROOKLYN RAPID TRANSIT COMPANY, by T. S. WILLIAMS, President.

The President of the Borough of Manhattan then moved that the communication be laid on the table and taken up for consideration at the special meeting to be held Monday, July 10, 1911, at 10.30 o'clock a. m.

Which motion was agreed to.

FINANCIAL MATTERS.

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

$1,000 within the appropriation made to the Department of Bridges for the year 1911.

Department of Bridges, City of New York, 13-21 Park Row, Manhattan, N. Y., June 7, 1911.

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

Gentlemen—I have to request the following transfer within the Budget appropriation for the Department of Bridges for the year 1911, as follows:

From

Manhattan Bridge—
139. General Supplies $1,000 00
—the amount therefor being in excess of requirements.

To

Manhattan Bridge—
141. Repairs and Replacements by Contract or Open Order..... $1,000 00
—the amount thereof being insufficient.

This transfer does not increase the Budget appropriation for this Department for the year 1911. Respectfully,

WM. H. SINNOTT, Deputy and Acting Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 7, 1911, the Deputy and Acting Commissioner of Bridges requested a transfer of $1,000 within the appropriations to the Department of Bridges for 1911. In connection therewith I report as follows:

The proposed transfer is from Manhattan Bridge, No. 139, General Supplies, to Manhattan Bridge, No. 141, Repairs and Replacements by Contract or Open Order. The credit transfer is stated to be necessary for repairs to the bridge. The Budget appropriation of $1,000 for the purpose is almost exhausted, and there is an ample unencumbered balance in No. 139 for debit transfer.

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The folowing resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Bridges for the year 1911, as follows:

From

Manhattan Bridge—
139. General Supplies $1,000 00

To

Manhattan Bridge—
141. Repairs and Replacements by Contract or Open Order..... $1,000 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, The Bronx, Queens and Richmond—16.

$2,575 within the appropriation made to the Department of Public Charities for the year 1910.

Department of Public Charities of The City of New York, Foot of East 26th Street, June 16, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—I beg respectfully to request the transfer of two thousand five hundred and seventy-five dollars ($2,575) from the appropriation to this Department for the year 1910, entitled, "Department of Public Charities, Miscellaneous, Code 1910, No. 638, State Hospital for Incipient Tuberculosis," the same being in excess of the amount required therefor, to the appropriation: "Department of Public Charities, Miscellaneous, Code 1910, No. 636, Clothing for Epileptics Sent to Craig Colony," the same being insufficient. Respectfully yours,

M. J. DRUMMOND, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 16, 1911, the Commissioner of the Department of Public Charities requested the transfer of $2,575 within appropriations to his Department for the year 1910. In connection therewith, I report as follows:

The transfer is from Miscellaneous, No. 638, State Hospital for Incipient Tuberculosis, to Miscellaneous, No. 636, Clothing for Epileptics sent to Craig Colony.

The appropriation for No. 638 was $17,000. The liability incurred was $13,819.68, leaving an unencumbered balance of $3,180.32.

The appropriation for No. 636 was $7,500. Bills amounting to $10,050.23 for clothing furnished to about 400 epileptics sent by the City to Craig Colony, Sonyea, N. Y., have been received, indicating a deficit of $2,550.23.

I recommend that the request be approved by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, that the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Public Charities for the year 1910, as follows:

From

Miscellaneous—
638. State Hospital for Incipient Tuberculosis..... $2,575 00

To

Miscellaneous—
636. Clothing for Epileptics sent to Craig Colony..... $2,575 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, The Bronx, Queens and Richmond—16.

—

$2,500, within the appropriation made to the President of the Borough of The Bronx for the year 1911.

City of New York, President of the Borough of The Bronx, 3d Avenue and 177th Street, Office of the President, June 20, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Request is hereby respectfully made that the sum of $2,500 be transferred from the appropriation made to the President, Borough of The Bronx, for the year 1911, entitled Bureau of Highways—Maintenance of Highways—Code 1727, "Repairs and Replacements by Contract or Open Market Order," the same being in excess of the amount required for the purposes thereof, to the appropriation made to the said President for the same year, entitled Bureau of Highways—Maintenance of Highways—Code 1732, "Contingencies," the amount of said appropriation being insufficient.

The purpose of this transfer is to provide funds to purchase seven (7) additional horses. It has been several years since any additional horses have been purchased for the use of Highways-Maintenance of this Department, although several have been worn out in the service from time to time and sold at public auction. The special use designed for these horses is to convey throughout the Borough daily the General Inspectors, which, owing to the long distance traversed, requires the use of different horses twice a day, or morning and afternoon.

The funds can be spared from the appropriation for Repairs and Replacements as above stated, for the reason that the painting of the superstructures of bridges crossing the railroads of the Borough, for which an appropriation was made, are to be painted by the railroad companies, instead of by this Department, as originally contemplated. Respectfully,

CYRUS C. MILLER, President, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the President of the Borough of The Bronx requested the transfer of $2,500 within the appropriations for the Bureau of Highways in his office for 1911. In connection therewith, I report as follows:

The transfer is to provide for the purchase of seven horses for use in connection with maintenance work. It is stated that no horses have been purchased for the work for several years, although several horses have been worn out in the service and sold at auction. The horses are used throughout the Borough by the general Inspectors in making their tours. Owing to the great area covered it is necessary to use two horses for each Inspector during the working day.

It is proposed to transfer the amount from No. 1727, Repairs and Replacements by Contract or Open Order. The appropriation for the account was $21,000. Part of the allowance was to be expended for painting several highway bridges in the Borough. The work has been done by the railroad companies over whose tracks the bridges pass, thereby saving to the City enough for the transfer. No provision was made in the Budget for the purchase of horses. The credit transfer is proposed for No. 1732, Contingencies.

I recommend the approval of the request by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the office of the President of the Borough of The Bronx for the year 1911, as follows:

From

Bureau of Highways—Maintenance of Highways—
1727. Repairs and Replacements by Contract or Open Order..... $2,500 00

To

1732. Contingencies $2,500 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, The Bronx, Queens and Richmond—16.

—

$100, within the appropriation made to the Board of Assessors for the year 1911.

Office, Board of Assessors, 320 Broadway, New York, June 2, 1911.

Hon. W. J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment,* City of New York:

Sir—The Board of Assessors respectfully asks for a transfer of one hundred dollars ($100) from its telephone account of 1911, account No. 1338, to its contingency account of 1911, account No. 1339, said transfer being within its total appropriation for the current year.

There was an unexpended balance of one hundred and twenty-one dollars ($121) from the appropriation for telephone service for the year 1910, and as this service has not been changed, it is likely that a similar balance will remain at the close of 1911 unless this transfer is made.

The Board desires the transfer for the purchase of the Court of Appeals reports, which it regards very necessary for the use of the office. The sum of $75 appropriated under the general supplies account simply covers the cost of current reports and other books of a special character which are required from time to time.

Yours respectfully, THOMAS J. DRENNAN, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 2, 1911, the Secretary of the Board of Assessors requested the transfer of $100 within appropriations for the Board for the year 1911.

The proposed transfer is from No. 1338, Telephone Service, to No. 1339, Contingencies. The appropriation for No. 1339 was $375. The $100 is for the purchase of the Court of Appeals Reports. The Board states that the Reports are necessary for the use of the office. There is ample balance in No. 1338 for the debit transfer.

I recommend that the request be approved by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the Board of Assessors, for the year 1911, as follows:

From

1338. Telephone Service $100 00

To

1339. Contingencies $100 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, The Bronx, Queens and Richmond—16.

—

$8, within the appropriation made to the County Court and Surrogate's Court, Richmond County, for the year 1910.

County of Richmond, Surrogate's Office, Richmond, N. Y., June 26, 1911.

Hon. WILLIAM J. GAYNOR, *Chairman, Board of Estimate and Apportionment,* City Hall, New York:

Dear Sir—I find that, through an error, there is still outstanding against Account No. 1972, 1910, the sum of eight dollars in favor of the Matthew Bender Company, for books furnished for use in the library of this Department.

As there are no funds in said Account No. 1972, 1910, and there is an unexpended balance in Account No. 1971, 1910, I would respectfully request that the sum of eight dollars be transferred from Telephone Account No. 1971, 1910, to Contingencies Account No. 1972, 1910. Respectfully yours,

SIDNEY F. RAWSON, County Judge and Surrogate.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 26, 1911, the County Judge and Surrogate of Richmond County requested the transfer of $8 within appropriations to the Court for the year 1910.

The transfer is from No. 1971, Telephone Service, to No. 1972, Contingencies. The appropriation for 1972 was $250. The liabilities incurred amount to $258. The $8 deficiency is on account of the purchase of law books from the Matthew Bender Company.

I recommend that the request be approved by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the County Court and Surrogate's Court, Richmond County, for the year 1910, as follows:

From

1971. Telephone Service $8 00

To

1972. Contingencies $8 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, The Bronx, Queens and Richmond—16.

—

$32.99 within the appropriation made to the President of the Borough of Queens for the year 1910.

The City of New York, Offices, Commissioner of Public Works of the Borough of Queens, Long Island City, June 15, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment,* New York City:

Sir—Pursuant to provisions of section 237 of the Charter of The City of New York, application is hereby made for a resolution authorizing the transfer between the following funds of the Bureau of Public Buildings and Offices, this Department, to wit:

Fund, President of the Borough of Queens, Bureau of Public Buildings and Offices, No. 1658, 1910, General Supplies, $32.99, to Fund, President of the Borough of Queens, Bureau of Public Buildings and Offices, No. 1660, 1910, Repairs and Replacements by Contract or Open Order, $32.99.

This transfer is neceessary to liquidate vouchers on account of orders issued by this Department, amounting to ninety-six dollar ($96).

We have an apparent balance in Fund No. 1660 of $63.01, plus the transfer of $32.99—equals $96. Your repectfully,

WALTER H. BUNN, Acting President of the Borough of Queens.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 15, 1911, the Acting President of the Borough of Queens requested the transfer of $32.99 within appropriations to his office for the year 1910.

The transfer is in the Bureau of Public Buildings and Offices, from No. 1658, General Supplies, to No. 1660, Repairs and Replacements by Contract or Open Order. It is stated the $32.99 is needed to cover a deficit on account of orders issued by the Bureau.

I recommend that the request be approved by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the office of the President of the Borough of Queens for the year 1910, as follows:

From

Bureau of Public Buildings and Offices, Maintenance—
1658. General Supplies $32 99

To

Maintenance—
1660. Repairs and Replacements by Contract or Open Order..... $32 99

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Pressident of the Board of Alder-

men and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

$75, within the appropriation made to the Department of Parks, Boroughs of Manhattan and Richmond, for the year 1910.

The City of New York, Department of Parks, Boroughs of Manhattan and Richmond, Arsenal, Central Park, June 26, 1911.

To the Board of Estimate and Apportionment, City of New York:

Gentlemen—I beg to request that your Honorable Board will authorize the traneser of the sum of seventy-five dollars ($75) from the appropriation No. 857 for the year 1910 (Repair and Replacement by Contract or Open Order), to No. 856 for the same year (Materials for Repairs and Replacements by Departmental Labor), the latter being insufficient to cover the expense of purchasing materials necessary for repairs to the park drives. It is found that about 37½ cubic yards of such material was used to complete the work in excess of the quantity covered by contract made for supplying gravel for that purpose. Respectfully,

CHAS. B. STOVER, Commissioner of Parks, Boroughs of Manhattan and Richmond.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 26, 1911, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested a transfer of $75 within appropriation to the Department for the year 1911. In connection therewith I report as follows:

The proposed transfer is from No. 857, Repairs and Replacements by Contract or Open Order, to No. 856, Materials for Repairs and Replacements by Departmental Labor. The Commissioner states that about 37½ cubic yards of material were used for making repairs to the park drives in excess of the quantity provided for in a contract. The $75 will enable the Commissioner to liquidate the outstanding liability against the account for the year.

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves transfer of funds appropriated to the Department of Parks, Boroughs of Manhattan and Richmond, for the year 1910, as follows:

From

Parks, Manhattan and Richmond, Maintenance, Parks and Boulevards—
857. Repairs and Replacements by Contract or Open Order..... $75 00

To

Maintenance, Parks and Boulevards—
856. Material for Repairs and Replacements by Departmental Labor.... $75 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, The Bronx, Queens and Richmond—16.

—

$1,300 within the appropriation made to the Department of Parks, Borough of The Bronx, for the year 1911.

Department of Parks, The City of New York, Office of Commissioner for the Borough of The Bronx, Zbrowski Mansion, Claremont Park, June 28, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor and Chairman, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Sir—At the request of Dr. N. L. Britton, Director of the New York Botanical Garden, application is hereby made for a transfer of thirteen hundred dollars ($1,300) from the appropriation made to the Department of Parks, Borough of The Bronx, for the year 1911, entitled, and as follows:

1150. Maintenance, New York Botanical Garden:
Fuel, 1911 ..... $1,000 00
1153. Maintenance, New York Botanical Garden:
Forage, shoeing and boarding horses, 1911..... 300 00

—to the appropriation made to this Department for the year 1911, entitled and as follows:

1147. Maintenance, New York Botanical Garden:
General Supplies, 1911 ..... $500 00
1148. Maintenance, New York Botanical Garden:
Materials for repairs and replacements by departmental labor, 1911: 500 00
1149. Maintenance, New York Botanical Garden:
Repairs and replacements by contract or open order, 1911..... 300 00

Dr. Britton in his communication stated that the amounts allowed for general supplies, materials for repairs and replacements by departmental labor, and repairs and replacements by contract or open order, are insufficient for the purposes thereof.

On the other hand, for the reason that there is a large quantity of wood available for fuel, caused by the necessary cutting down of dead chestnut trees, a considerable saving can be made in the purchase of coal, making it possible to take some of the money provided for fuel and devote it to the purposes mentioned above. The appropriation for forage also proves to be somewhat larger than is necessary this year, on account of the hay crop, which is now being harvested.

An unusual item of expense has to be provided for this year in the painting of the interior of the great central dome (Palm House) of Conservatory Range No. 1. I find that this has become necessary in order to protect the iron work, which is beginning to rust, and it must be done this year, as a matter of precaution.

Trusting that this request will meet with the approval of your honorable Board, I remain, yours very truly,

T. J. HIGGINS, Commissioner of Parks, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 28, 1911, the Commissioner of Parks, Borough of The Bronx, requested a transfer of $1,300 within appropriations to the Department for the year 1911. In connection therewith I report as follows:

The requested transfers are within the allowance for the New York Botanical Garden, under the jurisdiction of the Department of Parks, and are made at the request of Dr. N. L. Britton, the Director.

Dr. Britton states that the appropriations for No. 1147, General Supplies; No. 1148, Material for Repairs and Replacements by Departmental Labor, and No. 1149, Repairs and Replacements by Contract or Open Order, are insufficient. He also states that there has been a considerable saving in No. 1150, Fuel, by reason of the cutting out of dead chestnut trees. A saving also has been made in No. 1153, Forage, Shoeing and Boarding Horses, by the harvesting of a heavy crop of hay.

The credit transfers, in the sums of $500 for No. 1147, $500 for No. 1148 and $300 for No. 1149 are to provide for the painting of the interior of the central dome of the Palm House. It is stated that the painting is necessary to protect the iron work from rust.

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves transfers of funds appropriated to the Department of Parks, Borough of The Bronx, for the year 1911, as follows:

From

Parks, Bronx, Maintenance, New York Botanical Garden—
1150. Fuel $1,000 00
1153. Forage, Shoeing and Boarding Horses..... 300 00

To

Maintenance, New York Botanical Garden—
1147. General Supplies $500 00
1148. Material for Repairs and Replacements by Departmental Labor.... 500 00
1149. Repairs and Replacements by Contract or Open Order..... 300 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, The Bronx, Queens and Richmound—16.

—

The Secretary presented a communication from the Secretary of the Board of Education, transmitting certified copy of resolution adopted by said Board relative to fixing the compensation of the Janitors of certain school buildings.

Which was referred to the Committee on Salaries and Grades, consisting of the Comptroller and the President of the Board of Aldermen.

—

Consideration of the communication from the Corporation Counsel, in response to resolution adopted by the Board on April 6, 1911, requesting that information be furnished the Board in regard to the present status of the suit started by The City of New York against the New York Central and Hudson River Railroad Company for $231,750, with interest, claimed to be due for the past use and occupation of certain lands and lands under water between 60th aund 72d streets, west of 11th avenue, Borough of Manhattan, was laid over one week.

(At the meeting held June 15, 1911, the Corporation Counsel was requested to advise the Board by its next meeting, June 22, 1911, exactly what rights are left the City as the result of the decision of the Court of Appeals in the injunction suit brought by the Railroad Company to restrain the City from interfering with its tracks, etc., and what courses are left open to it, if any.)

(On June 22, 1911, the above matter was laid over for one week at the request of the Corporation Counsel.)

(On June 29, 1911, the matter was again laid over for one week.)

—

The Secretary presented a communication from the Secretary of the 11th Avenue Track Removal Association relative to taxes due the City by the New York Central and Hudson River Railroad Company.

Which was ordered filed.

—

The Secretary presented communications as follows:

From the District Attorney of New York County, requesting the issue of $12,212 special revenue bonds (subdivision 7, section 188 of the Charter), to be used in making additions to the professional and administrative force of his office, and for the purchase of desk and other office supplies, which are necessary in order to carry out the provisions of chapters 115 and 516 of the Laws of 1911, which provide for two additional Stenographers to the Grand Jury and four Assistant District Attorneys;

From the Board of Water Supply, requesting approval of the purchase from the Staten Island Rapid Transit Railway Company for $3,000 of an easement in and under Parcel 159, Section 1, City Aqueduct;

From Adrian Sizer, of Washington, D. C., regarding an alleged claim of $651,720, which The City of New York has against the Federal Government for expenses incurred in raising troops during the Civil War;

From the Board of Education, transmitting certified copies of resolutions of said Board relative to the resolutions of the Board of Aldermen, requesting appropriations for general repairs and supplies for classes of anaemic children; and

Resolutions (18) of the Board of Aldermen, requesting issues of special revenue bonds (subdivision 8, section 188 of the Charter), as follows:

$2,500 for the purpose of furnishing, equipping and making alterations in the new offices of the Probation Department, Court of Special Sessions, in the Ashland Building, 24th street and 4th avenue, Manhattan;

$5,000, the proceeds to be used by the District Attorney of Kings County for the purpose of paying the salaries of two additional Assistant District Attorneys, as provided by chapter 309 of the Laws of 1911;

$3,200 for the salaries of sixteen extra Nurses in the Department of Public Charities, for four months, beginning July 1, 1911;

$50,000 for the purpose of regenerating the lawns in Central Park, Department of Parks, Boroughs of Manhattan and Richmond.

$6,300 for the purpose of replenishing the fund for general repairs, Department of Education;

$845 for furnishing certain supplies and equipment for classes of anaemic children, Department of Education;

$473.77, the proceeds to be used by the President of the Borough of The Bronx for the purpose of compensating the Department of Docks and Ferries for the use of a boring machine;

$6,065.51 for the salaries of two Pathologists and for increases in the wages of Deckhands and Steamfitters, Department of Public Charities;

$1,575 for the salaries of three Automobile Enginemen for the last six months of 1911, at the rate of $1,050 per annum each, under the jurisdiction of the President of the Borough of Queens;

$5,274, the proceeds to be used by the Comptroller for the payment of rent of property leased for the use of the various Departments of the County Government;

$5,000 for the wages of an engineering force, for purchasing filing cases and supplies, and for other contingent expenses in connection with the work of locating, recording and mapping subsurface structures in the Borough of Richmond during 1911;

$1,600 for the salaries of four additional Keepers at the Penitentiary, Blackwells Island, from July 1 to December 31, 1911, at $800 per annum, each under the jurisdiction of the Department of Correction;

$200 for placing fire escapes on "Turnbull Mansion," at Bartow-on-the-Sound, under the jurisdiction of the Department of Parks, Borough of The Bronx;

$3,000 for the salary of a Consulting Engineer, Borough of Queens, for the last six months of 1911;

$6,000 for the purchase of street flushing machines for the use of the Bureau of Street Cleaning, Borough of Richmond;

$1,177.25 for the increases in wages of Plumbers and Tinsmiths in the Department of Street Cleaning;

$2,743.58 for the purpose of meeting a deficiency in the salaries account of the Fire Department for 1911;

$319.50 for the increase in salary of the Foreman of Plumbers, Bureau of Public Buildings and Offices, Borough of Queens; and a

Report of the Commissioner of Parks, Boroughs of Brooklyn and Queens, in response to resolution adopted April 13, 1911, requesting the Commissioner to furnish the Board with certain information concerning the construction of a lagoon in Dyker Beach Park, Brooklyn.

Which were referred to the Comptroller.

—

The Secretary presented communications as follows:

(3) from T. Mortimer Lloyd, M. D., of 125 Pierrepont street, Brooklyn; Miss Marion Libby, Hotel St. George, Brooklyn, and C. S. Davis, of 80 Willoughby street, Brooklyn, urging the Board to grant appropriations to the Departments of Health and Public Charities for increased hospital facilities for tuberculosis cases;

From the Public Service Commission for the First District, requesting the additional issue of $100,000 corporate stock for the acquisition of real estate or interest therein necessary for the construction and operation of the Manhattan-Bronx Rapid Transit Railroad:

From the President of the Borough of The Bronx, transmitting schedule of employees whose time will be charged either wholly or in part, against corporate stock.

Which were referred to the Corporate Stock Budget Committee, consisting of the Comptroller, the President of the Board of Aldermen and the President of the Borough of Manhattan.

—

The Secretary presented a communication from the President of the Borough of The Bronx, relative to adding the position of Estimator to the force of the Building Bureau in each Borough.

Which was ordered filed.

The Secretary presented communications relative to additional rapid transit railways, as follows:

From the Secretary of the City Club of New York, transmitting report of the Transit Committee of the City Club on a proposal for the construction of future subways capable of accommodating trains composed of twenty cars or more;

From the United Real Estate Owners' Associations of The City of New York, containing copy of resolution adopted by said association on June 27, 1911, "demanding that the Board of Estimate and Apportionment and the Public Service Commission drop all negotiations with the existing transit corporations and proceed to immediately award the contracts to the successful bidders of last October";

From Henry S. Wood, submitting proposition for the construction of the proposed 8th avenue subway, etc.; and a

Protest of numerous property owners and merchants of New York against the erection of a third track for the elevated railway system through the Bowery.

Which were referred to the Committee of The Whole.

The Secretary presented the following communication from the Fire Commissioner requesting authority to award a contract for terminal posts to J. F. Pennell, other than the lowest bidder, for $20,177.10, together with a report of the Comptroller, to whom this application was referred June 29, 1911, recommending that said request be denied:

Fire Department of the City of New York, Office of the Commissioner, June 9, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller:*

Sir—At public letting on May 25, 1911, bids were submitted for furnishing terminal posts and terminal boxes in accordance with Fire Department specifications approved by the Board of Estimate and Apportionment by the following bidders:

Name.	Terminal Posts.	Terminal Boxes.
J. L. Mott Iron Works	$21,091 25	$4,950 00
Trenton Foundry and Machine Company	19,461 25	.....
J. F. Pennell	20,177 10	4,716 00
Frederick Pearce Company	23,479 00	4,385 00
Western Electric Company	.....	4,506 00

The bids were referred to Mr. J. C. Rennard, electrical engineer, for his recommendation, and Mr. Rennard's report submitted thereon is as follows:

"May 29, 1911.

"In connection with the proposals recently opened for furnishing fire alarm signal and lamp posts and terminal boxes for installation in the Boroughs of Manhattan and Brooklyn under C-F D-3B and C-F D-22, I beg to report as follows:

"The lowest bid for the fire alarm signal and lamp-posts was submitted by the Trenton Foundry and Machine Company in the amount of $19,461.25 for the five hundred posts to be furnished. The next higher bid, in the amount of $20,177.10, was by J. F. Pennell, of 45 Broadway. This bid being, therefore, $715.85 higher than the lowest bid submitted.

"I believe it to be for the best interests of the City to award the contract to J. F. Pennell at the additional cost of $715.85 for the reason that I do not believe the Trenton Foundry and Machine Company will furnish satisfactory posts or make satisfactory deliveries.

"E. H. Jonson, who has recently become Vice-President and General Manager of the Trenton Foundry and Machine Company, signed a contract under his own name November 12, 1910, for furnishing a certain number of fire alarm box keyless doors and fire alarm box shells to the Department, delivery to be made by December 31. The time for the delivery of this material was twice extended, the last extension expiring February 10, 1911. This material has not yet been satisfactorily completed.

"On December 28, an open market order for frames for fire alarm signal posts was placed with E. H. Jonson, in the amount of $120, the frames to be delivered in thirty days. At the expiration of this time Mr. Jonson was communicated with in reference to delivery and stated that he had never received the order for the material, although such order was duly mailed. A duplicate order was sent him March 2, 1911, and on April 18 this order was canceled for non-delivery of material.

"On March 14, an order was given to the Trenton Foundry and Machine Company for furnishing twenty "Old Style" frames for fire alarm lamp-posts, in the amount of $149, delivery to be made in thirty days from receipt of order. No deliveries have yet been made on this contract, although the Department has repeatedly been advised by Mr. Jonson that deliveries would be made in a few days.

"Considrable material offered by Mr. Jonson on his contract, dated November 12, 1910, was rejected on account of poor workmanship and poor material.

"The lowest bidder for the five hundred terminal boxes was the Frederick Pearce Company, in the amount of $4,385. This firm have always satisfactorily fulfilled their contracts with the Department and I recommend that the order for the terminal boxes be placed with them.

"Should you approve my recommendation to award the contract for the fire alarm signal and lamp-posts to J. F. Pennell, the total expenditure for the terminal posts and boxes would be $24,562.10, an amount of $562.10 greater than the estimated cost when specifications were approved by the Board of Estimate and Apportionment for this work."

"June 9, 1911.

"Since the preceding report was submitted the Trenton Foundry and Machine Company delivered on June 7 twenty "Old Style" frames, referred to above, for which an order was given them on March 14. These frames have been inspected and are found to be not in accordance with sample, defective in several particulars, unsuitable for use and have been rejected."

I have approved the recommendations contained in the report for the reasons stated, and respectfully request authority to award the contract for the terminal posts to J. F. Pennell, the next lowest bidder, in the amount of $20,177.10, the amount of his estimate, and for the terminal boxes to the Frederick Pearce Company, the lowest bidder, in the amount of $4,385.

In approving the specifications for this work the Board of Estimate and Apportionment, on March 30, authorized an expenditure of not exceeding $24,000. As this amount is not sufficient, I request that the resolution be amended by increasing the authorized expenditure by $562.10, a total of $24,562.10, of which $14,737.26 should be changed C-FD-3B and $9,824.84 to C-FD-22.

The early action of the Board of Estimate and Apportionment in this matter is requested, as this equipment is necessary for the maintenance of the fire alarm telegraph system. Respectfully JOS. JOHNSON, Fire Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 22, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—In a communication dated June 9, 1911, the Fire Commissioner requested authority to award a contract for terminal posts to J. F. Pennell, whose bid of $20,177.10 was next to the lowest, but $715.85 higher than the lowest, when bids were opened on May 25, 1911.

The low bid was $19,461.25, and was submitted by the Trenton Foundry and Machine Compaany.

The Fire Commissioner gives as his reasons for wishing to reject this low bid and award the contract to the next lowest bidder a statement, in the form of a report from Mr. J. C. Rennard, Electrical Engineer in the Department, which, in part, reads as follows:

"I believe it to be for the best interests of the City to award the contract to J. F. Pennell at the additional cost of $715.85 for the reason that I do not believe the Trenton Foundry and Machine Company will furnish satisfactory posts or make satisfactory deliveries.

"E. H. Jonson, who has recently become Vice-President and General Manager of the Trenton Foundry and Machine Company, signed a contract under his own name, November 12, 1910, for furnishing a certain number of fire alarm box keyless doors and fire alarm box shells to the Department, delivery to be made by December 31. The time for the delivery of this material was twice extended, the last extension expiring February 10, 1911. This material has not yet been satisfactorily completed.

"On December 28 an open market order for frames for fire alarm signal posts was placed with E. H. Jonson, in the amount of $120, the frames to be delivered in thirty days. At the expiration of this time, Mr. Jonson was communicated with in reference to delivery and stated that he had never received the order for the material, although such order was duly maailed. A duplicate order was sent him March 2, 1911, and on Aprirl 18 this order was cancelled for non-delivery of material.

"On March 14 an order was given to the Trenton Foundry and Machine Company for furnishing twenty 'Old Style' frames for fire alarm lamp posts, in the amount of $149.00, delivery to be made in thirty days from receipt of order. No deliveries have yet been made on this contract, although the Department has repeatedly been advised by Mr. Jonson that deliveries would be made in a few days.

"Considerable material offered by Mr. Jonson on his contract, dated November 12, 1910, was rejected on account of poor workmanship and poor material."

The Fire Commissioner noted in his communication that since Mr. Rennard's report was submitted, the twenty "Old Style" frames, referred to in the report, had been delivered on June 7, and that the frames had been inspected and found to be not in accordance with sample, defective in several particulars and unsuitable for use. On the day the frames were delivered they were rejected and the order cancelled.

It will be noted that the only complaint against the Trenton Foundry and Machine Company is that based on the open market order for twenty "Old Style" frames to cost $149. All other complaints are directed against E. H. Jonson, who has recently become Vice-President and General Manager of the Trenton Foundry and Machine Compaany.

The Trenton Foundry and Machine Company made a written offer to make entirely new castings or to change the frames delivered on June 7 to meet the requirements of the Inspector of the Fire Department.

However, the company had no opportunity to correct any defects in the castings, as the order had already been cancelled and a new order given to another concern.

The Department of Finance has made a very thorough investigation of this matter. I find that the Fire Commissioner is seeking to reject the low bid of a company which has a plant in operation in Trenton, N. J., and to award the contract, amounting to more than $20,000, to a man who has no foundry or manufacturing plant whatsoever. The only evidence submitted by the Fire Commissioner to justify this action is the unsatisfactory work performed on the small order for frames referred to above.

The Trenton Foundry and Machine Company has been the lowest bidder on two biddings for this same contract for terminal posts. Bids were opened the first time on May 8, 1911. At the same time bids were opened for terminal boxes. Four bids were received. Two bids were for boxes only, one for both boxes and posts, and one for posts only. The two bids for posts were as follows:

Trenton Foundry and Machine Company	$20,241 25
J. L. Mott Iron Works	24,421 00

The Trenton Foundry and Machine Company was the low bidder on posts by more than $4,000, but it did not get the contract on the ground that the J. L. Mott Iron Works bid was informal, in that it proposed to finish delivering the posts within 200 working days, whereas the specifications called for 160 working days.

The bids of the Trenton Foundry and Machine Company were in due form and in accordance with the specifications.

The Trenton Company's bid was thrown out because the Mott Company's bid was adjudged informal, and, according to Mr. Rennard, it was not considered advisable to let the contract on this work on only one bid.

(That it was not the practice in the Fire Department to re-advertise when only one bid was received was made an evident fact at that time by the request before the Board of Estimate and Apportionment made by the then Fire Commissioner to award a contract for more than $5,000 in excess of the approved estimate of cost in a case where only one bid was received. This was the matter of two aerial hook and ladder trucks of self-propelling design. The Webb Motor Fire Apparatus Company was the only bidder. It bid $25,200 on the two trucks. The Board of Estimate and Apportionment had approved an estimate of cost of only $20,000 for the two trucks. Instead of throwing out the bid on the ground that it was the only one received, the Fire Commissioner requested permission to exceed the approved estimate of cost and award the contract to the Webb Company.)

The contract for terminal posts and terminal boxes was re-advertised and bids were opened again on May 25, 1911. At that time there were four bidders for the posts, as follows:

J. L. Mott Iron Works	$21,091 25
Trenton Foundry and Machine Company	19,461 25
J. F. Pennell	20,177 10
Frederick Pearce Company	23,479 00

It should be noted that on the second advertising the specification regarding the time of delivery was changed to 200 days, the time stated in the so-called informal bid of J. L. Mott Iron Works, submitted May 8, 1911.

Four days after the second opening of bids Mr. Rennard made his report, recommending the rejection of the Trenton Foundry and Machine Compaany bid and the award of the contract to J. F. Pennell. That report was made about two weeks before the rejection of the twenty "Old Style" frames, which rejection is now urged as one of the reasons why the contract should not go to the Trenton Foundry and Machine Company.

Mr. Rennard's report is directed chiefly against Mr. E. H. Jonson individually. He cites two instances of small orders in which unsatisfactory deliveries were made. Mr. Jonson states that in these two cases he accepted open market orders and turned them over to the H. E. Boucher Manufacturing Company, of 20 Fulton street, Manhattan. At that time Mr. Jonson had no plant of his own, and had to rely upon the foundries and manufactories with which he had no immediate connection.

It is a conceded fact that Mr. Jonson had nothing to do with the work of manufacture in either of these cases, except that he turned the orders over to the Boucher Company. Even if it were shown that Mr. Jonson as an individual had failed to make prompt deliveries on open market orders, that could hardly be regarded as a valid reason for rejecting the bid of the company with which Mr. Jonson has only recently become connected. The Trenton Foundry and Machine Company could not fairly be blamed for the business conduct of one of its officers before that officer had any connection with the company. However, I have caused an investigation to be made of the business career of Mr. Jonson, and find that, for a long period, while operating as Julius Jonson's Sons, he had large contracts with some of the most important corporations in this country.

I have received a communication from the Standard Underground Cable Company, signed C. J. Marsh, General Manager, Eastern and Northeastern Sales Department, in regard to that company's experience with Mr. Jonson before and since he became connected with the Trenton Foundry and Machine Company. The communication gives a list of the orders placed with the Trenton company since Mr. Jonson became its Vice-President and General Manager. In every case deliveries were made on time, or ahead of time. In fact, in every case, except one, shipments were made ahead of the time promised. The Standard Underground Cable Company closes its letter, as follows:

"This company has been placing orders, and many of them, with E. H. Jonson, and earlier with his father, covering a period of twenty to twenty-five years, and we are pleased to say that we have not one word of complaint to make. The writer, also, about fifteen or sixteen years ago, or prior to his connection with this company, had considerable business transactions with Mr. E. H. Jonson and his father, as Treasurer and Manager of the Brush Electric Illuminating Company, 210 Elizabeth street, this City, and all of those transactions, as I recall them, were entirely satisfactory both as to material furnished and delivery of same."

There appears to be no good reason why the bid of the Trenton Foundry and Machine Company should be rejected. Even if the Trenton Foundry and Machine Company were not well equipped with a good plant, it would seem to be bad business policy to take a contract from the lowest bidder and give it to the next to the lowest bidder unless there were very strong reasons to justify such a course.

In this case if the request of the Fire Commissioner were granted, the contract would be taken from a company with a plant in operation and given to a broker in iron and steel castings who has no plant at all. Mr. Pennell, the next to the lowest bidder, states that if the contract is awarded to him he will have the work done by

the Kuebler Foundries, Incorporated, of Easton, Pa. The Kuebler Company is reported to be a highly reputable and responsible concern, but the City's contract would not be with that company but with Mr. Pennell.

The Trenton Foundry and Machine Company has shown a willingness to do its utmost to guarantee the City against any loss in case the company should be awarded the contract. The company, in a communication dated June 17, states that it would be glad to furnish not only the $10,000 bond required, but a bond equal in amount to the bid of J. F. Pennell. If this offer were accepted, the contract would be secured by a bond of $715.85 in excess of the amount of the contract.

I recommend that the request of the Fire Commissioner be denied.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the request of the Fire Commissioner, contained in a communication dated June 9, 1911, for authority to award the contract for furnishing terminal posts to J. F. Pennell, at his bid of twenty thousand one hundred and seventy-seven dollars and ten cents ($20,177.10), being next to the lowest bidder, be and the same is hereby denied.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Docks and Ferries requesting and report of the Comptroller, recommending the modification of Salary Schedule No. 194, supporting the appropriation made in the Budget for the year 1911, for said Department, by changing the number of working days for pipefitters from 312 to 365, and of painters from 365 to 312:

Department of Docks and Ferries, City of New York, Pier "A," North River, New York, June 19, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor and Chairman of the Board of Estimate and Apportionment:*

Sir—It is necessary to have a modification of Code 194—Mechanical and Labor Force, engaged on repairs—by increasing the number of days of Pipefitters from 312 to 365 and by reducing the five Painters from 365 to 312 days. This change is made necessary for the reason that the Pipefitters are employed every day in the year, Sundays being the most important day their services are required. The Pipefitters were originally in the schedule for 365 days but the number of days were reduced to 312 when their pay was increased from $5.00 to $5.50 per day, the change being made in order to render unnecessary the issue of revenue bonds to meet the increased compensation.

The Painters have not worked on Sundays since the beginning of this year.

I respectfully request that the 1911 Budget be modified as above.

Yours respectfully, CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Invesigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 19, 1911, the Commissioner of Docks requested modification of Schedule No. 194, Bureau of Ferries, Maintenance, Mechanical and Labor Force Engaged on Repairs, Wages, Regular Employees, supporting appropriations for the Department of Docks and Ferries for the year 1911. In connection therewith, I report as follows:

It is proposed to increase the number of working days for Pipe Fitters from 312 to 365, by decreasing Painters from 365 to 312 days. The Commissioner states that the change is necessary as Pipe Fitters are employed every day in the week, while Painters are not.

The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
194.	Pipe Fitters, 3 at $5.50 per diem, 312 days	$5,148 00	.....	$2,904 00	.....
	Pipe Fitters, 3 at $5.50 per diem, 365 days	.....	$6,022 50	.....	$3,399 00
	Painters, 5 at $4 per diem, 365 days	7,300 00	.....	4,120 00	.....
	Painters, 5 at $4 per diem, 312 days	.....	6,240 00	.....	3,520 00
	Unassigned	.....	185 50	.....	105 00
		$12,448 00	$12,448 00	$7,024 00	$7,024 00

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the Department of Docks and Ferries for the year 1911, to become effective as of June 9, 1911, as follows:

Department of Docks and Ferries.

Bureau of Ferries, Maintenance, Mechanical and Labor Force Engaged on Repairs—

194.	Wages, Regular Employees:	
	Pipefitters, 3 at $5.50 per day (365 days)	$6,022 50
	Pipefitters' Helpers, 2 at $3 per day (365 days)	2,190 00
	Ship Carpenters, 4 at $4 per day (365 days)	5,840 00
	Dock Builders, 8 at $3.50 per day (365 days)	10,220 00
	Foreman Dock Builder, 1 at $4.50 per day (365 days)	1,642 50
	Machinists, 7 at $4.50 per day (365 days)	11,497 50
	Machinists' Helpers, 6 at $3 per day (365 days)	6,570 00
	Foreman Wireman	1,500 00
	Wireman, 1 at $4.50 per day (365 days)	1,642 50
	Carpenters, 3 at $4.80 per day (365 days)	5,256 00
	Foreman House Painter, 1 at $5 per day (365 days)	1,825 00
	Painters, 5 at $4 per day (312 days)	6,240 00
	Letterer, 1 at $4 per day (365 days)	1,460 00
	Riggers, 2 at $3.50 per day (365 days)	2,555 00
	Blacksmith, 1 at $4.50 per day (365 days)	1,642 50
	Blacksmith's Helper, 1 at $3 per day (365 days)	1,095 00
	Tinsmith and Roofer, 1 at $4.75 per day (365 days)	1,733 75
	Unassigned	421 25
		$69,353 50

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Secretary of the Board of Municipal Justices requesting, and report of the Comptroller recommending, the modification of salary schedules Nos. 1429 and 1435, supporting the appropriation made in the Budget for the year 1911, for the Municipal Courts, providing for the transfer of an Assistant Clerk at $3,000 per annum from the Second District to the Fifth District Court, Manhattan, involving the transfer of $1,500:

Municipal Court of the City of New York, Board of Justices, New York, June 12, 1911.

Joseph Haag, Esq., Secretary Board of Estimate and Apportionment:

Dear Sir—Pursuant to a resolution adopted at a meeting of the Board of Justices, Municipal Court, City of New York, held on Monday, June 5, 1911, application is hereby made to the Board of Estimate and Apportionment for the modification of the Schedule of Salaries accompanying the Budget for the year 1911, by increasing the number of Assistant Clerks in the Fifth District Municipal Court, Borough of Manhattan and decreasing the number of Assistant Clerks in the Second District Municipal Court of the same Borough by one incumbent, said change to become operative on and after July 1, 1911.

In order to meet the change in schedule, request is also made for the transfer of the sum of fifteen hundred ($1,500) dollars from the appropriation of salaries for the Second District Municipal Court, to that of salaries for the Fifth District Court, Borough of Manhattan.

The purpose of making this request is to provide for the salary of an Assistant Clerk who has been transferred from the Second District to the Fifth District Municipal Court, Borough of Manhattan. Respectfully yours,

JAMES J. DEVLIN, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 12, 1911, the Secretary of the Board of Justices of the Municipal Courts requested the modification of two salary schedules supporting appropriations to the courts for the year 1911, and involving the transfer of $1,500. In connection therewith, I report as follows:

The modification provides for the transfer, without change in compensation, of an Assistant Clerk from the Second District to the Fifth District Municipal Court, Manhattan. The Board of Justices has approved the transfer. The $1,500 transfer is for the six months from July 1 to December 31, 1911.

The following table shows the changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
1429.	Assistant Clerks, 10 at $3,000.	$3,000 00	.....	$1,500 00	.....
1435.	Assistant Clerks, 2 at $3,000..	.....	$3,000 00	.....	$1,500 00

I recommend that the request be approved by the adoption of the attached resolutions. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Municipal Courts, City of New York, for the year 1911, as follows:

Municipal Courts, City of New York.

Borough of Manhattan, Second District Court—

1429.	Salaries:	
	Justices, 4 at $8,000	$32,000 00
	Clerk	3,000 00
	Deputy Clerk	3,000 00
	Assistant Clerks, 9 at $3,000	27,000 00
	Stenographers, 4 at $2,000	8,000 00
	Interpreters, 5 at $1,500	7,500 00
	Attendants, 16 at $1,500	24,000 00
		$104,500 00

Borough of Manhattan, Fifth District Court—

1435.	Salaries:	
	Justices, 3 at $8,000	$24,000 00
	Clerk	3,000 00
	Deputy Clerk	3,000 00
	Assistant Clerks, 3 at $3,000	9,000 00
	Stenographers, 3 at $2,000	6,000 00
	Interpreter	1,500 00
	Attendants, 5 at $1,500	7,500 00
		$54,000 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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Municipal Courts, City of New York, for the year 1911, as follows:

From

Borough of Manhattan, Second District Court—

1429.	Salaries	$1,500 00

To

Borough of Manhattan, Fifth District Court—

1435.	Salaries	$1,500 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Fire Department requesting, and report of the Comptroller recommending, the modification of Salary Schedules Nos. 962 and 968 supporting the appropriation made in the Budget for the year 1911, for said Department, providing for the elimination of the position of Superintendent of Buildings at $3,000 per annum in the Bureau of Repairs and Supplies, Manhattan, The Bronx and Richmond, and adding two Inspectors of Blasting at $1,500 each per annum in the Bureau of Combustibles, involving the transfer of $1,500, said modification to take effect as of July 1, 1911:

Fire Department of The City of New York, Office of the Commissioner, June 9, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman Board of Estimate and Apportionment:*

Sir—I have the honor to request revision and modification of schedules supporting appropriations made to this Department, Boroughs of Manhattan, The Bronx and Richmond, for the current year, entitled "962, Bureau of Combustibles, Salaries," and "968, Bureau of Repairs and Supplies, Salaries," by incorporating in the first mentioned provision for "Inspectors of Blasting, 2 at $1,500," and eliminating from the last mentioned the position of "Superintendent of Buildings, $3,000"; also that the necessary transfer of appropriation be made in connection therewith.

In compliance with request of this Department the Board of Estimate and Apportionment, on May 4, 1911, adopted a resolution recommending the establishment in this Department of the position of Inspector of Blasting for two incumbents at $1,500 per annum each. This resolution was concurred in by the Board of Aldermen May 16, 1911, and became effective without the approval or disapproval of the Mayor June 6, 1911. No additional expense is involved, as the position of Superintendent of Buildings has been vacant since December 1, 1910, and it is not the purpose to fill the same. Respectfully, JOS. JOHNSON, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 9, 1911, the Fire Commissioner requested modifications of

two salary schedules supporting appropriations to his Department for the year 1911, involving the transfer of $1,500. In connection therewith, I report as follows:

It is proposed to eliminate the position of Superintendent of Buildings, at $3,000 per annum, in No. 968, Bureau of Repairs and Supplies, Manhattan, The Bronx and Richmond, and add two Inspectors of Blasting, at $1,500 each, in No. 962, Bureau of Combustibles, Manhattan, The Bronx and Richmond. It is stated that the Inspectors of Blasting are needed for the inspection of depositories of blasting explosives and the supervision of blasting operations.

The following table shows the changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
962.	Inspectors of Blasting, 2 at $1,500	.....	$3,000 00	.....	$1,500 00
968.	Superintendent of Buildings.	$3,000 00	.....	$1,500 00	.....

I recommend the adoption of the attached resolutions approving the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Fire Department for the year 1911, to be effective as of July 1, 1911, as follows:

Fire Department.

General Administration, Manhattan, The Bronx and Richmond, Bureau of Combustibles—

962. Salaries:

Inspector of Combustibles	$3,000 00
Cashier	2,000 00
Oil Surveyors, 16 at $1,500	24,000 00
Inspectors of Blasting, 2 at $1,500	3,000 00
Stenographer and Typewriter	1,500 00
Clerk	1,500 00
Clerk	1,200 00
	$36,200 00

Bureau of Repairs and Supplies—

968. Salaries:

Clerk	$2,100 00
Clerk	1,800 00
Clerk	1,650 00
Clerks, 3 at $1,200	3,600 00
Clerks, 4 at $900	3,600 00
Stenographer and Typewriter	1,200 00
Stenographer and Typewriter	1,050 00
Storekeeper	1,500 00
	$16,500 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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Fire Department for the year 1911, as follows:

From

General Administration, Manhattan, The Bronx and Richmond, Bureau of Repairs and Supplies—

968. Salaries $1,500 00

To

General Administration, Manhattan, The Bronx and Richmond, Bureau of Combustibles—

962. Salaries $1,500 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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following communication from the President of the Borough of Richmond requesting, and report of the Comptroller relative to, the modification of Salary Schedule No. 1921, supporting the appropriation made in the Budget for the year 1911, for the office of said Borough President, to take effect as of July 1, 1911, providing for the increase in salary of the Assistant Superintendent of the Bureau of Street Cleaning from $1,500 to $1,800 per annum, for the elimination of a Clerk at $1,200 per annum and the substitution of a Typewriting Copyist at $900 per annum:

The City of New York, Office of the President of the Borough of Richmond, Borough Hall, New Brighton, New York City, June 16, 1911.

Board of Estimate and Apportionment, 277 Broadway, New York:

Dear Sirs—I would request a modification of Salary Schedule No. 1921, supporting the appropriation made in the Budget for the year 1911, office of the President of the Borough of Richmond, Bureau of Street Cleaning, fixing the salary of Assistant Superintendent at $1,800 per annum, rescinding the title of Clerk at $1,200 per annum, and replacing it by Typewriter Copyist at $900 per annum. The foregoing changes involve no additional appropriation.

In explanation of the modification requested I would state that on May 4, 1911, the Board of Estimate and Apportionment established the grade of Assistant Superintendent of Street Cleaning for one incumbent at $1,800 per annum, and the Board of Aldermen approved and concurred in the action of the Board of Estimate on June 13, 1911 (CITY RECORD, page 5238, issue of June 15, 1911). It will not be possible to promote the Assistant Superintendent to the new grade and appoint a Typewriter Copyist from the Civil Service list until the foregoing modification in salary schedule is approved, and as the time is near at hand when the Board will adjourn for the summer vacation, I would ask, if possible that the modifications be made before the final meeting in July. Yours truly,

GEORGE CROMWELL, President of the Borough.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 27, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 16, 1911, the President of the Borough of Richmond requested modification of the 1911 salary schedule for the Bureau of Street Cleaning, Administration. In connection therewith I report as follows:

On June 13, 1911, the Board of Aldermen approved of the establishment of the grade of position of Assistant Superintendent, at $1,800 per annum. It is proposed, therefore, to provide for an increase for the present incumbent from the rate of $1,500. The $300 necessary for the increase is to be provided by striking out a Clerk, at $1,200, and substituting a Typewriting Copyist, at $900 per annum. The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Increase.	Schedule Transfer. Decrease.	Cash Transfer. Increase.	Cash Transfer. Decrease.
1921.	Assistant Superintendent, at $1,500	.....	$1,500 00	.....	$750 00
	Assistant Superintendent, at $1,800	$1,800 00	.....	$900 00	.....
	Clerk, 1 at $1,200	.....	1,200 00	.....	600 00
	Typewriting Copyist, at $900.	900 00	.....	450 00	.....
		$2,700 00	$2,700 00	$1,350 00	$1,350 00

The attached resolution, if adopted, will grant the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of Richmond, for the year 1911, to take effect July 1, as follows:

President, Borough of Richmond.

Bureau of Street Cleaning, Administration—

1921. Salaries:

Assistant Engineer (Acting Superintendent)	$3,000 00
Assistant Superintendent	1,800 00
Clerk	1,800 00
Clerk	1,650 00
Clerk	1,200 00
Typewriting Copyist	900 00
	$10,350 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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following communication from the Department of Bellevue and Allied Hospitals requesting, and report of the Comptroller recommending, the modification of Salary Schedules Nos. 215, 217, 219, 221 and 226, supporting the appropriation made in the Budget for the year 1911, said Department, providing for an Assistant Superintendent of Training Schools at $1,200 per annum; for the elimination of a Clerk at $900 per annum; for the transfer of a Trained Nurse at $600 per annum, and of a Hospital Helper at $180 per annum from one schedule to another, and for changing the title of a Hospital Helper at $480 per annum to Laundress at the same rate, involving transfers of $525 and $455, said modification to be effective as of June 1, 1911:

Bellevue and Allied Hospitals, Office of the Board of Trustees, 1st Avenue and 26th Street, New York, June 14, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Sir—The Trustees of Bellevue and Allied Hospitals have the honor to request the Board of Estimate and Apportionment to amend the schedules of salaries and wages of this Department for the year 1911 in accordance with the schedules attached. The changes therein do not involve any additional expenditure and are made to meet the present needs of the Department. The principal change is in the utilization of $900 in a vacant clerkship, together with an unassigned balance of $300, to provide for an Assistant Superintendent of Training School, who is to take charge of the new school for Hospital Attendants which is now being organized. The place of Assistant Superintendent was originally provided in the Budget for 1911, but was temporarily discontinued in March.

To meet these modifications it is requested that transfers of funds be made as follows:

From

215. Salaries	$900 00

To

217. Salaries	$900 00

From

219. Wages, Temporary Employees	$780 00

To

221. Wages, Temporary Employees	$180 00
226. Wages, Temporary Employees	600 00
	$780 00

Respectfully, J. K. PAULDING, Secretary, Board of Trustees.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Board of Trustees of Bellevue and Allied Hospitals requested modification of five schedules of salaries and wages in the Department for the year 1911, involving the transfer of $980. I report thereon as follows:

In No. 217, Bellevue Hospital, Operation and Maintenance, Salaries, an Assistant Superintendent of Training Schools, at $1,200 per annum, is asked for, to have charge of the new school for Hosiptal Attendants. The necessary funds are to be provided by dropping a Clerk, at $900 per annum, in No. 215, Bellevue Hospital, Administration, and by transfer of $300 from an unassigned balance in No. 217.

It is proposed to transfer a Trained Nurse, at $600 per annum, from No. 219, Bellevue Hospital, Operation and Maintenance, Wages, Temporary Employees, to No. 226, Gouverneur Hospital, Operation and Maintenance. The Nurse is employed on the Tuberculosis Day Camp "Westfield," at Gouverneur Hospital. A Laundress on the payroll as a Hospital Helper, at $480 per annum, in No. 219, is to be given the proper title. A Hospital Helper, at $180 per annum is to be transferred from No. 219 to No. 221, Bellevue Hospital, Nurses' Residence.

The following table shows the changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
215.	Clerk (Employment Agent) at $900	$900 00	.....	$525 00	.....
217.	Assistant Superintendent of Training Schools, at $1,200	.....	$1,200 00	.....	$700 00
	Unassigned balance	300 00	.....	175 00	.....
219.	Trained Nurses, at $70,600	600 00	.....	350 00	.....
	Laundresses, at $5,880	.....	480 00	.....	280 00
	Hospital Helper, at $90,500	660 00	.....	385 00	.....
221.	Hospital Helpers, at $5,988	.....	180 00	.....	105 00
226.	Trained Nurses, at $10,226	.....	600 00	.....	350 00
		$2,460 00	$2,460 00	$1,435 00	$1,435 00

No increase in compensation is involved. I recommend that the request be granted by the adoption of the attached resolution.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Bellevue and Allied Hospitals, for the year 1911, to become effective as of June 1, 1911, as follows:

Department of Bellevue and Allied Hospitals.

Bellevue Hospital, Administration—

215. Salaries:

Assistant Medical Superintendent	$3,500 00
Assistant Medical Superintendent	2,500 00

Assistant Superintendent	2,000 00
Chaplains, 4 at $450	1,800 00
Clerk	600 00
Hospital Clerks, 2 at $900	1,800 00
Hospital Clerk	720 00
Hospital Clerks, 2 at $600	1,200 00
Hospital Clerk	540 00
Hospital Clerk	480 00
Typewriting Copyist	600 00
Investigator	1,200 00
Trained Nurse (social service)	900 00
	$17,840 00

Bellevue Hospital, Operation and Maintenance—

217. Salaries:

Resident Physician	$4,000 00
Assistant Resident Physician	1,500 00
Assistant Alienists, 2 at $2,100	4,200 00
Pathologist	1,800 00
Pathologists, 2 at $1,500	3,000 00
Admitting Physicians, 3 at $1,000	3,000 00
Physicians to Out-Patients, 3 at $600	1,800 00
Physicians to Out-Patients, 5 at $300	1,500 00
X-Ray Photographer	1,800 00
Instructors in Anæsthesia, 4 at $750	3,000 00
Apothecary	1,200 00
Apothecaries, 2 at $900	1,800 00
Stenographers, 2 at $900	1,800 00
Clerk	900 00
Hospital Clerks, 2 at $480	960 00
Superintendent of Training School	1,800 00
Assistant Superintendent of Training Schools	1,200 00
Interpreter	1,000 00
Inspector	720 00
Unassigned balance	10 00
	$36,990 00

219. Wages, Temporary Employees:

Trained Nurses	$70,000 00
Pupil Nurses	17,328 00
Head Pupil Nurses	3,000 00
Orderlies	1,320 00
Seamstresses	1,464 00
Cooks	4,680 00
Waitresses	2,940 00
Waiters	1,020 00
Laundrymen	3,000 00
Laundresses	6,360 00
Hospital Helpers	89,840 00
	$200,952 00

Bellevue Hospital, Nurses' Residence—

221. Wages, Temporary Employees:

Laundresses	$2,952 00
Waitresses	2,328 00
Hospital Helpers	6,168 00
	$11,448 00

Gouverneur Hospital, Operation and Maintenance—

226. Wages, Temporary Employees:

Trained Nurses	$10,826 00
Pupil Nurses	4,752 00
Cooks	1,812 00
Laundresses	1,320 00
Hospital Helpers	15,960 00
	$34,670 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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Bellevue and Allied Hospitals for the year 1911, as follows:

From

215. Bellevue Hospital, Administration, Salaries	$525 00

To

217. Bellevue Hospital, Operation and Maintenance, Salaries	$525 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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Bellevue and Allied Hospitals for the year 1911, as follows:

From

219. Bellevue Hospital, Operation and Maintenance, Wages, Temporary Employees	$455 00

To

221. Bellevue Hospital, Nurses' Residence, Wages, Temporary Employees	$105 00
226. Gouverneur Hospital, Operation and Maintenance, Wages, Temporary Employees	350 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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Comptroller recommending that the request of the Board of Aldermen for an issue of $7,235.74 special revenue bonds (subdivision 8, section 188 of the Charter), "in lieu of the unassigned balance of the same amount in Wages, Regular Employees, Account 1829, President of the Borough of Queens, Bureau of Highways, Maintenance of Highways, Budget for 1911," to provide for the payment of salaries of six Foremen assigned as General Foremen in the Bureau of Highways, be disapproved, for the reason that an allowance was made in the Budget for 1911, Account 1830, for the salaries of these six Foremen, which also provides for a ratio of 1 to 7½ for Foremen of Laborers, Bureau of Highways, Borough of Queens, whereas the ratio in other Boroughs is about 1 Foreman to 9 Laborers.

Which was laid over.

(On June 8, 1911, the above resolution was referred to the Comptroller.)

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller recommending, the issue of $1,500 special revenue bonds (subdivision 8, section 188 of the Charter), to provide for the employment of Temporary Copyists by the County Clerk of Richmond County; also recommending approval of a schedule for said fund:

(On April 6, 1911, the resolution of the Board of Aldermen, requesting the above appropriation, 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 one thousand five hundred dollars ($1,500), the proceeds whereof to be used by the County Clerk of Richmond County for the purpose of employing Temporary Copyists.

Adopted by the Board of Aldermen March 14, 1911, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor March 28, 1911, 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, May 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—In reference to a resolution of the Board of Aldermen on March 14, 1911, requesting special revenue bonds to the amount of $1,500, the proceeds to be used by the County Clerk of Richmond County for the purpose of employing Temporary Copyists, I report as follows:

The $1,500 is estimated to be necessary to bring the recording in the office up-to-date. Chapter 513 of the Laws of 1909 changed the office from a fee to a salary basis. Up to January 1, 1910, when the law become operative, the recording was complete. Since that date the work has fallen in arrears to the extent that at present deeds and mortgages to the number approximately of 2,000 are uncopied. It therefore appears that coincident with the establishment of the office on a salary basis, the current work of copying has fallen steadily behind.

In the course of an examination under the direction of the Comptroller, a test was made by the County Clerk of the efficiency of the Clerks copying record deeds, mortgages, etc. The test indicated that the number of Clerks is sufficient for the current work, but not enough to lessen the amount in arrears.

Those who have filed and paid fees for recording instruments, deeds, mortgages, etc., are entitled to a prompt return of the papers and office delays should not operate to their disadvantage. It would therefore appear that action should at once be taken to clear the office of the arrears. The uncopied instruments approximate 30,000 folios and the $1,500 would be sufficient. This is estimated on compensation at the rate of 5 cents per folio, the rate for similar work in the office of the Register of Kings County.

I recommend the adoption of the attached resolutions granting the request and approving a schedule for the fund. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on March 14, 1911, requesting an issue of special revenue bonds in the sum of one thousand five hundred dollars ($1,500), the proceeds whereof to be used by the County Clerk of Richmond County for the purpose of employing Temporary Copyists, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 one thousand five 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule for employees other than those paid from Budget funds, in the office of the County Clerk, Richmond County, as follows:

County Clerk, Richmond County.

Revenue Bond Force—

Compensation of Temporary Employees:

Copyists, at 5c. per folio	$1,500 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communications from the Public Service Commission for the First District, requesting, and report of the Comptroller recommending, an issue of $170,000 special revenue bonds (section 10, chapter 4, Laws of 1891, and section 14, chapter 429 of the Laws of 1907, as amended) for the following purposes:

For the payment of the general expenses of the Public Service Commission, for the First District, in connection with new work relative to additional transportation facilities	$100,000 00
For securing borings along the various routes wherever it is expected that construction will be had	70,000 00
	$170,000 00

(On June 22, 1911, the request of the Public Service Commission for the above appropriation was referred to the Comptroller.)

State of New York, Public Service Commission for the First District, Tribune Building, 154 Nassau Street, New York, June 16, 1911.

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

Sirs—On December 9, 1910, the Public Service Commission for the First District made requisition for $946,316, deemed requisite and necessary for the expenses of the Commission for the year 1911. Upon the request of the Comptroller of the City data was furnished to him in the form of supporting schedules. This made necessary a further requisition for $38,877.45. Your Board accordingly made an appropriation of $985,193.45.

The Commission stated in its communication of December 9, 1910, the purposes for which the appropriation was deemed requisite and necessary.

The Commission further stated: "No estimate can be made at this time, and additional requisition may hereafter be necessary for expenses for the proceedings to secure the necessary legal consent for rapid transit routes and changes in such routes and for the acquisition of real estate and other rights necessary to rapid transit construction, for the necessary printing and advertising required by law to secure bidders for rapid transit routes and for the clerical, legal and engineering force necessary if contracts are made during the year for additional rapid transit routes not now under contract, or for the extensive preparation of new plans."

Your Board now has before it a report by a subcommittee appointed to consider the matters presented in the communication of the Commission of December 20, 1910, relative to additional transportation facilities. Should your Board take action advising the Commission in such a way that immediate progress can be made in the preparation of plans and contracts for additional facilities, the Commission will be under the necessity of making increases in its force in order to cover the various steps necessary as to plans and contracts. While the Commission cannot at this time definitely determine the full amount that may be needed for this additional work, it deems it requisite and necessary at this time to ask that one hundred thousand dollars ($100,000) be appropriated for the general expenses of the Commission to be incurred in connection with such new work, and seventy thousand dollars ($70,000) for the purpose of securing borings along various routes where it is expected that construction will be had.

Accordingly, the Public Service Commission for the First District, pursuant to resolution adopted June 16, 1911, hereby makes requisition in accordance with the provisions of the Public Service Commission's law and of chapter 4 of the Laws of 1891, as amended, for the sum of one hundred seventy thousand dollars ($170,000), deemed

requisite and necessary to cover additional expenses for the year ending December 31, 1911, as set forth above. Respectfully,

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, by Wm. R. Willcox, Chairman. TRAVIS H. WHITNEY, Secretary. [SEAL.]

Resolved, That this Commission make requisition upon the Board of Estimate and Apportionment of The City of New York, in accordance with the provisions of the Public Service Commission's law and of chapter 4 of the Laws of 1891, as amended, for the sum of one hundred and seventy thousand dollars ($170,000), deemed requisite and necessary to cover additional expenses for the year ending December 31, 1911, and that the Chairman and the Secretary be and they hereby are authorized and directed to send a communication, including a requisition, to the said Board of Estimate and Apportionment, in the following form:

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

I, Travis H. Whitney, Secretary of the Public Service Commission for the First District, do hereby certify that I have compared the above with the original adopted by said Commission on June 16, 1911, and that it is a correct transcript therefrom and of the whole of the original.

In testimony whereof, I have hereunto subscribed my hand and affixed the seal of the Commission this 19th day of June, 1911.

[SEAL.] TRAVIS H. WHITNEY, Secretary.

State of New York, Public Service Commission for the First District, Tribune Building, 154 Nassau Street, New York, June 30, 1911.

To the Board of Estimate and Apportionment:

Under date of June 16, 1911, this Commission transmitted to your Board a requisition for $170,000, being $70,000 for borings and $100,000 for general expenses. In the communication transmitting the requisition the Commission pointed out that the requisition and appropriation made at the beginning of the year for this Commission was for the administrative expenses connected with regulation and existing rapid transit work and that an additional appropriation would be necessary for any new rapid transit work necessary to undertake. It was pointed out that in view of the report signed by your Special Committee and the Public Service Commission for the First District it was essential that certain preliminary work should be undertaken at once, in anticipation of rapid transit construction which it seemed likely would be undertaken.

The necessity for an additional appropriation is very urgent. The Engineering Department of the Commission had a large force at work at the time when the Triborough plans were being completed. Since that time over two hundred men have been laid off on account of lack of work or have been given leave of absence without pay, for the purpose of keeping the expenses of the Department as low as possible. At the present time all of the men in the Department are actively engaged in the supervision of actual construction work now going on, either on Contracts 1 and 2, on the Centre street loop or on the 4th avenue subway. This requires that if any men are to be engaged in the preliminary work necessary to new construction some of the men who have been laid off must be returned to the force. This cannot be done unless the appropriation is made.

So far as the requisition relates to an appropriation for borings, it may be pointed out that borings along proposed routes must be made before the preparation of plans and these borings take considerable time. In addition, bids must be obtained for such borings.

For these reasons, it is important that the money should be made available at the earliest moment, in order that the men may be notified to report for work and that bids may be obtained for the borings. Respectfully,

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, by W. R. Willcox, Chairman.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 16, 1911, the Public Service Commission for the First District, requested an additional appropriation of $170,000 for the year 1911. In connection therewith I report as follows:

On January 5, 1911, the Board of Estimate and Apportionment authorized $985,193.45 in special revenue bonds for the expenses of the Commission in 1911. The following reasons are given by the Commission for the request:

"Your Board now has before it a report by a subcommittee appointed to consider the matter presented in the communication of the Commission of December 20, 1910, relative to additional transportation facilities. Should your Board take action advising the Commission in such a way that immediate progress can be made in the preparation of plans and contracts for additional facilities, the Commission will be under the necessity of making increases in its force in order to cover the various steps necessary as to plans and contracts. While the Commission cannot at this time definitely determine the full amount that may be needed for this additional work, it deems it requisite and necessary at this time to ask that $100,000 be appropriated for the general expenses of the Commission to be incurred, in connection with such new work, and seventy thousand dollars ($70,000) for the purpose of securing borings along various routes where it is expected that construction will be had."

Appropriations from special revenue bonds to the Commission have been as follows:

1908	$1,000,000 00
1909	1,037,500 00
1910	1,093,000 00

The expenditures for 1910 were approximately $1,200,000. The present request would give a total of $1,155,193.45 in special revenue bonds for 1911.

When the request was made for the first appropriation the Commission stated the following:

"No estimate can be made at this time, and additional requisition may hereafter be necessary for expenses for the proceedings to secure the necessary legal consent for rapid transit routes and changes in such routes and for the acquisition of real estate and other rights necessary to rapid transit construction, for the necessary printing and advertising required by law to secure bidders for rapid transit routes and for the clerical, legal and engineering force necessary if contracts are made during the year for additional rapid transit routes not now under contract, or for the extensive preparation of new plans."

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 10, chapter 4 of the Laws of 1891, and section 14, chapter 429 of the Laws of 1907, as amended, and on account of the requisition of the Public Service Commission for the First District, for one hundred and seventy thousand dollars ($170,000), duly made by the Chairman and Secretary thereof on June 16, 1911, the Board of Estimate and Apportionment hereby approves of an issue of special revenue bonds to an amount not exceeding one hundred thousand dollars ($100,000), to provide means for the payment of the general expense of said Commission in connection with new work relative to additional transportation facilities, and seventy thousand dollars ($70,000), to provide means for the purpose of securing borings along the various routes where it is expected that construction will be had relative to additional transportation facilities, and for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of section 10, chapter 4 of the Laws of 1891, and section 14, chapter 429 of the Laws of 1907, as amended, to issue special revenue bonds of The City of New York to an amount not exceeding one hundred and seventy thousand dollars ($170,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds to be applied to the purposes aforesaid, in accordance with schedules to be approved by this Board.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Docks and Ferries requesting approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($9,500) for replacing the present walls and partitions of the Record Room, on Pier "A," North River, Borough of Manhattan, with fireproof construction and installing metal filing cases therein, together with a report of the Comptroller, to whom, on June 22, 1911, this application was referred, recommending the approval of said plans and specifications at an estimated cost of $8,700:

Department of Docks and Ferries, City of New York, Pier "A," North River, New York, June 15, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman of the Board of Estimate and Apportionment:*

Sir—This Department has prepared a contract, No. 1255, for installing fireproof partitions and filing cases on Pier "A," North River. Plans, specifications and estimate were sent to the Board of Estimate and Apportionment for approval on December 10, 1910. The request for the approval of the plans, specifications and estimate was referred to the Corporate Stock Budget Committee on January 19, 1911, for consideration in connection with the 1911 Corporate Stock Budget.

At a meeting of the Board of Estimate and Apportionment held June 8, 1911, a resolution was adopted authorizing the Comptroller to issue corporate stock to the extent of $9,500, to cover construction of fireproof record room on Pier "A."

I request that action be now taken in the matter of approving the plans, specifications and estimate on this contract. Yours very truly,

CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 15, 1911, the Commissioner of Docks requested approval of plans, specifications and estimate of cost for installing fireproof partitions and filing cases on Pier "A," North River. In connection therewith I report as follows:

Request was originally made by the Commissioner on July 28, 1910, for authority to advertise and award a contract for the installation of fireproof partitions on Pier "A," at a cost of $4,000. On September 27, 1910, an amended request was made in which the amount was increased to $9,500. No funds were available for the proposed contract until June 8, 1911, when the Board of Estimate and Apportionment, pursuant to a resolution adopted on April 26, 1911, by the Commissioners of the Sinking Fund, authorized an issue of corporate stock to an amount not exceeding $9,500, the proceeds to be applied to the construction of a fireproof record room on Pier "A," North River, under the jurisdiction of the Department of Docks and Ferries.

The room to be constructed and made fireproof now is made up of timber and wooden partition walls, with the exception of the floor which is partly of concrete. It is proposed to replace the timber and wooden partition walls with walls of fireproof construction, consisting of steel studding carried from the asphalt deck of the pier to the under side of the second floor. The steel frame work is to be filled in with terra cotta blocks laid in Portland cement, and the ceiling is to be of reinforced concrete.

The walls will have a length of about 94 feet on the south side and about 117 feet on the north side, connected by two transverse walls eleven feet in length.

Within this enclosure it is proposed to install metal filing cases 46 feet long, 39 inches deep and about 13 feet high.

The contract is to be divided into two classes, as follows:

Class 1—Providing for the construction of fireproof walls and partitions at an estimated cost of $3,100.

Class 2—Providing for the installing of metal filing cases at an estimated cost of $5,600.

The total estimated cost of the contract work, therefore, is $8,700, which appears to be reasonable.

To this amount it is proposed to add $800, or approximately 10 per cent. for overhead charges and incidental expenses.

In view of the fact that engineering and inspection charges are paid from a special fund for the purpose, entitled, "C-DD-26, Department of Docks and Ferries," Payrolls for Construction and Improvement of Docks," I am of the opinion that an allowance of $800 for overhead and incidental charges would be excessive. I recommend, therefore, that this item in the request be not approved.

The plans and specifications are satisfactory.

I recommend the adoption of the resolution hereto attached.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of June 3, 1910, hereby approves of the plans, specifications and estimate of cost to the amount of eight thousand, seven hundred dollars ($8,700), for replacing the present walls and partitions of the Record Room, on Pier "A," North River, Borough of Manhattan, with fireproof construction and installing metal filing cases therein, under the jurisdiction of the Department of Docks and Ferries.

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, The Bronx, Queens and Richmond—16.

The Secretary was directed to transmit a copy of the report of the Comptroller as above to the Commissioner of Docks.

The Secretary presented the following communication from the President of the Borough of The Bronx requesting, and report of the Comptroller recommending, the modification of budgetary-part Salary Schedule No. 1714 for the office of said Borough President for the year 1911, to take effect as of May 12, 1911, providing for the addition of two Structural Steel Draftsmen, at $1,800 each per annum, and the substitution of two Topographical Draftsmen, at $1,350 each per annum, for two at $1,500 each per annum:

City of New York, President of the Borough of The Bronx, 3d avenue and 177th street, June 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Request is hereby respectfully made for a modification of the schedule line supporting the part budgetary appropriation made to this office for the year 1911, as follows:

President, Borough of The Bronx.

Division of Design—

1714. Salaries:

Assistant Engineer	1 at	$3,600 00
Assistant Engineer	1 at	3,000 00
Assistant Engineer	1 at	2,250 00
Assistant Engineer	1 at	1,950 00
Topographical Draftsmen	2 at	1,800 00
Topographical Draftsmen	3 at	1,650 00
Topographical Draftsmen	4 at	1,500 00
Topographical Draftsmen	3 at	1,350 00
Mechanical Draftsmen	2 at	1,800 00
Mechanical Draftsmen	2 at	1,650 00
Structural Steel Draftsmen	3 at	1,800 00
Leveler	1 at	1,500 00
Stenographer and Typewriter	1 at	1,200 00
Clerk	1 at	600 00

Part budgetary allowance, $10,000.

It is requested that the resolution to be adopted approving above schedule take effect as of May 12, 1911, as upon that date one Structural Steel Draftsman was appointed, while another was appointed on May 15. Both of these appointments were emergencies, there being so much structural steel work under way, no time could be lost by being required to wait until a modification was adopted permitting their employment. Respectfully,

CYRUS C. MILLER, President, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 23, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 5, 1911, the President of the Borough of The Bronx re-

quested modification of the budgetary-part salary schedule for the Division of Design in his office for the year 1911. In connection therewith I report as follows:

The President states that in May two Structural Steel Draftsmen, at $1,800 per annum, were added to the force on account of a great amount of structural steel work under way. The only other change is the substitution of two Topographical Draftsmen, at $1,350 per annum, for two at $1,500.

The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer Increase.	Decrease.
1714.	Topographical Draftsmen, 6 at $1,500	.....	$3,000 00
	Topographical Draftsman, 1 at $1,350	$2,700 00	.....
	Structural Steel Draftsman, 1 at $1,800	3,600 00	.....
		$6,300 00	$3,000 00

The Structural Steel Draftsmen were appointed on May 12, 1911, and to provide for payment of their compensation modification is necessary as of that date. No increase in compensation is involved.

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule as revised, for the office of the President of the Borough of The Bronx for the year 1911, to take effect as of May 12, 1911, as follows:

President, Borough of The Bronx.

Division of Design—

1714.	Salaries:		
	Assistant Engineer	1 at	$3,600 00
	Assistant Engineer	1 at	3,000 00
	Assistant Engineer	1 at	2,250 00
	Assistant Engineer	1 at	1,950 00
	Topographical Draughtsmen	2 at	1,800 00
	Topographical Draughtsmen	3 at	1,650 00
	Topographical Draughtsmen	4 at	1,500 00
	Topographical Draughtsmen	3 at	1,350 00
	Mechanical Draughtsmen	2 at	1,800 00
	Mechanical Draughtsmen	2 at	1,650 00
	Structural Steel Draughtsmen	3 at	1,800 00
	Leveler	1 at	1,500 00
	Stenographer and Typewriter	1 at	1,200 00
	Clerk	1 at	600 00

Part budgetary allowance, $10,100.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Comptroller, referring to the claim of Robert Carter & Co. for $103 for work done in connection with a contract for laying and hauling water mains in the Borough of Brooklyn in the years 1908 and 1909, and stating that the City is not justly and equitably obligated to pay said claim, as the so-called extra work came within the terms of said contract and the City did not receive any benefit therefrom:

(On December 15, 1910, the above claim was filed with the Board under the provisions of section 246 of the Charter and referred to the Comptroller.)

City of New York, Department of Finance, Comptroller's Office, June 7, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of section 246 of the Charter, Robert Carter & Company heretofore filed with the Secretary of your Board, for your consideration and approval, a claim in the sum of $103, for work done in connection with, but alleged to be outside of, a contract for hauling and laying water mains, made with the Department of Water Supply, Gas and Electricity for the Borough of Brooklyn, during the months of September and October 1908, and April, May, June, July and August 1909, said claimant alleging that the charge of $103 is for work not embraced within the terms of said contract, but made necessary by the terms of said contract, because, without such extra hauling said contract could not have been properly and expeditiously performed.

You referred said claim to me for investigation and to report to you thereon. The claim is as above stated.

Chief Engineer De Varona, who was primarily in charge of the work under said contract, refused to certify claimant's bill for $103, stating, "I can find no provision in your contract which permits me to certify this bill."

Mr. Carter, President of claimant Company, when examined on this claim, stated, "Through inadvertance on the part of the Engineer they (the small special castings which were hauled, and for the hauling of which this charge is made) were not called for on the original plans. * * * If the materials had all been called for on the plan it could have been all hauled at the same time and would not have necessitated these various special trips to obtain it and the delay incidental thereto. Both Engineers held this work was within the contract. I do not so hold. I hold I should be paid for the extra expense to which I was put, through their lack of furnishing me with sufficient material at the time I was carting it out on those streets. At the time I did this work nothing was said about extra compensation for it. I did it for the benefit of the City and to enable me to complete my contract and I make my demand strictly upon an honorable and equitable basis. By doing as we did it became possible to charge the pipe lines with water immediately upon their completion, thereby giving the City the full and immediate benefit of the same, which it took."

I have fully considered the facts and Mr. Carter's testimony on claimant's behalf, and having no doubt that the so-called extra work came within the terms of said contract, and that the City did not receive any benefit therefrom that it was not entitled to receive under said contract, I report that the City is not justly and equitably obligated to pay said claim. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the claim of Robert Carter & Company, in the sum of $103, for "Extra cartage from Gowanus Pipe Yard, Water pipe c't dated August 10, 1908," in connection with a contract made with the Department of Water Supply, Gas and Electricity, which was filed with the Board of Estimate and Apportionment December 9, 1910, for its consideration and approval, be and the same hereby is disallowed, it appearing that the City is not justly and equitably obligated to pay the same.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Education requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, that the compensation of Janitors of certain public schools in Manhattan, Brooklyn, Queens and Richmond, be fixed temporarily and until further modified:

(On June 22, 1911, the resolution of the Board of Education relative to the above matter was referred to said Committee.)

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to recommend to the Board of Aldermen that the compensation of Janitors of public school buildings, etc., be fixed in accordance with the following list, taking effect on the date indicated in each instance:

Transfers.

George W. Winant (Janitor), from Public School 72, Queens, to Public School 79, Queens; annual compensation, $1,080; taking effect June 5, 1911.

John W. Werner (Janitor), from Public School 36, Brooklyn, to Public School 90, Brooklyn; annual compensation, $1,548; taking effect June 7, 1911.

Thomas F. Toell (Janitor), from Public School 119, Brooklyn, to Public School 36, Brooklyn; annual compensation, $2,160; taking effect June 7, 1911.

Timothy Wilson (Janitor-Engineer), from Public School 61, Brooklyn, to Public School 39, Brooklyn; annual compensation, $1,356; taking effect June 7, 1911.

William Thiesen (Janitor), from Public School 37, Brooklyn, to Public School 72, Queens; annual compensation, $1,080; taking effect June 19, 1911.

Robert H. Hughes (Janitor-Engineer), from Public School 90, Brooklyn, to Public School 61, Brooklyn; annual compensation, $984; taking effect June 8, 1911.

John J. Smith (Janitor-Engineer), from Public School 22, Brooklyn, to Public School 119, Brooklyn; annual compensation, $2,628; taking effect June 12, 1911.

Temporary Assignments.

John J. Goff, assigned to Public School 129, Manhattan; compensation, $50 per month; taking effect June 1, 1911.

K. D. Johnson, assigned to Public School 61, Brooklyn; compensation, $50 per month; taking effect June 7, 1911.

Herman A. Hintz, assigned to Public School 119, Brooklyn; compensation, $120 per month; taking effect June 7, 1911.

Gustav Muhlbauer, assigned to Public School 36, Brooklyn; compensation, $110 per month; taking effect June 7, 1911.

New Position.

Joost C. Slingerland (Janitor-Engineer), Public School 33, Richmond; compensation, $732 per annum; taking effect June 5, 1911.

Changes in Compensation.

Public School 77, Queens; present compensation, $100 per month (temporary); proposed compensation, $225 per month (temporary); taking effect May 1, 1911; (on account of additional rooms being occupied).

Public School 56, Queens; present compensation, $186 per month (temporary); proposed compensation, $2,436 per annum; taking effect June 1, 1911 (entire building being occupied).

True copy of resolution adopted by the Board of Education on June 14, 1911.

A. E. PALMER, Secretary, Board of Education.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 22, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Board of Education requested the fixation, pursuant to the provisions of section 56 of the Greater New York Charter, of the compensation of fourteen Janitors for Public Schools 129, Manhattan, 90, 36, 39, 61 and 119, Brooklyn, 79, 77, 72 and 56, Queens, and 33, Richmond.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Whereas, By opinions of the Corporation Counsel, as of June 28, 1910, and July 30, 1910, the Comptroller was advised that the payment of salaries of Janitors in the Department of Education is illegal, unless such salary shall have been established under the provisions of section 56 of the Greater New York Charter; and

Whereas, The matter of adjusting the compensation of Janitors and the fixation of their salaries under the provisions of section 56 of the Charter is now in the hands of a Special Committee of the Board of Estimate and Apportionment; therefore be it

Resolved, That, pursuant to the provisions of section 56 of the Charter, the Board of Estimate and Apportionment hereby recommends to the Board of Aldermen, pending the report of said Committee, the compensation of Janitors in the Department of Education be fixed temporarily, and until further modified, in accordance with the following list:

	Compensation.
Janitor, P. S. 79, Queens (per annum)	$1,080 00
Janitor, P. S. 90, Brooklyn (per annum)	1,548 00
Janitor, P. S. 36, Brooklyn (per annum)	2,160 00
Janitor-Engineer, P. S. 39, Brooklyn (per annum)	1,356 00
Janitor, P. S. 72, Queens (per annum)	1,080 00
Janitor-Engineer, P. S. 61, Brooklyn (per annum)	984 00
Janitor-Engineer, P. S. 119, Brooklyn (per annum)	2,628 00
Janitor, P. S. 129, Manhattan (per month)	50 00
Janitor, P. S. 61, Brooklyn (per month)	50 00
Janitor, P. S. 119, Brooklyn (per month)	120 00
Janitor, P. S. 36, Brooklyn (per month)	110 00
Janitor, P. S. 77, Queens (per month)	225 00
Janitor, P. S. 56, Queens (per annum)	2,436 00
Janitor, Engineer, P. S. 33, Richmond (per annum)	732 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report from the Chairman, Commission on Standardization, approved by the Select Committee of the Board on Standardization of Supplies, wherein it is recommended that the Commissioner of Docks be granted permission to add the following clause to the Standard Specifications for furnishing, delivering, storing and trimming coal as part of the Standard Form of Contract for the purchase of supplies:

"10. In case of a strike interfering with the delivery of coal under this contract as required, the said specifications may, with the approval of the Commissioner, be modified by the Superintendent so as to fairly meet the conditions existing on account of such strike."

Which was ordered printed in the minutes and filed.

June 9, 1911.

Whereas, The Department of Docks and Ferries has asked the Commission on Standardization for permission to amend the standard form of contract for supplies, adopted by the Board of Estimate and Apportionment, April 27, 1911, by including in Contract No. 1282 of that department for coal to be supplied the Municipal Ferry Service for the year beginning July 1, 1911, the following strike clause:

"In case of a strike interfering with the delivery of coal under this contract as required, the said specifications may, with the approval of the Commissioner, be modified by the Superintendent so as to fairly meet the conditions existing on account of such strike."

Whereas, The Select Committee of the Board of Estimate and Apportionment, composed of the Mayor, the Comptroller and the President of the Board of Aldermen, was empowered under the following resolution of the Board, passed April 27, authorizing the use of the said standard form of contract for supplies, to make such changes as might be necessary to meet the requirements of special conditions and cases:

"Be it Resolved, That the forms of Bid or Estimate, Proposal for Bids or Estimates, Contract and Specifications and Schedules of Quantities and Prices be approved by this Board and adopted by the various departments, bureaus and offices under the City Government authorized to purchase supplies, but inasmuch as it cannot be assumed in advance of experience that the new forms adopted will be fully adequate to meet the requirements of special conditions and cases; therefore modifications in the said forms to suit such special conditions and cases may be had by securing the approval in writing of the Committee of the Board of Estimate and Apportionment on the Purchase of Supplies."

Whereas, The amendment asked for by the Department of Docks and Ferries

could best be secured by adding the above quoted special contract provision to the special contract provisions of the Standard Specifications for Furnishing, Delivering, Storing and Trimming Coal, which form a part of the Standard Form of Contract for the Purchase of Supplies when the supplies to be purchased consist only of coal;

It is recommended by the Commission on Standardization that the Select Committee of the Board of Estimate and Apportionment on the Purchase of Supplies hereby approves the addition of the following clause to the special contract provisions attached to the Standard Specifications for Furnishing, Delivering, Storing and Trimming Coal as part of the Standard Form of Contract for the Purchase of Supplies:

10. In case of a strike interfering with the delivery of coal under this contract as required, the said specifications may, with the approval of the Commissioner, be modified by the Superintendent so as to fairly meet the conditions existing on account of such strike. Respectfully submitted,

EDMUND D. FISHER, Chairman, Commission on Standardization.

Approved: W. J. GAYNOR, Mayor; WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee on the Purchase of Supplies.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of Comptroller recommending, an issue of $50,000 special revenue bonds (subdivision 8, section 188 of the Charter), to be used by the Corporation Counsel for expenses of City litigation, in securing an injunction against the State of New Jersey and the Passaic Valley Sewerage Commissioners, restraining them from discharging crude sewage into New York Bay:

(On June 29, 1911, 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 reveenue bonds to the amount of fifty thousand dollars ($50,000), the proceeds whereof to be used by the Corporation Counsel of The City of New York for the purpose of meeting expenses on the part of The City of New York in litigation between the State of New York and the State of New Jersey, and the Passaic Valley Sewerage Commissioners in the Supreme Court of the United States.

Adopted by the Board of Aldermen June 20, 1911, three-fourths of all the members voting in favor thereof.

Approved by the Mayor June 27, 1911. P. J. SCULLY, Clerk.

Department of Finanace, City of New York, Bureau of Municipal Investigation and Statistics, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the Board of Aldermen adopted a resolution requesting an issue of special revenue bonds to the amount of $50,000, to be used by the Corporation Counsel for expenses on the part of the City of New York in litigation between the State of New York and the State of New Jersey and the Passaic Valley Sewerage Commissioners in the Supreme Court of the United States. In connection therewith, I report as follows:

Under an order of the Supreme Court of the United States, in the case of the People of the State of New York, complainants, versus The State of New Jersey and Passaic Valley Sewerage Commissioners defendants, a Commissioner, to take testimony, has been appointed. The Court ordered that the complainants' testimony shall begin to be taken on June 1, 1911, and that all testimony for both sides must be concluded in March, 1912, unless further time be granted by the Court.

The object of the suit is to secure an injunction against the State of New Jersey and the Passaic Valley Sewerage Commissioners, restraining them from discharging into New York Bay, near the New York City line, more than 360,000,000 gallons of crude sewage per diem, an amount estimated to be far beyond the power of the already contaminated waters of the Bay to assimilate.

The State of New Jersey is prepared to defend the suit. Thirty-five thousand dollars has already been appropriated to meet the legal, expert aand other expenses of the trial. Two of the most eminent lawyers in the State have been engaged, and five sanitary experts have been retained to protect the State's interests.

The State of New York, with exhaustive technical data to support its claims, is at present without money to carry on the suit. As the burden of proof lies with the State of New York, with the hearings already under way, the situation can readily be seen to constitute an emergency.

The Corporation Counsel states the following:

"The character of the testimony is almost entirely scientific and the evidence to be offered will be furnished by Sanitation Specialists, Chemists, Bacteriologists, Engineers and Physicians. Such evidence which will warrant the United States Supreme Court to grant the injunction asked for must be furnished by and secured from men of the greatest eminence and professional reputation. In order to secure the services of such men, it will be necessary to compensate them properly. To substitute second rate men would be to doom our City to loss of prestige in conducting an important suit and risk losing the suit itself, which seeks to enjoin the perpetration of a great nuisance, that would not only menace the health and comfort of our citizens, but threaten the commercial pre-eminence of our City."

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Resolution adopted by the Board of Aldermen on June 20, 1911, and approved by the Mayor June 27, 1911, requesting an issue of special revenue bonds in the sum of fifty thousand dollars ($50,000), the proceeds whereof to be used by the Corporation Counsel of The City of New York for the purpose of meeting expenses on the part of The City of New York in litigation between the State of New York and the State of New Jersey, and the Passaic Valley Sewerage Commissioners in the Supreme Court of the United States, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 fifty thousand dollars ($50,000), 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented communications, as follows:

From J. E. Noeggerath, relative to the development of plans for a rapid transit system believed to be more efficient than the present subways;

From the Central Federated Union of Greater New York and Vicinity, relative to the need of proper ventilation in the subways.

Which were referred to the Public Service Commission for the First District.

The Secretary presented the following report of the Comptroller, recommending that the resolution adopted June 1, 1911, which authorized the acquisition of property on Benedict ave. near Fulton ave., Woodhaven, Borough of Queens, for the use of the Fire Department, at a price not exceeding $3,000, be amended by adding thereto the words "subject to the covenants contained in the deed recorded in Liber 1698, page 16, other than so much thereof as reads 'subject also to covenants in former deeds, if any'":

Department of Finance, City of New York, Comptroller's Office, June 28, 1911.

To the Honorable, the Board of Estimate and Apportionments

Gentlemen—On June 1, 1911, your honorable Board adopted a resolution approving of the acquisition of a plot of ground having a frontage of 50 feet on the west side of Benedict ave., with a depth of 100 feet, in the Borough of Queens, for use of the Fire Department, to wit:

Resolved, That the Board of Estimate and Apportionment hereby approves of the selection by the Commissioner of the Fire Department of the following described property for use of said Department.

All that certain piece or parcel of land, situate, lying and being in the Fourth Ward of the Borough of Queens, City and State of New York, bounded and described as follows:

Beginning at a point on the westerly side of Benedict ave., distant 94.46 feet northerly from the corner formed by the intersection of the westerly line of Benedict ave. with the northerly line of Fulton ave., as laid down on map of Wyckoff Park, said map being filed in the office of the Clerk of the County of Queens on April 14, 1909, as Map No. 911: running thence westerly and at right angles with Benedict ave. a distance of 100 feet; thence northerly and parallel with Benedict ave. a distance of 50 feet; thence easterly and again at right angles to Benedict ave. a distance of 100 feet to the westerly line of Benedict ave.; thence southerly along the westerly line of Benedict ave. a distance of 50 feet to the point or place of beginning, together with all the right, title and interest of the owner of said premises, of, in and to the street in front thereof to the centre thereof, and authorizing the Comptroller to enter into a contract for the acquisition of said property at private sale at a price not to exceed $3,000, said contract to be approved by the Corporation Counsel as to form.

A search of these premises by the Title Guarantee and Trust Company develops the fact that a covenant appears in deed recorded in Liber 1698, page 16, as follows:

"The said parties of the second part, for themselves, their heirs, executors, administrators and assigns do hereby covenant and agree to and with the said party of the first part, its successors and assigns, as follows: That the said parties of the second part, their heirs, executors, administrators or assign will not erect or permit on any part of the above decribed premises any livery, public or milkman's stable or slaughterhouse, or any manufactory for making gunpowder, glue, varnish, vitriol, ink or turpentine, or for the boiling of bones, or for the dressing, tanning or preparing of skins, hides or leather, or any brewery or building for the carrying on of any noxious or dangerous trade or business, or sell or suffer or allow to be sold on the premises hereby conveyed or any part thereof strong or spirituous liquors, or ale or wine or intoxicating liquors of any kind."

This covenant will not restrict the City as to the use of the property for the purposes for which it is to be acquired.

I, therefore, respectfully recommend that the above resolution be amended by adding the words, *subject to the covenants contained in the deed recorded in Liber 1698, page 16*, other than so much thereof as reads "subject also to covenants in former deeds, if any." Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 1, 1911, which reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the selection by the Commissioner of the Fire Department of the following-described property for the use of said Department:

"All that certain lot, piece or parcel of land situate, lying and being in the Fourth Ward of the Borough of Queens, City and State of New York, bounded and described as follows:

"Beginning at a point on the westerly side of Benedict avenue distant 94.46 feet northerly from the corner formed by the intersection of the westerly line of Benedict avenue and the northerly line of Fulton avenue, as laid down on map of Wyckoff Park, said map being filed in the office of the Clerk of the County of Queens on April 14, 1909, as Map No. 911; running thence westerly and at right angles with Benedict avenue a distance of 100 feet; thence northerly and parallel with Benedict avenue a distance of 50 feet; thence easterly and again at right angles with Benedict avenue a distance of 100 feet to the westerly line of Benedict avenue; thence southerly along the westerly line of Benedict avenue a distance of 50 feet to the point or place of beginning; together with all the right, title and interest of the owner of said premises, of, in and to the street in front thereof to the centre thereof.

"—and authorizes the Comptroller to enter into a contract for the acquisition of said property at private sale, at a price not to exceed three thousand dollars ($3,000), said contract to be approved by the Corporation Counsel as to form."

—be and the same is hereby amended by authorizing said purchase "subject to the covenants contained in the deed recorded in Liber 1698, page 16," other than so much thereof as reads "subject also to covenants in former deeds, if any."

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Comptroller, recommending that the resolution adopted April 6, as amended May 18 and June 1, 1911, which authorized the acquisition of property on Pennsylvania ave., distant 50 feet southerly from the corner formed by the intersection of the southerly side of Liberty ave. with the easterly side of Pennsylvania ave., Brooklyn, for the use of the Department of Education, at a price not exceeding $22,500, be amended by adding thereto the words "subject to the covenants contained in Liber 218 of Conveyances, page 137":

Department of Finance, City of New York, Comptroller's Office, June 28, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Under date of April 6, 1911, your Board adopted a resolution approving of the acquisition of a plot of ground, 281 feet on Pennsylvania avenue, with a depth of about 110 feet, in the Borough of Brooklyn, for use of the Department of Education, which was amended by a resolution adopted by your Board on May 18, 1911, authorizing the acquisition of the property in three separate parcels, two at private sale and one through condemnation.

One of the resolutions reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following described premises in the Borough of Brooklyn:

"All that certain lot, piece or parcel of land, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"Beginning at a point on the easterly side of Pennsylvania avenue distant 50 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly and parallel with Liberty avenue 105 feet; thence southerly parallel with Pennsylvania avenue 150 feet; thence westerly and again parallel with Liberty avenue 105 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 150 feet to the point or place or beginning; together with all the right, title and interest, if any, of the owner, of, in and to the avenue in front thereof to the centre thereof, and the Comptroller be and is hereby authorized to enter into contract for the acquisition of the above mentioned premises at private sale, at a price not exceeding $22,500, said contract to be submitted to the Corporation Counsel for his approval as to form."

A search of these premises by the Title Guarantee and Trust Company develops the fact, that in the year 1849 a restriction was placed on the property, which provides that the owners will not conduct or carry on any business upon the above described premises, or any part thereof, which shall be or become a nuisance to the owners of the property in the vincity.

Inasmuch as this restriction does not affect the purposes for which the property is acquired, and for the further reason that the restriction has already been nullified by reason of the character of the improvements in the neighborhood, I recommend that the above resolution be amended by adding the words, *subject to the covenants contained in Liber 218 of Conveyances, page 137*. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment *June 1, 1911*, which reads as follows:

"Resolved, That the resolution adopted by the Board of Estimate and Apportionment May 18, 1911, which reads as follows:

"'Resolved, That the resolution adopted by the Board of Estimate and Apportionment April 6, 1911, which reads as follows:

"'Resolved, That the Board of Estimate and Apportionment hereby

approves of the action of the Board of Education in the matter of the selection of the following described premises in the Borough of Brooklyn:

"'All that certain lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"'Beginning at a point on the easterly side of Pennsylvania avenue distant 50 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly and parallel with Liberty avenue 105 feet; thence southerly and parallel with Pennsylvania avenue 150 feet; thence easterly and again parallel with Liberty avenue 5 feet; thence southerly and again parallel with Pennsylvania avenue 131 feet 3 inches; thence westerly and again parallel with Liberty avenue 110 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 281 feet 3 inches to the point or place of beginning; together with all the right, title and interest, if any, of the owner, of, in and to the avenue in front thereof to the centre thereof.

"'—and the Comptroller be and is hereby authorized to enter into contract for the acquisition of the above-described premises, at private sale, at a price not exceeding $48,500, said contract to be submitted to the Corporation Counsel for his approval as to form.

"'—be and the same is hereby amended to read as follows:

"'Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following-described premises in the Borough of Brooklyn:

"'All that certain lot, piece or parcel of land, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"'Beginning at a point on the easterly side of Pennsylvania avenue distant 50 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly and parallel with Liberty avenue 105 feet; thence southerly parallel with Pennsylvania avenue 150 feet; thence westerly and again parallel with Liberty avenue 105 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 150 feet to the point or place of beginning; together with all the right, title and interest, if any, of the owner of, in, and to the avenue in front thereof to the centre thereof.

"'—and the Comptroller be and is hereby authorized to enter into contract for the acquisition of the above described premises at private sale, at a price not exceeding $22,500, said contract to be submitted to the Corporation Counsel for his approval as to form.

"'—and be it further

"'Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following-described premises in the Borough of Brooklyn:

"'All that certain lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"'Beginning at a point on the easterly side of Pennsylvania avenue distant 230 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly and parallel with Liberty avenue 110 feet; thence southerly and parallel with Pennsylvania avenue 51 feet 3 inches; thence easterly and again parallel with Liberty avenue 110 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 51 feet 3 inches to the point or place of beginning; together with all the right, title and interest, if any, of the owner of, in and to the avenue in front thereof to the centre thereof.

"'—and the Comptroller be and is hereby authorized to enter into contract for the acquisition of the above described premises at private sale, at a price not exceeding $12,000, said contract to be submitted to the Corporation Counsel for his approval as to form.

"'—and be it further

"'Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following described premises in the Borough of Brooklyn:

"'All that certain lot, piece or parcel of land, with the buildings and improvement thereon erected, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"'Beginning at a point on the easterly side of Pennsylvania avenue distant 200 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly parallel with Liberty avenue 110 feet; thence southerly and parallel with Pennsylvania avenue 80 feet; thence westerly and again parallel with Liberty avenue 110 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 80 feet to the point or place of beginning; together with all the right, title and interest, if any, of the owner of, in and to the avenue in front thereof to the centre thereof; the assessed valuation of which is $8,500 for the year 1910, as shown by the books of record on file in the Department of Taxes and Assessments.

"'—that the Corporation Counsel be instructed to commence condemnation proceedings at once for the acquisition of these premises; and, further, that the title to said premises shall vest in The City of New York immediately upon the filing of the oaths of the Commissioners of Estimate and Appraisal.'"

"—be and the same is hereby amended—in so far as it relates to the purchase at twelve thousand dollars ($12,000) of that parcel of land beginning at a point on the easterly side of Pennsylvania avenue distant 230 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue—to read as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following described premises in the Borough of Brooklyn:

"All that certain lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Borough of Brooklyn, City of New York, bounded and described as follows:

"Beginning at a point on the easterly side of Pennsylvania avenue distant 280 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue; running thence easterly and parallel with Liberty avenue 110 feet; thence southerly and parallel with Pennsylvania avenue 51 feet 3 inches; thence westerly and again parallel with Liberty avenue 110 feet to the easterly side of Pennsylvania avenue; thence northerly along the easterly side of Pennsylvania avenue 51 feet 3 inches to the point or place of beginning, together with all the right, title and interest, if any, of the owner of, in and to the avenue in front thereof to the centre thereof.

"—and the Comptroller be and is hereby authorized to enter into contract for the acquisition of the above described premises at private sale, at a price not exceeding $12,000, said contract to be submitted to the Corporation Counsel for his approval as to form."

—be and the same is further amended—in so far as it relates to the purchase at $22,500 of that parcel of land beginning at a point on the easterly side of Pennsylvania avenue distant 50 feet southerly from the corner formed by the intersection of the southerly side of Liberty avenue with the easterly side of Pennsylvania avenue, etc.—by addingthereto the words and figures "subject to the covenants contained in Liber 218 of Conveyances, page 137."

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communications from the Department of Health requesting, and report of the Comptroller recommending, the modification of Salary Schedules Nos. 355 and 368, supporting the appropriation made in the Budget for the year 1911 for said Department, providing for the transfer of a Food Inspector at $1,200 per annum from one schedule to another, involving the transfer of $600, said modifications to take effect July 1, 1911.

Department of Health, City of New York, southwest corner Fifty-fifth street and Sixth avenue, Borough of Manhattan, New York, June 21, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway:

Sir—At a meeting of the Board of Health of the Department of Health, held June 20, 1911, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be, and it is hereby respectfully requested to approve of the following further changes and modifications in the schedules supporting the appropriations made to the Department of Health for salaries for the year 1911:

Supporting Schedule to No. 355—Divisions of Inspectors, Salaries.

Strike out item, "Food Inspector, at $1,200."

Supporting Schedule to No. 368—Division of Milk Inspection, Salaries.

Change item, "Food Inspectors, 46 at $1,200," to read, "Food Inspectors, 47 at $1,200."

A true copy, EUGENE W. SCHEFFER, Secretary.

Department of Health, City of New York, southwest corner Fifty-fifth street and Sixth avenue, Borough of Manhattan, New York, June 21, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway, Borough of Manhattan.

Sir—At a meeting of the Board of Health of the Department of Health, held June 20, 1911, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be, and it is hereby respectfully requested to transfer the sum of $700 from the appropriration made to the Department of Health for the year 1911, entitled, and as follows:

Code No. 355, Division of Inspections, Salaries, the same being in excess of the amounts required for the purposes thereof, to the appropriation made to the same Department for the same year, entitled:

Code No. 368, Division of Milk Inspection, Salaries, the same being insufficient for the purposes thereof. A true copy, EUGENE W. SCHEFFER, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the Board of Health requested modification of two schedules of salaries supporting appropriations to the Department of Health for the year 1911, involving a transfer of $600. In connection therewith I report as follows:

The only change proposed is the transfer of a Food Inspector, at $1,200 per annum, from the Division of General Sanitary Inspection, No. 355, to the Division of Milk Inspection, City and Country, No 368.

The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
355.	Inspector of Foods, at $1,200.	$1,200 00	.....	$600 00	.....
368.	Inspector of Foods, 46 at $1,200	.....	$1,200 00	.....	$600 00

I recommend that the request be granted, by the adoption of the attached resolutions. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Health for the year 1911, to take effect July 1, as follows:

Administration, Division of General Sanitary Inspection—

355. Salaries:

Sanitary Inspector	$3,000 00
Sanitary Inspector	2,550 00
Sanitary Inspector	1,800 00
Sanitary Inspectors, 5 at $1,500	7,500 00
Sanitary Inspectors, 55 at $1,200	66,000 00
Sanitary Inspector	750 00
Medical Inspectors, 2 at $2,550	5,100 00
Medical Inspector	1,500 00
Medical Inspectors, 5 at $1,200	6,000 00
Clerk	1,800 00
Clerks, 4 at $1,200	4,800 00
Clerk	1,050 00
Clerk	750 00
Clerks, 7 at $480	3,360 00
Clerks, 5 at $300	1,500 00
Stenographer and Typewriter	900 00
Typewriting Copyists, 3 at $750	2,250 00
Typewriting Copyists, 3 at $600	1,800 00
Veterinarian	1,500 00
	$113,910 00

Administration, Division of Milk Inspection, City and Country—

368. Salaries:

Inspectors of Foods, 2 at $1,800	$3,600 00
Inspector of Foods	1,500 00
Inspectors of Foods, 6 at $1,350	8,100 00
Inspectors of Foods, 47 at $1,200	56,400 00
Clerk	1,200 00
Clerk	750 00
Clerk	600 00
Clerks, 2 at $540	1,080 00
Clerks, 4 at $480	1,920 00
Stenographers and Typewriters, 8 at $600	4,800 00
Typewriting Copyist	750 00
Typewriting Copyists, 8 at $600	4,800 00
Medical Inspector	1,200 00
Veterinarian	1,200 00
	$87,900 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, The Bronx, Queens and Richmoond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Health for the year 1911 as follows:

From

355. Administration, Division of General Sanitary Inspection, Salaries.. $600 00

To

368. Administration, Division of Milk Inspection, City and Country, Salaries $600 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Acting President of the Borough of Brooklyn requesting, and report of the Comptroller relative to the modification of salary schedule 1806, supporting the appropriration made in the Budget for the year 1911, for the office of the President of the Borough of Brooklyn, providing for the increase in compensation of 14 Attendants from $750 to $900 per annum, 20 from $500 to $750 per annum, 1 Janitor from $1,200 to $1,500, 1 Plumber from $4.50 to $5.50 a day and 2 Laborers from $750 to $900 per annum, and for the elimination of 4 Attendants at $600 per annum, 2 Janitors at $900 per annum, 1 Watchman at $900 per annum and 2 Laborers at $750 per annum.

The City of New York, office of the President of the Borough of Brooklyn, Brooklyn, June 15, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller, Department of Finance,* 280 Broadway, Manhattan, City of New York.

Dear Sir—I respectfully request you to kindly recommend to the Board of Estimate and Apportionment the adoption of a resolution modifying schedule No. 1806, "Wages, Regular Employes," in accordance with the proposed schedule attached hereto. This modification, if granted, will provide for the increase of male Attendants in this Department from $750 to $900, female Attendants in this Department from $600 to $750 per annum. It also provides for the increase of 2 Laborers from $750 to $900 per annum, 1 Janitor from $1,200 to $1,500 per annum, 1 Plumber from $4.50 to $5.50 per diem. It also creates an unassigned balance of $623.

Some of the male Attendants, at the present time, in the Bureau of Public Buildings and Offices are paid $900 per annum, while others doing the same kind of work receive only $750. The same applies to the female Attendants, a portion of whom receive only $600, while others are paid $750 per annum for doing the same kind of work.

I would thank you to give this matter your early consideration so that these changes can take effect from June 1. Yours very respectfully,

L. H. POUNDS, Acting Borough President.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 15, 1911, the Acting President of the Borough of Brooklyn requested modification of the wage schedule for the Bureau of Public Buildings and Offices, Maintenance, No. 1806, in his office for the year 1911. In connection therewith I report as follows:

Increases in compensation are asked for as follows:

Attendants, 14 from $750 to $900	$2,100 00
Attendants, 20 from $600 to $750	3,000 00
Janitor, 1 from $1,200 to $1,500	300 00
Plumber, 1 from $4.50 to $5.50 per day	277 00
Laborers, 2 from $750 to $900	300 00
	$5,977 00

It is proposed to eliminate the following positions:

Attendants, 4 at $600	$2,400 00
Janitors, 2 at $900	1,800 00
Watchman, 1 at $900	900 00
Laborers, 2 at $750	1,500 00
	$6,600 00

The changes will leave an unassigned balance of $623. The increase for the plumber is to conform to the prevailing rate of wage for the position. The other increases, the Acting President states, are to provide for equal pay for equal work.

The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
1806.	Attendants, 34 at $900	.....	$12,600 00	.....	$7,350 00
	Attendants, 42 at $750	.....	4,500 00	.....	2,625 00
	Attendants, 25 at $600	$14,400 00	.....	$8,400 00	.....
	Janitor, 1 at $1,500	.....	1,500 00	.....	875 00
	Janitor, 1 at $1,200	1,200 00	.....	700 00	.....
	Janitors, 9 at $900	1,800 00	.....	1,050 00	.....
	Plumber, 1 at $5.50	.....	1,523 50	.....	888 25
	Plumber, 1 at $4.50	1,246 50	.....	726 75	.....
	Watchmen, 10 at $900	900 00	.....	525 00	.....
	Laborers, 6 at $900	.....	1,800 00	.....	1,050 00
	Laborers, 68 at $750	3,000 00	.....	1,750 00	.....
	Unassigned balance	.....	623 00	.....	363 50
		$22,546 50	$22,546 50	$13,151 75	$13,151 75

The attached resolution, if adopted, will grant the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of Brooklyn, to take effect as of June 1, 1911, as follows:

President of the Borough of Brooklyn.

Bureau of Public Buildings and Offices, Maintenance—

Wages, Regular Employees:	
Attendant	$1,200 00
Attendants, 48 at $900	43,200 00
Attendants, 48 at $750	36,000 00
Attendant	600 00
Janitors, 2 at $1,800	3,600 00
Janitors, 2 at $1,500	3,000 00
Janitors, 7 at $900	6,300 00
Janitor	750 00
Janitresses, 2 at $750	1,500 00
Carpenters, 3 at $1,050	3,150 00
Elevator Conductors, 12 at $900	10,800 00
Matron	1,050 00
Plasterer	1,000 00
Watchmen, 9 at $900	8,100 00
Driver	900 00
Drivers, 2 at $750	1,500 00
Laborers, 8 at $900	7,200 00
Laborers, 64 at $750	48,000 00
Cleaners, 61 at $360	21,960 00
Stationary Engineers, 25 at $4.50 per day (365 days)	41,062 50
Housesmith, 1 at $4.50 per day (277 days)	1,246 50
Plumber, 1 at $5.50 per day (277 days)	1,523 50
Foremen Laborers, 2 at $4 per day (313 days)	2,504 00
Firemen, 29 at $3 per day (365 days)	31,755 00
Oiler, 1 at $3 per day (365 days)	1,095 00
Unassigned balance	623 00
	$279,614 50

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Acting President of the Borough of Brooklyn requesting, and report of the Comptroller relative to the modification of the budgetary part allowance, Salary Schedule No. 1770, supporting the appropriation made in the Budget for the year 1911, for the office of the President of the Borough of Brooklyn, providing for increases in salaries of a Topographical Draftsman, a Messenger and four Clerks, and for the addition of several new positions and for the elimination of various other positions:

The City of New York, Office of the President of the Borough of Brooklyn, Brooklyn, June 14, 1911.

Hon. WM. A. PRENDERGAST, *Comptroller, Department of Finance, City of New York:*

Dear Sir—I respectfully request you to recommend to the Board of Estimate and Apportionment the adoption of a resolution modifying Salary Schedule No. 1770, Engineering Division, Bureau of Highways, in accordance with the attached statement. This modification will allow the appointment of the following new employees:

Transitman, 1 at (per annum)	$1,500 00
Stenographer, 1 at (per annum)	1,050 00
Rodmen, 3 at (per annum)	1,050 00
Topographical Draftsmen, 2 at (per annum)	1,200 00
Clerks, 2 at (per annum)	1,050 00
Clerk, 1 at (per annum)	900 00
—also for the increase of salary of	
Clerk, 1 at $1,500 (per annum), to $1,650.	
—and the promotion of	
1 Messenger, at $1,050, to Clerk, at $1,200 per annum.	
1 Topographical Draftsman, at $1,200, to $1,500 per annum.	
2 Clerks, at $900 each, to $1,050 each per annum.	
1 Clerk, at $1,050 to $1,200 per annum.	
It also eliminates	
Assistant Engineer, 1 at (per annum)	$4,000 00
Leveler, 1 at (per annum)	1,350 00
Axeman, 1 at (per annum)	900 00
Clerks, 2 at (per annum)	1,800 00
Clerk, 1 at (per annum)	1,500 00
Clerk, 1 at (per annum)	480 00

This modification will not increase the appropriation of this Department and requires no transfer of money.

Would thank you to give this matter early consideration.

Yours very respectfully, L. H. POUNDS, Acting Borough President.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Acting President of the Borough of Brooklyn requested modification of the budgetary part allowance salary schedule for the Bureau of Highways, No. 1770, Engineering Division, Regular Force, in his office for the year 1911. In connection therewith I report as follows:

Increases in compensation are proposed as follows:

Joseph C. O'Dea, Topographical Draftsman, from $1,200 to $1,500 per annum. Mr. O'Dea was appointed on September 8, 1910, at the present rate.

Daniel Bartley, Clerk, from $1,500 to $1,650 per annum. Mr. Bartley was appointed in the Tenement House Department on November 26, 1906, at $1,050 per annum. On September 23, 1907, he was transferred to the office of the President of the Borough of Brooklyn at the same rate. On October 1, 1908, his salary was increased to $1,200, and on April 1, 1909, to the present rate.

Maurice F. Carmody, Clerk, from $1,050 to $1,200 per annum. Mr. Carmody was appointed on March 29, 1906, at $600 per annum. On February 1, 1907, he was increased to $750, and on April 1, 1907, to the present rate.

Constantine M. Dressle, Clerk, from $900 to $1,050 per annum. Miss Dressel was appointed on June 5, 1905, at $600 per annum; increased on February 1, 1907, to $750, and on April 1, 1908, to the present rate.

Benjamin Schumacher, Messenger, at $1,050, to Clerk at $1,200 per annum. Mr. Schumacher was appointed on May 26, 1906, as an Automobile Engineman at $3 per diem. On July 16, 1909, his title was changed to Messenger, at $1,050 per annum.

Edward Dahnsen, Clerk, from $900 to $1,050 per annum. Mr. Dahnsen was appointed on June 15, 1907, at $600 per annum, and increased on April 1, 1909, to the present rate.

In addition, the following new positions are requested:

Transitman	1 at	$1,500 00
Topographical Draftsmen	2 at	1,200 00
Rodman	1 at	1,200 00
Rodmen	3 at	1,050 00
Clerk	1 at	900 00
Clerk	1 at	1,050 00
Stenographer and Typewriter	1 at	1,050 00

The position of Clerk at $1,050 per annum is for Mr. Dahnsen, now in the Administration Division at $900 per annum. Mr. Dahnsen is to be transferred to the Engineering Division.

The necessary amount for the increases and new positions are to be provided for by the elimination of the following positions:

Assistant Engineer	1 at	$4,000 00
Assistant Engineer	1 at	2,100 00
Leveler	1 at	1,350 00
Axeman	1 at	900 00
Clerks	2 at	1,800 00
Clerk	1 at	480 00

The various changes would yearly give a decrease of $280. It appears from an examination of the records in the Department of Finance that the grade of Clerk, at $1,650 per annum, has not been established to permit of the proposed increase for one incumbent. Pending establishment, pursuant to the provisions of section 56 of the Greater New York Charter, I recommend that no action be taken on this item in the request.

The following table shows the changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.
1770.	Assistant Engineers, 5 at $4,000	$4,000 00	.....
	Assistant Engineers, 2 at $2,100	2,100 00	.....
	Transitman, 1 at $1,500	.....	$1,500 00
	Topographical Draftsmen, 2 at $1,500	.....	1,500 00
	Topographical Draftsman, 1 at $1,200	.....	1,200 00
	Leveler, 1 at $1,350	1,350 00	.....
	Rodman, 1 at $1,200	.....	1,200 00
	Rodmen, 4 at $1,050	.....	3,150 00
	Axeman, 1 at $900	900 00	.....
	Clerks, 2 at $1,800	3,600 00	.....
	Clerk, 1 at $1,200	.....	2,400 00
	Clerks, 9 at $1,050	.....	1,050 00
	Clerk, 1 at $480	480 00	.....
	Stenographer and Typewriter, 1 at $1,050	.....	1,050 00
	Messengers, 2 at $1,050	1,050 00	.....
		$13,480 00	$13,050 00

The attached resolution, if adopted, will grant the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of Brooklyn, to take effect as of June 1, 1911, as follows:

President of the Borough of Brooklyn.

Bureau of Highways, Engineering Division, Regular Force—

1770. Salaries:		
Chief Engineer	1 at	$6,000 00

Assistant Engineers	4 at	4,000 00
Assistant Engineers	3 at	3,000 00
Assistant Engineer	1 at	2,550 00
Assistant Engineer	1 at	2,250 00
Assistant Engineer	1 at	2,100 00
Assistant Engineers	6 at	1,800 00
Transitmen	6 at	1,800 00
Transitman	1 at	1,650 00
Transitmen	2 at	1,500 00
Topographical Draftsman	1 at	1,800 00
Topographical Draftsmen	3 at	1,500 00
Topographical Draftsmen	2 at	1,200 00
Leveler	1 at	1,500 00
Rodman	1 at	1,200 00
Rodmen	7 at	1,050 00
Chemist	1 at	1,950 00
Clerk	1 at	2,100 00
Clerk	1 at	1,500 00
Clerks	3 at	1,200 00
Clerks	10 at	1,050 00
Clerk	1 at	900 00
Stenographers and Typewriters	4 at	1,200 00
Stenographer and Typewriter	1 at	1,050 00
Typewriting Copyists	2 at	1,050 00
Messenger	1 at	1,050 00
Superintendent of Asphalt Plant	1 at	2,500 00
Mechanical Draftsman	1 at	1,500 00
Typewriter Accountant	1 at	1,500 00
Automobile Engineman	1 at	1,200 00

Budgetary part allowance, $78,400.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the President of the Borough of The Bronx requesting, and report of the Comptroller recommending, the modification of Salary Schedule No. 1721, supporting the appropriation made in the Budget for the year 1911 for the Office of said Borough President, providing for the elimination of the items Assistant Foreman, at $3.50, for 1,440 days, and Stokers, at $3, for 250 days, and adding $5,040 to the item Engineers, at $4.50, for 1,000 days, and $750 to the item Firemen, at $3, for 500 days:

City of New York, President of the Borough of The Bronx, 3d Avenue and 177th Street, June 20, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Request is hereby respectfully made for the modification of the schedule lines supporting the appropriation made to this office for the year 1911 as follows:

President, Borough of The Bronx.

Bureau of Highways, Maintenance of Highways—

1721. Wages, Temporary Employees:

Foremen, at $4 per day (7,200 days)	$28,800 00
Carpenters, at $4.50 per day (1,200 days)	5,400 00
Pavers, at $5 per day, (3,400 days)	17,000 00
Rammers, at 4 per day (1,700 days)	6,800 00
Painters, at $4.50 per day (600 days)	2,700 00
Engineers, at $4.50 per day (2,120 days)	9,540 00
Flaggers, at $4.50 per day (720 days)	3,240 00
Laborers, at $2.25 per day (84,000 days)	189,000 00
Firemen, at 3 per day (500 days)	1,500 00
	$263,980 00

The above schedule provides for two changes from the present one.

First—The elimination of the schedule line for Assistant Foremen, which provided for an appropriation of $5,040, and adding said sum to that of the appropriation for Engineers, making a total for the latter schedule of $9,540. There are now five steam rollers in use on the macadam work of the Department, and it is intended to push that feature of maintenance continuously to the close of the current year, and, if possible, add one or two additional Engineers.

Second—The title of Stoker is eliminated and united with that of Firemen, under a recent Civil Service ruling. Respectfully,

CYRUS C. MILLER, President, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the President of the Borough of The Bronx requested modification of the wage schedule for temporary employees in the Bureau of Highways, Maintenance of Highways, in his office, for the year 1911. In connection therewith I report as follows:

It is proposed to eliminate the line for Assistant Foreman, at $3.50, for 1,440 days, and add the $5,040 in the line to Engineers, at $4.50, for 1,000 days. The President states that the increase for the Engineers is due to the fact that five steam rollers are being used on maintenance work and that the additional funds are necessary to keep them in operation.

It is further proposed to strike out the line for Stokers, at $3, for 250 days, and transfer the funds to the line for Firemen, at $3, for 250 days. The President states that the transfer is in accordance with a Civil Service ruling.

No increase in compensation is involved.

Approval of the request will effect the Budget lines as follows:

Schedule No.		Line Transfer. Increase.	Decrease.
1721.	Assistant Foremen, at $3.50 (1,440 days)	.....	$5,040 00
	Engineers, at $4.50 per day (2,120 days)	$5,040 00	.....
	Stokers, at $3 per day (250 days)	.....	750 00
	Firemen, at $3 per day (500 days)	750 00	.....
		$5,790 00	$5,790 00

I recommend approval of the request by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of The Bronx for the year 1911, as follows:

President, Borough of The Bronx.

Bureau of Highways, Maintenance of Highways—

1721. Wages, Temporary Employees:

Foremen, at $4 per day (7,200 days)	$28,800 00
Carpenters, at $4.50 per day (1,200 days)	5,400 00
Pavers, at $5 per day (3,400 days)	17,000 00
Rammers, at $4 per day (1,700 days)	6,800 00
Painters, at $4.50 per day (600 days)	2,700 00
Engineers, at $4.50 per day (2,120 days)	9,540 00
Flaggers, at $4.50 per day (720 days)	3,240 00
Laborers, at $2.25 per day (84,000 days)	189,000 00
Firemen, at $3 per day (500 days)	1,500 00
	$263,980 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Acting President of the Borough of Queens requesting, and report of the Comptroller recommending, a modification of budgetary part allowance, Schedule No. 1839, supporting the appropriation made in the Budget for the year 1911, for the President of the Borough of Queens:

The City of New York, Offices, Commissioner of Public Works, Borough of Queens, Long Island City, April 25, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment,* New York City:

Dear Sir—Pursuant to resolution prefacing Budget for the year 1911, application is hereby made for revision of Appropriation Budget line 1839, Bureau of Sewers, Engineering Division, Regular Force, Supervising and Preliminary Force, Salaries, allotted to this Department for the year 1911, as follows:

Present Schedule.

Bureau of Sewers, Engineering Division, Regular Force—

1839. Supervising and Preliminary Survey Force, Salaries

Chief Engineer	1 at	$3,000 00
Assistant Engineers	2 at	2,700 00
Assistant Engineer	1 at	2,500 00
Assistant Engineer	1 at	2,250 00
Assistant Engineer	1 at	1,950 00
Assistant Engineers	2 at	1,800 00
Draughtsman	1 at	2,100 00
Draughtsmen	2 at	1,800 00
Draughtsman	1 at	1,650 00
Transitman	1 at	1,800 00
Rodmen	2 at	1,200 00
Axeman	1 at	900 00
Stenographer and Typewriter	1 at	1,200 00

Budgetary part allowance, $13,425.

Proposed Schedule.

Bureau of Sewers, Engineering Division, Regular Force—

1839. Supervising and Preliminary Survey Force, Salaries:

Chief Engineer	1 at	$3,000 00
Assistant Engineers	2 at	2,700 00
Assistant Engineer	1 at	2,500 00
Assistant Engineer	1 at	2,250 00
Assistant Engineer	1 at	1,950 00
Assistant Engineers	4 at	1,800 00
Draughtsman	1 at	2,100 00
Draughtsman	1 at	1,800 00
Draughtsman	1 at	1,650 00
Rodmen	2 at	1,200 00
Axeman	1 at	900 00
Stenographer and Typewriter	1 at	1,200 00

Budgetary part allowance, $13,425.

This modification is to provide for the promotion of 1 Transitman at $1,800 and 1 Draughtsman at $1,800 to the position of Assistant Engineer, and it does not involve any change of salary.

The Transitman, John D. C. Mackey, has been employed as Transitman at $1,800 since January 1, 1907, and by reason of particular fitness is qualified to take charge of large works. My object in changing his title is, that I desire to put him in direct charge, under the Chief Engineer, of construction of the Richmond Hill sewers and to make his title in keeping with the dignity of that position.

As to qualifications and character, the same may be said of Carl H. Nordell, whose title I wish to change from Topographical Draughtsman to Assistant Engineer. Mr. Nordell has been employed as a Draughtsman in the Bureau of Sewers since August 1, 1907. We desire to employ him in the field and place him in charge of large work.

Both of the above named employees are eligible for the contemplated change of title, having passed promotion examinations therefor. Respectfully,

WALTER H. BUNN, Commissioner of Public Works and Acting President, Borough of Queens.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 25, 1911, the Acting President of the Borough of Queens requested modification of the budgetary part schedule for the Bureau of Sewers, Engineering Division, Regular Force, No. 1839, Supervising and Preliminary Survey Force, in his office for the year 1911. In connection therewith, I report as follows:

The request was for changes in the titles of a Transitman and a Draughtsman, at $1,800 per annum each, to Assistant Engineer, without increase in compensation. On July 5, 1911, the President orally amended the request to provide for the change in title for only the Transitman. The Municipal Civil Service Commission has approved of the new title.

I recommend the adoption of the attached resolution granting the request as amended. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of Queens, for the year 1911, as follows:

President, Borough of Queens.

Bureau of Sewers, Engineering Division, Regular Force—

1839. Supervising and Preliminary Survey Force, Salaries:

Chief Engineer	1 at	$3,000 00
Assistant Engineers	2 at	2,700 00
Assistant Engineer	1 at	2,500 00
Assistant Engineer	1 at	2,250 00
Assistant Engineer	1 at	1,950 00
Assistant Engineers	3 at	1,800 00
Draftsman	1 at	2,100 00
Draftsmen	2 at	1,800 00
Draftsman	1 at	1,650 00
Rodmen	2 at	1,200 00
Axemen	1 at	900 00
Stenographer and Typewriter	1 at	1,200 00

Budgetary part allowance, $13,425.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Public Charities requesting, and report of the Comptroller recommending, approval of the schedule for temporary employees of said Department paid from Appropriation No. 754, Administration, Manhattan and The Bronx, Contingencies, to provide for the temporary employment of two Examiners of Charitable Institutions for four months at $100 each per month, involving the transfer of $800:

Department of Public Charities of the City of New York, Foot of East 26th street, June 6, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—I beg respectfully to request the transfer of eight hundred dollars

($800) from the appropriation to this Department for the year 1911, entitled, Department of Public Charities, Manhattan and The Bronx, Code 1911, 745, General Supplies, to the appropriation, Department of Public Charities, Manhattan and The Bronx, Code 1911, 754, Contingencies, to meet the cost of two (2) Examiners of Charitable Institutions for four (4) months; said Examiners to be engaged on reinvestigation work.

Respectfully yours. M. J. DRUMMOND, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 6, 1911, the Commissioner of Public Charities requested the transfer of $800 within appropriations to his Department for the year 1911. In connection therewith I report as follows:

The transfer is from 745, General Supplies, Manhattan and The Bronx, to 754, Contingencies, Manhattan and The Bronx.

The appropriation for No. 754 was $925,000. The liability incurred to June 15, 1911, was $514,858.81, leaving an unencumbered balance of $410,141.19. The appropriation for No. 745 was $5,000. The liability incurred to June 15, 1911, was $3,107.50. The Commissioner states that the balance of $1,892.50 will be needed for carfares, postage, etc., for the remainder of the year.

The $800 is to provide for the temporary employment of two Examiners of Charitable Institutions for four months, at $100 each per month. The Examiners are to reinvestigate the conditions of families whose children have been committed to private institutions and are maintained at the expense of the City. On April 30, 1911, the number of children maintained as public charges, through commitment by the Department of Public Charities in the Borough of Manhattan, was 12,820. The number of children proposed for commitment during the year 1910 was 9,890. As a result of the investigations made by the 15 Examiners connected with the Children's Bureau, 6,569 of the applications were denied. In addition to the investigations made at the time of application, 5,299 reinvestigations were made into the ability of parents to maintain children who had been public charges for long periods. The reinvestigations resulted in 312 children being disapproved for further retention as public charges, representing a yearly saving to the City of more than $36,000.

The Commissioner states that owing to the great number of investigations which have to be made in connection with the commitment of children, and those made upon applications of parents for the discharge of children (the latter numbering 1,694 in 1910), it has been impossible to make proper reinvestigations, which are now several months behind.

The State Board of Charities, in a communication to this Board, under date of April 17, 1911, called attention to the increase in the census of institutions for children, and stated that one of the causes of such increase was the failure to reinvestigate commitments carefully at the end of each year in order to return as many children to their parents and guardians as possible. The State Board further stated that in The City of New York this condition seems to have been due largely to an inadequate examining force in the Department of Public Charities.

The Commissioner states that there are no funds in any of the salary appropriations of the Department available for the temporary employment of the additional Examiners. He is of the opinion that the proposed reinvestigating will result in returning to their homes many children now maintained at public expense, thereby saving a considerable sum to the City.

I recommend, therefore, that the request be approved by the adoption of the attached resolutions. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of schedule for temporary employees of the Department of Public Charities, paid from appropriation for 754, Administration, Manhattan and The Bronx, Contingencies, for the year 1911, as follows:

Department of Public Charities.

Administration, Manhattan and The Bronx, Contingencies—
754. Salaries, Temporary Employees:
Examiners of Charitable Institutions, at $1,200 per annum (8 months).

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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Public Charities for the year 1911, as follows:

From

Administration, Manhattan and The Bronx—
745. General Supplies $800 00

To

Administration, Manhattan and The Bronx—
754. Contingencies $800 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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following communication from the Board of Education requesting, and report of the Comptroller recommending approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($174,000) for the general construction, etc., of additions to and alterations in Public School 132, Manhattan, under the jurisdiction of the Department of Education:

Department of Education, City of New York, Board of Education, Park Avenue and 59th Street, New York, June 23, 1911.

Hon. W. A. PRENDERGAST, *Comptroller:*

Dear Sir—I beg to advise you of the receipt of a communication from Mr. C. B. J. Synder, Superintendent of School Buildings, under date of June 22, 1911, reading as follows:

"I am forwarding herewith the plans and specifications for the general construction, etc., of additions to and alterations in Public School 132, Borough of Manhattan, for transmission to the Comptroller, to be presented to the Board of Estimate and Apportionment in compliance with the resolution adopted by that Board on January 5, 1911.

"These plans have all been approved under the provisions of section 1073 of the Charter.

"The plans and specifications have also been approved by the Department of Water Supply, Gas and Electricity, as noted on same.

"The above have just been returned by the said Department. Approximate cost, $174,000."

The plans and specifications referred to in the above quoted letter are transmitted herewith. Respectfully yours,

A. E. PALMER, Secretary, Board of Education.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—The Board of Education, in a communication dated June 23, 1911, requested approval by the Board of Estimate and Apportionment of plans, specifications and estimate of cost, $174,000, for the general construction, etc., of additions to and alterations in Public School 132, Borough of Manhattan.

An examination of the plans and specifications shows that the new addition is to be erected in the rear of the present building, and will contain twenty-two rooms and an auditorium.

The present toilet building in the rear of the school building is to be removed and new toilets are to be provided in the basement of the existing building. Alterations are to be made in this building, such as are necessary to allow of the construction of these toilets, and for the proper connections between the old and new buildings. The plans and specifications bear the approval of the Department of Water Supply, Gas and Electricity, and are complete and satisfactory. The estimate of cost is reasonable.

The cost of this work is to be charged to fund C-DE-100B, authorized by the Board of Estimate and Apportionment April 13, 1911, in the sum of $230,140 for the construction and equipment of additions to and alterations in Public School 132, Borough of Manhattan.

I submit for adoption the resolution appended hereto. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution adopted June 3, 1910, hereby approves the plans, specifications and estimate of cost, one hundred and seventy-four thousand dollars ($174,000), for the general construction, etc., of additions to and alterations in Public School 132, Borough of Manhattan, under the jurisdiction of the Department of Education.

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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following communication from the Department of Bridges requesting, and report of the Comptroller recommending approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($13,500) for removing the old Pelham Bridge over Eastchester Bay, in Pelham Bay Park, The Bronx, under jurisdiction of said Department:

Department of Bridges, City of New York, 13-21 Park Row, Manhattan, N. Y., June 22, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller,* City of New York:

Dear Sir—Pursuant to a resolution adopted by the Board of Estimate and Apportionment on January 5, 1911, I transmit herewith for your examination and report to the said Board, plans, specifications and estimate of cost of the proposed contract for removing the old Pelham Bridge over Eastchester Bay in Pelham Bay Park, Borough of The Bronx.

The plans are shown on drawing No. 33, and the estimate of cost is $13,500.

The removal of the old bridge is necessary in order to clear the channel as required by the War Department, and also in order to remove an unsightly and useless object in this portion of Pelham Bay Park.

The proposed contract is chargeable to the fund of the Department of Bridges, entitled C-DB-9A, Bridge Over Eastchester Bay in Pelham Bay Park, Removal of Old Bridge, which fund was duly established by resolution of the Board of Estimate and Apportionment adopted May 4, 1911, and by resolution of the Board of Aldermen adopted May 23, 1911. Yours truly,

ARTHUR J. O'KEEFFE, Commissioner.

New York, June 30, 1911.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—The Commissioner of Bridges, in a communication dated June 22, 1911, requested approval by the Board of Estimate and Apportionment of plans, specifications and estimate of cost, $13,500, for removing the old Pelham Bridge over Eastchester Bay in Pelham Bay Park, Borough of The Bronx.

An examination of the plans and specifications submitted showed that the depth to which the crib fender of the pivot pier is to be excavated was not indicated. At the request of the Assistant Engineer of the Department of Finance this defect has been remedied by stating the exact depth on the plan for the work. The plans and specifications are now satisfactory and the estimate of cost is reasonable. Funds for this work were authorized by the Board of Estimate and Apportionment May 4, 1911.

I submit for adoption the resolution appended hereto. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution adopted June 3, 1910, hereby approves the plans, specifications and estimate of cost, thirteen thousand five hundred dollars ($13,500) for removing the old Pelham Bridge over Eastchester Bay in Pelham Bay Park, Borough of The Bronx, under the jurisdiction of the Department of Bridges.

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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following communication from the Fire Department requesting, and report of the Comptroller recommending approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($5,600) for an extension of the underground system of the Fire Department fire alarm telegraph circuits on Vernon and Jackson avenues, from 1st street to Payntar avenue, and on Vernon avenue, from 2d street to 8th street, Borough of Queens:

Fire Department of The City of New York, June 5, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller:*

Sir—Forwarded herewith for the approval of the Board of Estimate and Apportionment are specifications and plans for an extension of the underground system of the Fire Department fire alarm telegraph circuits. This work is part of a new system and is to be provided under C-FD-2, Fire Alarm System, Extension of, Borough of Queens.

The estimated cost of this improvement is $5,600.

The completion of this work will permit the removal of poles along Vernon and Jackson avenues from 1st street to Payntar avenue, also the removal of fire alarm telegraph circuits from high tension poles on Vernon avenue from 2d street to 8th street. Respectfully, JOS. JOHNSON, Fire Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 5, 1911, the Fire Commissioner requested the approval of plans, specifications and estimated cost of $5,600 for an extension of the underground system of the Fire Department fire alarm telegraph circuits on Vernon and Jackson avenues, from 1st street to Payntar avenue and on Vernon avenue from 2d street to 8th street, Borough of Queens.

The plans and specifications call for material similar to that included in the specifications prepared for a new fire alarm telegraph system for the Borough of Manhattan by John J. Carty and Kempster B. Miller, and included in their report dated September 25, 1907.

The completion of the work will permit the removal of poles on Vernon and Jackson avenues, and the removal of wires from poles on Vernon avenue, which carry high tension wires.

The plans and specifications are correctly drawn and the work is necessary.

The Fire Commissioner proposes to charge the cost to the fund entitled: C-FD-2, Fire Alarm System, Extension of, Borough of Queens, in which the sum of $9,519.16 was released by the Board of Estimate and Apportionment on June 3, 1910.

I recommend that the plans, specifications and estimate of cost be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its

resolution adopted on June 3, 1910, hereby approves the plans, specifications and estimate of cost, five thousand six hundred dollars ($5,600), for an extension of the underground system of the Fire Department fire alarm telegraph circuits on Vernon and Jackson avenues, from 1st street to Payntar avenue, and on Vernon avenue, from 2d street to 8th street, Borough of Queens.

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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Comptroller referring to the resolution of the Board of Aldermen, requesting an issue of $8,225 special revenue bonds (subdivision 8, section 188 of the Charter), to provide for the employment in the Bureau of Buildings, Borough of Queens, of ten additional Building Inspectors at $1,200 each per annum, and two additional Clerks at $1,050 each per annum from June 1, 1911, recommending that no action be taken on the request, and that the President of the Borough be advised to make application for the additional force in the Budget estimate for his office for the year 1912.

Which was referred to the Budget Committee, consisting of the Comptroller, the President of the Borough of Manhattan and the President of the Board of Aldermen.

(On May 25, 1911, the above resolution was referred to the Comptroller.)

The Secretaary presented the following communication from the Department of Docks and Ferries requesting, and report of the Comptroller recommending, approval, pursuant to resolution adopted June 3, 1910, of the specifications and estimate of cost ($7,500) for dredging about 15,000 cubic yards in the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond, under the jurisdiction of said Department:

Department of Docks and Ferries, City of New York, Pier "A," North River, New York, February 23, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman, Board of Estimate and Apportionment,*

Sir—I transmit herewith specifications of Contract 1238, for hard digging dredging in all Boroughs. This contract calls for dredging about 15,000 cubic yards of material. The estimate is 50 cents per cubic yard. This is a corporate stock charge.

Request has been before you for some time past for authority to advertise and award this contract.

I now respectfully request approval of the specifications and estimate in accordance with resolution adopted June 3, 1910. Yours respectfully,

CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On February 23, 1911, the Commissioner of Docks and Ferries requested the approval of specifications and estimated cost of $7,500 for dredging about 15,000 cubic yards of materials in the Boroughs of Manhattan, Brooklyn, Queens, The Bronx and Richmond. In connection therewith I report as follows:

No funds for the work were available until June 8, 1911, when $33,000 in corporate stock was approved by the Board of Estimate and Apportionment.

The proposed contract is for the dredging of mud and hard material at points where the construction of the new bulkheads and piers is in progress. Bulkheads and piers are being constantly built and it is essential that a contract for dredging should be in force so that trenches may be opened up for the foundations.

The new contract is to provide that the 15,000 cubic yards of materials must not be exceeded to an extent greater than five per cent.

The estimated cost of $7,500, or 50 cents per cubic yard, is based on prices that have been paid under former contracts for similar work, and is reasonable. The specifications have been amended as regards the date of completion of the work and are satisfactory. The cost is to be charged to the corporate stock fund entitled C-DD-31, Mud and Hard Dredging in New York Harbor.

I recommend the adoption of the atttached resolution approving the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of June 3, 1910, hereby approves of the specifications and estimate of cost, seven thousand five hundred dollars ($7,500), for dredging, under the jurisdiction of the Department of Docks and Ferries, about fifteen thousand (15,000) cubic yards in the Boroughs of Manhattan, Brooklyn, Queens, The Bronx and Richmond.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Acting President of the Borough of Richmond requesting, and report of the Comptroller recommending, approval of the schedule of salaries and wages for the Topographical Bureau in the office of the President of the Borough of Richmond to take effect as of May 1, 1911, with the exception of the lines "Rodmen, at $1,050, for 6 incumbents," and "Topographical Draftsman, at $1,350, for 8 incumbents," which shall take effect as of June 20, 1911, in order to permit of the payment of the salaries of the incumbents affected for May and June:

The City of New York, Office of the President of the Borough of Richmond, Borough Hall, New Brighton, New York City, June 21, 1911.

Honorable Board of Estimate and Apportionment, 277 Broadway, New York:

Gentlemen—I would request a modification of the schedules of salaries and wages of the Topographical Bureau of this office (payable principally from corporate stock fund entitled C-PR-2, Fund for Topographical Bureau of the Borough of Richmond), as follows:

Principal Assistant Engineer	1	at	$3,600 00
Assistant Engineer	1	at	2,400 00
Assistant Engineer	6	at	2,250 00
Assistant Engineer	4	at	2,000 00
Assistant Engineer	2	at	1,800 00
Assistant Engineer	4	at	1,650 00
Assistant Engineer	2	at	1,500 00
Assistant Engineer	1	at	1,350 00
Assistant Engineer	1	at	1,200 00
Chief Draftsman	1	at	2,000 00
Topographical Draftsman	4	at	1,800 00
Topographical Draftsman	1	at	1,650 00
Topographical Draftsman	1	at	1,500 00
Topographical Draftsmen	8	at	1,350 00
Topographical Draftsman	4	at	1,200 00
Transitman and Computer	4	at	1,650 00
Transitman and Computer	5	at	1,350 00
Transitman and Computer	5	at	1,200 00
Leveler	1	at	1,500 00
Rodman	2	at	1,200 00
Rodman	7	at	1,050 00
Rodman	3	at	900 00
Axeman	9	at	900 00
Foreman	1	at	1,200 00
Foremen	3	at	1,050 00
Drivers	3	at	900 00
Laborers	17	at	900 00
Stenographer and Typewriter	1	at	1,500 00
Clerk	1	at	1,200 00
Clerk	1	at	1,050 00
Messenger	1	at	900 00

It is desired to have this modification for the purpose of covering the employees of the above bureau during the month of June as the schedule adopted on June 1 makes provisions for increases in salaries which it has not been found practicable to make, as yet, although it is proposed at a later date to put into effect the salaries provided for in the June 1 schedule.

I would request that immediate action be taken toward the establishment of this schedule and that it be made to take effect as of May 1, 1911. Yours respectfully,

LOUIS L. TRIBUS, Acting President of the Borough.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 21, 1911, the Acting President of the Borough of Richmond requested approval of a modification of the schedule for the non-budgetary allowance for the Topographical Bureau in the office for the year 1911. In connection therewith I report:

It is stated that a modification approved by your Board on June 1, 1911, provided for increases in salaries which it has not been found practicable to make at this time. It is proposed, therefore, to include the old rates in the schedule to permit of the payment of the incumbents involved for May and June. The grades of positions of Rodman at $1,050 per annum, for six incumbents, and Topographical Draftsman, at $1,350, for eight incumbents, were established on June 20, 1911, pursuant to the provisions of section 56 of the Greater New York Charter. Modification of these items, therefore, can only become operative as of that date.

I recommend that the request be approved by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment approves of the following modification of the schedule of salaries and wages for the Topographical Bureau, in the office of the President of the Borough of Richmond, for the Corporate Stock Fund, to take effect as of May 1, 1911, with the exception of the lines: Rodman, at $1,050, for 6 incumbents, and Topographical Draftsman, at $1,350, for 8 incumbents, which shall take effect as of June 20, 1911, as follows:

Fund for Topographical Bureau, Borough of Richmond—

C-PR-2. Salaries:

Principal Assistant Engineer	1	at	$3,600 00
Assistant Engineer	1	at	2,400 00
Assistant Engineers	6	at	2,250 00
Assistant Engineers	4	at	2,000 00
Assistant Engineers	2	at	1,800 00
Assistant Engineers	4	at	1,650 00
Assistant Engineers	2	at	1,500 00
Assistant Engineer	1	at	1,350 00
Assistant Engineer	1	at	1,200 00
Chief Draftsman	1	at	2,000 00
Topographical Draftsmen	4	at	1,800 00
Topographical Draftsman	1	at	1,650 00
Topographical Draftsman	1	at	1,500 00
Topographical Draftsmen	8	at	1,350 00
Topographical Draftsmen	4	at	1,200 00
Transitman and Computer	1	at	1,800 00
Transitmen and Computers	4	at	1,650 00
Transitmen and Computers	5	at	1,350 00
Transitmen and Computers	5	at	1,200 00
Leveler	1	at	1,500 00
Rodmen	2	at	1,200 00
Rodmen	7	at	1,050 00
Rodmen	3	at	900 00
Axemen	9	at	900 00
Foreman	1	at	1,200 00
Foremen	3	at	1,050 00
Drivers	3	at	900 00
Laborers	17	at	900 00
Messenger	1	at	900 00
Stenographer and Typewriter	1	at	1,500 00
Clerk	1	at	1,200 00
Clerk	1	at	1,050 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Comptroller, requesting the modification of salary schedules supporting the appropriation made in the Budget for the year 1911, for the Department of Finance, providing for the abolishment of the positions of Examiner at $2,400; 2 Clerks, 1 at $480 and 1 at $750, and Stenographer and Typewriter at $1,050 per annum; for the appointment of 5 Clerks at $300 each per annum and a Stenographer and Typewriter at $750 per annum, and for increasing the salary of a Financial Clerk from $2,100 to $2,250 per annum:

City of New York, Department of Finance, Comptroller's Office, July 1, 1911.

The Honorable Board of Estimate and Apportionment:

Gentlemen—Request is hereby made that the Budget Schedule Lines supporting the salaries appropriations, as made to the Department of Finance for the year 1911, be modified in order to provide for the following changes:

1. For abolishing the position now vacant, of Examiner, at $2,400 per annum, in the Law and Adjustment Division.
2. For the appointment of two Clerks at $300 per annum each in the office of City Paymaster.
3. For abolishing one position of Clerk, now vacant at $480 per annum, in the office of City Paymaster.
4. For the promotion of a Financial Clerk in the Paymaster's office from $2,100 to $2,250 per annum.

This promotion is intended for James S. McCabe, who has been in the service of the Department of Finance since January 1, 1899.

5. For the appointment of a Stenographer and Typewriter in the Auditing Bureau at $750 per annum, and the abolishment of one position of Stenographer and Typewriter in that Bureau, now vacant, at $1,050 per annum.
6. For changing "Balance Unassigned" in Executive Division Schedule from "$160" to "$2,290."
7. For the appointment of an additional Clerk at $300 per annum in the Auditing Bureau.
8. For the appointment of two additional Clerks at $300 per annum, in the Bureau for the Collection of Taxes.
9. For abolishing one position of Clerk, now vacant, at $750 per annum, in the Bureau for the Collection of Taxes.
10. For changing item "Balance Unassigned" from "$1,160" to "$1,310" in schedule of Revenue: Taxes, Assissments and Arrears, Miscellaneous.

Resolution authorizing the changes as requested, is transmitted herewith for adoption. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following modification of the schedules of salaries supporting the appropriation made to the Department of Finance for the year 1911, entitled and as follows:

Executive Division—

25. Salaries:

Deputy Comptrollers, 2 at $7,500	$15,000 00
Assistant Deputy Comptroller	6,000 00
Secretary to the Department	6,000 00
Clerk to the Comptroller	2,100 00
Stenographer to the Comptroller	1,500 00
Chief Stock and Bond Clerk	5,000 00
Chief Examiner of Accounts of Institutions	5,000 00
Appraiser of Real Estate	4,000 00
Clerk	3,000 00

Clerk (Chief)	2,800 00
Clerk	2,800 00
Clerks, 2 at $2,400	4,800 00
Clerks, 2 at $2,250	4,500 00
Clerk	2,100 00
Clerk	1,950 00
Clerks, 4 at $1,800	7,200 00
Clerks, 5 at $1,650	8,250 00
Clerk	1,500 00
Clerks, 4 at $1,350	5,400 00
Clerks, 4 at $1,200	4,800 00
Clerks, 5 at $1,050	5,250 00
Clerks, 4 at $900	3,600 00
Clerks, 6 at $750	4,500 00
Clerk	600 00
Clerks, 8 at $540	4,320 00
Clerks, 7 at $480	3,360 00
Clerks, 8 at $300	2,400 00
Searcher	1,650 00
City Paymaster	6,000 00
Deputy City Paymasters, 8 at $2,500	20,000 00
Auditor of Accounts	6,000 00
Auditors of Accounts, 2 at $4,000	8,000 00
Auditor of Accounts	3,000 00
Deputy Auditor of Accounts	2,100 00
Examiner	5,000 00
Examiners, 2 at $2,550	5,100 00
Examiners, 5 at $2,100	10,500 00
Examiners, 4 at $1,800	7,200 00
Examiners, 4 at $1,650	6,600 00
Examiners, 4 at $1,500	6,000 00
Examining Inspectors, 2 at $1,650	3,300 00
Examining Inspectors, 3 at $1,500	4,500 00
Stenographer and Typewriter	1,650 00
Stenographers and Typewriters, 2 at $1,500	3,000 00
Stenographers and Typewriters, 8 at $1,350	10,800 00
Stenographers and Typewriters, 5 at $1,050	5,250 00
Stenographer and Typewriter	900 00
Stenographer and Book Typewriter	1,050 00
Stenographers and Typewriters, 2 at $750	1,500 00
Typewriting Copyist	900 00
Bank Messengers, 2 at $1,200	2,400 00
Messengers, 4 at $1,350	5,400 00
Messengers, 2 at $1,200	2,400 00
Extra Messenger	1,050 00
Telephone Operators, 3 at $1,050	3,150 00
Janitor	900 00
Watchmen, 4 at $900	3,600 00
Cleaner	540 00
Bookkeeper	4,000 00
Bookkeeper	1,950 00
Bookkeepers, 3 at $1,350	4,050 00
Bookkeepers, 6 at $1,200	7,200 00
Cashier	1,800 00
Financial Clerks, 2 at $2,250	4,500 00
Financial Clerks, 5 at $1,800	9,000 00
Financial Clerks, 4 at $1,650	6,600 00
Financial Clerks, 2 at $1,500	3,000 00
Financial Clerks, 9 at $1,350	12,150 00
Financial Clerks, 4 at $1,200	4,800 00
Financial Clerk	1,050 00
Stock and Bond Clerks, 4 at $2,100	8,400 00
Stock and Bond Clerk	1,950 00
Bookbinders, 4 at $1,200	4,800 00
Topographical Draftsman	1,500 00
Topographical Draftsman	1,350 00
Law Clerk	2,300 00
Law Clerk	1,800 00
Law Clerk	1,200 00
Medical Examiner	2,500 00
Inspector of Sewer Construction	1,500 00
Balance unassigned	2,290 00
	$346,860 00

Auditing Bureau—

31. Salaries:

Auditor of Accounts	$6,000 00
Auditor of Accounts	5,000 00
Auditors of Accounts, 2 at $4,000	8,000 00
Auditors of Accounts, 3 at $3,500	10,500 00
Auditors of Accounts, 12 at $3,000	36,000 00
Deputy Auditors of Accounts, 2 at $2,100	4,200 00
Expert Accountant	4,000 00
Expert Accountants, 2 at $3,500	7,000 00
Expert Accountants, 3 at $2,500	7,500 00
Expert Accountants, 8 at $2,100	16,800 00
Chief Accountant and Bookkeeper	6,000 00
Accountant (Auditor of Receipts)	4,000 00
Accountants, 2 at $2,100	4,200 00
Accountants, 2 at $1,800	3,600 00
Accountant	1,650 00
Clerk (Chief)	4,500 00
Clerks, 2 at $2,400	4,800 00
Clerks, 5 at $2,100	10,500 00
Clerks, 4 at $1,950	7,800 00
Clerks, 5 at $1,800	9,000 00
Clerks, 8 at $1,650	13,200 00
Clerks, 10 at $1,350	13,500 00
Clerks, 20 at $1,500	30,000 00
Clerks, 11 at $1,200	13,200 00
Clerks, 13 at $1,050	13,650 00
Clerks, 3 at $900	2,700 00
Clerks, 4 at $750	3,000 00
Clerk, with special knowledge of handwriting	1,050 00
Clerks, 4 at $600	2,400 00
Clerks, 6 at $540	3,240 00
Clerks, 3 at $300	900 00
Disbursing Clerks, 2 at $2,250	4,500 00
Disbursing Clerk	1,650 00
Clerk, with special knowledge as Cataloguer	750 00
Searchers, 4 at $1,050	4,200 00
Bookkeeper	3,500 00
Bookkeeper	3,000 00
Bookkeepers, 2 at $2,400	4,800 00
Bookkeeper	2,250 00
Bookkeeper	2,100 00
Bookkeepers, 2 at $1,950	3,900 00
Bookkeeper	1,800 00
Bookkeepers, 3 at $1,650	4,950 00
Bookkeeper	1,500 00
Bookkeepers, 7 at $1,350	9,450 00
Bookkeepers, 19 at $1,200	22,800 00
Security Deposit Clerk	1,800 00
Cashiers, 3 at $2,100	6,300 00
Cashier	1,650 00
Cashier	1,350 00
Financial Clerk	1,950 00
Financial Clerk	1,650 00
Financial Clerks, 2 at $1,350	2,700 00
Financial Clerks, 2 at $1,200	2,400 00
Financial Clerks, 2 at $1,050	2,100 00
Stenographer and Typewriter	1,650 00
Stenographer and Typewriter	1,500 00
Stenographers and Typewriters, 5 at $1,200	6,000 00
Stenographer and Typewriter	1,050 00
Stenographer and Typewriter	900 00
Stenographer and Typewriter	750 00
Stenographer and Book Typewriter	900 00
Typewriting Copyist	750 00
Typewriter Accountants, 2 at $1,200	2,400 00
Bank Messengers, 3 at $1,200	3,600 00
Messenger	1,200 00
Examiner	5,000 00
Examiner	4,000 00
Examiner	2,550 00
Examiners, 4 at $2,100	8,400 00
Examiners, 3 at $1,950	5,850 00
Examiners, 2 at $1,800	3,600 00
Examiners, 5 at $1,650	8,250 00
Examiners, 3 at $1,500	4,500 00
Examiner	1,350 00
Examiner	1,200 00
Examiners, 2 at $1,050	2,100 00
Examining Inspectors, 12 at $1,500	18,000 00
Examining Inspector	1,350 00
Inspector of Repairs and Supplies	2,550 00
Inspectors of Repairs and Supplies, 3 at $1,800	5,400 00
Inspector of Repairs and Supplies	1,650 00
Inspectors of Repairs and Supplies, 4 at $1,500	6,000 00
Inspectors of Repairs and Supplies, 10 at $1,200	12,000 00
Inspectors of Regulating, Grading and Paving, 2 at $1,500	3,000 00
Inspector of Regulating, Grading and Paving	1,350 00
Inspector of Regulating, Grading and Paving	1,200 00
Inspector of Sewer Construction	1,350 00
Inspector of Sewer Construction	1,200 00
Inspector of Sewers	1,800 00
Veterinarian	1,800 00
Assistant Engineer	3,600 00
Assistant Engineer	3,000 00
Assistant Engineer	2,400 00
Assistant Engineers, 5 at $2,100	10,500 00
Assistant Engineer	1,800 00
Assistant Engineer	1,650 00
Transitman and Computer	1,500 00
Examiner of Accounts of Institutions	3,000 00
Examiner of Accounts of Institutions	1,650 00
Examiners of Accounts of Institutions, 4 at $1,500	6,000 00
	$512,190 00

Revenue, Taxes, Assessments and Arrears, Miscellaneous—

32. Salaries:

Receiver of Taxes	$6,000 00
Deputy Receivers of Taxes, 2 at $4,000	8,000 00
Deputy Receivers of Taxes, 2 at $3,750	7,500 00
Deputy Receivers of Taxes, 3 at $2,500	7,500 00
Deputy Receivers of Taxes, 3 at $2,100	6,300 00
Collector of Assessments and Arrears	4,500 00
Deputy Collector of Assessments and Arrears	4,000 00
Deputy Collector of Assessments and Arrears	3,500 00
Deputy Collectors of Assessments and Arrears, 2 at $2,250	4,500 00
Deputy Collector of Assessments and Arrears	2,000 00
Collector of City Revenue and Superintendent of Markets	3,000 00
Cashier	2,500 00
Cashiers, 2 at $2,100	4,200 00
Cashiers, 2 at $1,800	3,600 00
Cashiers, 4 at $1,650	6,600 00
Cashiers, 3 at $1,500	4,500 00
Accountant	1,800 00
Accountants, 2 at $1,500	3,000 00
Bookkeeper	2,250 00
Bookkeepers, 2 at $1,800	3,600 00
Bookkeepers, 2 at $1,500	3,000 00
Bookkeepers, 6 at $1,200	7,200 00
Clerk	2,400 00
Clerk	2,250 00
Clerks, 3 at $1,950	5,850 00
Clerks, 6 at $1,800	10,800 00
Clerks, 9 at $1,650	14,850 00
Clerks, 12 at $1,500	18,000 00
Clerks, 18 at $1,350	24,300 00
Clerks, 14 at $1,200	16,800 00
Clerks, 15 at $1,050	15,750 00
Clerks, 5 at $900	4,500 00
Clerks, 3 at $600	1,800 00
Clerks, 3 at $540	1,620 00
Clerk	480 00
Clerks, 3 at $300	900 00
Financial Clerk	2,400 00
Financial Clerk	1,950 00
Financial Clerk	1,800 00
Financial Clerks, 2 at $1,650	3,300 00
Financial Clerk	1,500 00
Financial Clerk	1,050 00
Collection Clerk	1,650 00
Collection Clerks, 2 at $1,500	3,000 00
Collection Clerks, 3 at $1,350	4,050 00
Clerk, with special knowledge of handwriting	1,050 00
Searchers, 2 at $1,200	2,400 00
Searchers, 12 at $1,050	12,600 00
Searcher	900 00
Stenographer and Typewriter	1,200 00
Stenographer and Typewriter	1,050 00
Stenographer and Typewriter	900 00
Stenographer and Typewriter	750 00
Typewriting Copyist	1,050 00
Bank Messengers, 5 at $1,200	6,000 00
Messengers, 2 at $1,200	2,400 00
Messengers, 2 at $1,050	2,100 00
Balance unassigned	1,310 00
	$273,760 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Comptroller certifying pursuant to section 246 of the Charter the claim of the "Sun" for $316.80 for certain advertising for the Board of Water Supply from December 8 to December 13, 1910, inclusive:

City of New York, Department of Finance, Comptroller's Office, July 1, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of chapter 601 of the Laws of 1907, being section 246 of the Greater New York Charter, as amended, 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 Sun" in the sum of $316.80, for advertising rendered the Board of Water Supply of The City of New York, from December 8 to December 13, 1910, inclusive; that such claim, according to the opinion of the Acting Corporation Counsel, is illegal and invalid as against The City of New York, but notwithstanding 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 $316.80 is the amount which should be paid in full satisfaction thereof. Respectfully, WM. A. PRENDERGAST, Comptroller.

City of New York, Department of Finance, Comptroller's Office, July 1, 1911.

In the matter of the petition of "The Sun," under chapter 246 of the Greater New York Charter, for the payment of the sum of $316.80, alleged to be due for the publication of certain advertisements at the request of the Board of Water Supply, inviting proposals for contracts 63, 65, 66 and 67, for the construction of portions of City tunnels, Catskill Aqueduct.

Hon. WILLIAM A. PRENDERGAST, *Comptroller:*

Sir—The following communication, a copy of which is here set forth, was received from the petitioner June 28, 1911:

"Hon. WM. A. PRENDERGAST, *Comptroller,* City of New York, New York:

"My Dear Mr. Prendergast—Enclosed herewith a bill for advertising amounting to $316.80 for advertisements published in 'The Sun' during the month of December, 1910, soliciting proposals under contracts 63, 65, 66 and 67, for the construction of portions of the City tunnels, Catskill Aqueduct.

"The original order received by 'The Sun,' authorizing this advertising, is on file in the office of the Board of Water Supply, having been, as required by the rules of that Department, returned to the office of said Board by 'The Sun,' together with the bill and poorf of publication.

"The service was performed in accordance with the above order on December 8, 9, 10, 11, 12 and 13, six days in all. Thereafter the advertising was ordered stopped, which order was complied with.

"This bill is long past due and unpaid, although demand has been made for payment of the same. As we are innocent parties to any other transaction in the matter, we look to The City of New York for the full payment of this amount, $316.80, under section 246 of the Charter. Respectfully, (Signed) D. W. QUINN, Cashier."

A copy of the bill transmitted with the above application is here set forth.

"1910.	Lines.	Times.	Rate.	
December 8, 9, 10, 11, 12, 13.....	33	6	40	$79 20
December 8, 9, 10, 11, 12 13.....	34	6	40	81 60
December 8 9, 10, 11, 12, 13.....	29	6	40	69 60
December 8, 9, 10, 11, 12, 13.....	36	6	40	86 40
				$316 80"

In response to a request for information concerning this petition, the Board of Water Supply, with a letter dated June 29, 1911, and signed by Joseph P. Morrissey, Secretary, transmits a copy of a communication dated May 26, 1911, which is addressed to the Corporation Counsel. The communication in question reads as follows:

"Hon. ARCHIBALD R. WATSON, *Corporation Counsel, City of New York,* Hall of Records, New York City:

"Sir—On December 7, 1910, two of the Commissioners of the Board of Water Supply, at an informal meeting, directed the Secretary of the Board to publish in certain newspapers advertisements soliciting proposals under contracts 63, 65, 66 and 67, for the construction of portions of the City Tunnel, Catskill Aqueduct, bids to be opened December 24, 1910.

"Under date of December 13, 1910, the advertisements were discontinued by the Board of Water Supply for the reason that the contracts in question had not received the approval of the Corporation Counsel as to form.

"Bills have been received for this advertising from the date of insertion, December 8, 1910, to the date of discontinuance, December 13, 1910, as follows:

'The Sun'.....	$316 80
'The Brooklyn Daily Eagle'.....	130 56
'The World'.....	268 80
'Engineering Record'.....	44 80
Total.....	760 96

"In view of the fact that the form of these contracts received your subsequent approval on April 13, 1911, the Board of Water Supply desires to be advised if vouchers can be properly certified to the Comptroller of The City of New York in payment of the advertisements soliciting the opening of proposals on December 24, 1910.

"Respectfully, BOARD OF WATER SUPPLY,
"Per Secretary.

Replying to the request of the Board of Water Supply, Acting Corporation Counsel G. L. Sterling, in an opinion dated June 12, 1911, says:

"Your Secretary informs me that at an informal meeting of two of the Commissioners held December 7, 1910, he was directed to publish in certain newspapers advertisements soliciting proposals under contracts 63, 65, 66 and 67, for the construction of portions of the City Tunnel, Catskill Aqueduct. These advertisements were inserted, but were discontinued on December 13, 1910, for the reason that the contracts in question had not received the approval of the Corporation Counsel as to form. On April 13, 1911, the Corporation Counsel gave his approval as to form.

"I think these claims cannot be enforced. Section 26, chapter 724, Laws of 1905, provides that the forms of contract, specifications and bonds for faithful performance shall be subject to approval as to form by the Corporation Counsel, which approval shall be endorsed thereon or attached thereto, and section 27 provides that when the form of any contract, with its specifications, and the form of bond for the performance thereof shall have been approved as provided for in section 26, the Board of Water Supply shall advertise for sealed bids or for proposals for the doing of the work, or the furnishing of the materials called for in such approved form of contract. The same section directs that the advertisement shall be published in the CITY RECORD and in two daily newspapers published in The City of New York, to be designated by the Board of Water Supply for at least fifteen days consecutively before the time fixed for the closing of the bid box.

"Section 27 contemplates that no advertisement shall be published prior to the actual approval as to form of the contract by the Corporation Counsel. The reason for this is apparent. The contract as originally drawn might not be acceptable in form to the Corporation Counsel, and it might be necessary to make many material changes. The language of the statute is explicit and is based upon sound policy.

"Even if the contract has been approved by the Corporation Counsel prior to its advertisement, the statute restricts advertising to the CITY RECORD and to two daily newspapers. I know of no authority for publishing the notices in four papers, as seems to have been done in the present instance.

"If the four newspapers shall present petitions to the Comptroller in conformity with the provisions of section 246 of the Charter, it is possible that the facts, when fully presented, may justify the Comptroller in acting thereon.

"Yours respectfully (Signed) G. L. STERLING, Acting Corporation Counsel."

Charles D. Cords, of the Division of Law and Adjustment of this Department, makes a report concerning this petition under date of June 29, 1911, in which he states:

"The advertisements were inserted as the result of the following order, which was transmitted to 'The Sun':

'Board of Water Supply, City of New York, 165 Broadway, New York, December 7, 1910.

'The Sun, Printing House Square, New York City:

'Gentlemen—We send you herewith advertisements for bids for contracts 63, 65, 66 and 67 (for the construction of portions of the City Tunnel of the Catskill Aqueduct), bids to be opened December 24, 1910, at the offices of the Board of Water Supply, 165 Broadway, seventh floor, at 11 a. m.

'Please publish these advertisements in your paper, commencing December 8, 1910, and continuing in each issue of your paper thereafter, including Sundays and holidays, to and including December 24, 1910.

'These advertisements should be set in agate type, and only the appearing lines should be charged for.

'Please send bill in triplicate for each contract separately, together with affidavit of publication for each contract separately, in duplicate, to this office.

'Please return this order with your bills.

'Very truly yours, BOARD OF WATER SUPPLY,
"Per (signed) THOMAS H. KEOGH, Secretary.'

"It seems that because of the fact that the contracts had not yet been approved by the Corporation Counsel, it was feared by the Board of Water Supply that the provisions in relation to advertising had not been fully complied with, resulting in the following communication to 'The Sun' under date of December 13, 1910:

"Gentlemen—Confirming telephone conversation of this afternoon, kindly discontinue the advertisements requesting bids for contracts 63, 65, 66 and 67, for work on the Catskill Aqueduct, appearing in your paper. The advertisements should not appear in to-morrows issue of your paper. Kindly submit your bill therefor up to and including to-day. Very truly yours, BOARD OF WATER SUPPLY,
'Per (signed) THOMAS H. KEOGH, Secretary.'

"Commissioner Charles N. Chadwick's version of how the advertising was ordered before the contracts were actually approved as to form by the Corporation Counsel, is as follows: That on the supposition that the Corporation Counsel had approved the form of the contracts, Commissioners John A. Bensel and Charles A. Shaw held an informal meeting on December 7, 1910, after which they directed the then Secretary, Mr. Keogh, to have the advertisements inserted. Mr. Chadwick states that his co-Commissioners acted entirely in good faith and with the object only of precipitating the work as much as possible. Mr. Chadwick states that he was informed that the advertising had been given out and that it occurred to him to locate the opinion of the Corporation Counsel which approved the contracts as to form. The approval was not found, and so on December 13, 1910, the Commissioners concluded that the best policy was to discontinue the advertisements until the contracts had been approved. On April 11, 1911, the Corporation Counsel did approve the form of the contracts, without alteration in any particular from the original, subsequent to which orders were issued for the continuance of the advertising. It seems that the order for the original advertising for which claim is herein made, was based upon a misconception of a telephone message which had been received.

"Mr. Chadwick states that there is no doubt about the City's having received great benefit by this advertising; he showed statements which revealed a comparatively wide variance between the various bids received, particularly the contrast between the high and the low bidders; and averred that the additional publicity unquestionably inured to the benefit and profit of the City.

"There seems no question about 'The Sun's' having acted in good faith; it received the order to insert the matter; it published it, and has submitted proofs of publication which are hereto attached and which show the publication of the four different advertisements on the six respective dates claimed.

"The following dates of publication appear, showing the number of lines used, number of times inserted, rate per line, the totals and final total:

"Dates of Publication.	Number of Lines.	Times Published.	Rate per Line.	Total.	Final Total.
December 8, 9, 10, 11, 12, 13.....	33	6	$0 40	$79 20	
December 8, 9, 10, 11, 12, 13.....	34	6	40	81 60	
December 8, 9, 10, 11, 12, 13.....	29	6	40	69 60	
December 8, 9, 10, 11, 12, 13.....	36	6	40	86 40	
					$316 80

"It has been ascertained in the Bureau of Audit in this Department that the rate which has always been charged by 'The Sun' for public notices of every character has always been 40 cents a line and this rate has always been allowed, and is still effective. The amounts have been verified, the computations checked, the price charged, therefore, may be deemed reasonable and just."

It is provided in section 27 of chapter 724 of the Laws of 1905, which is an act to provide for a supply of pure and wholesome water for the City, etc., as follows:

"When the form of any contract with its specifications and the form of bond for the performance thereof shall have been approved as provided for in the last section, the board of water supply shall advertise for sealed bids or for proposals for the doing of the work or the furnishing of the materials called for in such approved form of contract. Said advertisement shall be published in the CITY RECORD and in two daily newspapers published in The City of New York, to be designated by the board of water supply, for at least fifteen days consecutively before the time fixed for the closing of the bid box."

In a communication addressed to former Comptroller Herman A. Metz, under date of June 12, 1909, Acting Corporation Counsel G. L. Sterling, in construing the above section, said:

"The provisions in it is statute as to advertising should, of course, be observed and in fact they are mandatory. Their object is to secure at least a certain amount of advertising so that there can be no secrecy or concealment of what is going on. The object to be secured is publicity, and to obtain the most advantageous terms in the public interest. I do not think these provisions should be construed to mean that there is no power in the Board of Water Supply to publish more extensively than required by the strict terms of the statute. As already noted, there are two clauses that are to be considered in this connection, one in section 1 reading as follows: The Board 'shall have such further powers as may be requisite to the efficient performance of the duties imposed upon it by this Act.' The other is in section 44, which concludes as follows: The Board is authorized and empowered 'to incur other necessary expenses suitable and proper to enable it to carry out the provisions of this Act.'

"In my opinion these clauses, taken in connection with the general scheme and plan of the statute, are sufficient to authorize the Board of Water Supply to contract for more advertising than the lowest limit provided by the other sections of the statute if, in the judgment of the Board, that course is in the interest of the City."

From the facts in this case, as set forth above, it appears that the advertising referred to is not chargeable against the City as a legal liability, owing to the fact that the contracts in connection with which proposals were solicited were not approved by the Corporation Counsel at the time or prior to the publication of the advertisements in question. The fact that said advertisements were published in more papers than were required by statute does not, in my opinion, bar the payment of this claim, as section 27 of chapter 724 of the Laws of 1905, quoted above, does not appear to restrict the publication to certain papers, but rather prescribes those papers in which it is necessary for the advertisement to appear.

It is also disclosed that the petitioner received an order from the Board of Water Supply covering the publication of the advertising in question, and while I do not approve the method or circumstances under which said order was issued; nevertheless, knowledge thereof is not chargeable against the petitioner, who, in good faith, published the advertisements for which payment is now sought.

Mr. Cords states that Commissioner Chadwick, of the Board of Water Supply, is of the opinion that the City has benefitted by said advertisement, and as the price therefor has been certified to as correct, as well as to be reasonable and just, it is respectfully recommended that you issue your certificate pursuant to section 246 of the Greater New York Charter. Respectfully,

H. C. W. MELICK, Auditor of Accounts.

Approved: ALBERT E. HADLOCK, Chief of the Division of Law and Adjustment.

The following resolution was offered:

Resolved, That pursuant to chapter 601 of the Laws of 1907, being section 246 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby determines that the City has received a benefit from "The Sun," and is justly obligated to pay to "The Sun," without interest, the sum of $316.80, for certain advertising rendered the Board of Water Supply from December 8 to December 13, 1910, inclusive, that the said sum shall be paid in full satisfaction of the claim which has been presented on behalf of "The Sun" for the period above mentioned, and shall be paid only 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, and the Comptroller is hereby authorized to pay said claim from the fund entitled "C-CM-3, New Water Supply for The City of New York, chapter 724, Laws of 1905."

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, The Bronx, Queens, and Richmond—16.

The Secretary presented the following communication from the Engineer in Charge, Bureau of Franchises, office of the Board of Estimate and Apportionment, requesting that the salary schedules adopted June 22, 1911, be modified by having the promotion of Frederick P. Peirce, Topographical Draftsman, from $1,800 to $2,100, become effective as of June 20, 1911:

Board of Estimate and Apportionment, The City of New York, Bureau of Franchises, Room 801, 277 Broadway, July 3, 1911.

Mr. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment:*

Dear Sir—By resolution adopted by the Board of Estimate and Apportionment, June 22, 1911, Frederick P. Peirce, Topographical Draftsman in this office, was promoted to the position of Assistant Engineer at $2,100 per annum. The Municipal Civil Service Commission has declined to pass the payroll as Assistant Engineer at this salary, due to the existence of a preferred eligible list and other matters which they have not definitely stated.

I would therefore request that the matter be presented to the Board at its meeting of July 6, 1911, with the recommendation that the Salary Schedules be modified by having the promotion become effective as Topographical Draftsman at $2,100. The position of Topographical Draftsman should be effective as of June 20, 1911. The grade of Topographical Draftsman at $2,100 has already been established.

Yours very truly, HARRY P. NICHOLS, Engineer, Chief of Bureau.

The following resolution was offereed:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 22, 1911, which reads as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules for salary increases to be paid from other than budgetary funds under the jurisdiction of the Board of Estimate and Apportionment for the year 1911, as follows:

Board of Estimate and Apportionment.

General Administration—

Salary increases of regular employees to be paid from special revenue bonds:

	Per Annum.
Clerk, 1, from $750 to $900 per annum, from June 1, 1911	$150 00
Clerk, 1, from $300 to $480 per annum, from June 1, 1911	180 00
Stenographer and Typewriter, 1, from $1,500 to $2,100 per annum, from June 1, 1911	600 00
Stenographers and Typewriters, 2, from $1,500 to $1,650 per annum, from June 1, 1911	300 00
Stenographer and Typewriter, 1, from $1,350 to $1,650 per annum, from June 1, 1911	300 00
Stenographers and Typewriters, 2, from $1,350 to $1,500 per annum, from June 1, 1911	300 00

Public Improvements and Franchises, Office of Chief Engineer—

Salary increases of regular employees to be paid from special revenue bonds:

	Per Annum.
Assistant Engineer, 1, from $3,000 to $3,300 per annum, from June 1, 1911	$300 00
Stenographer and Typewriter, 1, from $2,250 to $2,700 per annum, from June 20, 1911	450 00

Division of Public Improvements—

Salary increases of regular employees to be paid from special revenue bonds:

	Per Annum.
Engineer, 1, from $6,000 to $7,500 per annum, from June 1, 1911	$1,500 00
Assistant Engineer, 1, from $3,000 to $3,500 per annum, from June 1, 1911	500 00
Assistant Engineer, 1, from $2,400 to $2,700 per annum, from June 1, 1911	300 00
Assistant Engineer, 1, from $2,250 to $2,700 per annum, from June 20, 1911	450 00
Stenographer and Typewriter, 1, from $1,500 to $1,800 per annum, from June 1, 1911	300 00
Topographical Draftsman, 1, from $2,000 to Assistant Engineer at $2,400 per annum, from June 1, 1911	400 00
Clerk, 1, from $1,350 to $1,650 per annum, from June 20, 1911	300 00
Clerk, 1, from $540 to $750 per annum, from June 1, 1911	210 00
Clerk, 1, from $480 to $750 per annum, from June 20, 1911	270 00

Division of Franchises—

Salary increases of regular employees to be paid from special revenue bonds:

	Per Annum.
Engineer, 1, from $6,000 to $7,500 per annum, from June 1, 1911	$1,500 00
Assistant Engineer, 1, from $3,300 to $3,800 per annum from June 20, 1911	500 00
Assistant Engineer, 1, from $2,400 to $2,700 per annum, from June 1, 1911	300 00
Assistant Engineer, 1, from $2,400 to $2,700 per annum, from June 20, 1911	300 00
Topographical Draftsman, 1, from $1,800 to Assistant Engineer at $2,100 per annum, from June 1, 1911	300 00
Clerk, 1 from $2,850 to $3,150 per annum, from June 20, 1911	300 00
Clerk, 1, from $2,400 to $2,550 per annum, from June 1, 1911	150 00
Clerk, 1, from $1,500 to $1,800 per annum, from June 1, 1911	300 00
Clerk, 1, from $1,050 to $1,200 per annum, from June 1 1911	150 00
Clerk 1, from $600 to $750 per annum, from June 20, 1911	150 00
Clerk, 1, from $300 to $480 per annum, from June 1, 1911	180 00
Law Clerk, 1, from $1,650 to $1,950 per annum, from June 20, 1911	300 00
Stenographer and Typewriter, 1, from $1,200 to $1,350 per annum, from June 1, 1911	150 00
Stenographers and Typewriters, 2, from $1,050 to $1,350 per annum, from June 1, 1911	600 00

—be and the same is hereby amended by striking therefrom the item, "Topographical Draftsman, 1, from $1,800 to Assistant Engineer at $2,100 per annum, from June 1, 1911, $300," and inserting in place thereof the item "Topographical Draftsman, 1, from $1,800 to $2,100 per annum, from June 20, 1911, $300."

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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 22, 1911, which reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby fixes the salaries of the following named employees in the office of the Board of Estimate and Apportionment, to take effect June 1, 1911:

Office of the Secretary—

	Per Annum.
Edward P. O'Connor, Stenographer and Typewriter, at	$2,100 00
Orrin N. Webster, Stenographer and Typewriter, at	1,650 00
Bessie M. Ross, Stenographer and Typewriter, at	1,650 00
Mary V. Murphy, Stenographer and Typewriter, at	1,650 00
Charlotte V. Eaton, Stenographer and Typewriter, at	1,500 00
Theresa Stern, Stenographer and Typewriter, at	1,500 00
Horace F. Burpee, Clerk, at	900 00
John Kennedy, Clerk, at	480 00
Office of Chief Engineer—	
Frederick W. Koop, Assistant Engineer, at	3,300 00
Division of Public Improvements—	
Arthur S. Tuttle, Engineer in Charge, at	7,500 00
Frederick F. Fuess, Assistant Engineer, at	3,500 00
Vernon S. Moon, Assistant Engineer, at	2,700 00
Berthold Scheiman, Assistant Engineer (title changed from Topographical Draftsman), at	2,400 00
John W. Meade, Stenographer and Typewriter, at	1,800 00
Douglas J. Fitts, Clerk, at	750 00
Bureau of Franchises—	
Harry P. Nichols, Engineer in Charge, at	7,500 00
Edward W. Libaire, Assistant Engineer, at	2,700 00
Frederick P. Peirce, Assistant Engineer (title changed from Topographical Drafisman), at	2,100 00
James D. McGann, Clerk, at	2,550 00
John F. Conway, Clerk, at	1,800 00
Joseph A. Young, Clerk at	1,200 00
Eugene J. Carlin, Clerk, at	480 00
Josephine E. A. Schmidt, Stenographer and Typewriter, at	1,350 00
Florence B. McQueeny, Stenographer and Typewriter, at	1,350 00
Josephine Brennan, Stenographer and Typewriter, at	1,350 00

—and fixes the salaries of the following named employees, to take effect June 20, 1911:

Office of the Chief Engineer—	
John E. Kelly, Stenographer and Typewriter, at	2,700 00
Division of Public Improvements—	
John E. Hill, Assistant Engineer, at	2,700 00
James J. O'Connor, Clerk, at	1,650 00
John J. Ahearn, Clerk, at	750 00
Bureau of Franchises—	
John A. McCollum, Assistant Engineer, at	3,800 00
Charles H. Vanderbilt, Assistant Engineer, at	2,700 00
Victor McLaughlin, Clerk, at	3,150 00
Martin J. Karl, Clerk, at	750 00
Joseph A. Devery, Law Clerk, at	1,950 00

—and be it further

Resolved, That the Secretary be and he hereby is authorized to make the following appointments in his office:

	Per Annum.
Clerk, 1, at	$300 00
Stenographers and Typewriters, 2 at (each)	750 00"

—be and the same is hereby amended by striking therefrom the item *"Frederick P. Peirce, Assistant Engineer (title changed from Topographical Draftsman), at $2,100,"* and inserting the item *"Frederick P. Peirce, Topographical Draftsman, at $2,100"* immediately following the item *"Charles H. Vanderbilt, Assistant Engineer, at $2,700."*

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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 22, 1911, which reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules as revised for the Board of Estimate and Apportionment for the year 1911, as follows:

Division of Public Improvements—

1348.	Salaries:	
	Engineer in Charge	$6,000 00
	Assistant Engineer	3,000 00
	Assistant Engineer	2,400 00
	Assistant Engineer	2,250 00
	Assistant Engineer	2,000 00
	Topographical Draftsman	1,800 00
	Stenographer and Typewriter	1,500 00
	Stenographer and Typewriter	1,150 00
	Clerk	1,350 00
	Clerk	540 00
	Clerk	480 00
	Division of Franchises—	
1349.	Salaries:	
	Engineer in Charge	$6,000 00
	Assistant Engineer	3,300 00
	Assistant Engineers, 2 at $2,400	4,800 00
	Assistant Engineer	1,800 00
	Clerk	2,850 00
	Clerk	2,400 00
	Clerk	1,500 00
	Clerk	1,050 00
	Clerk	600 00
	Clerk	300 00
	Law Clerk	1,650 00
	Stenographer and Typewriter	1,200 00
	Stenographers and Typewriters, 2 at $1,050	2,100 00
	Typewriting Copyist	750 00"

—be and the same is hereby amended by striking from Schedule 1,349, Salaries, the item *"Assistant Engineer, $1,800,"* and inserting in place thereof the item *"Topographical Draftsman, $1,800."*

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, The Bronx, Queens and Richmond—16.

The Secretary presented a communication from the Secretary of the Brooklyn League, inclosing copy of resolutions adopted by the Committee on Education of the Brooklyn League, urging the Board to grant such increase in their appropriation for the maintenance of public schools of the City in the year 1912 as will permit the payment of the salaries of all teachers for whom school rooms can be provided up to the limit of the requirements for instruction in the established grades of public schools in the City of New York and that increased provision be made for the giving of instruction in drawing and physical and industrial training; also that the appropriation of a sum not less than ten millions of dollars be appropriated in the Corporate Stock Budget for 1911 for new school sites, buildings and equipment.

—which was referred to the Budget Committee and to the Corporate Stock Budget Committee.

The Secretary presented the following communication from the City Chamberlain requesting, and report of the Comptroller recommending, the modification of Salary Schedule No. 35 supporting the appropriation made in the Budget for the year 1911, for the office of the City Chamberlain, providing for the elimination of a Clerk at $1,200 per annum and the substitution of one at $900 per annum, said modification to take effect July 1, 1911:

Office of the Chamberlain, City of New York, June 29, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller, City of New York:*

Dear Sir—I desire to withdraw my request made under date of June 19, 1911, for a modification in the salary schedule of the employees of this office, by providing for 4 Clerks at $1,350 and 1 Clerk at $900, in place of 3 Clerks at $1,350 and 1 Clerk at $1,200, leaving a balance unassigned of $150.

Instead, I respectfully request that the salary schedule be modified so as to provide for 1 Clerk at $900 in place of 1 Clerk at $1,200, leaving a balance unassigned of $300. Yours very truly, R. R. MOORE, Chamberlain.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 29, 1911, the City Chamberlain requested modification of the salary schedule for his office for the year 1911. In connection therewith we report as follows:

It is proposed to strike out a Clerk at $1,200 per annum, and substitute one at $900; the balance of $300 to be scheduled as unassigned.

The following table shows the line item changes in detail:

Account No.	Schedule Line.	Schedule Transfer. Increase.	Schedule Transfer. Decrease.	Cash Transfer. Increase	Cash Transfer. Decrease.
35.	Clerk, 1 at $1,200.....	.....	$1,200 00	.....	$600 00
	Clerk	$900 00	.....	$450 00	.....
	Unassigned balance	300 00	.....	150 00	.....
		$1,200 00	$1,200 00	$600 00	$600 00

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the City Chamberlain, in the Department of Finance, for the year 1911, to take effect July 1, as follows:

Department of Finance.

The Chamberlain—

35. Salaries:

Chamberlain	$12,000 00
Deputy Chamberlain	5,000 00
Bookkeepers, 2 at $2,850.....	5,700 00
Bookkeeper	2,000 00
Bookkeeper	1,950 00
Bookkeeper	1,800 00
Clerks, 2 at $1,650.....	3,300 00
Clerk	1,500 00
Clerks, 3 at $1,350.....	4,050 00
Clerks, 3 at $1,050.....	3,150 00
Stenographer	1,200 00
Clerk	900 00
Secretary	3,000 00
Warrant Clerk	2,500 00
Warrant Clerks, 3 at $1,650.....	4,950 00
Warrant Clerk	1,500 00
Warrant Clerk	1,350 00
Bank Messengers, 2 at $1,200.....	2,400 00
Examiner of Coupons, etc.....	1,000 00
Unassigned Balance	300 00
	$59,550 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the President of the Borough of Queens requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, relative to the revision of the schedule of salaries and wages for the Topographical Bureau of the office of said Borough President, to take effect July 1, 1911, providing for an increase of $300 in the salary of one incumbent and of $150 for twenty-eight incumbents, and for increasing the number of Laborers at $2.50 per diem:

The City of New York, offices Commissioner of Public Works of the Borough of Queens, Long Island City, June 6, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman Board of Estimate and Apportionment:*

Dear Sir—At a meeting of the Corporate Stock Budget Committee of the Board of Estimate and Apportionment, consisting of the Comptroller and the President of the Board of Aldermen, held May 22, 1911, we were informed that a recommendation would be sent to the full Board that this office be allowed two hundred and four thousand dollars, ($204,000.00) for the use of the Topographical Bureau, beginning July 1, 1911, which, with the balance on hand, would approximate an authorization of two hundred and twenty-four thousand dollars ($224,000.00), available that date.

It, therefore, becomes necessary, in order to meet the additional demands of the public and to get this Bureau on a proper working basis, to revise the present schedule of positions allowed by your Board, and to that end we desire a resolution authorizing the following schedule of positions for the Topographical Bureau, this office, to be effective July 1, 1911, to wit:

President of the Borough of Queens, Topographical Bureau.

Salaries, regular force:

Engineer in charge	1 at	$5,000 00
Assistant Engineer	1 at	4,000 00
Assistant Engineer	1 at	2,850 00
Assistant Engineer	1 at	3,000 00
Assistant Engineers	3 at	2,550 00
Assistant Engineers	2 at	2,250 00
Assistant Engineers	8 at	2,100 00
Assistant Engineers	3 at	1,950 00
Assistant Engineers	5 at	1,800 00
Transitman and Computer	1 at	1,800 00
Transitmen and Computers	13 at	1,650 00
Transitmen and Computers	4 at	1,500 00
Transitmen and Computers		1,200 00
Topographical Draughtsmen	5 at	1,650 00
Topographical Draughtsmen	8 at	1,800 00
Topographical Draughtsmen	20 at	1,500 00
Topographical Draughtsmen	12 at	1,350 00
Topographical Draughtsmen		1,200 00
Computers	3 at	1,800 00
Computers	3 at	1,200 00
Rodmen	2 at	1,200 00
Rodmen	4 at	1,050 00
Axemen	24 at	900 00
Draughtsman's Helper	1 at	900 00
Clerk	1 at	1,200 00
Clerk	1 at	540 00
Stenographer and Typewriter	1 at	1,050 00
Stenographer and Typewrirter	1 at	900 00
Typewriting Copyist	1 at	1,050 00
Messenger	1 at	1,200 00
Messenger	1 at	1,050 00

Which amends the present schedule by eliminating the positions of

Assistant Engineer	1 at	$1,800 00
Transitmen and Computers	2 at	1,350 00
Topographical Draughtsmen	6 at	1,350 00
Rodmen	1 at	900 00
Messenger	1 at	1,050 00
Clerk	1 at	1,050 00

—and adding thereto

Assistant Engineer	1 at	2,100 00
Transitmen and Computers	2 at	1,500 00
Topographical Draughtsmen	16 at	1,500 00
Computers	3 at	1,200 00
Rodman	1 at	1,050 00
Axemen	8 at	900 00
Messenger	1 at	1,200 00

—and the positions of Topographical Draughtsmen at $1,200, and Transitmen and Computers at $1,200, the number of incumbents to be limited only by the requirements of the Bureau and the funds at hand.

And to amend the additional schedule, "non-technical positions," allowed by your Board, to read as follows

Messenger, 1 at, per diem (302 days)	$4 50
Messenger, 1 at, per diem (302 days)	4 00
Foremen, 2 at, per diem (302 days)	4 00
Assistant Foremen, 2 at, per diem (302 days)	3 25
Driver, 1 at, per diem (302 days)	3 00
Driver, 1 at, per diem (302 days)	2 75
Flagger, 1 at, per diem (302 days)	4 00
Laborers, 2 at, per diem (302 days)	4 00
Laborers, 12 at, per diem (302 days)	3 00
Laborers, 8 at, per diem (302 days)	2 75
Laborers, 13 at, per diem (302 days)	2 50
An addition being made of eight (8) laborers, at, per diem	2 50

Our Engineer reports that it is imperative that his force should be materially increased; that the technical men employed in this Bureau receive less money than *is being paid for similar service in other Departments and Bureaus of the City Government*; that since January, 1910, twenty-five technical men have resigned from this Bureau, six within the last month, to accept positions in other Departments in the Municipality at an increase in salary of from $150.00 to $300.00 per annum. That this is a very serious matter—most of the men having grown up with this work in the Borough of Queens, and to obviate this difficulty in Administration—he recommends that salaries be increased.

Pursuant therewith and in accordance with the conditions of the resolution of your honorable Board, dated September 13, 1910, your approval is respectfully requested to increase the salaries of the following employes, to wit:

	Per Annum.
Conrad J. Mueller, Assistant Engineer, from.....	$1,800 00 to $2,100 00
Ignatius Conway, Transitman and Computer, from.....	1,350 00 to 1,500 00
William H. Clayton, Transitman and Computer, from.....	1,350 00 to 1,500 00
Benjamin Weiss, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Charles T. Chatfield, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Earl K. Williams, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
William H. Bertram, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Edward P. King, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Edmond F. O'Brien, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Hans Tradelius, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Harry K. Murphy, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Myron A. Finke, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Anthony B. Grande, Topographical Draghtsman, from.....	1,350 00 to 1,500 00
Charles T. Nafey, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Rudolph G. Pundt, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Emil F. Zipfel, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Nathan L. Weiss, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
Paul Klepper, Topographical Draughtsman, from.....	1,350 00 to 1,500 00
George S. Nobles, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Robert Lowenderg, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Alfred R. Scott, Topographical Draftsman, from.....	1,200 00 to 1,350 00
Richard C. Fulton, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Raymond G. Clayton, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
George G. Doran, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Fred. Woehrlin, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Harry Sylvester, Topographical Draughtsman, from.....	1,200 00 to 1,350 00
Nazareth Haroutun, Topographical Draughtsman, from.....	1,200 00 to 1,350 00

Engineer Crowell's recapitulation of his force by six months' periods, beginning *January, 1910, is as follows:*

	Jan. 1, 1910.	June 1, 1910.	Jan. 1, 1911.	Proposed 1911-1912.
Employees.....	232	205	159	191
Annual salary	$289,025 04	$258,933 84	$223,307 50	$258,307 50

Respectfully submitted,

LAWRENCE GRESSER, President of the Borough of Queens.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

The Board of Estimate and Apportionment:

Gentlemen—In relation to a request of the President of the Borough of Queens on June 6, 1911, for modification of the non-budgetary schedules for the Topographical Bureau in his office, we report as follows:

Twenty-nine increases in salary are proposed as follows:

Name and Date of Appointment.	Present Rate.	Proposed Rate.
Assistant Engineer—		
Conrad J. Mueller, January 1, 1898.....	$1,800 00	$2,100 00
Transitmen and Computers—		
Ignatius Conway, October 16, 1908.....	1,350 00	1,500 00
William H. Clayton, April 11, 1907.....	1,350 00	1,500 00
Topographical Draftsmen—		
Benjamin Weiss, September 16, 1907.....	1,350 00	1,500 00
Charles T. Chatfield, September 4, 1907.....	1,350 00	1,500 00
Earl K. Williams, September 1, 1907.....	1,350 00	1,500 00
William H. Bertram, September 12, 1907.....	1,350 00	1,500 00
Edward P. King, September 1, 1907.....	1,350 00	1,500 00
Edmond F. O'Brien, September 10, 1907.....	1,350 00	1,500 00
Hans Tradelius, March 15, 1907.....	1,350 00	1,500 00
Harry K. Murphy, September 1, 1907.....	1,350 00	1,500 00
Myron A. Finke, September 16, 1907.....	1,350 00	1,500 00
Anthony B. Grande, September 9, 1907.....	1,350 00	1,500 00
Charles T. Nafey, September 16, 1907.....	1,350 00	1,500 00
Rudolph G. Pundt, September 1, 1907.....	1,350 00	1,500 00
Emil F. Zipfel, September 1, 1907.....	1,350 00	1,500 00
Nathan L. Weiss, October 1, 1906.....	1,350 00	1,500 00
Paul Klepper, July 1, 1906.....	1,350 00	1,500 00
George S. Nobles, September 1, 1909.....	1,200 00	1,350 00
Robert Lowenberg, October 5, 1909.....	1,200 00	1,350 00
Alfred R. Scott, September 9, 1907.....	1,200 00	1,350 00
Richard C. Fulton, September 9, 1907.....	1,200 00	1,350 00
Raymond G. Clayton, September 9, 1907.....	1,200 00	1,350 00
George G. Dorn, November 1, 1906.....	1,200 00	1,350 00
Fred. Woehrlin, September 1, 1909.....	1,200 00	1,350 00
Harry Sylvester, March 23, 1911.....	1,200 00	1,350 00
Nazareth Haroutun, September 1, 1907.....	1,200 00	1,350 00
Messenger—		
William T. Stevenson, July 21, 1904.....	1,050 00	1,200 00
Rodman—		
Harold Larsen, March 3, 1908.....	900 00	1,050 00

One increase is for $300 per annum, and twenty-eight for $150, or a total increase in yearly cost of $4,500. The Engineer in charge of the Bureau states that the increases are proposed to keep the staff from being depleted by transfer to other City departments at higher rates of compensation. He states that since January 1, 1911, twenty-five employees have been transferred at increases of from $150 to $300

per annum. In view of these statements, the proposed promotions would appear to be reasonable.

The increase for the Messenger from $1,050 to $1,200 per annum, cannot be granted at this time, as the $1,200 grade does not appear to have been established pursuant to the provisions of section 56 of the Greater New York Charter.

It is proposed to increase the force by the following positions:

Topographical Draftsman,	1 at	$1,500 00
Computers	3 at	1,200 00
Axemen	8 at	900 00
Laborers (per day)	8 at	2 50

Request also is made for an unlimited number of Topographical Draftsmen, at $1,200 per annum, and Transitmen and Computers, at $1,200.

There seems to be no reason why any increase in force, except for Laborers, should be granted at the present time, as the following vacancies exist in the present schedule, and have existed in a number of cases since January and February:

Transitman and Computer	1 at	$1,650 00
Transitman and Computer	1 at	1,500 00
Topographical Draftsman	1 at	1,500 00
Topographical Draftsmen	2 at	1,350 00
Topographical Draftsmen	2 at	1,200 00
Axemen	3 at	900 00
Clerk	1 at	1,200 00
Clerk	1 at	1,050 00
Laborer (per day)	1 at	4 00

The request provides for striking out only one of these positions, namely, the Clerk, at $1,050. We recommend, therefore, that only the eight Laborers, at $2.50, be added, and that the vacant position of Laborer at $4 per day be dropped.

The attached resolution, if adopted, will permit of the increases and the additional Laborers. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules of salaries and wages for the Topographical Bureau in the office of the President of the Borough of Queens, for the year 1911, as revised, to take effect July 1, 1911, as follows:

President, Borough of Queens.

Topographical Bureau—

Salaries, Regular Force:		
Engineer in Charge	1 at	$5,000 00
Assistant Engineer	1 at	4,000 00
Assistant Engineer	1 at	3,000 00
Assistant Engineer	1 at	2,850 00
Assistant Engineers	3 at	2,550 00
Assistant Engineers	2 at	2,250 00
Assistant Engineers	8 at	2,100 00
Assistant Engineers	3 at	1,950 00
Assistant Engineers	5 at	1,800 00
Transitman and Computer	1 at	1,800 00
Transitmen and Computers	13 at	1,650 00
Transitmen and Computers	4 at	1,500 00
Topographical Draftsmen	5 at	1,650 00
Topographical Draftsmen	8 at	1,800 00
Topographical Draftsmen	19 at	1,500 00
Topographical Draftsmen	12 at	1,350 00
Topographical Draftsmen	3 at	1,200 00
Computers	3 at	1,800 00
Rodmen	2 at	1,200 00
Rodmen	4 at	1,050 00
Axemen	16 at	900 00
Draftsman's Helper	1 at	900 00
Clerk	1 at	1,200 00
Clerk	1 at	540 00
Stenographer and Typewriter	1 at	1,050 00
Stenographer and Typewriter	1 at	900 00
Typewriting Copyist	1 at	1,050 00
Messengers	2 at	1,050 00
Wages, Regular Force:		
Messenger, 1 at per day (302 days)		$4 00
Messenger, 1 at per day (302 days)		4 50
Foremen, 2 at per day (302 days)		4 00
Assistant Foremen, 2 at per day (302 days)		3 25
Driver, 1 at per day (302 days)		3 00
Driver, 1 at per day (302 days)		2 75
Flagger, 1 at per day (302 days)		4 00
Laborer, 1 at per day (302 days)		4 00
Laborers, 12 at per day (302)		3 00
Laborers, 8 at per day (302 days)		2 75
Laborers, 13 at per day (302 days)		2 50

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Docks and Ferries requesting, and report of the Comptroller recommending, the modification of salary schedule No. 146 and budgetary part allowance No. 154 supporting appropriation made in the Budget for the year 1911, for said Department, providing for the positions of First Deputy Dock Commissioner and Second Deputy Dock Commissioner, at $5,000 each per annum, involving transfer of $2,750:

Department of Docks and Ferries, Pier "A," North River, New York, June 14, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman of the Board of Estimate and Apportionment:*

Sir—Chapter 301 of the Laws of 1911 provides for the appointment of 2 Deputy Commissioners for this Department, to be known as First Deputy and Second Deputy. It further provides that the salary of the Commissioner of Docks and of the 2 Deputy Commissioners shall be fixed by the Board of Estimate and Apportionment of The City of New York.

This Department's Budget for the year 1911, in Code No. 146, provides for 1 Commissioner, at $7,500 per annum and for 1 Deputy Commissioner, at $4,500 per annum. I have forwarded to you a recommendation for fixing the salary of the Commissioner of Docks at $7,500 per annum, the present rate, and for fixing salaries for the 2 Deputy Commissioners at the rate of $6,000 per annum each.

In order to provide for the compensation of the First Deputy Commissioner and of the Second Deputy Commissioner at the rate of $6,000 per annum each, it will be necessary to increase Item No. 146, General Administration, Salaries, from $61,500, as at present, to $69,000, the amount required to meet the changed conditions.

This sum ($7,500) may be transferred from Item No. 154, Budgetary Part Allowance, to Item No. 146 to meet the increases noted. There was allowed in Item No. 154 (budgetary part allowance) $23,674.

Of this amount there has been expended to June 8, 1911	$3,300 00
Estimated amount required in this item for remainder of the year	11,200 00
For transfer to item No. 146	7,500 00
	$22,000 00
Leaving an estimated balance at the end of the year in item No. 154	$1,674 00

With these changes, item No. 146, General Administration, Salaries, will be as follows:

146.	Code No. 146, General Administration, Salaries as Revised—	
Commissioner		$7,500 00
Deputy Commissioners, 2 at $6,000		12,000 00
Secretary to Commissioner		3,000 00
Secretary		4,000 00
Assistant Secretary		3,600 00
Chief Clerk		4,000 00
Clerks, 2 at $2,100		4,200 00
Clerks, 3 at $1,800		5,400 00
Clerk, 1 at $1,500		1,500 00
Clerks, 1 at $900		900 00
Stenographers and Typewriters, 3 at $1,500		4,500 00
Stenographers and Typewriters, 1 at $1,200		1,200 00
Stenographers and Typewriters, 3 at $900		2,700 00
Chief Confidential Inspector		2,200 00
Assistant Confidential Inspectors, 2 at $1,200		2,400 00
Messengers, 4 at $1,200		4,800 00
Telephone Operators, 2 at $1,050		2,100 00
Enginemen (Locomobile), 2 at $1,500		3,000 00
		$69,000 00

I request that the 1911 Budget Schedules be changed as outlined above. Attention is called to the fact that the changes indicated herein will not increase the salary appropriations for this Department for the current year. Yours very truly,

CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Commissioner of Docks requested modification of a salary schedule and a budgetary part salary schedule, involving the transfer of $7,500, in the Department of Docks and Ferries for the year 1911. In connection therewith I report as follows:

The request is in General Administration, No. 146, and the Bureau of Enginering, No. 154. In No. 146 it is proposed to add a Deputy Commissioner, at $6,000 per annum, and to increase the compensation of the present Deputy Commissioner from $4,500 to the same rate. The total increase of $7,500 is to be covered by transfer from the budgetary allowance of $23,674 for No. 154.

Chapter 301 of the Laws of 1911 provides for the appointment of two Deputy Commissioners, their rates of compensation to be fixed by the Board of Estimate and Apportionment. The $6,000 rate was requested by the Commissioner. The rate of $5,000 for each position has been recommended to your Board by your Select Committee.

The budgetary expenditures in No. 154 to June 8, 1911, amounted to $3,300. The estimated expenditures for the rest of the year amount to $11,200, leaving a balance available for transfer of $9,174.

Code. No.	Title.	Schedule Transfer. Decrease.	Schedule Transfer. Increase.	Cash Transfer. Decrease.	Cash Transfer. Increase.
146.	Deputy Commissioner, 1 at $4,500	$4,500 00	.....	$2,250 00	.....
	First Deputy Commissioner, at $5,000	.....	$5,000 00	.....	$2,500 00
	Second Deputy Commissioner, at $5,000	.....	5,000 00	.....	2,500 00
154.	Budgetary part allowance	5,500 00	.....	2,750 00	.....
		$10,000 00	$10,000 00	$5,000 00	$5,000 00

I recommend the adoption of the attached resolution granting the request to the extent of $5,000 for each Deputy Commissioner.

Respectfully, WM. A. PRENDERGAST, Comptroller:

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Docks and Ferries for the year 1911, as follows:

Department of Docks and Ferries.

General Administration—

146.	Salaries:	
	Commissioner	$7,500 00
	First Deputy Commissioner	5,000 00
	Second Deputy Commissioner	5,000 00
	Secretary to the Commissioner	3,000 00
	Secretary	4,000 00
	Assistant Secretary	3,600 00
	Chief Clerk	4,000 00
	Clerks, 2 at $2,100 each	4,200 00
	Clerks, 3 at $1,800 each	5,400 00
	Clerk	1,500 00
	Clerk	900 00
	Stenographers and Typewriters, 3 at $1,500 each	4,500 00
	Stenographer and Typewriter	1,200 00
	Stenographers and Typewriters, 3 at $900 each	2,700 00
	Chief Confidential Inspector	2,200 00
	Assistant Confidential Inspectors, 2 at $1,200 each	2,400 00
	Messengers, 4 at $1,200 each	4,800 00
	Telephone Operators, 2 at $1,050 each	2,100 00
	Enginemen (Locomobile), 2 at $1,500 each	3,000 00
		$67,000 00

Bureau of Engineering.

154.	Salaries:		
	Chief Engineer	1 at	$10,000 00
	Deputy Chief Engineer	1 at	6,000 00
	Assistant Engineers	2 at	4,000 00
	Inspectors of Regulating, Grading and Paving	3 at	1,500 00
	Inspectors of Pier Buildings	13 at $5 a day (365 days)	
	Mechanical Engineer	1 at	2,400 00
	Clerk	1 at	1,800 00
	Topographical Draftsman	1 at	1,800 00
	Inspectors of Dredging	6 at	1,500 00
	Inspectors of Dredging	6 at	1,200 00
	Superintendent of Pier Construction	1 at	2,100 00
	Assistant Engineers	3 at	4,000 00
	Assistant Engineers	2 at	3,000 00
	Assistant Engineers	2 at	2,700 00
	Assistant Engineers	7 at	2,400 00
	Assistant Engineers	9 at	2,100 00
	Assistant Engineers	3 at	1,800 00
	Assistant Engineers	4 at	1,800 00
	Transitmen and Computers	1 at	1,500 00
	Transitman and Computer	1 at	1,800 00
	Transitman	2 at	1,500 00
	Transitmen	5 at	1,350 00
	Levelers	16 at	1,080 00
	Chainmen and Rodmen	2 at	1,080 00
	Rodmen	3 at	1,800 00
	Hydrographers	1 at	2,100 00
	Draftsman	1 at	1,800 00
	Draftsman	1 at	1,600 00
	Draftsman, Architectural	1 at	1,600 00
	Draftsman, Mechanical, Sanitary	1 at	1,800 00
	Draftsman, Topographical	1 at	1,600 00
	Draftsmen, Topographical	5 at	1,350 00
	Draftsman, Topographical	1 at	1,200 00
	Draftsman, Topographical	1 at	

Clerks	3 at	3,000 00
Clerks	3 at	2,100 00
Clerks	6 at	1,800 00
Clerk	1 at	1,500 00
Clerks	3 at	1,200 00
Clerks	10 at	1,050 00
Clerks	2 at	900 00
Stenographers and Typewriters	3 at	1,500 00
Stenographer and Typewriter	1 at	1,000 00
Stenographers and Typewriters	6 at	900 00
Foreman of Yard	1 at	1,800 00
Foremen of Dock Laborers	2 at	1,800 00
Painter	1 at	1,350 00
Messengers	6 at	1,200 00
Searcher	1 at	2,000 00
Engineman, Locomobile	1 at	1,500 00
Supervising Diver	1 at	1,800 00

Budgetary part allowance, $20,924.

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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Docks and Ferries for the year 1911, as follows:

From

Bureau of Engineering—
154. Salaries $2,750 00

To

General Administration—
146. Salaries $2,750 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Taxes and Assessments requesting, and report of the Comptroller recommending, modification of salary schedule supporting the appropriation made to said Department in the Budget for the year 1911, providing for additionl grades of positions adopted by the Board of Estimate and Apportionment on June 22, 1911:

Department of Taxes and Assessments of The City of New York, Borough of Manhattan, Hall of Records, June 30, 1911.

To the Honorable, the Board of Estimate and Apportionment, 277 Broadway, New York:

Gentlemen—In compliance with the resolutions of the Board of Taxes and Assessments adopted at a meeting held June 29, 1911, request is hereby made that the Board of Estimate and Apportionment will make such amendments to the lines in the supporting schedules or in the schedules supporting the appropriations for the Department of Taxes and Assessments for the year 1911, relating to salaries as is shown by the accompanying schedule. This request being made in order to carry out and comply with the resolution establishing additional grades adopted by the Board of Estimate and Apportionment June 22, 1911, and a resolution of the Board of Aldermen authorizing the issue of special revenue bonds. Respectfully,

LAWSON PURDY, President.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 30, 1911, the President of the Department of Taxes and Assessments requested modification of the 1911 salary schedule supporting the Budget appropriation for the Department. In connection therewith I report as follows:

On June 22, 1911, the Board of Estimate and Apportionment approved a request involving the establishment for the Department as provided by section 56 of the Charter, of various positions and grades of positions. The items have been approved by the Board of Aldermen as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Deputy Tax Commissioner	$4,500 00	1
Deputy Tax Commissioner	4,000 00	9
Deputy Tax Commissioner	3,750 00	3
Deputy Tax Commissioner	2,400 00	Unlimited.
Assistant Tax Commissioner	5,000 00	1
Secretary	4,500 00	1
Confidential Stenographer	1,800 00	1
Confidential Stenographer	1,650 00	2
Messenger	1,800 00	1
Messenger	1,500 00	1
Searcher	1,500 00	3

The Commissioners state that the proposed increases in salaries for the present force are divided as follows:

Deputy Tax Commissioners and Executive Staff	$46,800 00
Clerks	9,960 00
Searchers, Messengers and Stenographers	1,500 00
	$58,260 00

The Commissioners further state that the additional force is to consist of the following:

	Cost Per Annum.
Twelve Deputy Tax Commissioners, at $2,400	$28,800 00
Fourteen Clerks, at $750	10,500 00
One Clerk, at $1,800	1,800 00
One Clerk, at $1,500	1,500 00
One Clerk, at $1,050	1,050 00
Two Clerks, at $600	1,200 00
	$44,850 00

The proposed increased cost in compensation and the cost of the additional force on this basis would make a total increase in annual cost of $103,110. Vacant positions are eliminated and the unassigned balance reduced by $1,170, so that the net increase is $91,290.

On June 27, 1911, the Board of Aldermen adopted a resolution requesting the Board of Estimate and Apportionment to authorize special revenue bonds amounting to $45,645 for the purpose of paying increases in salaries in the Department. This amount is exactly one-half of the net annual increase and will therefore carry the new force from July 1 to December 31.

Submitted herewith is a schedule showing the changes in the Budget lines in accordance with the request of the Commissioners:

Account No.	Schedule Line.	Schedule Transfer. Increase.	Schedule Transfer. Decrease.	Cash Transfer. Increase.	Cash Transfer. Decrease.
1342.	Secretary at $4,000	.....	$4,000 00	.....	$2,000 00
	Secretary at $4,500	4,500 00	.....	2,250 00	.....
	Assistant to Commissioner, 1 at $3,500	.....	3,500 00	.....	1,750 00
	Assistant to Commissioner at $5,000	5,000 00	.....	2,500 00	.....
	Deputy Tax Commissioner at $4,500	4,500 00	.....	2,250 00	.....
	Deputy Tax Commissioner at $4,000	32,000 00	.....	16,000 00	.....
	Deputy Tax Commissioners, 8 at $3,500	.....	10,500 00	.....	5,250 00
	Deputy Tax Commissioners, 21 at $3,250	45,500 00	.....	22,750 00	.....
	Deputy Tax Commissioners, 3 at $3,000	9,000 00	.....	4,500 00	.....
	Deputy Tax Commissioners, 13 at $2,850	.....	34,200 00	.....	17,100 00
	Deputy Tax Commissioners, 7 at $2,700	27,000 00	.....	13,500 00	.....
	Deputy Tax Commissioners, 4 at $2,550	22,950 00	.....	11,475 00	.....
	Deputy Tax Commissioners at $2,400	74,000 00	.....	37,200 00	.....
	Deputy Tax Commissioners, 16 at $2,250	.....	36,000 00	.....	18,000 00
	Deputy Tax Commissioners, 3 at $2,100	.....	6,300 00	.....	3,150 00
	Deputy Tax Commissioners, 14 at $1,950	.....	27,300 00	.....	13,650 00
	Deputy Tax Commissioners, 17 at $1,800	.....	30,600 00	.....	15,300 00
	Deputy Tax Commissioner at $1,650	1,650 00	.....	825 00	.....
	Clerks, 3 at $1,800	5,400 00	.....	2,700 00	.....
	Clerks, 6 at $1,650	3,300 00	.....	1,650 00	.....
	Clerks, 20 at $1,500	.....	4,500 00	.....	2,250 00
	Clerks, 13 at $1,350	1,350 00	.....	675 00	.....
	Clerks, 24 at $1,200	1,200 00	.....	600 00	.....
	Clerks, 11 at $1,050	12,600 00	.....	6,300 00	.....
	Clerks, 16 at $750	9,000 00	.....	4,500 00	.....
	Clerks, 23 at $600	.....	11,400 00	.....	5,700 00
	Clerks, 2 at $420	.....	840 00	.....	420 00
	Searchers, 3 at $1,350	.....	1,350 00	.....	675 00
	Searchers at $1,500	3,000 00	.....	1,500 00	.....
	Searchers at $1,050	.....	1,050 00	.....	525 00
	Confidential Stenographers, 2 at $1,500	.....	1,500 00	.....	750 00
	Confidential Stenographers, 2 at $1,650	3,300 00	.....	1,650 00	.....
	Confidential Stenographers, 3 at $1,350	.....	1,350 00	.....	675 00
	Messenger at $1,800	1,800 00	.....	900 00	.....
	Messenger, 1 at $1,650	.....	1,650 00	.....	825 00
	Messengers, 2 at $1,350	2,700 00	.....	1,350 00	.....
	Messengers, 2 at $1,200	.....	2,400 00	.....	1,200 00
	Book Typewriters at $1,050	5,250 00	.....	2,625 00	.....
	Book Typewriters, 5 at $900	.....	4,500 00	.....	2,250 00
	Unassigned balance	.....	1,170 00	.....	585 00
		$275,400 00	$184,110 00	$137,700 00	$92,055 00
	Amount of yearly increase covered by revenue bond issue	.....	91,290 00	.....	.....
	Cash to be paid by revenue bond issues	.....	.....	.....	45,645 00
	Totals	$275,400 00	$275,400 00	$137,700 00	$137,700 00

I transmit herewith a resolution which if approved by your Board will grant the request. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised for the Department of Taxes and Assessments for the year 1911, as follows:

Department of Taxes and Assessments—

1342.	Salaries:	
	President	$8,000 00
	Commissioners, 6 at $7,000	42,000 00
	Secretary	4,500 00
	Assistant Secretary	3,200 00
	Assistant to Commissioner	5,000 00
	Assistants to Commissioner, 6 at $2,500	15,000 00
	Deputy Tax Commissioner	4,500 00
	Deputy Tax Commissioners, 8 at $4,000	32,000 00
	Deputy Tax Commissioners, 5 at $3,500	17,500 00
	Deputy Tax Commissioners, 16 at $3,250	52,000 00
	Deputy Tax Commissioners, 6 at $3,000	18,000 00
	Deputy Tax Commissioner	2,850 00
	Deputy Tax Commissioners, 17 at $2,700	45,900 00
	Deputy Tax Commissioners, 13 at $2,550	33,150 00
	Deputy Tax Commissioners, 31 at $2,400	74,400 00
	Deputy Tax Commissioner	1,650 00
	Surveyor	7,000 00
	Chief Deputy, Real Estate	7,000 00
	Chief Deputy, Personal Estate	4,000 00
	Chief Clerk	3,000 00
	Chief Clerks, 3 at $2,550	7,650 00
	Clerks, 6 at $1,800	10,800 00
	Clerks, 8 at $1,650	13,200 00
	Clerks, 17 at $1,500	25,500 00
	Clerks, 14 at $1,350	18,900 00
	Clerks, 25 at $1,200	30,000 00
	Clerks, 23 at $1,050	24,150 00
	Clerks, 15 at $900	13,500 00
	Clerks, 28 at $750	21,000 00
	Clerks, 4 at $600	2,400 00
	Clerks, 3 at $540	1,620 00
	Searchers, 2 at $1,500	3,000 00
	Searchers, 2 at $1,350	2,700 00
	Searchers, 3 at $1,200	3,600 00
	Confidential Stenographers, 2 at $1,650	3,300 00
	Confidential Stenographer	1,500 00
	Confidential Stenographers, 2 at $1,350	2,700 00
	Confidential Stenographers, 2 at $1,200	2,400 00
	Messenger	1,800 00
	Messengers, 4 at $1,350	5,400 00
	Book Typewriters, 5 at $1,050	5,250 00
	Unassigned balance	100 00
		$581,120 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Alder-

men and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Board of Education requesting, and report of the Comptroller recommending, theapproval of the schedule, as revised, for the Department of Education for the year 1911, Bureau of Buildings, Corporate Stock Force, providing for the addition of several positions not included in the original schedule adopted by the Board:

Department of Education, City of New York, New York, May 15, 1911.

Mr. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment:*

Dear Sir—In accordance with a resolution adopted by the Board of Education on November 23, 1910, the undersigned respectfully request modifications in the salary schedule for the Bureau of Buildings, Corporate Stock Force, as follows:

Strike out:

Architectural Draftsmen, 4 at, per week	$35 00
Architectural Draftsmen, 5 at, per week	32 50
Structural Steel Draftsmen, 6 at, per week	35 00
Expert Blue Printer, 1 at, per day	5 00
—and insert	
Architectural Draftsmen, 2 at, per week	50 00
Architectural Draftsmen, 7 at, per week	40 00
Architectural Draftsmen, 5 at, per week	35 00
Architectural Draftsmen, 4 at, per week	32 50
Mechanical Draftsmen, 5 at, per week	30 00
Junior Draftsmen, 11 at, per week	17 50
Structural Steel Draftsmen, 1 at, per week	45 00
Structural Steel Draftsmen, 8 at, per week	35 00
Assistant Foreman Carpenter, 1 at, per week	30 00
Mason, 1 at, per week	33 60
Painter, 1 at, per week	33 00
Special Laborer, 1 at, per week	33 00
Expert Blue Printer, 1 at, per week	30 00

A copy of the schedule, as modified, is enclosed. Respectfully yours,

A. E. PALMER, Secretary, Board of Education; HENRY R. M. COOK, Auditor, Board of Education.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—In reference to a request of the Board of Education on May 15, 1911, for modification of the salary schedule for the corporate stock force of the Bureau of buildings, I report as follows:

The request was approved in part by the Board of Estimate and Apportionment on June 8, 1911. The remaining items are for the addition of various classes of employees which were not included in the original schedule when it was approved by this Board on April 27, 1911, for the reason that the necessary grade had not been established, pursuant to the provisions of section 56 of the Greater New York Charter.

On June 20, 1911, additional grades were established as follows:

Title.	Rate.	Number of Incumbents.
Architectural Draftsman, per week	$50 00	2
Architectural Draftsman, per week	40 00	6
Mechanical Draftsman, per week	30 00	5
Structural Steel Draftsman, per week	45 00	1
Assistant Foreman Carpenter	5 00	1
Mason, per day	5 60	1

The addition of these positions to the schedule is necessary for the payment of the incumbents. The change involves, it is stated, no increase in compensation nor in the number of employees.

I recommend, therefore, that the above-mentioned positions be added to the schedule by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the Department of Education for the year 1911, as follows:

Department of Education.

Bureau of Buildings, Corporate Stock Force—

Architectural Draftsman, 1 at, per annum	$4,500 00
Architectural Draftsman, 1 at, per annum	3,000 00
Assistant Chief Heating and Ventilating Division, 1 at, per annum	3,000 00
Clerk, 1 at, per annum	540 00
Clerks, 5 at, per annum	300 00
Cleaner, 1 at, per annum	480 00
Engineer, 1 at, per week	50 00
General Inspectors, 7 at, per week	45 00
Inspector Iron and Steel Construction, 1 at, per week	45 00
General Inspector of Repairs, 1 at, per week	45 00
Inspectors of Masonry and Carpentry, 11 at, per week	36 00
Inspectors of Masonry and Carpentry, 7 at, per week	33 00
Inspector of Buildings, 1 at, per week	36 00
Architectural Draftsmen, 5 at, per week	45 00
Architectural Draftsman, 1 at, per week	37 50
Architectural Draftsmen, 4 at, per week	35 00
Architectural Draftsmen, 5 at, per week	32 50
Architectural Draftsmen, 19 at, per week	30 00
Architectural Draftsmen, 3 at, per week	25 00
Architectural Draftsmen, 2 at, per week	22 50
Mechanical Draftsman, 1 at, per week	37 50
Mechanical Draftsmen, 2 at, per week	25 00
Mechanical Draftsman, 1 at, per week	22 50
Draftsman's Helper, 1 at, per week	17 50
Structural Steel Draftsmen, 6 at, per week	35 00
Laborer, 1 at, per week	15 00
Expert Blue Printer, 1 at, per day	5 00
Junior Draftsmen, 11 at, per week	17 50
Architectural Draftsmen, 2 at, per week	50 00
Architectural Draftsmen, 6 at, per week	40 00
Mechanical Draftsmen, 5 at, per week	30 00
Structural Steel Draftsman, 1 at, per week	45 00
Assistant Foreman Carpenter, 1 at, per day	5 00
Mason, 1 at, per day	5 60

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Parks, Boroughs of Manhattan and Richmond requesting, and report of the Comptroller recommending approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($24,000) for setting and resetting curbstones, paving, repairing and otherwise improving the Transverse Road No. 2, crossing Central Park, from 79th st. on the east to 81st st. on the west, under jurisdiction of said Department:

Department of Parks, The City of New York, Arsenal Central Park, June 16, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller,* City of New York:

Sir—In conformity with the requirements of a resolution of the Board of Estimate and Apportionment of January 5 last, I beg to forward herewith for the approval of said Board plans and specifications for paving and otherwise improving the Transverse Road No. 2, crossing Central Park from 79th st. on the east to 81st st. on the west, Manhattan.

This improvement, which is estimated to cost $24,000, will be chargeable against the fund provided by corporate stock designated as C-DP-90.

Respectfully, CHAS. B. STOVER,

Commissioner of Parks, Boroughs of Manhattan and Richmond.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 16, 1911, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested the approval of plans, specifications and estimated cost of $24,000 for paving and otherwise improving the transverse road crossing Central Park, from 79th street on the east to 81st street on the west, Borough of Manhattan.

In the 1910 Corporate Stock Budget an authorization of $25,000 was made to cover the cost of repaving this road. The fund entitled "C-DP-90, repaving 79th street transverse road across Central Park," is practically intact.

The 79th street transverse road is paved with trap blocks. The pavement has been in use many years and is in bad condition. It is so greatly depressed in the middle that the sewer manhole heads in some places project as much as six inches, thereby forming obstructions dangerous to traffic. The conditions makes a new pavement necessary.

The pavement proposed to lay is similar to some that have been laid with very satisfactory results in the Borough of The Bronx. It is to have a base of broken stone four inches in thickness, thoroughly compacted with a ten-ton road roller. On the base is to be laid a wearing surface of "asphaltic mixture" containing bituminous ingredients mixed with sand or gravel. The surface mixture is to be spread to such a depth that when thoroughly compacted by rolling it will have a thickness of not less than two inches over the entire area of the roadway.

The contract also provides for new sidewalks and the resetting and renewal of curbstones, etc.

A guaranty bond of 20 per cent. of the moneys accruing to the contractor for the completed roadway pavement for a period of five years is provided for in the contract. It is also provided that 5 per cent. of the amount in cash shall be retained for a term of five years as a further guarantee that the pavement shall be kept in good order for that period.

The estimate of cost is reasonable and the specifications as submitted are satisfactory.

I recommend the adoption of the attached resolution granting the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of June 3, 1910, hereby approves of the plans and specifications as submitted and the estimate of cost, twenty-four thousand dollars ($24,000), for setting and resetting curbstones, paving with asphaltic mixture the roadway and with rock asphalt the sidewalks, repairing the drainage and otherwise improving the transverse road, number two (2), crossing Central Park, from 79th street on the east to 81st street on the west, in the Borough of Manhattan, City of New York, under the jurisdiction of the Department of Parks, Boroughs of Manhattan and Richmond.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Fire Department requesting, and report of the Comptroller recommending approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($3,200) for an extension of the Fire Department fire alarm telegraph circuits to permit the establishment of fire alarm boxes at 84th 86th and 88th streets and East End avenue, Manhattan:

Fire Department of The City of New York, Office of the Commissioner, June 28, 1911.

Hon. WM. A. PRENDERGAST, *Comptroller:*

Sir—Forwarded herewith for the approval of the Board of Estimate and Apportionment are specifications and plans for an extension of the underground systems of the Fire Department fire alarm telegraph circuits. This work is part of a new system and is to be provided under C-FD-3B, "For purpose of providing means for the installation of a new fire alarm system in the Borough of Manhattan."

The estimated cost of this improvement is $3,200.

The completion of this work will permit the establishment of three fire alarm boxes as called for by resolution adopted by the Board of Aldermen at meeting June 13, 1911, in the matter of placing fire alarm boxes at 84th, 86th and 88th streets and East End avenue. Respectfully, JOS. JOHNSON, Fire Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 28, 1911, the Fire Commissioner requested the approval of plans, specifications and estimated cost of $3,200 for an extension of the Fire Department fire alarm telegraph circuits, to permit the establishment of three fire alarm boxes at East 84th, East 86th and East 88th streets and East End avenue, Borough of Manhattan.

At a meeting of the Board of Aldermen on June 13, 1911, the following resolution was adopted:

"Resolved, That fire alarm or call boxes be placed at once at 84th, 86th and 88th streets and East End avenue, respectively, and it be so recommended to the Fire Commissioner."

The plans and specifications call for the installation of three service boxes two feet below the pavement on East End avenue, at 84th, 86th and 88th streets, respectively, to be connected by two lines of three-inch pipe with the present service box at East End avenue and 82d street. They also provide for installing and making pipe connections to fire alarm box posts. The posts and service box covers are to be furnished by the Fire Department.

The plans and specifications are similar to others recently approved by this Board.

The work is designed to become part of the new fire alarm telegraph system of Manhattan, and is to be charged to the Corporate Stock Fund entitled "C-FD-No. 3B, for purpose of providing means for the installation of a new fire alarm system in the Borough of Manhattan." There is an unencumbered balance in the account for the purpose.

I recommend the approval of the plans, specifications and estimate of cost by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution adopted on June 3, 1910, hereby approves the plans, specifications and estimate of cost, three thousand two hundred dollars ($3,200), for an extension of the Fire Department fire alarm telegraph circuits, to permit the establishment of fire alarm boxes at 84th, 86th and 88th streets and East End avenue, Borough of Manhattan.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen, requesting an issue of $15,053.61 special revenue bonds, to be used by the President of the Borough of Brooklyn, for the purpose of paying salaries of employees and for equipment and maintenance of Municipal Bath, at Coney Island, together with a report of the Comptroller recommending approval of and concurrence in said resolution, and a

schedule for said fund; also a report of the Committee on Salaries and Grades, recommending the establishment in the office of the President of the Borough of Brooklyn of the grade of position of Life Saver, at $3 per diem for four incumbents, to be employed at the Municipal Bath at Coney Island:

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 thousand and fifty-three dollars and sixty-one cents ($15,053.61), the proceeds whereof to be used by the President of the Borough of Brooklyn for the purpose of paying salaries of employees on municipal bath at Coney Island.

Adopted by the Board of Aldermen June 20, 1911; three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor July 3, 1911, 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, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the Board of Aldermen adopted a resolution requesting $15,053.61 in special revenue bonds, to be expended by the President of the Borough of Brooklyn for the purpose of paying the salaries of employees in the Municipal Bath at Coney Island. In connection therewith we report as follows:

The request involves provision for employees, on a per annum basis, as follows:

First Floor—Office:			
Female Cashiers	4 at	$750	$3,000 00
Female Key Clerks	2 at	750	1,500 00
Male Key Clerks	4	900	3,600 00
Room for Valuables:			
Female Property Clerks	4 at	750	3,000 00
Male Property Clerks	4 at	900	3,600 00
In Charge of Entrances, Aisles and Exits:			
Female Attendants	7 at	750	5,250 00
Male Attendants	16 at	900	14,400 00
Second Floor:			
Female Attendants	11 at	750	8,250 00
Third Floor—Room for Valuables:			
Male Property Clerks	6 at	900	5,400 00
For Aisles and Exits:			
Male Attendants	11 at	900	9,900 00
Watchmen	2 at	900	1,800 00
Housesmith			1,200 00
Life Savers (4 at $2.50 a day)			3,650 00
			$64,550 00

It is stated that the bath will be open about two months, requiring approximately $11,000 for salaries and wages.

The President of the Borough of Brooklyn states that he requested funds for both salaries and maintenance, and that the $15,053.61 is to cover the following estimate:

Salaries	$11,058 33
Equipping two hospital rooms with cots, furniture, etc., at $100 each	200 00
Two surf boats, at $125 each	250 00
Furnishing and installing stakes and life lines	975 00
Telephone for six months	30 00
10,000 rubber key rings	400 00
Janitors' supplies	250 00
Sidewalk between building line and front of bath	630 00
Proposed change in drainage, etc	560 28
Miscellaneous—for possible contingencies	1,000 00
	$15,353 61

I recommend therefore, the adoption of the attached resolution approving of the amount requested for the compensation of employees aand general maintenance, and approving a schedule for the fund. Respectfully,

WM. A. PRENDERGAST, Comptroller.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the Board of Aldermen adopted a resolution requesting $15,053.61 in special revenue bonds, to be expended by the President of the Borough of Brooklyn for the purpose of paying the salaries of employees in the Municipal Bath at Coney Island. In connection therewith we report as follows:

The request involves provision for employees, on a per annum basis, as follows:

First Floor—Office:			
Female Cashiers	4 at	$750	$3,000 00
Female Key Clerks	2 at	750	1,500 00
Male Key Clerks	4 at	900	3,600 00
Room for Valuables:			
Female Property Clerks	4 at	750	3,000 00
Male Property Clerks	4 at	900	3,600 00
In Charge of Entrances, Aisles and Exits:			
Female Attendants	7 at	750	5,250 00
Male Attendants	16 at	900	14,400 00
Second Floor:			
Female Attendants	11 at	750	8,250 00
Third Floor—Room for Valuables:			
Male Property Clerks	6 at	900	5,400 00
For Aisles and Exits:			
Male Attendants	11 at	900	9,900 00
Watchmen	2 at	900	1,800 00
Housesmith			1,200 00
Life Savers (4 at $2.50 a day)			3,650 00
			$64,550 00

It is planned to open the bath-house about July 15, for a period of two months. The Borough President has found that it will not be necessary to establish the various grades of positions included in the request of the Acting Borough President. However, it will be necessary to establish the position of Life Saver. This position was included in the Acting Borough President's request, at $2.50 per day. Since that request was made it has been ascertained that it will not be possible to obtain the services of reliable and efficient Life Savers at that rate. It is requested that the grade of Life Saver at $3 per day be established.

We recommend the adoption of the attached resolution recommending the establishment of the position of Life Saver at $3 per day for four incumbents.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the President of the Borough of Brooklyn, of the position, in addition to those heretofore established, as follows:

Title.	Rate Per Diem.	Number of Incumbents.
Life Saver	$3 00	4

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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 20, 1911, requesting an issue of special revenue bonds in the sum of fifteen thousand and fifty-three dollars and sixty-one cents ($15,053.61); the proceeds whereof to be used by the President of the Borough of Brooklyn for the purposes of paying salaries of employees on Municipal Bath at Coney Island be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, for the purpose of providing for the compensation of employees and the equipment and maintenance of the Municipal Bath, Coney Island, the amount to be apportioned to give ten thousand seven hundred and fifty-eight dollars and thirty-three cents ($10,758.33) for salaries and four thousand two hundred and ninety-five dollars and twenty-eight cents ($4,295.28) for equipment and maintenance, 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 fifteen thousand and fifty-three dollars and sixty-one cents ($15,053.61), 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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules of salaries paid from other than Budget funds in the office of the President of the Borough of Brooklyn for the year 1911, as follows:

President of the Borough of Brooklyn.

Bureau of Public Buildings and Offices, Maintenance, Coney Island Bath—

Salaries, Special Revenue Bond Force:			
Female Cashiers	4 at		$750 00
Female Key Clerks	2 at		750 00
Male Key Clerks	4 at		900 00
Female Property Clerks	4 at		750 00
Male Property Clerks	4 at		900 00
Female Attendants	7 at		750 00
Male Attendants	16 at		900 00
Female Attendants	11 at		750 00
Male Property Clerks	6 at		900 00
Male Attendants	11 at		900 00
Watchmen	2 at		900 00
Housesmith	1 at		1,200 00
Life Savers (90 days) a day	4 at		3 00

—

The President of the Borough of Brooklyn presented the following rules governing the operation of the municipal bath at Coney Island:

Municipal Bath Coney Island—Rules for Bathers.

The hours of admittance will be from 8 a. m. to 6 p. m. All bathers shall be out of the water at 7 p. m., and the building will be closed at 7.30 p. m.

A charge of ten (10) cents will be made for the use of room or locker (rooms for women only and lockers for men). An additional ten (10) cents will be charged as a deposit on keys, which will be refunded to the bather if the key is returned the same day.

Regulation suits must be worn by the bathers, excepting that boys under ten (10) years of age may use bathing trunks. Flesh colored trunks and suits prohibited.

Smoking, sleeping or protracted lounging; disorderly conduct, boisterous or profane language prohibited. The eating of lunch in rooms is also prohibited.

Accommodation is provided for the checking of valuables, and The City of New York cannot be held liable for the loss of the property of bathers.

Bathers taking away keys or other property from this bath house are liable to arrest.

Ball playing or other games that interfere with the comfort of the bathers on the beach prohibited.

Bathers are ordered not to strew the beach with papers or other litter, but to place them in the boxes provided for the purpose.

All complaints as to lack of proper attention or courtesy upon the part of any employee should be made known to the manager at once, or in writing to the Superintendent of Public Buildings and Offices, Room 29, Municipal Building, Brooklyn.

HOWARD L. WOODY, Superintendent of Public Buildings and Offices.

Which were approved 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, The Bronx, Queens and Richmond—16.

—

The Secretary presented the following report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in the office of the President of the Borough of The Bronx of the position of Foreman of Automobile Enginemen at $1,350 per annum for one incumbent:

(On March 16, 1911, the request of the President of the Borough of The Bronx for the establishment of the above position was referred to said committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On March 8, 1911, the President of the Borough of The Bronx requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the position of Foreman of Automobile Enginemen at $1,350 per annum for one incumbent. In connection therewith we report as follows:

The position is proposed for William H. McCormick, Automobile Engineman for the President at $1,200 per annum. McCormick was appointed on July 20, 1908, as an Automobile Engineman at $4 a day. It is stated that he worked 365 days in the year, giving a per annum total of $1,460, until January 1, 1911, when he was placed at the present rate. The President states the following:

"McCormick is now performing the duties of Foreman. It is necessary to have a Foreman who is a thorough mechanic and can repair cars, as well as direct their repair. He also keeps the stock of oil, cotton-waste, etc., and doles them out as needed upon requisition. He also keeps the cost data of maintenance of the machines in this Department. For this extra work I think it would be very advisable to pay him an extra salary of $150, or $1,350 in all."

It is stated that the $150 for the increase will be available without additional appropriation.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the President of the Borough of The Bronx of the position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Foreman of Automobile Enginemen	$1,350 00	1

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Alder-

men and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the President of the Borough of The Bronx requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in the office of said Borough President of the position of Foreman of Stable and Yards at $2,100 per annum for one incumbent, Charles A. Soteldo.

(On June 8, 1911, the request of the President of The Bronx for the establishment of the above position was referred to the Comptroller.)

City of New York, President of the Borough of The Bronx, 3d avenue and 177th street, June 7, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Request is hereby respectfully made that the grade of Foreman of Stable and Yards, Bureau of Sewers, at $2,100, be established, for the office of the President of the Borough of The Bronx.

The necessity for having a single head over the stable and yards of the Sewer Bureau, on whom the responsibility of management can be placed, is of extreme importance.

This request is made in order to provide, as the proposed title implies, for a foreman in charge of the stable and yards of the Bureau of Sewers, and it is intended to fill said position, when established, by the appointment of Mr. Charles A. Soteldo, who has for over a year occupied the position of Foreman of Hostlers, in the stable of said Bureau, having been assigned to the work under the general plan of reorganization instituted at the time. His work, so far, has been of the very best, to the extent that the stable building and its appurtenances inside and outside have been so much improved under his management as to suggest the advisability of placing him in charge of the entire yard, viz., the force of employees, tools, implements, etc., forage and supplies, as well as the stable, vehicles, horses, etc.

Mr. Soteldo is now receiving $1,800 per annum as Foreman of Hostlers, and the change involved would represent an increase of but $300, though the benefit derived by the City in the proposed change would be of decided value. Respectfully,

CYRUS C. MILLER, President, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 7, 1911, the President of the Borough of The Bronx requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the position of Foreman of Stable and Yards at $2,100 per annum, for one incumbent. In connection therewith we report as follows:

The request is to provide for a Foreman in Charge of the Yards and Stable of the Bureau of Sewers. The President states the following:

"It is intended to fill the position by the appointment of Mr. Charles S. Soteldo, who for over a year has occupied the position of Foreman of Hostlers in the stable of the Bureau, having been assigned to the work under the general plan of reorganization instituted at the time. His work so far has been of the very best, to the extent that the stable building and its appurtenances, inside and outside, have been so much improved as to suggest the advisability of placing him in charge of the entire yard, as follows: The force of employees, tools, implements, forage and supplies, stable, vehicles, horses, etc.

"Mr. Soteldo is now receiving $1,800 per annum as Foreman of Hostlers. The change involves only an increase of $300 per annum, while the benefit to be derived by the City will be of decided value."

The President further states that Mr. Soteldo has been accustomed to the training and care of horses all his life, and was for several years the purchasing agent in the Fire Department of The City of New York, where his duties extended to the purchase of all forage, requiring a knowledge as to the different qualities of hay, oats, etc., and the purchase of horses. In addition to this experience, it was his duty to pass upon all stable supplies, repairs to vehicles, etc.

We recommend approval of the establishment of the position for Mr. Soteldo by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the President of the Borough of The Bronx of the position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Foreman of Stable and Yards (for Charles A. Soteldo)..	$2,100 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the President of the Borough of The Bronx relative to, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of said Borough President of the following grades of positions:

	Per Annum.	Incumbents.
Commissioner of Public Works.....	$5,500 00	1
Assistant Commissioner of Public Works.....	4,500 00	1

(On September 30, 1910, the request of the President of The Bronx for the establishment of the above grades was referred to said committee.)

The City of New York, Office of the President of the Borough of The Bronx, Municipal Building, Crotona Park, September 22, 1910.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—Request is hereby respectfully made for the establishment of the following-named grades in the office of the President of the Borough of The Bronx, viz.:

Commissioner of Public Works, at per annum.....	$5,500 00
Assistant Commissioner of Public Works, at per annum.....	4,500 00
General Bookkeeper, at per annum.....	4,000 00

Respectfully, CYRUS C. MILLER, President, Borough of The Bronx.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On September 22, 1910, the President of the Borough of The Bronx requested the establishment of the grades of positions, as follows:

Commissioner of Public Works	$5,500 per annum
Assistant Commissioner of Public Works.....	4,500 per annum
General Bookkeeper	4,000 per annum

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

The President of the Borough of The Bronx followed up his request with a further communication dated September 24, 1910, addressed to the members of the Select Committee, giving arguments to support his request. In urging a higher salary for the Commissioner and Assistant Commissioner of Public Works the President said:

"The duties devolving upon the Commissioner of Public Works and the Assistant Commissioner in the administration of the business of this Department, as now constituted, I am well informed are of much greater importance and responsibility than prevailed in said offices during the previous administration, the entire direction of all public works of construction, including regulating, grading, paving, sewers, and maintenance of highways and sewers, as well as all the work of an executive nature incidental thereto, now come under the supervision of these officers, which previously had been performed by the respective Bureau heads of the several divisions of this Department prior to its reorganization.

"It seems, therefore, but just that a higher rate of compensation should be fixed for these officers, their duties requiring extraordinary skill. Further, in comparison with the rates established in the Boroughs of Manhattan and Brooklyn, viz., $7,200 and $6,000 respectively, for Commissioner of Public Works, and $6,000 in Manhattan and $5,000 in Brooklyn for Assistant Commissioner seem to justify the rates proposed for similar duties in The Bronx."

The proposed increases of the Commissioner and Assistant Commissioner of Public Works seems to your Committee to be well justified by the facts stated in the opinion of the Borough President quoted above. The Commissioner of Public Works, Borough of Manhattan, receives $7,200 per annum, or $1,700 more than it is proposed to pay the Commissioner in the Borough of The Bronx. The Assistant Commissioner in Manhattan receives $6,000 per annum, or $1,500 more than it is proposed to pay the Assistant Commissioner in The Bronx. In Brooklyn, the Commissioner and Assistant Commissioner receive respectively $500 per annum more than it is proposed to pay those officials in The Bronx. The duties and responsibilities of the latter are fully as great as those occupying similar positions in the other Boroughs mentioned. Both are men of marked ability who have brought the work of the Bronx President's office to a high standard of efficiency and economy.

The request for the grade of $4,000 per annum for the General Bookkeeper has already been granted.

We recommend that the remaining portions of the President's request of September 22, 1910, be granted by the adoption of the attached resolution.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of the President of the Borough of The Bronx, of the grade of positions in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Commissioner of Public Works.....	$5,500 00	1
Assistant Commissioner of Public Works.....	4,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, returning for reference to the Committee on Standardization of Salaries and Grades the communication from the President of the Borough of Richmond relative to the inequality in the rate of wages paid to the employees in the Bureau of Street Cleaning in said Borough, as compared with those holding similar titles and performing similar work in the other Boroughs.

Which was referred to the Committee on Standardization of Salaries and Grades.

(On May 4, 1911, the above communication was referred to said Committee.)

The Secretary presented the following communication from the Supervisor of the City Record requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the Board of City Record of the following grades of positions:

	Per Annum.	Incumbents.
Storekeeper	$1,950 00	1
Clerk	750 00	1

(On June 15, 1911, the request of the Supervisor of the City Record for the establishment of the above grades was referred to said Committee.)

The City of New York, Board of City Record, Office of the Supervisor, 13-21 Park Row, June 13, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Dear Sir—The Board of Estimate and Apportionment is respectfully requested to recommend to the Board of Aldermen, in accordance with the provisions of section 56, Greater New York Charter, the establishment of the following grades of positions in the office of the Supervisor of the City Record in addition to those already existing therein:

	Incumbent.	Salary.
Storekeeper	1	$1,950 00
Clerk	1	750 00

Respectfully submitted,

DAVID FERGUSON, Supervisor of the City Record.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 13, 1911, the Supervisor of the City Record requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grades of positions of Storekeeper at $1,950 and Clerk at $750 per annum, for one incumbent each. In connection therewith we report as follows:

The grade of Storekeeper at $1,950 is proposed to increase Washington H. Hettler, the present incumbent, $150 per annum. Mr. Hettler was appointed in 1885, and has been at the rate of $1,800 for seven years. The Supervisor states that his work has increased greatly, and that he highly merits the promotion.

The grade of Clerk at $750 per annum is established for one incumbent. The additional grade is for the appointment of another Clerk from the Civil Service list. The Supervisor states that the two Clerks are needed for the new system in the office.

We recommend the adoption of the attached resolution recommending to the Board of Aldermen the establishment of the grades requested. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Board of City Record of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Storekeeper	$1,950 00	1
Clerk	750 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Fire Commissioner, requesting the establishment of the position of Chief Medical Officer with salary at the rate of $6,000 per annum, in accordancce with chapter 392 of the Laws of 1911, together with a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, to whom this application was referred June 20, 1911, recommending the establishment in the Fire Department of the position of Chief Medical Officer with salary at the rate of $3,600 per annum for one incumbent:

Fire Department, of The City of New York, office of the Commissioner, June 22, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman Board of Estimate and Apportionment:*

Sir—The Legislature at its present session, has amended section 740, of the Greater New York Charter, by providing that one of the Medical Officers of the Department (who ranks as Chief of Battalion at $3,300 per annum), shall be appointed Chief Medical Officer, with salary of not more than $6,000 per annum.

I have, therefore, the honor to request, that the position of Chief Medical Officer be established in this Department, with compensation at the rate of $6,000 per annum, for one incumbent. Respectfully, JOS. JOHNSON, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 22, 1911, the Commissioner of the Fire Department requested the establishment in his Department of the position of Chief Medical Officer, at $6,000 per annum, for one incumbent. In connection therewith we report as follows:

Chapter 392, Laws of 1911, amending section 740 of the Greater New York Charter, which became a law on June 21, 1911, provides as follows:

"Section 740. The rank and salaries of officers of the Fire Department shall be as follows: * * * Battalion Chiefs, whose annual salary shall be not more than three thousand three hundred dollars; Medical Officers, whose rank and salary shall be the same as that of Battalion Chiefs, one of whom shall be appointed Chief Medical Officer, whose annual salary shall be not more than six thousand dollars. * * *"

There are eleven Medical Officers in the Department, at the rate of $3,300 per annum, and distributed as follows: Manhattan, 4; The Bronx, 1; Richmond, 1; Brooklyn, 3; Queens, 2. To comply with the provisions of the law, the Commissioner proposed to appoint the Chief Medical Officer, to have general supervision of the medical work of the Department, and requests the rate of $6,000 per annum as the maximum amount fixed by the law. It seems that $3,600 would be a reasonable compensation for the position.

We recommend that the request be approved for one incumbent, at the $3,600 rate, by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Fire Department of the position in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Chief Medical Officer	$3,600 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Fire Department relative to, and report of the Select Commmittee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in the said Dpartment of the following grades of positions:

	Per Annum.	Incumbents.
Cable Tester	$1,200 00	1
Cable Splicer	1,200 00	2

(On May 4, 1911, the request of the Fire Commissioner for the establishment of the above grades and for the grades of Assistant Electrical Engineer at $3,000, and Draftsman at $1,200, was referred to said Committee.)

Headquarters Fire Department, City of New York, office of the Fire Commissioner, April 27, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman Board of Estimate and Apportionment,* City Hall, New York City:

Sir—Your honorable Board is respectfully requested to establish the following grades of positions in the Fire Department:

Title.	Per Annum.	Incumbents.
Assistant Electrical Engineer	$3,000 00	1
Draftsmen	1,200 00	3
Cable Tester	1,200 00	1
Cable Splicers	1,200 00	2

The following grades of positions were established by resolution of January 24th, 1911:

Title.	Per Annum.	Incumbents.
Cable Testers	$1,200 00	2
Assistant Electrical Engineers	1,800 00	2

The grade of position of Stenographer and Typewriter at $1,950 per annum already exists unlimited.

These statements will make clear the request to follow for the modification of our corporate stock schedule.

It is,, therefore, requested that the corporate stock schedule of the Fire Department be modified by adding the following:

Title.	Per Annum.	Incumbents.
Assistant Electrical Engineer	$3,000 00	1
Assistant Electrical Engineers	1,800 00	2
Cable Testers	1,200 00	3
Cable Splicers	1,200 00	2
Stenographer and Typewriter	1,050 00	1
Draftsmen	1,200 00	3

The Assistant Electrical Engineer at $3,000, three Draftsmen at $1,200, one Cable Tester at $1,200, two Cable Splicers at $1,200 and one Stenoggrapher and Typewriter at $1,050 are to be employed in the work of underground construction of the Fire Alarm Telegraph in the Borough of Brooklyn, for which $140,000 has been appropriated in C-FD-22.

Before detailed specifications can be prepared for executing this work, it is necessary to prepare plans of cable distribution. Employees above-named are absolutely necessary before this money can be expended for its designated purpose.

The two Cable Testers at $1,200, and two Assistant Electrical Engineers at $1,800, are to be employed in connection with the establishment of the new Fire Alarm System in the Borough of Manhattan, for which $200,000 has been appropriated in C-FD-3B. Respectfully, R. WALDO, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 27, 1911, the Fire Commissioner requested the establishment in his Department, pursuant to the provisions of section 56 of the Greater New York Charter, of the folllowing grades of positions:

Title.	Rate Per Annum.	Number of Incumbents.
Assistant Electrical Engineer	$3,000 00	1
Draftsman	1,200 00	3
Cable Tester	1,200 00	1
Cable Splicers	1,200 00	2

The establishment is proposed for incumbents for the construction of underground electrical conductor in the Borough of Brooklyn. Corporate stock to the amount of $150,000 has been authorized for the work. The Commissioner states that the Cable Tester and the Cable Splicers are urgently needed for work on cable distribution, etc., in connection with the installation of the underground system. It appears from examination that there is no need at this time for the grades of Assistant Electrical Engineer and Draftsman.

We recommend that establishment for the Cable Tester and the Cable Splicers, at the requested rates, be approved by the adoption of the attached resolution.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Fire Department of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Cable Tester	$1,200 00	1
Cable Splicer	1,200 00	2

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, The Bronx, Queens and Richmond—16.

The Secretary was directed to transmit a copy of the report of the Select Committee as above to the Fire Commissioner.

The Secretary presented a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending that the petition of the Engineers of Steamers and the Firemen in the Fire Department, for increases in salaries be referred to the Committee on Standardization of Salaries and Grades, which was referred to the Committee on Standardization of Salaries and Grades, consisting of the Comptroller, the President of the Borough of Manhattan and the President of the Borough of Brooklyn.

(On June 22, 1911, the above petition was referred to said Select Committee.)

The Secretary presented the following communications from the Department of Correction relative to, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in said Department of the following grades of positions:

	Per Annum.	Incumbents.
Mate	$900 00	4
Cook	720 00	8

(On March 16 and 30, 1911, the request of the Commissioner of Correction for the establishment of the above grades and the grades of Deputy Commissioner at $5,000, Secretary of the Department at $3,500 and General Bookkeeper and Auditor at $4,000, was referred to said committee.)

Department of Correction of The City of New York, 26th Street and East River, March 7, 1911.

To the Honorable Board of Estimate and Apportionment:

Sirs—We, the undersigned mates, employed in the Correction Department, respectfully request and petition for an interview in regard to an increase in our salary, as we find it very difficult to support our families and give our children the proper education which they should require to fit them through the various walks in life.

Hoping this meets with the approval of your honorable body, we remain,

Yours respectfully,

MICHAEL J. BURKE, DANIEL J. McHENRY, MAURICE P. SULLIVAN, JAMES H. LANTRY,

March 7, 1911.

Mr. MICHAEL J. BURKE, *Steamboat Bureau, Department of Correction:*

Dear Sir—The letters signed by the Mates of this Department, stating that an increase in salary was desired, has been received. In answer, I would state that the proposed increase meets with my approval. I would suggest that the question be placed before the Board of Estimate and Apportionment.

Respectfully, PATRICK A. WHITNEY, Commissioner.

Department of Correction of The City of New York, 148 East 20th Street, New York, March 22, 1911.

JOSEPH HAAG, Esq., *Secretary, Board of Estimate and Apportionment,* New York City:

Dear Sir—I would respectfully request the Honorable the Board of Estimate and Apportionment to establish the following grades of positions in the Department of Correction, in addition to those already existing therein:

	Per Annum.	Incumbent.
Deputy Commissioner, at	$5,000	1

The position of Deputy Commissioner is a very responsible one, and the salary paid to the present incumbent does not compare with salaries of similar positions in other departments.

	Per Annum.	Incumbent.
Secretary of the Department	$3,500	1

The incumbent of this position is a good and faithful employee, and it is intended to equalize his salary with those paid in other similar positions.

	Per Annum.	Incumbent.
General Bookkeeper and Auditor	$4,000	1

This position is a very important one; the present incumbent is very competent, and is justly entitled to the increase. The amount asked for is very modest, indeed, and is well warranted by the services rendered.

The work of the Department of Correction is much greater than it was when the old grades were established, and there is now a tendency to still further increase the functions and responsibilities of the Department. I feel, therefore, that these grades should be established for these very deserving employees.

	Per Annum.	Incumbent.
Mates, at	$900	4

The increase from $800 to $900 per annum in salaries of Mates, is to equalize the pay of these employees with that paid to Mates in the Departments of Docks and Ferries, and of Public Charities.

	Per Annum.	Incumbent.
Cooks	$720 00	8

The establishment of the grade of Cook at $720 per annum is essential, as the Department finds it very hard to secure good reliable cooks for lower salaries.

Respectfully submitted, PATRICK A. WHITNEY, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On March 22, 1911, the Commissioner of Correction requested the establishment, pursuant to the provsions of section 56 of the Greater New York Charter of the following grades of positions in the Department of Correction:

Title.	Rate Per Annum.	Number of Incumbents.
Deputy Commissioner	$5,000 00	1
Secretary of the Department	3,500 00	1
General Bookkeeper and Auditor	4,000 00	1
Mate	900 00	4
Cook	720 00	8

In connection therewith we report as follows:

The grades for Deputy Commissioner and Secretary of the Department are proposed for salary increases which were requested in the departmental estimate for 1911. The increases were considered by the Budget Committee and were not recommended for approval. No additional reasons have been presented for the increases at this time. We recommend, therefore, that these items in the request be not approved.

The grade of General Bookkeeper and Auditor, at $4,000 per annum, was proposed for John P. Dreyer. Since the date of the request, Mr. Dreyer has died. We therefore recommend that the increased rate be not approved.

The establishment of the $900 grade for four Mates is to enable the Commissioner to equalize the compensation of the employees with the rates for Mates in the Department of Docks and Ferries and Public Charities.

The Commissioner states that the establishment of the grade of Cook, at $720, is necessary, for the reason that he finds it almost impossible to secure reliable Cooks at less than that rate. The Cooks in the Department of Charities receive less than $720, but are provided with board and washing. In the Department of Correction, the Cooks, with one exception, go to their homes at night. Each of the eight incumbents does all the cooking in one of the institutions, or on one of the Department boats. In the Department of Charities the Cooks have assistants.

We recommend the adoption of the attached resolution approving the request to the extent of the proposed grades for the Mates and Cooks. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Correction of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Mate	$900 00	4
Cook	720 00	8

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, The Bronx, Queens and Richmond—16.

The Secretary was directed to transmit a copy of the report of the Select Committee, as above to the Commissioner of Correction.

The Secretary presented the following report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment of the grades of position of Attendance Officer in the Department of Education, at $900, $1,050, $1,350 and $1,500 per annum, for an unlimited number of incumbents:

(On March 30, 1911, a resolution of the Board of Education relative to the establishment of grades for Attendance Officers and approval of a schedule of salaries, was referred to said Committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On March 2, 1911, the Board of Estimate and Apportionment referred back to the Board of Education a request for the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grades of Senior Attendance Officer, at the rate of $720 per annum with the suggestion that it be modified to include all the other grades in the schedule which have not been established. On March 22, 1911, the Board of Education withdrew the request for the $720 grade and asked for establishment of grades at $1,350 and $1,500 per annum, and for approval of a schedule of salaries for Attendance Officers as follows:

First year	$900 00
Second year	1,050 00
Third year	1,200 00
Fourth year	1,200 00
Fifth year	1,200 00
Sixth year	1,200 00
Seventh year	1,350 00
Eighth year	1,350 00
Ninth year	1,350 00
Tenth and succeeding years	1,500 00

Of the five grades in the schedules, only that of $1,200 per annum has been established.

An additional grade of $750 per annum has been established and it is proposed to use it for Senior Attendance officers instead of $720 grade, the request for which has been withdrawn. Grades at $600, $900 and $1,050 were fixed in 1902 by the Board of Estimate and Apportionment, pursuant to the provisions of chapter 436 of the Laws of 1902. This establishment was for "Attendance Officers in Truant Schools," and the establishment now involved does not cover truant schools. The Attendance Officers are under the immediate direction of the City Superintendent of Schools, who assigns them by districts. It, therefore, becomes necessary to establish the grades in the schedule of $900 and $1,050 per annum.

It appears that there is no precedent for approval by your Board of the schedule as a whole. Salary increases at stated intervals are not provided for the City employees, and no reason is apparent at this time to justfy an exception in the case of Attendance Officers.

We recommend the establishment of the four grades of $900, $1,050, $1,350 and $1,500 per annum, at which rates incumbents are now being paid, be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Education of the grades of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Attendance Officer	$900 00	Unlimited
Attendance Officer	1,050 00	Unlimited
Attendance Officer	1,350 00	Unlimited
Attendance Officer	1,500 00	Unlimited

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, The Bronx, Queens and Richmond—16.

The Secretary was directed to transmit a copy of the report of the Select Committee, as above to the Board of Education.

The Secretary presented the following communication from the Department of Parks, Boroughs of Manhattan and Richmond requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in said Department of the grade of position of Mechanical Engineer, at $2,100 per annum for one incumbent:

(On June 1, 1911, the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for the establishment of the above grade was referred to said committee.)

The City of New York, Department of Parks, Boroughs of Manhattan and Richmond, Arsenal, Central Park, May 26, 1911.

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

Gentlemen—I have the honor to request the establishment by your honorable Board, of the following grade in this Department, Boroughs of Manhattan and Richmond:

Mechanical Engineer, per annum, $2,100.

This request is made in order that the remuneration provided for this position in this Department may correspond more adequately with that of the salary paid to employees in other departments doing similar work. Yours truly,

CHAS. B. STOVER, Commissioner of Parks, Boroughs of Manhattan and Richmond.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 26, 1911, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Mechanical Engineer, at $2,100 per annum, for one incumbent. In connection therewith we report as follows:

The grade is asked for to increase the compensation of Frank A. Koch, who has received no increase since his appointment as a Mechanical Engineer on July 2, 1898, at $1,500 per annum.

The rates paid for similar positions in other City departments are from $1,800 to $4,000 per annum. The Chief Engineer states that Mr. Koch is a valuable employee, and that he highly merits the increase.

We recommend the adoption of the attached resolution approving of the request. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Parks, Boroughs of Manhattan and Richmond, of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Mechanical Engineer	$2,100 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Parks, Boroughs of Manhattan and Richmond requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen recommending, the establishment in said Department of the grade of position of Supervisory Attendant, at $900 per annum, for one incumbent:

(On May 25, 1911, the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for the establishment of the above grade was referred to said committee.)

The City of New York, Department of Parks, Boroughs of Manhattan and Richmond, Arsenal, Central Park, May 16, 1911.

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

Gentlemen—I have the honor to request the establishment by your honorable Board, under section 56 of the Greater New York Charter, of the position of Supervisory Attendant for this Department, Boroughs of Manhattan and Richmond, at $900 per annum, one incumbent.

This request is made at the instigation and in accordance with the request of the Comptroller's office. Respectfully,

CHAS. B. STOVER, Commissioner of Parks, Boroughs of Manhattan and Richmond.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 16, 1911, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Supervisory Attendant, at $900 per annum, for one incumbent. In connection therewith we report as follows:

The request was made at the suggestion of the Comptroller for the following reasons:

On June 14, 1897, Miss Mary Kenny was appointed as a Cottage Attendant, at $75 per month, and still is on the payroll under the title. Miss Kenny is in charge of the Female Cottage Attendants in the Department, and is responsible for the condition of the comfort stations. Her work is of a supervisory nature, and for that reason her compensation for February and March, 1911, was withheld in the Department of Finance. Payment subsequently was made upon the agreement with the Commissioner that request would be made for the establishment of a proper title.

We recommend the adoption of the attached resolution approving the request. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the pro-

visions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Parks, Boroughs of Manhattan and Richmond, of the grade of position in addition to those heretofore established, as follows

Title.	Rate Per Annum.	Number of Incumbents.
Supervisory Attendant	$900 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Parks, Boroughs of Manhattan and Richmond, requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the following grades of positions:

	Per Annum.	Incumbent.
Director of Menagerie	$1,200 00	1
Keeper of Menagerie	1,500 00	1

(On June 8, 1911, the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for the establishment of the above grades was referred to said Committee.)

The City of New York, Department of Parks, Boroughs of Manhattan and Richmond, Arsenal, Central Park, June 5, 1911.

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

Gentlemen—In accordance with a communication of even date, addressed to your honorable Board, I have the honor to request the establishment of the following grades in the Department of Parks, Boroughs of Manhattan and Richmond:

Director of Menageries ..... $1,200 00 per annum
Keeper of Menagerie ..... 1,500 00 per annum

Respectfully,
CHAS. B. STOVER, Commissioner of Parks, Boroughs of Manhattan and Richmond.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 5, 1911, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grades of positions of Director of Menagerie at $1,200 and Keeper of Menagerie at $1,500 per annum, for one incumbent each. In connection therewith, we report as follows:

The establishment is proposed to enable the Commissioner to reorganize the menagerie force in accordance with recommendations made by the Commissioner of Accounts.

The grade of Director of Menagerie, at $1,200, is for the present incumbent, who receives a compensation of $3,000 per annum, but who, by reason of ill health, is unable properly to fill the position, and is to be decreased to the $1,200 grade.

The grade of Keeper of Menagerie, at $1,500, is proposed for William Snyder, who was appointed in January, 1888, and for several years has been in charge of the force of keepers at a compensation of $1,200 per annum.

The Commissioner states that he proposes to effect the reorganization proposed by the Commissioner of Accounts without entailing any additional cost to the City.

We recommend the adoption of the attached resolution recommending to the Board of Aldermen the establishment of the grades requested. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Parks, Boroughs of Manhattan and Richmond, of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Director of Menagerie,	$1,200 00	1
Keeper of Menagerie	1,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Street Cleaning requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the grade of position of Chief Bookkeeper at $3,500 per annum, for one incumbent:

(On June 15, 1911, the request of the Commissioner of Street Cleaning for the establishment of the above grades was referred to said Committee.)

Department of Street Cleaning of the City of New York, 13-21 Park Row, New York, May 31, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment:*

Sir—The Board of Estimate and Apportionment is respectfully requested to recommend to the Board of Aldermen, pursuant to the provisions of section 56 of the Greater New York Charter, the establishment of the grade of position of Chief Bookkeeper in the Department of Street Cleaning, in addition to those heretofore established, with salary at the rate of $3,500 per annum for one incumbent, and that the grade of Chief Bookkeeper at $3,000 per annum be abolished.

Respectfully, WM. H. EDWARDS, Commissioner of Street Cleaning.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 31, 1911, the Commissioner of Street Cleaning requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of Chief Bookkeeper at $3,500 per annum, for one incumbent. In connection therewith, we report as follows:

The grade is proposed to increase the compensation of Mr. Joseph S. McCann, the present incumbent at $3,000 per annum. Mr. McCann was appointed on June 20, 1890, and has received no increase in nine years. The Commissioner states that the business of the office has increased greatly and that the incumbent has many added responsibilities. The departmental estimate for the year 1911 included the $3,500 rate for the position. The Budget Committee recommended that it be not approved for the reason that the grade had not been established.

Mr. McCann prepares the yearly estimate for the Department and attends to all transfers and modifications during the year. He also is in charge of the bookkeeping and cost accounting in the Department.

It is stated that no additional appropriation will be required for the increase.

We recommend the adoption of the attached resolution approving of the establishment of the grade requested. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Street Cleaning of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Chief Bookkeeper	$3,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Street Cleaning requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the grade of position of Automobile Engineman at $1,500 per aannum for one incumbent:

(On June 15, 1911, the request of the Commissioner of Street Cleaning for the establishment of the above grade was referred to said Committee.)

Department of Street Cleaning of The City of New York, 13-21 Park Row, New York, May 31, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment:*

Sir—The Board of Estimate and Apportionment is respectfully requested to recommend to the Board of Aldermen, pursuant to the provisions of section 56 of the Greater New York Charter, the establishment of the grade of position of Automobile Engineman in the Department of Street Cleaning, in aaddition to those heretofore established, with salary at the rate of $1,500 per annum, for one incumbent.

The Automobile Engineman is for the use of the Commissioner of Street Cleaning.

Respectfully, WM. H. EDWARDS, Commissioner of Street Cleaning.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 31, 1911, the Commissioner of Street Cleaning requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Automobile Engineman at $1,500 per annum, for one incumbent. In connection therewith we report as follows:

The grade is proposed to increase Robert C. Gibbons, the Automobile Engineman who operates the Commissioner's car, from $1,200 to $1,500 per annum. The Commissioner states that the incumbent, in addition to being a very competent driver, is required to work many hours overtime without pay, and that he is a thorough mechanic and saves the City considerable money by caring for and repairing cars in the department.

Automobile Enginemen are employed in the following City Departments at the rate of $1,500 per annum:

Department of Docks and Ferries, Department of Bridges, Fire Department, Department of Water Supply, President Borough of Manhattan, President Borough of Brooklyn.

The increase will entail no additional cost to the City, as the Commissioner states that the $300 will be provided by transfer within budget appropriations.

We recommend the adoption of the attached resolution recommending to the Board of Aldermen the establishment of the grade requested. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Street Cleaning of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Automobile Engineman	$1,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Health requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of grade of position of Stenographer and Typewriter at $1,200 per annum for one incumbent:

(On June 8, 1911, the request of the Department of Health for the establishment of above grade was referred to said Committee.)

Department of Health, City of New York, Office of the Secretary, New York, June 5, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 280 Broadway:

Sir—At a meeting of the Board of Health of the Department of Health, held May 31, 1911, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, be and is hereby respectfully requested to recommend to the Board of Aldermen the establishment of the grade of the position of Stenographer and Typewriter in the Department of Health (in addition to those already existing therein), with salary at the rate of twelve hundred dollars ($1,200) per annum for one incumbent, detailed to the office of the Commissioner.

A true copy,, EUGENE W. SCHEFFER, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 31, 1911, the Board of Health requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Stenographer and Typewriter, at $1,200 per annum, for an additional incumbent. In connection therewith we report as follows:

The establishment is proposed to increase the compensation of Miss Mary H. Jillson, a Stenographer and Typewriter, from $1,050 to $1,200 per annum. Miss Jillson was appointed on November 27, 1904, at $600 per annum. On January 1, 1906, her salary was increased to $750; on July 1, 1906, to $900, and on December 15, 1909, to the present rate. Miss Jillson is in the office of the Commissioner. It is stated that no additional appropriation will be necessary for the increase.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the pro-

visions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Health of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Stenographer and Typewriter.....	$1,200 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Docks and Ferries requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the grade of position of Chainman and Rodman, at $1,200 per annum, for 18 incumbents:

(On Febraury 2, 1911, the request of the Dock Commissioner for the establishment of above grade was referred to said Committee.)

Department of Docks and Ferries, City of New York, Pier "A," North River, New York, January 23, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman of the Board of Estimate and Apportionment:*

Sir—In the position of Chainman and Rodman in this Department, two grades have already been established, one at $900 per annum, and the other at $1,080 per annum. At the time of the establishment of these grades for the position the Engineering classification of the Municipal Civil Service Commission contained the positions of Leveler and Transitman at higher grades. Levelers received pay at the rate of $1,200 per annum, or $1,250 per annum, and Transitmen at the rate of $1,500 per annum, or $1,800 per annum. Since this classification of grades, the position of Leveler has been eliminated by the Municipal Civil Service Commission. Therefore there is no intermediate grade for the Engineering staff between Chainman and Rodman, at $1,080 per annum, and Transitman at $1,500 per annum.

The effect is that the Chainmen and Rodmen are frequently called upon to do work of a higher grade than that which is ordinarily implied by the title.

In view of the elimination of the title of Leveler, it is impossible to allow these men any higher salary without promotion to the position of Transitman, at $1,500.

I therefore respectfully request that a resolution be adopted recommending to the Board of Aldermen the establishment of the position of Chainman and Rodman for this Department with salary at the rate of $1,200 per annum.

Yours respectfully, CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On January 25, 1911, the Commissioner of Docks requested the establishment in the Department of Docks and Ferries, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Chainman and Rodman, at $1,200 per annum. In connection therewith, we report as follows:

The Commissioner states that on account of the position of Leveler having been eliminated by the Municipal Civil Service Commission, there is no intermediate grade, in the Bureau of Engineering, between Chainman and Rodman at $1,080 per annum, and Transitman at $1,500 per annum. For that reason, promotions cannot be made, unless to the position of Transitman, at $1,500 per annum.

The $1,200 grade is proposed for eighteen incumbents, as follows:

Baxter, Ralph H., Chainman and Rodman, appointed June 21, 1906, at $1,080.

Birmingham, John T., Chainman and Rodman, appointed Sounder September 16, 1898; made Chainman and Rodman June 28, 1901, at $1,080.

Crowley, Daniel A., Chainman and Rodman, appointed Marine Sounder May 3, 1905, at $18 per week; made Chainman and Rodman September 24, 1906, at $1,080.

Darby, James C., Chainman, appointed Chainman January 25, 1894; increased to $900 April 29, 1902; increased to $1,080 May 27, 1904.

Dikeman, James W., Chainman, appointed Chainman November 30, 1880, increased to $1,080 June 1, 1904.

Hayes, Mark T., Rodman, appointed Rodman November 10, 1905, at $1,080.

Lamber, John R., Rodman, appointed Rodman November 5, 1906, at $1,080.

Lynch, Thomas F., Chainman and Rodman, appointed Dock Builder July 20, 1888; made Laborer June 16, 1899; made Sounder March 29, 1901, at 25c. an hour; made Chainman and Rodman July 11, 1901; increased to $1,080 July 15, 1904.

Malmquist, Edward A., Chainman and Rodman, appointed Chainman and Rodman June 21, 1906, at $1,080.

Morton, Willis A., Chainman and Rodman, appointed Chainman and Rodman, at $1,080, June 21, 1906.

Moss, Frank, Chainman and Rodman, made Chainman and Rodman from Sounder, August 21, 1899; increased to $1,080 May 27, 1904.

Quinn, James P., Chainman and Rodman, appointed Dock Laborer May 12, 1904; made Marine Sounder June 26, 1906, at $18 per week; made Chainman and Rodman December 15, 1909, at $1,080.

Strittmatter, August, Chainman and Rodman, appointed Marine Sounder September 3, 1901, at 25c. an hour; June 30, 1902, at $18 per week; January 1, 1909, made Chainman and Rodman at $900; increased to $1,080 on April 1, 1909.

Sullivan, Daniel, Chainman and Rodman, appointed Boatman July 9, 1891; made Marine Sounder November 2, 1900, at $18 per week; made Chainman and Rodman June 28, 1901, at $1,080.

Sullivan, William J. F., Chainman and Rodman, appointed Sounder June 15, 1895; made Chainman and Rodman June 28, 1901, at $1,080; decreased to $900, April 29, 1902; increased to $1,080, April 4, 1904.

Zinner, Alex. J., Chainman and Rodman, appointed Chainman and Rodman June 21, 1906, at $1,080.

Schultz, Charles M., Chainman and Rodman, appointed Chainman and Rodman August 19, 1907, at $1,080.

Lange, Gottlieb, Chainman and Rodman, appointed Laborer August 7, 1893; made Marine Sounder December 23, 1897, at $18 per week; made Chainman and Rodman June 28, 1901; salary increased to $1,080 May 7, 1904.

The Commissioner states the following:

Ten of these men are constantly engaged on work of a higher class than that called for by their titles, namely, the two on construction, one doing draughting, and seven doing the work of Transitmen, the remainder are capable of doing better work or are not required outside their grade, or are very old and faithful employees and very efficient in their grade.

The salaries of these men have not been increased for many years, although their expenses must have greatly increased with the general advance in prices. It is to be supposed that the men who are capable of better work will at some time pass the examination and be promoted to the position of Transitman; but even for those who cannot, it seems to me that an advance in salary is only common justice, and I therefore beg to suggest for your consideration the advisability of establishing the grade of $1,200 per annum for all of the present 18 incumbents.

We recommend the adoption of the attached resolution approving the request.

Respectfully, WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHELL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Docks and Ferries of the grade of position in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Chainman and Rodman	$1,200 00	18

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Deputy Register of Kings County requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of said Register of Kings County of the grade of position of Executive Clerk, at $1,200 per annum for one incumbent:

(On May 4, 1911, the request of the Deputy Register of Kings County for the establishment of above grade was referred to said Committee.)

Office of the Register of Kings County Hall of Records, Borough of Brooklyn, New York City, April 29, 1911.

The Honorable Board of Estimate and Apportionment, New York City:

Dear Sirs—I desire to establish the position of Executive Clerk, at an annual salary of $1,200 per annum in this office, as such position is necessary.

As the establishment of this grade will not involve any additional expense to the City, I respectfully ask that the following modification be made in the Budget schedule lines for the current year.

To insert a line reading, Executive Clerk, $1,200. To change the line reading, 14 Clerks, at $1,200, so as to read 13 Clerks, at $1,200.

Awaiting your favorable action, believe me. Yours very truly,

JAMES S. REGAN, Deputy Register.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 29, 1911, the Deputy Register of Kings County requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Executive Clerk, at $1,200 per annum. In connection therewith, we report as follows:

The establishment is proposed to change the title of Felix G. Kernan, a Clerk, at the $1,200 rate, who has been in the service since June 15, 1906. The Register states that the new title is asked for to conform to the incumbent's work. Mr. Kernan makes up the payrolls and has charge of the correspondence of the office. No change in compensation is involved.

We recommend approval of request by the adoption of the attached resolution.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the Register of Kings County of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Executive Clerk	$1,200 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Water Supply, Gas and Electricity requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the grade of position of Typewriter Copyist, at $750 per annum for an unlimited number of incumbents:

(On June 1, 1911, the request of the Commissioner of Water Supply, Gas and Electricity for the establishment of the above grade was referred to said Committee.)

Department of Water Supply, Gas and Electricity, Commissioner's Office, 13-21 Park Row, City of New York, May 26, 1911.

Mr. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment:*

Dear Sir—The minimum rate of pay established in this Department for the position of Typewriter Copyist is $900 per annum. I would prefer that a smaller rate, $750 per annum, be established for the beginners, thus giving an opportunity for subsequent advancement, and I therefore recommend that the Board of Estimate and Apportionment request the establishment by the Board of Aldermen of the rate of $750 per annum for Typewriter Copyists, not limiting the number of incumbents.

Yours truly, HENRY S. THOMPSON, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 22, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 26, 1911, the Commissioner of Water Supply, Gas and Electricity requested the establishment in his Department, pursuant to the provisions of section 56 of the Charter, of the grade of position of Typewriter Copyist, at $750 per annum, for an unlimited number of incumbents.

The minimum grade of Typewriter Copyist in the Department is $900 per annum. The Commissioner states that in his opinion the rate is too high for new incumbents, and therefore he proposes the $750 grade.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Water Supply, Gas and Electricity of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Typewriter Copyist	$750 00	Unlimited.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Board of the grade of position of Librarian at $2,500 per annum for one incumbent.

(On June 22, 1911, the resolution of the Board of Aldermen requesting the establishment of the above grade was referred to said Committee.)

In the Board of Aldermen.

Resolved, That the Board of Estimate and Apportionment be and hereby is requested to establish the grade of Librarian in the office of the City Clerk and Clerk of the Board of Aldermen, with compensation at the rate of $2,500 per annum.

Adopted by the Board of Aldermen June 13, 1911, a majority of all the members elected voting in favor thereof. P. J. SCULLY, Clerk.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 26, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 13, 1911, the Board of Aldermen adopted a resolution requesting the establishment of the grade of Librarian in the office of the City Clerk and Clerk of the Board of Aldermen, with compensation at the rate of $2,500 per annum. In connection therewith, we report as follows:

The request involves an increase of $500 per annum in the compensation of Philip Baer, Librarian, Board of Aldermen and City Clerk. Mr. Baer has held the position since January 17, 1895. He has charge of the library in the City Hall, and is responsible for the care of 9,000 volumes of manuscripts and printed records of the National, State and City governments. In addition, he is required to index the ordinances and resolutions adopted by the Board of Aldermen and approved by the Mayor. He is frequently called upon to assist the clerical force in the Marriage Bureau.

The City Clerk states that Mr. Baer is a faithful and competent official, and entitled to the increase.

We recommend the adoption of the attached resolution approving of the requests. Respectfuly,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Board of Aldermen of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Librarian	$2,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communications from the County Judge and Surrogate of Richmond County requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the County Court and Surrogate's Court of Richmond County of the grade of position of Confidential Clerk at $1,800 per annum for one incumbent.

(On June 15 and 22, 1911, the request of the County Judge and Surrogate of Richmond County for the establishment of the above grade was referred to said Committee.)

County of Richmond, Surrogate's Office, Richmond, N. Y., June 10, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Mr. Thomas F. Curley is a Clerk in the Surrogate's Court of Richmond County at a salary of $1,650. He is a competent stenographer and typewriter, and his salary is certainly inadequate. Another Clerk holding substantially the same position gets $1,800.

I beg to ask you to increase Mr. Curley's salary to $1,800.

Yours respectfully, SIDNEY F. RAWSON, County Judge and Surrogate.

County of Richmond, Surrogate's Office, Richmond, N. Y., June 19, 1911.

Hon. WILLIAM J. GAYNOR, *Chairman, Board of Estimate and Apportionment,* City Hall, Borough of Manhattan, N. Y.:

Dear Sir—I respectfully request that the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Charter of The City of New York, recommend to the Board of Aldermen an increase in the salary for the following grade of position heretofore established for the County Court and Surrogate's Court of Richmond County, to wit:

Confidential Clerk, $1,650 to $1,800 per annum, for one incumbent.

No additional appropriation for the current year will be necessary, as there is an approximate unexpended balance in the Salary Account of this Department of $200.

The increase asked for is only $150 beyond that heretofore received by the person now holding the position.

The duties which are performed by the present incumbent, aside from being of a confidential nature, are of a general character, and involve a familiarity with the whole range of Surrogate practice. His nine years' service in this Court have made him indispensable as an Assistant, and I am of the opinion that his application for an increase of salary is meritorious and just. Respectfully yours,

SIDNEY F. RAWSON, County Judge and Surrogate of Richmond County.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 19, 1911, the County Judge and Surrogate of Richmond County requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Confidential Clerk, at $1,800 per annum, for one incumbent. In connection therewith, we report as follows:

The grade is requested for Thomas F. Curley, who has been Confidential Clerk in the Court since April 14, 1902. His compensation is $1,650 per annum, and the County Judge and Surrogate states that his work, in addition to its confidential nature, calls for intimate knowledge of all the details of the Court. He also states that Mr. Curley's nine years of service have made him "indispensable as an assistant." Another Clerk, holding substantially a similar position in the Court, receives $1,800 per annum.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the County Court and Surrogate's Court, Richmond County of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Confidential Clerk	$1,800 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Surrogate of Queens County, requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of said Surrogate of the grade of position of Copyist at $900 per annum for one incumbent:

(On June 1, 1911, the request of the Surrogate of Queens County for the establishment of the above grade was referred to said Committee.)

Office of the Surrogate, Queens County, N. Y., Jamaica, May 1, 1911.

To the Board of Estimate and Apportionment, New York City, N. Y.:

Gentlemen—Pursuant to chapter 56 of the Greater New York Charter, as amended, request is herewith made to the Board of Estimate and Apportionment to fix the salary of Copyist in the office of the Surrogate of Queens County at $900 per annum; one incumbent. Yours respectfully, DANIEL NOBLE, Surrogate.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 1, 1911, the Surrogate of Queens County requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Copyist, at $900 per annum, for one incumbent. In connection therewith we report as follows:

The establishment is to increase the compensation of William J. Mahoney, Copyist, appointed on January 1, 1910, at $720 per annum, the present rate. Another Copyist on the same work receives $1,200 per annum. The average compensation for the position of Copyist in other county offices is $1,000. The Surrogate states that Mr. Mahoney is a competent and willing employee, frequently working overtime to keep up the work of the office.

We recommend the adoption of the attached resolution approving the request. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the Surrogate, Queens County, of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Copyist	$900 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Chief City Magistrate, Second Division, requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the City Magistrates' Courts, Second Division, the grade of position of City Magistrate, at $7,000 per annum, for 16 incumbents:

(On March 2, 1911, the request of the Chief City Magistrate, Second Division, that the salaries of the City Magistrates, Second Division, be fixed at $7,000 per annum, was referred to said Committee.)

Office of Chief City Magistrate, Board of City Magistrates, Second Division, City of New York, Borough Hall, Brooklyn, February 27, 1911.

JOSEPH HAAG, Esq., *Secretary, Board of Estimate and Apportionment,* City of New York:

Dear Sir—Application is hereby made under section 56 of the Charter of Greater New York to fix the salary of the City Magistrates in the Second Division of The City of New York, at the rate of seven thousand dollars per annum, which will be equal to the amount now paid to the City Magistrates of the First Division in said City.

I am informed that it was contemplated under the provisions of chapter 659 of the laws of 1910, which made it permissible for your honorable Board to equalize the Magistrates' salaries. Respectfully yours,

OTTO KEMPNER, Chief City Magistrate, Second Division, City of New York.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 29, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On February 27, 1911, the Chief City Magistrate of the City Magistrates' Courts, Second Division, comprising Brooklyn, Queens and Richmond, requested that the salaries of the City Magistrates of those Courts be equalized with the salaries paid the City Magistrates, First Division, comprising Manhattan and The Bronx. In connection therewith we report as follows:

The sixteen City Magistrates in the First Division receive compensation at the rate of $7,000 per annum each. There are sixteen City Magistrates in the Second Division. The ten Magistrates in Brooklyn receive $6,000 per annum each, while four Magistrates in Queens and two Magistrates in Richmond receive $5,000 per annum each.

The duties of the Magistrates in the two Divisions are identical. They are appointed under their actions governed by the same law. Although the number of prisoners araigned in the Courts in the First Division exceeds the number arraigned in the Second Division, the requirements for the daily opening and closing of the sessions of the Courts are similar.

There are eleven Courts in the First Division and fifteen in the Second Division. The Magistrates in the First Division serve on the bench on an average twenty-two days a month. The Magistrates in the Second Division average twenty-eight days of service every month, owing to the four extra Courts in the Division. A Magistrate in the Second Division frequently sits in two Courts on the same day.

Chapter 659, Laws of 1910, "An Act in Relation to the Inferior Courts of Criminal Jurisdiction in The City of New York," provides that "the Board of Aldermen, upon the recommendation of the Board of Estimate and Apportionment, is hereby authorized to equalize the salaries of the Associate Justices of the Court of Special Sessions and of the City Magistrates of the First and Second Divisions."

The salaries of the Justices of the Court of Special Sessions, in Brooklyn, Queens and Richmond have been equalized with the compensation paid the Justices of the same Court in Manhattan and The Bronx.

In view of the facts herein stated it would appear reasonable that the request be approved. We recommend therefore the adoption of the attached resolution approving of the request. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the City Magistrates Courts, Second Division, of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
City Magistrate	$7,000 00	16

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Chief Justice of the Court of Special Sessions requesting the establishment of the following position in said Court:

	Per Annum.	Incumbent.
Clerk, Part II	$5,000 00	1
Deputy Clerk, Part II	4,000 00	1
Court Stenographer, Part II	2,500 00	1

—together with a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment of positions, as follows:

	Per Annum.	Incumbent.
Clerk of Court, Brooklyn	$4,000 00	1
Deputy Clerk, Brooklyn	3,500 00	1

—and further recommending that the request of the Chief Justice of the Court of Special Sessions in so far as it relates to the establishment of the grade of Court Stenographer at $2,500 per annum be referred to the Budget Committee for consideration in the preparation of the 1912 Budget:

(On April 20, 1911, the request of the Chief Justice of the Court of Special Sessions for the establishment of the above grades was referred to said Committee.)

Court of Special Sessions of The City of New York, April 17, 1911.

To the Honorable, the Board of Estimate and Apportionment of The City of New York, 277 Broadway, City:

Dear Sirs—Application is hereby made, under section 56 of the Greater New York Charter, to have the salary of Clerk of Part II. of the Court of Special Sessions of The City of New York fixed at $5,000 per annum for one incumbent; and the salary of Deputy Clerk of Part Two of the Court of Special Sessions of The City of New York fixed at $4,000 per annum for one incumbent; and also to have the salary of Court Stenographer of Part II. of the Court of Special Sessions of The City of New York fixed at $2,500 per annum for one incumbent. Respectfully,

ISAAC FRANKLIN RUSSELL, Chief Justice.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 17, 1911, the Chief Justice of the Court of Special Sessions requested the establishment in the Court, pursuant to the provisions of section 56 of the Greater New York Charter, of the following grades of positions:

	Rate Per Annum.	Number of Incumbents.
Clerk	$5,000 00	1
Deputy Clerk	4,000 00	1
Court Stenographer	2,500 00	1

In connection therewith we report as follows:

Joseph L. Kerrigan is Clerk in Part II., Brooklyn. He was appointed on February 1, 1898, at $3,000, the present rate, and it is proposed to promote him to the $5,000 grade requested. During the year 1898, 1,344 cases were disposed of in the court, against 6,400 cases in 1910. The fines in 1898 amounted to $975. In 1910 they amounted to $24,000.

Mr. Kerrigan's services include general charge of systems of records, bookkeeping accounts, records of judgments, cases on appeal, and court orders. He issues all warrants and attachments and supervises the work of the clerical force. It seems that establishment for $4,000, or for an increase of $1,000 per annum, would be reasonable.

John J. Dorman, in the position of Deputy Clerk in Part II., Brooklyn, has been in the Court for the last eleven years, and has received no increase during that period. It is proposed to increase him from $2,500 to $4,000 grade asked for. Mr. Dorman has charge of the court calendars, collects all fines, prepares the minutes of each case disposed of, makes out all the commitments, and is in charge of the clerical force during the absence of the Clerk. The Deputy Clerk in Part I., Manhattan, receives $4,000 per annum. It seems that establishment at $3,500, or for an increase of $1,000 per annum, would be reasonable.

George M. Demir has been Court Stenographer in Part II. since 1906, at $2,000 per annum. It is proposed to promote him to the $2,500 grade requested. We recommend that the item be referred to the Budget Committee for consideration in the preparation of the 1912 Budget.

We recommend the adoption of the attached resolution approving of establishment for the Clerk, at $4,000, and the Deputy Clerk at $3,500 per annum.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Court of Special Sessions, of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk of Court, Brooklyn	$4,000 00	1
Deputy Clerk, Brooklyn	3,500 00	1

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, The Bronx, Queens and Richmond—16.

The item in re the establishment of the grade of position of Court Stenographer, Part II., at $2,500 per annum, was referred to the Budget Committee, consisting of the Comptroller, the President of the Borough of Manhattan and the President of the Board of Aldermen.

The Secretary presented the following communication from the Clerk of the City Court of New York requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Court of the grade of position of Stenographer and Typewriter at $1,800 per annum for one incumbent:

(On June 8, 1911, a communication from the Clerk of the City Court relative to the establishment of the above grade was referred to said Committee.)

City Court of The City of New York, New York, June 5, 1911.

JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway:

Dear Sir—Pursuant to the provisions of chapter 173 of the Laws of 1911, the Justices of the City Court of The City of New York are empowered to appoint one Stenographer and Typewriter. The Chief Justice directs me respectfully to request the Board of Estimate and Apportionment, pursuant to section 56 of the Charter, to recommend to the Board of Aldermen that the salary of the said position be fixed at $1,800 per annum. Yours respectfully,

THOMAS F. SMITH, Clerk of the City Court.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 5, 1911, the Chief Justice of the City Court requested that the salary of a Stenographer and Typewriter, an additional employee authorized by chapter 173, Laws of 1911, be fixed at the rate of $1,800 per annum, pursuant to the provisions of section 56 of the Greater New York Charter. In connection therewith we report as follows:

Chapter 173 of the Laws of 1911, amends the Code of Civil Procedure relating to the City Court, and provides for the appointment by the Justices of "a Stenographer and Typewriter Operator for the purpose of copying their minutes and opinions, and doing such confidential work which may be required by said justices or the Clerk of the Court."

The act also provides that "the Stenographer and Typewriter Operator is entitled to a salary fixed and to be paid as prescribed by law."

The Chief Justice states that there are ten Justices of the Court, and that the only Stenographers at present employed are Court Stenographers, who are too busy at their regular duties to render any extra services. The Chief Justice also states that in his opinion compensation at the rate of $1,800 per annum would be reasonable and fair for the character of the work to be required of a competent incumbent.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the City Court of New York of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Stenographer and Typewriter	$1,800 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Acting President of the Borough of Brooklyn requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of the President of the Borough of Brooklyn of the grade of position of Inspector of Regulating, Grading and Paving at $1,800 per annum for an unlimited number of incumbents:

(On June 22, 1911, the request of the Acting President of the Borough of Brooklyn for the establishment of the above grade was referred to said Committee.)

The City of New York, Office of the President of the Borough of Brooklyn, Brooklyn, June 19, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Dear Sir—In conformity with the provisions of section 56 of the Charter, I would respectfully request that you prepare a resolution for adoption by the Board of Estimate and Apportionment recommending to the Board of Aldermen the establishment of the position of Inspector of Regulating, Grading and Paving in this Department, at $1,800 per annum, number of incumbents unlimited. Yours truly,

L. H. POUNDS, Commissioner of Public Works and Acting President, Borough of Brooklyn.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 19, 1911, the Acting President of the Borough of Brooklyn requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Inspector of Regulating, Grading and Paving, at $1,800 per annum, for an unlimited number of incumbents. In connection therewith we report as follows:

It is stated that there are a number of Inspectors of Regulating, Grading and Paving who act as Supervising Inspectors, and that the establishment is for conformity with their work. The incumbents are to be selected from a Civil Service promotion list. The maximum grade for the position in the office is $1,650 per annum. It is proposed at present to appoint six incumbents at the $1,800 grade. The Inspectors are paid from assessment funds.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the President of the Borough of Brooklyn of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Inspector of Regulating, Grading and Paving	$1,800 00	Unlimited.

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—15.

Negative—The President of the Borough of The Bronx—1.

The Secretary presented the following communication from the Commissioner of Docks relative to, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending that, in pursuance of chapter 301 of the Laws of 1911, the rates of compensation of certain positions in the Department of Docks and Ferries be fixed as follows:

	Per Annum.
Commissioner of Docks, at	$7,500 00
First Deputy Commissioner, at	5,000 00
Second Deputy Commissioner, at	5,000 00

(On June 15, 1911, a communication from the Commissioner of Docks, requesting that his salary be fixed at $7,500 and that the First and Second Deputy Commissioners of Docks at $6,000 per annum, respectively, in pursuance of chapter 301, Laws of 1911, was referred to said Committee.)

Department of Docks and Ferries, City of New York, Pier "A," North River, New York, June 12, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman of the Board of Estimate and Apportionment:*

Sir—An act has been passed by the Legislature this session and has been approved by the Mayor and the Governor, which reads as follows:

"An Act to amend the Greater New York Charter, relative to the number of deputies in the department of docks and ferries.

"The People of theState of New York, represented in the Senate and Assembly, do enact as follows:

"Section 1. Section eight hundred and sixteen of the Greater New York charter, as re-enacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one, as amended by chapter seven hundred and twenty-four of the laws of nineteen hundred and one, and as amended by chapter six hundred and seventy-nine of the laws of nineteen hundred and seven is hereby amended so as to read as follows:

Commissioner of Docks, Deputy Commissioners, Appointment and Salaries.

"Section 816. The head of the department of docks and ferries shall be called

the commissioner of docks. He shall be a resident of the city of New York, and shall be appointed by the mayor. The said commissioner shall have the power to appoint and at pleasure remove two deputies, to be known as first deputy and second deputy. The salary of the said commissioner and said deputies shall be fixed by the board of estimate and apportionment of the city of New York. Pending action by the said board, the salary of said first deputy shall be four thousand five hundred dollars a year, payable monthly. In the absence or inability to act of the commissioner, said first deputy shall possess all the powers and perform all the duties of the commissioner. In the absence or inability to act of the commissioner and the first deputy, the said second deputy shall possess all the powers and perform all the duties of the commissioner. The commissioner shall define the duties of the deputy commissioners and may delegate to either of them any of his powers.

"Section 2. This act shall take effect immediately."

I beg to recommend that the salary of the Commissioner of Docks be fixed at the rate of $7,500 per annum, the salary of the First Deputy at $6,000, and the salary of the Second Deputy at $6,000 per annum.

The salary of the Commissioner remains as it is at the present time.

The salary of the present deputy is $4,500 and my reasons for recommending that the salary of each of the two Deputies be fixed at $6,000 per annum are as follows:

The majority of the First and Second Deputy Commissioners of the City receive this amount.

Prior to January 1, 1902, the department was administered by three Commissioners, and since then there has been a single-headed commission, with one Deputy, to take care of the entire five boroughs. Since the department has been under a single-headed commission, the work, especially in the boroughs outside of Manhattan, has increased many-fold, and there is immediate necessity for the appointment of an additional Deputy, which is instanced by the fact that during the year 1910, the present Deputy was unable to take any vacation, and at the present time the Commissioner and only Deputy Commissioner are so closely confined to the routine duties of the Department that they are unable to give that attention to the larger needs of the Port that is absolutely necessary, especially in view of the possibility of larger improvements being planned and undertaken in the near future.

Considering the large amount of work and the responsibility which will be thrown upon the Deputy Commissioners of this department, in my opinion the salary of $6,000 per annum is only a fair compensation to pay them for their services.

I respectfully request that action be taken on this matter immediately as the summer vacation time is approaching and in the absence of the only Deputy Commissioner this department now has, the Commissioner is called upon to spend a large amount of his time in signing papers, holding trials and performing other duties which the Commissioner or his Deputy are called upon by law to do, when the Commissioner's attention might otherwise be employed to better advantage to the City's interests. Yours respectfully.

CALVIN TOMKINS, Commissioner of Docks.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—In reference to a request, on June 12, 1911, of the Commissioner of Docks that his salary be fixed at $7,500 per annum, and the salaries of the First Deputy and the Second Deputy Commissioners be fixed at $6,000 per annum each, we report as follows:

Chapter 301 of the Laws of 1911, provides for the appointment of two Deputy Commissioners for the Department of Docks and Ferries, to be known as First Deputy and Second Deputy. It further provides that the salary of the Commissioner of Docks and the salaries of the Deputy Commissioners shall be fixed by the Board of Estimate and Apportionment. Pending action by the Board it is stipulated that the salary of the First Deputy shall be $4,500 per annum, payable monthly.

The present compensation of the Commissioner is $7,500 per annum. He requests that the rate be fixed in compliance with chapter 301, Laws of 1911.

It is proposed to appoint Benjamin F. Cresson, Jr., of 839 West End avenue, Manhattan, First Deputy Commissioner, and William J. Barney of 1187 Lexington avenue, Manhattan, Second Deputy Commissioner.

Mr. Cresson is the present Deputy Commissioner. He was appointed on January 17, 1910, at $4,500 per annum. Mr. Barney is the Secretary of the Department. He was appointed on January 17, 1910, at $4,000 per annum. The rates for Deputy Commissioners in other City departments are as follows:

Correction	$4,000 00
Bridges	4,500 00
Public Charities	5,000 00
Street Cleaning	5,000 00
Fire	5,000 00
Parks	5,000 00
Police	6,000 00
Water Supply, Gas and Electricity, Manhattan	6,000 00
Water Supply, Gas and Electricity, The Bronx	4,000 00
Water Supply, Gas and Electricity, Brooklyn	5,500 00
Water Supply, Gas and Electricity, Queens	4,000 00
Water Supply, Gas and Electricity, Richmond	3,000 00

The Commissioner of Docks is almost exclusively engaged on the problems of port reorganization, such as the development and carrying out administrative and engineering plans to decrease congestion in the harbor.

In the absence of the Commissioner, the present Deputy becomes Deputy and Acting Commissioner. He is then responsible for the administration and proper conduct of the Department, and presides at trials. The usual duties of the Deputy are to pass upon the construction and maintenance of piers and wharves along the entire City's waterfront, and to adjust disputes relative to docking and berthing facilities. He also has jurisdiction over all matters pertaining to the operation and maintenance of the Municipal Ferries. In addition, he is required to assist the Commissioner in the various plans of port reorganization and port improvement, such as the Riverside Drive Improvement, the Manhattan West Side Terminal, the South Brooklyn Improvement, etc.

The appointment of the Second Deputy Commissioner is proposed so that the First Deputy Commissioner may have more time to assist the Commissioner in port reorganization and development, and to assume charge of routine matters of engineering requiring administrative action, and the administrative problems of the Bureau of Ferries.

It is further proposed that the Second Deputy Commissioner shall relieve the First Deputy Commissioner of such routine administration as approval of payrolls, vouchers and handling of Department stores, contracts, etc. Matters requiring administrative decision, such as berthing and docking facilities, the municipal plant in West 57th street, are to be referred to the Second Deputy.

The Department of Docks and Ferries is one of the largest in the City. It has jurisdiction in the five Boroughs, controlling the construction and maintenance of piers and docks along 444 miles of waterfront, and the maintenance and operation of the Municipal Ferries.

We are of the opinion that the rate of $5,000 per annum for each of the First and Second Deputy Commissioners would be reasonable.

We recommend, therefore, the adoption of the attached resolution granting the request to the extent of $5,000 per annum for each Deputy.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 301 of the Laws of 1911, the Board of Estimate and Apportionment hereby fixes rates of compensation of positions in the Department of Docks and Ferries as follows:

	Per Annum.
Commissioner of Docks	$7,500 00
First Deputy Commissioner	5,000 00
Second Deputy Commissioner	5,000 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, The Bronx, Queens and Richmond—16.

The Secretary was directed to transmit a copy of the report of the Select Committee as above to the Commissioner of Docks.

The Secretary presented the following communication from the Department of Health requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Department of the grade of position of Clerk at $3,000 per annum for one incumbent:

(On February 2, 1911, the request of the Department of Health for the establishment of the above grade was referred to said Committee.)

Department of Health, City of New York, Southwest Corner 55th Street and 6th Avenue, Borough of Manhattan, Office of the Secretary, New York, January 27, 1911.

Hon. JOSEPH HAAG, *Secretary, Board of Estimate and Apportionment,* 277 Broadway:

Sir—At a meeting of the Board of Health of the Department of Health, held January 24, 1911, the following resolution was adopted:

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to approve of the establishment of an additional grade of the position of Clerk in the Department of Health, and recommend to the Board of Aldermen, in accordance with the provisions of section 56 of chapter 466 of the Laws of 1901, that the salary of said grade be fixed at the rate of $3,000 per annum.

A true copy, EUGENE W. SCHEFFER, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 28, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On January 27, 1911, the Board of Health requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the additional grade of position of Clerk in the Department of Health at the rate of $3,000 per annum. In connection therewith we report as follows:

The grade is asked for to increase the salary of George P. Foulk from $2,550 to $3,000 per annum. Foulk was appointed as a Law Clerk on October 28, 1890, at $1,400 per annum. On December 1, 1901, his salary was increased to $1,500; on May 1, 1902, to $1,650, and on January 12, 1906, to the present rate, when his title also was changed to Clerk.

The Commissioner states that for several years previous to 1902 an Assistant Corporation Counsel was assigned to the Department of Health at $5,000 per annum. Foulk assisted this legal adviser, and since 1902 he has done the work formerly done by himself and the $5,000 Assistant Corporation Counsel. The work is stated to have doubled in the last ten years. Foulk prepares all papers in legal and criminal actions, and advises the Commissioner and the Board of Health on all legal matters. It is stated that his opinions are seldom reversed.

It is proposed to provide for the increase by transfer within the appropriation.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Department of Health of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk	$3,000 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the President of the Borough of Richmond requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, th eestablishment in the office of said Borough President of the position of Chemist at $1,500 per annum for one incumbent:

(On June 8, 1911, the request of the President of the Borough of Richmond for the establishment of the above position was referred to said Committee.)

Office of the President of the Borough of Richmond, Borough Hall, New Brighton, New York City, June 2, 1911.

Board of Estimate and Apportionment, 277 Broadway, New York City:

Gentlemen—We would ask for the establishment of the position of Chemist at a salary of $1,500 per annum.

We frequently need the services of a Chemist, but shall need them all the time in connection with the Sewage Testing Station, for the establishment of which we have made application and for which we hope to receive appropriation.

Yours very truly, GEORGE CROMWELL, President of the Borough.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 2, 1911, the President of the Borough of Richmond requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the position of Chemist, at $1,500 per annum. In connection therewith we report as follows:

In the Corporate Stock Budget for 1911 the Corporate Stock Budget Committee has recommended an authorization of $30,000 for the establishment of an experimental plant for making sewerage tests at New Brighton, Borough of Richmond. The President states that the Chemist is to be engaged permanently in connection with the testing plant. It appears that the proposed rate is reasonable.

We recommend the approval of the request by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the President of the Borough of Richmond of the position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Chemist	$1,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Fire Department requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the said Department of the grade of position of Inspector of Blasting, at $1,500 per annum, for two incumbents:

(On April 27, 1911, the request of the Fire Commissioner for the establishment of the above grade was referred to said Committee.)

Fire Department of The City of New York, Office of the Commissioner, April 19, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, and Chairman, Board of Estimate and Apportionment:*

Sir—Referring to my application of March 25, 1911, for the establishment in this Department of the position of "Inspector of Blasting," for two incumbents, at $1,500 per annum, I have the honor to request that the number of proposed incumbents be increased to four at said rate of compensation. The establishment of the position for four incumbents will not increase the total appropriation made to this Department for the current year.

To provide the necessary funds, it is proposed to eliminate the position of Superintendent of Buildings, at $3,000 per annum, in the Bureau of Repairs and Supplies, Boroughs of Manhattan, The Bronx and Richmond, and two positions of Oil Surveyor, at $1,500 per annum, in the Bureau of Combustibles of said Boroughs, which are now vacant. Respectfully, R. WALDO, Fire Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 24, 1911, the Fire Commissioner requested the establishment in his Department, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Inspector of Blasting, at $1,500 per annum, for two additional incumbents. In connection therewith we report as follows:

The request is supplemental to one made on March 25, 1911, for the establishment of the position of Inspector of Blasting, at $1,500 per annum, for two incumbents, and which was approved by this Board on May 4, 1911. It is stated that the services of the additional incumbents are necessary in the Bureau of Combustibles for the inspection of depositories of blasting explosives and the supervision of blasting operations. The yearly departmental cost will not be increased by the establishment, as the necessary funds are to be provided by the elimination of two positions of Oil Surveyors, at $1,500 each per annum, in the Bureau of Combustibles, Manhattan, The Bronx and Richmond.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Alderment; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Fire Department of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Inspector of Blasting	$1,500 00	2

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Street Cleaning requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment of the grade of position of Supervisor of Juvenile Leagues, at $1,200 per annum, for one incumbent, Reuben S. Simons:

(On April 20, 1911, the request of the Commissioner of Street Cleaning for the establishment of the above grade was referred to said Committee.)

Department of Street Cleaning of The City of New York, 13-21 Park Row, New York, April 11, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor, Chairman Board of Estimate and Apportionment,* City of New York:

Sir—I desire to establish in the Department of Street Cleaning a new position, namely, Supervisor of Juvenile Leagues, exempt class, at a salary fo $1,200 per annum. Mr. Reuben S. Simons is at present carrying on the work of supervising the juvenile leagues, but in the recent examination classifying the Assistant Foreman, Second Grade, it was impossible for Mr. Simons to qualify, owing to the fact that he has become blind in the service of the Department, to which he was appointed in 1890. He is unable to perform the duties of a Sweeper, Driver, Stableman or Hostler on account of his blindness, and I desire to have him continue the work which he has been carrying on for the last ten or twelve years, as it deals with the education of the public school children in matters pertaining to the Sanitary Code and rules of this Department and teaches them to take a pride in their neighborhood conditions. Through the school children the parents are reached as they could be in no other way.

I therefore request that your Board establish in this Department the position of Supervisor of Juvenile Leagues, exempt class, and that your Board recommend to the Board of Aldermen, pursuant to section 56 of the Charter, that the salary of said position be fixed at $1,200 per annum. Respectfully,

WM. H. EDWARDS, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 11, 1911, the Commissioner of Street Cleaning requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Supervisor of Juvenile Leagues, at $1,200 per annum. In connection therewith we report as follows:

The grade is proposed for Reuben S. Simons, who has been in the Department since 1890. Until recently his title was Assistant Section Foreman. Early in 1911 it was decided to classify the Assistant Foremen. In an examination it was found impossible for Mr. Simons to qualify, for the reason that he had become blind in the service of the Department.

Mr. Simons has been supervising the Juvenile Leagues for the last ten years with great success, and the Commissioner proposes to have the work go on under his supervision.

The work being done by Mr. Simons has been highly commended by the press and the public, and his success has led to many other cities becoming interested in juvenile leagues.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Department of Street Cleaning of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Supervisor of Juvenile Leagues	$1,200 00 For Reuben S. Simons.	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Sheriff of Queens County requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of said Sheriff of the grade of position of Warden at $2,000 per annum for one incumbent:

(On March 30, 1911, the request of the Sheriff of Queens County for the establishment of the above grade at $3,000 per annum was referred to said Committee.)

Office of the Sheriff, Queens County, County Court House, Long Island City, March 21, 1911.

The Honorable Board of Estimate and Apportionment, New York City, N. Y.:

Gentlemen—As Sheriff of the County of Queens, I most respectfully request the establishment of the grade of Warden of the Queens County Jail, at a salary of $3,000 per annum.

In support of this request, I beg to offer the following reasons:

First—I believe that persons holding positions of similar character and performing the same duties exactly, should receive a compensation on an equalization basis. I find that the Warden of the Kings County Jail, and as well the Warden of the Ludlow Street Jail, receive $3,000 per annum, and they alone have under their jurisdiction civil prisoners. In addition to taking care of civil prisoners, the Warden of the Queens County Jail has under his jurisdiction, control and supervision all the criminal prisoners of Queens County detained either before or after conviction.

I might state that there has been incarcerated in the Queens County Jail, prisoners of a very desperate character. Only here recently, in the last jail delivery from Sing Sing Prison, was prisoners formerly incarcerated in this institution, pending their trial and conviction, and in another instance, and here only recently, a prisoner previously convicted of burglary and sentenced to life imprisonment at the State Prison at Sing Sing, and subsequently transferred to Dannemora Prison, attempted to kill the Warden and other officials of that institution, and he too, was also incarceraed in the Queens County Jail, pending his trial and conviction.

I may also say that a recent act of the legislature, known as the Criminal Inferior Court Bill which made it mandatory on my part to install the system, known as the Bertillon or Finger Print System, the installation of which involved an additional and more serious responsibility upon the Warden.

Statistics show that, while the Warden of the Ludlow Street Jail has under his daily supervision about thirty prisoners, and the Warden of the Raymond Street Jail about fifteen, the Warden of the County Jail of Queens County has under his daily supervision an average of about one hundred twenty-five prisoners, both male and female, civil and criminal included.

I believe statistics will show that we received over two thousand prisoners during the year, ending September 30, 1910, and we discharged approximately, that year, about the same number, which is far in excess of either of the two institutions referred to herein.

Second—The present incumbent has been the Warden of the Queens County Jail for the past four years, and previous to that he was connected with this department for at least eight years, making a total of twelve years of service in this department, with an excellent record. I feel that the incumbent is entitled to the compensation asked for herein, as I know he is capable in every respect and positively know that he would receive the recommendations of my four predecessors under whom he has worked. I am doubly sure that his services warrant the said compensation, for I understand that he took a competitive Civil Service Examination for his present position as Warden, receiving a rating of some 98 per cent. I really believe he is more conscientious in the performance of his duties than the average city employee, for since I have been Sheriff I can safely say that I have found the Warden most attentive in his duties, performing the duties of the office at all times. In fact, the Warden's services to this department are of such a valuable nature that there are many times, not alone myself, but my predecessors, I have been told, have been obliged to call upon him for his advice in the execution of almost every criminal or civil mandate of any nature. I can frankly state from the recommendations of my predecessors that the statements which I make bear true also in the term of their office.

Believing that your honorable Board is in favor of the equalization of salaries of city employees doing work of similar character and nature, and feeling that the facts above mentioned warrant this recommendation, I sincerely trust that the same will meet with your unanimous approval. Very respectfully,

THOS. M. QUINN, Sheriff of Queens County.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On March 21, 1911, the Sheriff of Queens County requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Warden at $3,000 per annum for one incumbent. In connection therewith we report as follows:

The establishment is requested to increase the compensation of Henry O. Schleth, the present incumbent, at $1,200 per annum. The Wardens of the County jails in the counties of New York and Kings are at the rate of $3,000 per annum. Only civil prisoners are confined in the County jails of New York and Kings County. In the New York County jail the daily average number of prisons is eighteen, and in the Kings County jail the average is sixteen. The average for the Queens County jail is 120, including both criminal and civil prisoners.

Mr. Schleth has been Warden for the last four years. Formerly he was connected with the Sheriff's office in different positions for eight years, giving twelve years in the office. It seems that establishment at $2,000 per annum, or for an increase of $800 would be reasonable.

We recommend, therefore, the adoption of the attached resolution approving of the $2,000 grade. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the Sheriff of Queens County of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Warden	$2,000 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the County Clerk of New York County requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending that the Board, pursuant to chapter 290 of the Laws of 1911, approve of the positions and rates of compensation in the office of said County Clerk, as follows:

	Per Annum.	Incumbents.
Superintendent of Indexing and Recording.....	$3,500 00	1
Assistant Superintendent of Indexing and Recording..	2,500 00	1
Docket Comparing Clerk	1,500 00	4
Searcher	1,500 00	3
Docket Clerk	1,500 00	4
Bookbinder	1,200 00	1
Index Clerk	1,000 00	15
Laborer	720 00	3

(On June 15, 1911, a communication from the County Clerk of New York

County relative to the establishment of the above positions was referred to said Committee.)

County Clerk's Office, County of New York, New County Court House, New York, June 12, 1911.

Honorable Board of Estimate and Apportionment, City of New York:

Gentlemen—Enclosed herewith I hand you certified copy of chapter 290, Laws of 1911, which became a law with the approval of the Governor, the same to take effect September 1, 1911.

You will note that this act makes a radical change in the method of procedure relating to the filing of instruments and the keeping of records and docket books in this office.

Not only does it change the method of filing and the keeping of the books, but it compels the office to make these changes in the docket books for ten (10) years back (see the last lines of section 1245, paragraph 1).

In order to comply with the provisions of this act an additional number of Clerks will be necessary for this office, to go back ten (10) years and open a new set of books, in accordance with this act.

Also, the staff will have to be increased in order to keep up the current work of the office, in accordance with this act.

I give you below a list of clerks for this office, which I have gone over carefully, and with due regard to the expenditure of the County's money, and trust that you will give same your favorable consideration.

In accordance with the terms of this act, I submit these positions to you, with the salaries therefor, and ask that you designate and establish such positions in this office:

1 Superintendent of Indexing and Recording	at	$4,500 per annum.
1 Assistant Superintendent of Indexing and Recording	at	2,500 per annum.
4 Docket Comparing Clerks, at $2,000 each		8,000 per annum.
3 Searchers, at $1,800 each		5,400 per annum.
4 Docket Clerks, at $1,500 each		6,000 per annum.
1 Bookbinder	at	1,200 per annum.
15 Index Clerks, at $1,000 each		15,000 per annum.
3 Laborers, at $720 each		2,160 per annum.
Furniture		$1,500 00
Supplies		500 00

Reasons.

1. Docket Comparing Clerks.—This is one of the most essential parts of the work, as upon their reliability rests the responsibility of the County Clerk in regard to the accuracy of the redocketing of these judgments, and the satisfaction or assignment of the same.

2. Searchers.—One provision of this bill directs the County Clerk, upon the filing of any paper in an action where no number has been given, to go back, search the indices and collect all the papers together under one number. This search may cover fourteen (14) different kinds of indices, for a period of from one (1) to five (5) years.

3. Docket Clerks.—A fair estimate of the number of judgments for ten (10) years would be 300,000, and as they will average two and one-half (2½) names to the judgment, this amount has to be doubled, making about 700,000 judgments to be redocketed from the surname to the Christian name.

4. Bookbinder.—It will be necessary to keep these books in shape, and the services of one (1) Bookbinder are required.

5. Index Clerks.—All those actions which have been numbered since October 1, 1910, to the number of 24,416, will have to be reindexed from the surname to the Christian name.

6. Laborers.—The docket books of this office are in constant requisition by the public, and it will be necessary for the books to be carried back and forwards from one room to another, whenever the public may make a demand for a book, or books, to be produced, and at the most careful estimate it will require three (3) laborers to accomplish this.

As you will note from this bill, the carrying out of these changes is mandatory upon the County Clerk of this County, and in accordance therewith I must commence this work on September 1, 1911.

Section 188, subdivision 7 of the Greater New York Charter gives the Comptroller of this City power to sell revenue bonds to pay the expenses made necessary by this bill.

I have written the Comptroller a similar letter, asking him, under the terms of the above section, to sell revenue bonds to the amount of $16,920, the amount necessary to pay the salaries and expenses from September 1 to December 31, 1911, inclusive. Respectfully yours,

WM. F. SCHNEIDER, County Clerk, New York County.

Senate No. 1030, Chap. 290.

An act to amend the code of civil procedure, in relation to current docket books, became a law June 7, 1911, with the approval of the Governor, passed, three-fifths being present.

The people of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1245 of the code of civil procedure is hereby amended to read as follows:

Section 1245. Certain clerks to keep docket books. Each County Clerk, and the Clerk of the City Court of The City of New York, must keep one or more books, ruled in columns, convenient for making the entries prescribed in the next section; in which he must docket, in its regular order, and according to its priority, each judgment which he is required by this article to docket. The expense of procuring new books when necessary is a county charge. The judgment dockets kept by the County Clerk of New York County must hereafter have separate volumes for each letter of the alphabet, and each judgment docket book shall have its letter, and the year or years plainly marked on its back and cover and on every page. A judgment docket shall contain the names of those judgment debtors whose last name begins with the letter marked on the back of the volume. Each volume kept by the County Clerk of said County shall also have a marginal page index showing each letter of the alphabet in order. A page of the judgment docket shall contain the names of those judgment debtors whose first name begins with the letter or whose first initial is the letter marked on the marginal index for that page; except that there shall be at the back of each volume blank pages not indexed which shall contain the names of those judgment debtors whose first names are unknown or fictitious. And there must be a separate volume which shall contain the names of those judgment debtors that are corporations, a joint stock company, a copartnership or a person or persons doing business under a firm name or style, in which shall be entered the full names thereof indexed according to the first names or the first names following prefixes or initials where there are such. And there must be prepared and kept separate volumes for judgment dockets, lettered, indexed and markd as hereinbefore provided in which there shall be entered in the same manner, in their regular order and according to their priority and as soon as it may be practicable to have it done, the names of judgment debtors against whom judgments have been docketed within ten years of the time of the making of the entry in such volumes.

Section 2. After section 1245 of the code of civil procedure, there shall be inserted a new section, to be numbered 1245-a, and to be as follows:

Section 1245-a. Current docket books. The County Clerk of New York County must keep one or more books to be known as current docket books. Each half-page of space in each book shall be consecutively numbered and shall be devoted to one action. On this half-page the Clerk shall enter the title of the action, with the names of the plaintiffs and defendants in full, and in chronological order a brief description of each paper as it is filed, together with the date of filing thereof, also the verdict, report or decision, if any, rendered in the action as of the date of the rendering thereof, also all orders and judgments in the action. All interlocutory and provisional proceedings, and proceedings supplementary to execution, shall be entered on the same half-page of the docket as the action out of which they arise, except in actions where the entries are so voluminous as to require one or more additional half-pages of space; in which case the entries shall be continued under the same number upon other pages of that or a subsequent docket book, reference thereto being entered at the end of the first and all additional half-pages. There shall be kept an alphabetical index in which all the actions entered in such current docket books during any year shall be indexed under that year according to the last names of the plaintiffs, to be so indexed in separate volumes for each letter of the alphabet, each of such volumes having a marginal page index for the first names of the plaintiffs so indexed, in the same manner provided for judgment docket books in section 1245, and there shall be kept a separate alphabetical index which shall contain the names of plaintiffs that are corporations, a joint stock company, a copartnership or a person or persons doing business under a firm name or style, in which shall be entered the full name of the corporation, joint stock company, copartnership or person or persons doing business under a firm name or style, indexed according to the first names or initials or first names following prefixes or initials where there are such, in the same manner as provided in said section; and in every case the serial number of the action shall be entered opposite the name indexed. Within three days after a summons, writ or other original process is served in an action in the supreme court, New York County, the attorney or party causing the same to be served shall file said process with proof of service in the office of the clerk who has custody of the records of the court in which the action is brought. The said clerk shall, upon receipt thereof, stamp the same with a certain number to be one of the series for that year, and enter in the current docket book, on the half-page bearing the same number, the names of the parties as they appear on said process, and the name and address of the attorney who issued the same. And the attorney or party causing such summons, writ or original process to be served shall, upon demand, give to the party so served, or to the attorney of such party, the number so stamped by the clerk, stamped or indorsed upon a paper with the title of the action, and the name and address of the attorney or party who made or caused the service to be made. All papers in the action shall bear the same number as the summonses, writ or other original process, which number shall constitute a part of the title of such action. All original papers in the action, with proof or admission of their service, not later than the day after their service, shall be filed with or mailed to the clerk who stamped the number on the summons, writ or other original process. All papers to be hereafter filed with the Clerk of New York County must be flat and filed flat. The word "action" as used in this section shall mean "action or special proceeding." Whenever a paper pertaining to any action begun prior to the passage of this act is filed in the office of the clerk who has custody of the records of the court in which the action is pending the clerk shall upon receipt of such paper stamp the same with a certain number, to be one of a series for the year in which such action was brought, and shall enter in a current docket book prepared for that year the names of the parties to the action and the name and address of the attorney who filed the paper, in the same manner as if such paper were the original summons, writ or other process in such action; and the clerk shall as soon as practicable thereafter stamp or indorse that number upon every paper in that action theretofore filed in his office and shall enter such papers, as they are so numbered, in such docket book in the same manner as if such docketing had been begun with the first paper in such action. And all such entries in such docket books of actions begun prior to the passage of this act shall be indexed in separate volumes for each letter of the alphabet, and for corporations, a joint stock company, a copartnership or a person or persons doing business under a firm name or style, in the same manner as actions begun after the passage of this act are hereinbefore directed to be indexed. Whenever an action is transferred to another court, or the place of trial changed, the clerk to whom the papers in such action are delivered shall enter in the current docket book copies of all entries theretofore made in said action, and shall continue to make subsequent entries in the same manner as if the process had originally been filed with him. All papers numbered and docketed as herein directed shall be filed together; and on the entry of final judgment in any action all the papers in that action shall be arranged in the order of the dates on which they were filed and shall be fastened or bound together flat with the judgment roll and so filed. The County Clerk of New York County shall appoint, subject to the rules of the State Civil Service Commission, such subordinates as may be necessary for the work required to be done in his office under the provisions of this act, and shall designate the positions and fix the compensation of such subordinates, subject to the approval of the Board of Estimate and Apportionment of The City of New York; and the Comptroller of The City of New York shall issue and sell revenue bonds to an amount sufficient to provide for the payment of the salaries of such subordinates during the year 1911, which shall be a charge against the County of New York, and an amount sufficient to pay and discharge the bonds so issued shall be included in the budget made by said Board of Estimate and Apportionment for the year 1912.

Section 3. This act shall take effect September 1, 1911.

State of New York, Office of the Secretary of State, ss.:

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom, and the whole of said original law.

Given under my hand and the seal of office of the Secretary of State, at the City of Albany, this 9th day of June, in the year 1911.

[SEAL.] JOSE PIDGEON, Second Deputy Secretary of State.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 12, 1911, the County Clerk of New York County requested the establishment of the following positions in his office, pursuant to the provisions of chapter 290 of the Laws of 1911:

Title.	Rate Per Annum.	Number of Incumbents.
Superintendent of Indexing and Recording	$4,500 00	1
Assistant Superintendent of Indexing and Recording	2,500 00	1
Docket Comparing Clerk	2,000 00	4
Searcher	1,800 00	3
Docket Clerk	1,500 00	4
Bookbinder	1,200 00	1
Index Clerk	1,000 00	15
Laborer	720 00	3

In connection therewith we report as follows:

Chapter 290 of the Laws of 1911 was drawn by the Bar Association of The City of New York, after consultation with the County Clerk for changes in the docketing of judgments and the recording of legal papers, to simplify the work of legal searchers in the County Clerk's office. It is stated that the Bar Association also was advised in drafting the bill by the Presiding Justice of the First Judicial District and the Commissioner of Records. The law becomes operative on September 1, 1911.

The County Clerk outlines the increased work made necessary by provisions of the new statute, as follows:

"The Judgment Dockets kept by the County Clerk of New York County must hereafter have separate volumes for each letter of the alphabet," etc.

This section of the new law means that this office will have to open a new set of books to the number of about 200, and not only must the current work of the office be started September 1, 1911, under this new system, and kept up to date, which entails a material increase in the work as now done, but this office will have to go back ten years, to and including the year 1901, and open an entirely new set of books from that period up to and including August 31, 1911. This means that 1,000,000 entries, or more, will have to be made to bring this up to date.

"A Judgment Docket shall contain the names of those Judgment Debtors," etc.

In opening this new set of books the system is radically changed, as follows: Prior to January 1, 1911, a Judgment, say, against James Taylor was entered indiscriminately in the "T" Judgment Docket Book. Under this new law it is mandatory upon the office to enter a judgment, or judgments, against James Taylor in the "T" Docket Judgment Book under Page "J" and on Page "J" it must be entered in the "Ta" column.

"Except that there shall be, at the back of each volume, blank pages not indexed," etc.

This section is interpreted as follows: A judgment comes in, say against A. Smith; it will have to be docketed on Page "A" in the "S" Book, in the "Sm" Column, and will then have to be redocketed in the back of the book, where fictitious, or unknown, names are docketed.

"And there must be a separate volume, which shall contain the names of those Judgment Debtors that are Corporations," etc.

Under this section there must be kept a separate volume for Corporations, which must be indexed and docketed similar to the above, instead of the present system, in which Judgments are entered indiscriminately. This work must be guaranteed by the County Clerk, for which correctness he is responsible to litigants, under his bond, and it must be compared, after being docketed, by men of large experience, who are careful and accurate in their work. Supposing that an Index Clerk transcribed a Judgment from the old book into the new, and left out a single line, which might mean a difference of thousands of dollars; unless this error was detected by the Docket Comparing Clerks before a certified search was issued by the County Clerk, certifying the correctness of this matter, the litigants to whom an injury was done could recover damages from the County Clerk. The redocketing of a Judgment does not mean solely the Judgment itself, but the transfer, assignment, satisfaction, partial satisfaction, or the issuing of an execution, or the return of an execution, must also be noted for entry in the new Docket. Any omission or error in transcribing same, not detected, would make the County Clerk liable for damages. I quote the celebrated case of Schlesinger vs. Bernstein et al., docketed July 21, 1906. In this case there are about one hundred defendants, and an omission or error of any one item in the transcribing of this Judgment would make the County Clerk liable for damages.

In this particular case it would take one man more than two weeks to transcribe correctly this old Judgment into the new book. In comparing it will be necessary for the Docket Comparing Clerks to go over their work several times before they can certify to the County Clerk that the work has been done correctly.

Section 1245a—"The County Clerk of New York County must keep one (1) or more books, known as Current Docket Books," etc.

This section concurs with what this office has been doing since January 1, 1911, with the exception that the Index to the Current Docket Book must be kept in the same manner as the Judgment Docket Books, as quoted above, which will add materially to the indexing work of the office.

"Within three (3) days after a Summons, Writ, or other Original Process served in an action in the Supreme Court," etc.

Under this section all actions commenced in the Supreme Court, whether a Notice of Issue, or Summons and Complaint, must be filed within three (3) days in the County Clerk's Office. Under the old law litigants could file their Notice of Issue with the Calendar Clerk of the Supreme Court, and need never file any papers affecting the case in the County Clerk's Office. As all such actions must be filed in the County Clerk's office immediately, as above stated, it will increase the work of this office in that department at least 25 per cent.

"Whenever a paper pertaining to any action begun prior to the passage of this Act, is filed in the Office of the Clerk," etc.

The effect of this section of the Act is that in actions now pending, if commenced prior to September 1, 1911, whenever a paper is filed after September 1, 1911, the County Clerk must direct his searchers to go back to the commencement of said action, in many cases covering fourteen different styles of indices, or from fifty to sixty books, and gather together all the papers in said action, reindex them in the current Docket Book, giving the case a number and file all the papers together under said number on one bundle. Many undetermined cases are now pending in this Court, which were commenced as far back as 1896. The usual period for a case pending is from one to five years. The average number of years to be searched by the Searchers of this office will be about four years. Under the Searchers the County Clerk will have to be responsible, upon his bond, to litigants for the correctness and accuracy of the work of the men appointed to do this work.

The statute provides for the appointment of incumbents and the fixing of compensation as follows:

"The County Clerk of New York county shall appoint, subject to the rules of the state civil service commission, such subordinates as may be necessary for the work required to be done in his office under the provisions of this act, and shall designate the positions and fix the compensation of such subordinate, subject to the approval of the board of estimate and apportionment of the city of New York."

The County Clerk states that the request is based on the lowest possible estimate for the additional work.

The following changes in the rates of compensation for three items in the request are reasonable.

	Rates Requested.	Rates Recommended.
Superintendent of Indexing and Recording	$4,500 00	$3,500 00
Docket Comparing Clerks (4)	2,000 00	1,500 00
Searchers (3)	1,800 00	1,500 00

We recommend the adoption of the attached resolution granting the request, with the reduced rates for the three items, as above.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 290 of the Laws of 1911, hereby approves of positions and rates of compensation in the office of the County Clerk of the County of New York, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Superintendent of Indexing and Recording	$3,500 00	1
Assistant Superintendent of Indexing and Recording	2,500 00	1
Docket Comparing Clerk	1,500 00	4
Searcher	1,500 00	3
Docket Clerk	1,500 00	4
Bookbinder	1,200 00	1
Index Clerk	1,000 00	15
Laborer	720 00	3

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of the City Clerk of the grade of position of Clerk at $3,500 per annum for one incumbent:

(On May 13, 1910, resolution of the Board of Aldermen requesting the establishment of the above grade at $4,000 per annum was referred to said Committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On May 3, 1910, the Board of Aldermen adopted a resolution requesting the establishment of the grade of position of Clerk in the office of the City Clerk, at $4,000 per annum. In connection therewith we report as follows:

The grade is requested for Joseph V. Sculley, in charge of the City Clerk's office in Brooklyn. Mr. Sculley has been in the municipal service thirty-one years. He was appointed in 1873 as a copyist, at $1,000 per annum, in the old City of Brooklyn. In 1882 his compensation was increased to $1,500; in 1891 to $1,750; in 1893, to $2,000; in 1895, to $2,500; and in 1907 to $2,650, the present rate.

The City Clerk states that Mr. Sculley is deserving of promotion for long service, efficiency and experience, and on account of increased work in the office under his supervision.

It seems that establishment for $3,500, or for an increase of $850 per annum, would be reasonable.

We recommend the adoption of the attached resolution approving of the $3,500 grade. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the City Clerk of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk	$3,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen, communication from the City Clerk relative to, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in the office of the City Clerk of the position of Clerk in Charge of Permit for Electric Signs at $1,500 per annum for one incumbent:

(On April 20, 1911, the resolution of the Board of Aldermen requesting the establishment of the above position at $1,800 per annum was referred to said Committee.)

In the Board of Aldermen.

Resolved, That the Board of Estimate and Apportionment be and hereby is requested to establish the grade of position of Clerk in Charge of Permits for Electric Signs, in the office of the City Clerk in the Borough of Brooklyn, with compensation at the rate of eighteen hundred dollars ($1,800) per annum.

Adopted by the Board of Aldermen April 11, 1911, a majority of all the members elected voting in favor thereof. P. J. SCULLY, Clrek.

The City of New York, Office of the City Clerk, City Hall, New York, April 19, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Referring to resolution passed by the Board of Aldermen at its stated meeting held on Tuesday, April 11, containing the request to establish the grade of position of Clerk in Charge of Permits for Electric Signs, in the Borough of Brooklyn, I beg to state that Jonas Litt, to whom it refers has been an attachee of that office since January 1, 1908, and during that time has been a very conscientious and industrious clerk, and is worthy of your favorable consideration.

Yours respectfully, P. J. SCULLY, City Clerk.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics.

To the Board of Estimate and Apportionment:

Gentlemen—On April 11, 1911, the Board of Aldermen adopted a resolution requesting the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Clerk in Charge of Permits for Electric Signs, at $1,800 per annum, in the office of the City Clerk, in the Borough of Brooklyn. In connection therewith we report as follows:

The grade is requested for Jonas Litt, who was appointed on January, 1, 1908, as a Custodian, at the rate of $1,252 per annum. The City Clerk states that Mr. Litt, in addition to his regular work as Clerk in charge of electric sign permits, keeps the accounts of the office. He also states that the incumbent is highly efficient, and that he is keeping up with steadily increasing work.

It seems that establishment for $1,500, or for an increase of $248 per annum, would be reasonable.

We recommend the adoption of the attached resolution approving the $1,500 grade for one incumbent Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the City Clerk of the position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk in Charge of Permits for Electric Signs	$1,500 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Court of General Sessions requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said Court of the grade of position of Deputy Clerk at $4,000 per annum for one incumbent:

(On June 22, 1911, a communication from the Judges of the Court of General Sessions, requesting the establishment of the above grade, was referred to said Committee.)

Court of General Sessions of the Peace, County of New York, Clerk's Office, June 16, 1911.

Board of Estimate and Apportionment, New York City:

Gentlemen—Under the provisions of chapter 412 of the Laws of 1907, the Judges of the Court of General Sessions were authorized to appoint "not more than eleven Deputy Clerks," and the Comptroller was authorized to pay such Deputy Clerks such salaries "as is now provided by law."

Upon June 28, 1907, the Board of Estimate and Apportionment recommended to the Board of Aldermen that the salary of Deputy Clerks of the Court of General Sessions be fixed at the sum of $4,000 per annum, which recommendation was subsequently approved and adopted by the Board of Aldermen.

Mr. Richard Tone Pettit was, under date of April 6, 1908, transferred from the position of Assistant Special Deputy Clerk of the Supreme Court to the position of Deputy Clerk of the Court of General Sessions, with salary at the rate of $3,000 per annum. At the time of his transfer, he was not eligible to the salary of $4,000 per annum, under the State Civil Service rules, but since has become eligible to receive that rate of compensation. His duties as Deputy Clerk in this court are identical with the duties of all other Deputy Clerks in said court; and it is the desire of the Judges of the Court of General Sessions that his compensation be fixed at the same amount received by the other Deputy Clerks, to wit, $4,000.

Request is, therefore, made upon the Board of Estimate and Apportionment that recommendation be made to the Board of Aldermen for the fixing of the salaries of the Deputy Clerks of this court at $4,000 per annum, for eleven incumbents, and that the salary schedule supporting the appropriation for said court for the year 1911 be modified by eliminating the items "Deputy Clerks, 10 at $4,000—$40,000, Deputy Clerk. $3,000," and substituting in place thereof, "Deputy Clerks, 11 at $4,000—$44,000," thereby reducing the unassigned balance from $2,100 to $1,100. This additional grade and modification of salary schedule will not increase the amount appropriated for the court for the year 1911. Very respectfully yours,

THOMAS C. O'SULLIVAN, JAMES T. MALONE, OTTA A. ROSALSKY, EDWARD SWANN, JOSEPH F. MULQUEEN, Judges of the Court of General Sessions.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 16, 1911, the Judges of the Court of General Sessions re-

quested the establishment of the grade of position of Deputy Clerk at $4,000 per annum, for an additional incumbent. In connection therewith we report as follows:

Chapter 412 of the Laws of 1907 provides that the Judges of the Court of General Sessions may appoint "not more than eleven Deputy Clerks." There are ten Deputies at $4,000 per annum each. The additional grade is proposed for Richard Tone Pettit, who was transferred on April 6, 1908, from the position of Assistant Deputy Clerk of the Supreme Court to the position of Deputy Clerk of the Court of General Sessions, at the rate of $3,000 per annum. Mr. Pettit was not then eligible under the State Civil Service Rules for the $4,000 rate. He has become eligible and it is therefore proposed to promote him to the grade. His duties are similar to those of the other Deputy Clerks of the Court. The funds for the increase are available in an unassigned balance.

We recommend the adoption of the attached resolution approving the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Court of General Sessions of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Deputy Clerk	$4.000 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Brooklyn Disciplinary Training School for Boys requesting, and report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment in said school of the grade of position of Investigator at $900 per annum, for one incumbent:

(On June 22, 1911, the request of the Superintendent of the Brooklyn Disciplinary Training School for the establishment of the above grade was referred to said committee.)

The Brooklyn Disciplinary Training School for Boys, Superintendent's Office, 18th Avenue between 56th and 58th Streets, Borough of Brooklyn, N. Y., June 17, 1911.

JOSEPH HAAG, Esq., *Secretary, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Dear Sir—At a regular meeting of the Board of Managers of this institution, held on June 6, 1911, it was unanimously agreed to increase the salary of our Investigator from $720 per annum to $900 per annum. I respectfully petition your honorable Board of Estimate and Apportionment to change our Budget Schedule No. 1298 under the title of Salaries and Wages, by abolishing the position of Cleaner at $180 per annum and transferring that sum to the position of Investigator, thus making the salary of Investigator $900 per annum. I also request that the said position be established in accordance with the provisions of section 56 of the Greater New York Charter.

This increase has been allowed for meritorious services and also for the reason that the salary is entirely too low for the services performed and is not in proportion to the salaries paid for similar work in other institutions.

Trusting this petition will meet with the approval of your honorable Board, I beg to remain. Yours very respectfully,

ROSCOE V. WOLFE, Superintendent.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 17, 1911, the Superintendent of the Brooklyn Disciplinary Training School for Boys requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter of the grade of position of Investigator, at $900 per annum.

The new grade is for the purpose of increasing the compensation of Ludwig Antonius $180 per annum, the necessary funds to be supplied by the elimination of the position of Cleaner at the same rate. The Superintendent states that Mr. Antonius' services merit the increase. His work is similar to that of Truant Officers in the Department of Education at from $900 to $1,500 per annum, according to length of service.

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the Brooklyn Disciplinary Training School for Boys, of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Investigator	$900 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending that the communications from the New York Per Diem Men's Civil Service Association and the New York Civil Service Association relative to equalizing the wages of Park Department Foremen in the Boroughs of Brooklyn and Queens, be referred to the Commissioner of Parks, Boroughs of Brooklyn and Queens, for such action as he may deem necessary and proper, as the matter is one for departmental administration.

Which was referred to the Commissioner of Parks for the Boroughs of Brooklyn and Queens, and the Secretary directed to transmit copies thereof to the above-named associations.

(On February 9 and 23, and May 4, 1911, the above communications were referred to said committee.)

The Secretary presented a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, refrring to a resolution of the Board of Aldermen requesting the establishment of the grades of positions of Gardener-in-charge at $115 a month and Gardener at $90 a month, in all boroughs, the compensation to be paid semi-monthly, also to a communication from William Dilm, Secretary of a Special Committee of Gardeners of Greater New York, and suggesting that they be referred to the Commissioners of Parks for such action as they may deem necessary and proper.

Which was referred to the Commissioners of Parks of the different boroughs and the Secretary directed to transmit a copy thereof to William Dilm, Secretary, etc.

(On June 15, 1911, the resolution of the Board of Aldermen, as above, was referred to the said committee.)

The Secretary presented the following report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, returning requests from various departments for the establishment of positions and grades of positions with the recommendation that they be not approved for the reason that the information furnished the committee does not seem to justify the granting of the requests:

Which was ordered filed, and the Secretary directed to notify the departments interested.

(At various meetings of the Board these matters were referred to said committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—We return herewith the following requests for the establishment of new positions and grades with the recommendation that they be not approved, for the reason that information furnished to the committee does not seem to justify the establishment of the positions or grades requested:

Date of Reference, Board of Estimate and Apportionment Meeting.	Department.	Position.	
June 22, 1911	Education	Deputy Superintendent of School Supplies	$2,200 00
		Clerk	3,500 00
		Examiner	3,500 00
June 15, 1911	Parks, Manhattan and Richmond	Architect	3,600 00
Apr. 13, 1911	President, Brooklyn	Inspector of Sewer Construction, per diem.	5 00
June 22, 1911	Street Cleaning	Stenographer	2,000 00
June 22, 1911	Communication from Blacksmiths' Helpers' Union of New York City and Vicinity, requesting that the compensation of Blacksmiths' Helpers in all City departments be increased from $3 to $3.50 a day.		

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The Secretary presented the following report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, returning applications from various departments, etc., for the establishment of positions and grades, and recommending that they be returned to the various heads of departments, etc., to be included in the departmental estimates for 1912:

In accordance with the recommendations contained in the report, the Secretary was directed to return the applications to the departments interested.

(At various meetings of the Board these matters were referred to said Committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, June 30, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—We transmit herewith the following applications for the establishment of grades or positions, or both, and recommend that they be returned to the various department heads to be included in the departmental estimates for 1912:

Date of Reference, Board of Estimate and Apportionment Meeting.	Department.	Position.	
April 27, 1911	City Court of N. Y.	Communication from Joseph Rollins, requesting equalization of salaries of Interpreters so that they may receive $2,500 instead of $2,000.	
Mar. 2, 1911	City Court of N. Y.	Resolution adopted by Justices of the City Court, requesting fixation of salary of position of Attendant at $1,800 per annum.	
June 15, 1911	City Court of N. Y.	Communication from Frank Connes, Interpreter, City Court, requesting that his salary be increased from $2,000 to $3,000 per annum, or such amount as the Board of Estimate may deem proper.	
June 15, 1911	City Magistrates' Courts, Second Division	Stenographer	$2,500 00
June 8, 1911	Coroners, Richmond	Clerk	2,000 00
June 15, 1911	Coroners, Manhattan	Asst. Clerk	2,100 00
		Asst. Clerk	1,700 00
May 11, 1911	District Attorney, Richmond	Chief Clerk	1,200 00
June 8, 1911	Dock and Ferries	Petitions from: Deckhands, requesting increase in compensation from $66 to 75 per mo.	
		Women Cleaners, requesting increase in compensation from $1.45 to $1.75 a day.	
		Bridgemen, requesting increase in compensation from $66 to $75 per mo.	
		Mates, requesting increase in compensation from $75 to $95 per month.	
June 15, 1911	Docks and Ferries	Communication from Secretary, Department of Docks and Ferries, protesting against payment of $3.50 per diem to Stokers and Oilers in the Bureau of Ferries.	
Mar. 2, 1911	Education	Chief of Electrical Bureau	$3,500 00
June 1, 1911	New York Nautical School	Steward	1,020 00
		Ship's Cook	720 00
		Asst. Ship's Cook	360 00
Mar. 30, 1911	Commissioner of Licenses.	Law and Complaint Clerk	2,500 00
Sept. 23 and 30, 1911	Municipal Civil Service Commission	Chief Examiner	5,000 00
		Asst. Chief Examiner	4,000 00
		Engineer Examiner	2,700 00
		Examiner	2,100 00
		Examiner	1,800 00

Date of Reference, Board of Estimate and Apportionment Meeting.	Department.	Position.	
		Clerk	1,650 00
		Monitor	1,050 00
		Monitor, per diem	5 00
		Monitor, per diem	3 50
		Monitor, per diem	3 00
		Monitor, per diem	2 50
		Experts, per diem	10 00
May 18, 1911	Parks, Bronx	Clerk	1,350 00
		Clerk	1,050 00
		Clerk	600 00
June 22, 1911	President, Queens	Messenger	1,200 00
June 22, 1911	Court Special Sessions	Court Attendant	1,500 00

Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President of the Board of Aldermen; Select Committee.

The Secretary presented the following communication from the Board of Assessors requesting, and report to Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending, the establishment of grades of position of Clerk at $2,250 for four incumbents and of Stenographer at $1,800 for one incumbent, in said office:

Office, Board of Assessors, 320 Broadway, New York, June 20, 1911.

Hon. W. J. GAYNOR, *Chairman, Board of Estimate and Apportionment,* 277 Broadway, New York City:

Sir—The Board of Assessors respectfully requests the establishment in the office of the Board of Assessors of the following grades of positions:

	Incumbents.
Clerk, at $2,250 per annum	4
Stenographer, at $1,800 per annum	1

The three Clerks it is proposed to promote to the $2,250 per annum grade are James M. Clancy, Thomas J. Higgins, and Hiram A. Faron.

Mr. Clancy was appointed 1898; his present salary is $2,100 per annum. He has charge of all claims for damages alleged to have been caused by a change in the grade of streets in all boroughs. The Board feels that his position (the office title of which is "Change of Grade Clerk") is one of responsibility.

Mr. Higgins was appointed 1899; his present salary is $1,950 per annum. After the area of assessment, rates, etc., have been determined by the Board of Assessors, Mr. Higgins has supervision of all assessments in Manhattan, Brooklyn and The Bronx. He is called on to explain to owners and attorneys much detail in connection with individual assessments.

Mr. Faron was appointed 1898; his present salary is $1,950 per annum. He has charge of all Richmond and Queens assessment lists after the area, rates, etc. have been determined by the Board of Assessors. He is called on to explain to owners and attorneys much detail in connection with the individual assessments.

The two clerks it is proposed to promote to the $2,100 per annum grade are William M. Bostwick and Ernest Spitzer.

Mr. Bostwick was appointed in 1894; his present salary is $1,950 per annum. He is a computer of assessments. His long experience and acquaintance with assessment matters generally make him a most useful man in the office.

Mr. Spitzer was appointed in 1901; his present salary is $1,950 per annum. He has charge of the records, financial accounts and statistics of the office. Also all advertising of assessment lists. In addition he is qualified as a Stenographer and Typewriter and is frequently called on to do stenographic work in the office, taking the place of the regular stenographer in vacation time and at such times as one Stenographer is unable to keep his work up to date.

Arthur H. Parry, the Stenographer was transferred to this office from the Board of Water Supply in 1906; his salary at present is $1,650 per annum. The office of the Board of Assessors prior to February, 1910, had a Stenographer at a salary of $2,250 per annum. whose duties consisted of the taking of testimony and keeping of papers in connection with claims for damages brought under special acts of the Legislature. Since the resignation of the above Stenographer, Mr. Parry has taken all testimony submitted in these special matters. The position of Stenographer at $2,250 per annum was stricken from the Budget for 1911.

The Board in requesting the establishment of the above grades of positions would most respectfully call the attention of your Board to the present condition of the office, compared with its condition at any time, between January 1, 1898 and January 1, 1910. Without going into details, it may be said the records show from the years 1900 to 1909, inclusive, the average amount of unapportioned assessment lists, totaled $3,121,000 annually. Interest on this sum or the use of this sum by the Street Improvement Fund was absolutely lost to the City.

On June 9, 1911, there was in the office of the Board of Assessors, less than $100,000 of unapportioned assessment lists (14) all of which were regulating and grading lists affected by claims for damages.

The Board of Assessors fells that all of the above promotions requested are well merited and most respectfully ask favorable consideration by your honorable body. Respectfully submitted, THOMAS J. DRENNAN, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 20, 1911, the Board of Assessors requested the establishment, pursuant to the provisions of section 56 of the Greater New York Charter, of the following grades of positions:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk	$2,250 00	4
Stenographer	1,800 00	1

In connection therewith we report as follows:

The $2,250 grade of Clerk is proposed to increase the compensation of James M. Clancy, Thomas J. Higgins and Hiram A. Faron and Ernest Spitzer.

Mr. Clancy was appointed in 1898, and is at $2,100 per annum. He has charge of all claims for damages alleged to have been caused by a change in the grade of streets in all Boroughs. The Board states that his position is one of responsibility, and that his work merits the increase.

Mr. Higgins was appointed in 1899, and is at $1,950 per annum. After the area of assessment, rates, etc., have been determined by the Board of Assessors, Mr. Higgins has supervision of all assessments in Manhattan, Brooklyn and The Bronx. He is called on to explain to owners and attorneys detail in connection with individual assessments.

Mr. Faron was appointed in 1898, and is at $1,950 per annum. He has charge of all Richmond and Queens assessment lists after the area, rates, etc., have been determined by the Board of Assessors. He is called on to explain to owners and attorneys detail in connection with the individual assessments.

Mr. Spitzer was appointed in 1901, and is at $1,950 per annum. He has charge of the records, financial accounts and statistics of the office; and also of all advertising of assessment lists. In addition he is qualified as a Stenographer and Typewriter and is frequently called on to do stenographic work.

The $1,800 grade of Stenographer is proposed to increase Arthur H. Parry, at $1,650 per annum. Mr. Parry was transferred from the Board of Water Supply in 1906. The office of the Board of Assessors, prior to February, 1910, had a Stenographer at $2,250 per annum, whose duties consisted of the taking of testimony and keeping of papers in connection with claims for damages brought under special acts of the Legislature. Since the resignation of the above Stenographer, Mr. Parry has taken all testimony submitted in these special matters. The position of Stenographer at $2,250 per annum was stricken from the Budget for 1911.

The Board of Assessors states the following:

"In requesting the establishment of the above grades of positions we would most respectfully call the attention of your Board to the present condition of the office compared with its condition at any time between January 1, 1898, and January 1, 1910, Without going into details, it may be said the records show from the years 1900 to 1909, inclusive, the average amount of unappropriated assessment lists totaled $3,121,000 annually. Interest on this sum or use of this sum by the Street Improvement Fund was absolutely lost to the City.

"On June 9, 1911, there was in the office of the Board of Assessors less than $100,000 of unapportioned assessment lists, all of which were regulating and grading lists affected by claims for damages.

"The Board of Assessors feels that all of the above promotions requested are well merited and most respectfully ask favorable consideration by your honorable body."

The Secretary states that the request for Stenographer, at $1,800, should be for Stenographer and Typewriter at the same rate. The latter title is in conformity with the rules of the Municipal Civil Service Commission.

We recommend the adoption of the attached resolution approving of the request as noted above. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen; Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, recommends to the Board of Aldermen the establishment in the office of the Board of Assessors of the grades of positions, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Clerk	$2,250 00	4
Stenographer and Typewriter	1,800 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, returning for filing the request of the Commissioner of Docks for the establishment of grade of position of Assistant Superintendent of Ferries at $3,600, said request having been verbally withdrawn by the Commissioner of Docks.

Which was ordered filed and the Secretary directed to return the request to the Department of Docks and Ferries.

The Secretary presented a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, returning, for filing the request of the Commissioner of Docks for the establishment of two rates of pay for Painters and Letterers, viz., $4 and $4.50 per diem, said request having been verbally withdrawn by the Commissioner of Docks.

Which was ordered filed and the Secretary directed to return the request to the Department of Docks and Ferries.

The Secretary presented the following resolutions of the Board of Aldermen, requesting, and report of Comptroller recommending, issues of special revenue bonds as follows: $375 for the purpose of paying the salary of a Nurse in the Cumberland Street Hospital, Brooklyn, and $750 for paying salaries of two Trained Nurses in Metropolitan Hospital, Blackwells Island, at the rate of $750 per annum, each, from July 1 to December 31, 1911, Department of Public Charities, and approval of schedule for said funds.

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 and seventy-five dollars ($375), the proceeds whereof to be used by the Department of Public Charities for the purpose of paying salary of Nurse, at Cumberland Street Hospital, Brooklyn, from July 1, 1911.

Adopted by the Board of Aldermen, June 20, 1911, three-fourths of all the members, voting in favor thereof.

Approved by the Mayor, June 27, 1911. P. J. SCULLY, Clerk.

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 seven hundred and fifty dollars ($750), the proceeds whereof to be used by the Department of Public Charities for the purpose of paying salaries of two Trained Nurses, at the rate of $750 each per annum, from July 1 to December 31, 1911.

Adopted by the Board of Aldermen, June 13, 1911, three-fourths of all the members, voting in favor thereof.

Received from his Honor the Mayor, June 27, 1911, 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, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 13 and June 20, 1911, the Board of Aldermen adopted resolutions requesting the issue of special revenue bonds in the sums of $750 and $375, respectively, the proceeds to be used by the Department of Charities to pay the salaries of three Trained Nurses for the six months beginning July 1, 1911, at the rate of $750 per annum. In connection therewith I report as follows:

The Commissioner states that the Nurses are to be employed in social service work, visiting the homes of patients who have left the Department institutions, for the purpose of supplementing the medical treatment they have received. A similar service is maintained with satisfactory results at Harlem and Gouverneur Hospitals. Of the three additional Nurses, one is for the Cumberland Street Hospital, Brooklyn, and two for the Metropolitan Hospital, Blackwells Island.

I recommend the adoption of the attached resolutions granting the requests and approving schedule for the funds. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 20, 1911, and approved by the Mayor June 27, 1911, requesting an issue of special revenue bonds in the sum of three hundred and seventy-five dollars ($375), the proceeds whereof to be used by the Department of Public Charities for the payment of the salary of a Trained Nurse, at the Cumberland Street Hospital, Borough of Brooklyn, for the six months beginning July 1, 1911, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 three hundred and seventy-five dollars ($375), 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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 13, 1911,

requesting an issue of special revenue bonds in the sum of seven hundred and fifty dollars ($750), the proceeds whereof to be used by the Department of Public Charities for the payment of the salaries of two Trained Nurses at Metropolitan Hospital, Blackwells Island, for the six months beginning July 1, 1911, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 hundred and fifty dollars ($750), 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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of schedule for employees of the Department of Public Charities paid from special revenue bonds for the year 1911, as follows:

Department of Public Charities.

Institutions, Manhattan and The Bronx, Metropolitan Hospital—	
Wages, Regular Employees, Special Revenue Bond Force:	
Trained Nurses, 2 at, per annum	$750 00
Institutions, Brooklyn and Queens, Cumberland Street Hospital—	
Wages, Regular Employees, Special Revenue Bond Force:	
Trained Nurse, 1 at, per annum	$750 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller recommending, the issue of $7,500 special revenue bonds (subdivision 8, section 188 of the Charter), for the purchase of two automobiles for the Department of Bridges:

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 seven thousand five hundred dollars ($7,500), the proceeds whereof to be used by the Department of Bridges for the purpose of purchasing two automobiles.

Adopted by the Board of Aldermen June 27, 1911, three-fourths of all the members voting in favor thereof.

Approved by the Mayor July 5, 1911. P. J. SCULLY, Clerk.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 27, 1911, the Board of Aldermen adopted a resolution requesting special revenue bonds to the amount of $7,500 to provide for the purchase of two automobiles for the Department of Bridges. In connection therewith, I report as follows:

The Commissioner states that there are five automobiles in the Department. Four have been in service for five years, and the other for three years. As a result, the Commissioner states that all the machines are so worn that repairs cost an "almost prohibitive sum." He therefore proposes to purchase two new high-grade machines as soon as the requested appropriation is available.

The attached resolution, if adopted, will grant the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 27, 1911, and approved by the Mayor July 5, 1911, requesting an issue of special revenue bonds in the sum of seven thousand five hundred dollars ($7,500), the proceeds whereof to be used by the Department of Bridges for the purpose of purchasing two automobiles, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Comptroller, certifying three claims of Thomas Dwyer, pursuant to section 246 of the Charter, in the sum of $33,603.81, for labor and material furnished in and about the College of The City of New York:

City of New York, Department of Finance, Comptroller's Office, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of section 246 of the Charter I hereby certify that three claims have been presented by Thomas Dwyer for $42,560.55; $4,659.55 and for various items of interest, alleged to be due for labor and material furnished in and about the College of The City of New York; that such claims, according to the opinion of Acting Corporation Counsel G. L. Sterling, are illegal and invalid as against TheCity of New York, but, notwithstanding, in my judgment, it is equitable and proper for the City to pay a portion of said claims, inasmuch as the City has received value for the same; and that $33,603.81 is the amount which should be paid in full satisfaction thereof. Respectfully,

WM. A. PRENDERGAST, Comptroller.

City of New York, Department of Finance, Comptroller's Office, July 3, 1911.

In the matter of Claims 58,614, 58,615 and 58,617 of Thomas Dwyer for various amounts alleged to be due for work at the College of The City of New York.

Hon. WILLIAM A. PRENDERGAST, *Comptroller:*

Sir—Thomas Dwyer has presented three claims for various amounts for work in and about the College of The City of New York at St. Nicholas terrace, 140th street, Amsterdam avenue and 138th street, in the Borough of Manhattan.

*Claim No. 58,614 for $42,560.55.**

The first item of this claim is for $5,791.94 with interest from December 17, 1907, a balance alleged to be due under the first modification of a contract dated March 11, 1904, for mason, steel, iron, roofing, carpenter and electric work, known as Nos. 9,885 and 14,204, the modification bearing date the 4th of May, 1905.

The second item of this claim is for $5,741.94 with interest thereon from September 12, 1907, alleged to be due on the second modification of said contract, said modification bearing date May 4, 1905.

The third item is for $158.69 with interest from September 11, 1907, alleged to be due on the third modification of said contract, said modification bearing date July 18, 1905.

The fourth item is for $2,501.71 with interest thereon from December 17, 1907, alleged to be due on the fifth modification of said contract, said modification bearing date November 1, 1905.

The fifth item is for $3,015.69 with interest from December 16, 1907, the alleged value of certain extra labor performed and materials furnished.

The sixth item is for $4,474.13 with interest thereon from September 11, 1907, alleged to be due on a contract dated May 12, 1905, for labor and materials furnished for the erection of an additional story to the Chemical Building of the College of The City of New York.

The seventh item is for $845.29 with interest from April 16, 1908, alleged to be due upon the first modification of a contract for furnishing marble, mason, steel, iron, roofing, carpenter and electrical work for the building of said College, the said contract, dated May 10, 1905, was numbered 12,737 and 14,203, and known as the second contract, the modification bearing date July 18, 1905.

The eighth item is for $6,356.60 with interest from January 19, 1908, alleged to be due on the second modification of said second contract, said modification bearing date November 1, 1905.

The ninth item is for $926.80 with interest from June 20, 1908, alleged to be due on the third modification of the second contract, said modification bearing date July 14, 1906.

The tenth item is for $288 with interest from January 21, 1908, alleged to be due under the fourth modification of the second contract, said modification bearing date November 17, 1906.

The eleventh item is for $901.20 with interest from June 20, 1908, alleged to be due under the fifth modification of the second contract, said modification bearing date the 10th of July, 1907.

The twelfth item is for $313.26 with interest from April 24, 1908, alleged to be due under the sixth modification of the second contract, said modification bearing date July 30, 1907.

The thirteenth item is for $11,145.30 with interest from June 22, 1908, alleged to be due for labor and material furnished in addition to the second contract and the various modifications thereof.

Claim No. 58,615 for $4,659.55.

The items of this claim are stated to be as follows:

1. Sweeping and cleaning floors, walls, dusting and moving furniture, moving cases and boxes and furnishing necessary equipment therefor, etc., at the buildings of the College of The City of New York from October 4, 1906, to February 25, 1907, for which itemized bills were submitted on April 1, 1907, to the Board of Trustees of the College of The City of New York	$3,644 30
2. For furnishing material and performing labor for the erection of certain partitions at said buildings	*72 25
3. For furnishing material and performing labor in erecting an inclined platform on the Convent avenue entrance of the main building of the College of The City of New York and platform, steps and rail in gymnasium	170 00
4. For furnishing material and performing labor in the erection of certain shelving for the buildings of the College of The City of New York	125 00
	$4,659 55

Also interest on said sums from the time when they respectively became due, viz.: $3,644.30 from February 25, 1907; $720.25 from January 20, 1906; on $170 from October 10, 1906, and on $125 from October 10, 1906.

Claim No. 58,617 for Interest.

This claim is for interest on various amounts stated as follows:

1. Interest at the rate of 6 per cent. per annum on the sum of $109,834 from June 22, 1908, to January 29, 1909, said sum being an amount earned by and payable to me under my contract with The City of New York by the Board of Trustees of the College of The City of New York for marble, mason, steel, iron, roofing, carpenter and electric work for the buildings of the College of The City of New York, St. Nicholas terrace, 140th street, Amsterdam avenue and 138th street, Borough of Manhattan, City of New York, said contract being known and designated as the second contract dated May 10, 1905, for the sum of $880,660, and numbered 12,737 and 14,203, said sum of $109,834 being the sum earned by and payable to me under the aforesaid contract and wrongfully retained by The City of New York between said dates aforesaid.

2. And also interest at the rate of 6 per cent. per annum on the sum of $139,769 from January 29, 1909, to April 23, 1909, said sum being the sum earned by and payable to me under the aforesaid contract and wrongfully retained by The City of New York between said dates aforesaid.

3. Also interest at the rate of 6 per cent. on the sum of $20,000 from April 23, 1909, to June 14, 1909, said sum being the sum earned by and payable to me under the aforesaid contract and wrongfully retained by The City of New York between said dates aforesaid.

An action having been instituted for the recovery of the amounts claimed the papers in the case were transmitted to the Corporation Counsel for his information in conducting the defense.

In reference thereto a communication, dated June 30, 1911, was addressed to you by Acting Corporation Counsel G. L. Sterling. It was stated therein in part: "The plaintiff, Thomas Dwyer, entered into two contracts with The City of New York for the erection of buildings for the City College. The first contract was dated March 11, 1904, and the second May 10, 1905. The contract dated March 11, 1904, was for the furnishing of all material and performing all work necessary or proper for completing the mason, steel, iron roofing and electric work of the buildings of the College of The City of New York, according to the plans and specifications, and the contract let on May 10, 1905, known as the 'second contract,' provided for additional mason, iron and marble work, carpenter work, elevators, electric and other work for the buildings of the College of The City of New York. The estimated cost of the first contract was $1,625,000, and the estimated cost of the second contract was $880,660. After the contractor entered upon the performance of his work, it was found necessary from time to time to modify and supplement the original contracts, and, to that end, the Trustees of the City College entered into several supplemental or modifid contracts, eliminating certain work and adding other work. The claim of plaintiff is divided into twenty-one items, as follows:

Complaint.			
No. 5	1.	Balance on the original contract due but unpaid	$1,700 44
No. 7	2.	Balance due on the first modification of Contract No. 1	5,791 94
No. 8	3.	Balance due on second modification of Contract No. 1	5,741 94
No. 9	4.	Balance due on third modification of Contract No. 1	158 69
No. 10	5.	Balance due on fourth modification of Contract No. 1	2,501 71
No. 12	6.	Balance due on sixth modification of Contract No. 1	4,474 13
No. 18	7.	Balance due on first modification of Contract No. 2	845 29
No. 19	8.	Balance due on second modification of Contract No. 2	6,356 60
No. 20	9.	Balance due on third modification of Contract No. 2	†2,926 80
No. 21	10.	Balance due on fourth modification of Contract No. 2	288 00
No. 22	11.	Balance due on fifth modification of Contract No. 2	901 20
No. 23	12.	Balance due on sixth modification of Contract No. 2	313 26
No. 6	13.	Interest on $232,000 from Dec. 12, 1907, to Feb. 25, 1908	2,668 00
No. 66	14.	Interest on $32,000 from Feb. 25, 1908, to May 15, 1909	2,346 67
No. 6	15.	Interest on $10,000 from Jan. 29, 1909, to May 15, 1909	178 33
No. 6	16.	Interest on this interest to date.	
No. 11	17.	Extra work on oral orders under first contract	3,015 69
No. 24	18.	Extra work on oral orders under second contract	11,176 70
No. 27	19.	Unpaid balance on sweeping contract (written order by President Finley), consisting of the furnishing of brooms, pans, etc., and performing the work of sweeping the buildings of the College of The City of New York	3,644 30
No. 30	20.	Extra work, consisting of the erection of certain partitions in the sub-freshman building at the College of The City of New York	720 25
No. 33	21.	Extra work, consisting of the installation of certain shelving in the buildings of the College of The City of New York and the furnishing of certain platforms	295 00

In each case where the original contracts were modified or supplemented by additional contracts, it was at the instance of the Board of Trustees of the City College, which board was of the opinion that it was necessary, in order to properly

---

*Should be $720.25.

†Should be $926.80.

*Should be $42,460.55.

carry out the contracts, to have certain additional work performed and certain work called for by the contracts eliminated. The architect attempted to agree with the contractor on the amounts which should be allowed the City for the work eliminated and which should be charged for the additional or extra work found necessary. After the contracts were completed, a question arose as to the authority of the Board of Trustees to make the modified contracts, and also whether or not the work performed and materials furnished were of the value claimed. The architects made an examination of the value of the materials furnished and work performed under the supplemental and modified agreements, and reported that the fair and reasonable value of same, including an item of $1,700.44 due on original Contract No. 1, is $30,000. Since that time, however, they have gone over the matter a second time and checked up the cost data, and have decided that there was an error in the first statement, and that the value of the work and materials is $26,100. Certain other work was performed and materials furnished under oral orders and the amount claimed for this item is $18,820.04. After an examination by the architects of the work performed under all oral orders, they state that an allowance of $5,569.95 would be fair. In addition to these items, it appears that the contractor, at the request of the President of the City College and in pursuance of written orders issued by him, kept the College buildings swept and cleaned for a period of about one year, and the amount claimed for this work is $3,644.30, and it was agreed that an allowance of $3,644.30 should be made therefor. A balance of $1,700.44, due on original Contract No. 1, was never paid, although admittedly due, and that amount with interest thereon the architects report should be allowed, amounting in all to $1,896.19, of which amount the principal $1,700.44 is included in the allowance of $26,100. I am informed that a list of items allowed by the architects, at what they consider the fair and reasonable value of the work performed, including the amount due for sweeping and the amount due on original contract which was withheld and which should have been paid, is as follows:

Balance due on original Contract No. 1	$1,700 44
Interest due thereon	195 75
Balance due on modified and supplemental contracts	24,399 56
Balance due for sweeping and cleaning City College	3,644 30
Extra work due for partitions in sub-freshmen's room and shelving, etc.	1,015 00
Amount due for work performed on verbal orders for which a claim of $14,192.39 was made	4,544 95
Total	$35,500 00

The oral contracts or orders and the alleged contract made for the work of sweeping, which work was performed on the written order of the President of the College, were not properly made and are not a legal charge against the City. The work ordered on supplemental and modified agreements eliminating certain work called for by the original contracts and adding other work, was, in my opinion, not properly contracted for. In all these cases, however, it is admitted by the Trustees of the City College, the architects, and your office that the work and materials claimed to have been performed and furnished were performed and furnished, and that the contractors should be paid the fair and reasonable value therefor. Under the circumstances, these items would necessarily have to be paid under section 246 of the Charter. The item of $1,700.44, which is due under original Contract No. 1, was contracted for in compliance with the provisions of the Charter, and that amount, plus interest, making in all $1,896.19, should be paid as a legal claim. Under the circumstances, I advise that the entire claim be adjusted at what you believe to be the fair and reasonable value, and I understand that the contractor will accept in full payment the sum of $35,500, without interest or costs, and that your office is of the opinion that an adjustment of the entire claim at that sum would be proper, and that the City would be paying only the fair and reasnoable value for all the work performed.

Under date of June 5, 1911, a report was made upon these claims by Chandler Withington, Principal Assistant Engineer, employed in this Department, in which he made the following recommendation: "Considering the claim as presented, irrespective of the legal questions, I estimate that $35,500 would be a fair and reasonable settlement for all the claims. This figure is based on the following calculation:

Balance on Contract No. 1	$1,700 44
Balance on modification of Contracts Nos. 1 and 2	24,399 56
Balance on sweeping	3,644 30
Extra work, partitions on sub-freshmen's building	720 00
Extra work, shelving	295 00
Extra work (verbal orders) under No. 1 and No. 2 Contracts	4,544 95
Interest on $1,700.44 from Nov. 6, 1909, to June 15, 1911	195 75
	$35,500 00

From the investigations that have been made and from the above-mentioned opinion of the Acting Corporation Counsel, it appears that the following allowances should be made to this claimant in accordance with the provisions of section 246 of the Charter:

Balance on modification of first and second contracts	$24,399 56
Balance on sweeping	3,644 30
Extra work, partitions on sub-freshmen's building	720 00
Extra work, shelving	295 00
Extra work, under first and second contracts	4,544 95
	$33,603 81

It is, therefore, respectfully recommended that the certificate prescribed in said section 246 of the Charter be issued in favor of Thomas Dwyer in the sum of $33,603.81 in full payment of the above-mentioned claims Nos. 58,614, 58,615 and 58,617.

Respectfully, JAS. L. HANCE, Auditor of Accounts.

Approved: ALBERT S. HADLOCK, Chief, Division of Law and Adjustment.

Approved July 5, 1911: WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to section 246 of the Charter, the Board of Estimate and Apportionment hereby determines that the City has received a benefit from Thomas Dwyer and is justly and equitably obligated to pay to him, without interest, the sum of $33,603.81 for labor and material furnished in and about the College of the City of New York; that the said sum shall be paid in full satisfaction of three claims which have been presented by him for $42,560.55, for $4,659.55, and for various items of interest alleged to be due for such labor and material, and shall be paid only upon the execution by said Thomas Dwyer of a full release in favor of the City in such form as shall be approved by the Corporation Counsel, and also upon the discontinuance of the action which has been instituted for a recovery of the amounts claimed, and that the Comptroller is hereby authorized to pay the said sum of $33,603.81 out of the Bond Account "College of the City of New York, New Site and Buildings."

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following report of the Comptroller certifying, pursuant to section 246 of the Charter, the claims of Andrew J. Maguire for $250, salary as Supervisor of Janitors in the Department of Education for the month of July, 1910, and of John S. Bannon, Frank T. Bergan and Thomas H. Dibbins, for salary as Assistant Supervisors of Janitors for the months of May and July, 1910, in the sum of $416.66 each:

City of New York, Department of Finance, Comptroller's Office, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of section 246 of the Charter, I hereby certify that claims have been presented by Andrew J. Maguire, as Supervisor of Janitors in the Department of Education, for $250, alleged to be due him as salary for the month of July, 1910, and by John S. Bannon, Frank T. Bergan and Thomas H. Dibbins, as Assistant Supervisors of Janitors, for $416.66, alleged to be due to each of them as salary for the months of May and July, 1910; that such claims, according to the opinion of Acting Corporation Counsel G. L. Sterling, are illegal and invalid as against The City of New York, but, notwithstanding, in my judgment, it is equitable and proper for the City to pay said claims, inasmuch as the City has received value for the same, and that the amounts which should be paid are as follows:

Andrew J. Maguire, Supervisor of Janitors, July, 1910	$250 00
John S. Bannon, Assistant Supervisor of Janitors, May and July, 1910	416 66
Frank T. Bergan, Assistant Supervisor of Janitors, May and July, 1910	416 66
Thomas H. Dibbins, Assistant Supervisor of Janitors, May and July, 1910	416 66

Respectfully, WM. A. PRENDERGAST, Comptroller.

City of New York, Department of Finance, Comptroller's Office, July 3, 1911.

In the matter of the applications made by Andrew J. Maguire, John S. Bannon, Frank T. Bergan and Thomas H. Dibbins for the adjustment by the Board of Estimate and Apportionment, under section 246 of the Charter, of their claims for various amounts alleged to be due them as Supervisor and Assistant Supervisors of Janitors in the Department of Education.

Hon. WILLIAM A. PRENDERGAST, *Comptroller:*

Sir—Under date of May 25, 1911, a report was made by me upon these applications. In accordance with the recommendation therein contained the papers in reference thereto were transmitted to the Corporation Counsel with a rquest for his opinion as to whether or not the claims were a proper subject for certification to the Board of Estimate and Apportionment for adjustment under section 246 of the Charter.

In reply to such request, a communication dated July 1, 1911, was addressed to you by Acting Corporation Counsel G. L. Sterling, in which he stated in part: "I think that section 246 was designed to meet such cases as these under discussion. It distinctly empowers the Board of Estimate and Apportionment to authorize by a unanimous vote the payment of claims based upon justice when the City has received a benefit for which it is under no legal obligation to pay. In the cases of Messrs. Maguire, Bergan, Bannon and Dibbins we find that they were appointed to their respective positions, that they rendered services, but that they were not paid because the public authorities failed legally to fix their compensation. Such a state of facts places the City under a moral obligation to pay even if it is not legally obligated. The only claims, as I read the statute, which may not be allowed, are those which are barred by lapse of time and those which arise out of appointments violating the Civil Service Law. Since the salaries sought by the four applicants are not outlawed, and since each applicant was legally appointed, their claims are not prohibited by the two inhibitions of the statute. Indeed, the very provision which excludes from the benefits of the statute those claims based upon appointments which contravene the Civil Service Law, seems implicitly to authorize the settlement of those based upon appointments which accord with it. The constitutionality of the statute was recently upheld by the Appellate Division, Second Department, in the case of Dady vs. Prendergast, and I am, therefore, aware of no reason preventing you from certifying to the Board of Estimate and Apportionment the claims which have been filed with you for that purpose."

It would appear from the opinion of the Acting Corporation Counsel that these claimants are entitled to the equitable adjustment of their claims. It is, therefore, respectfully recommended that your certificate be issued, as prescribed in section 246 of the Charter, in favor of these claimants in the following amounts:

Andrew J. Maguire, Supervisor of Janitors, July, 1910, $250.
John S. Bannon, Assistant Supervisor of Janitors, May and July, 1910, $416.66.
Frank T. Bergan, Assistant Supervisor of Janitors, May and July, 1910, $416.66.
Thomas H. Dibbins, Assistant Supervisor of Janitors, May and July, 1910, $416.66.

Respectfully, JOS. L. HANCE, Auditor of Accounts.

Approved, July 3, 1911: ALBERT E. HADLOCK, Chief of the Division of Law and Adjustment.

Approved, July 5, 1911: WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to section 246 of the Charter, the Board of Estimate and Apportionment hereby determines that the City has received a benefit from Andrew J. Maguire, Supervisor of Janitors in the Department of Education, and from John S. Bannon, Frank T. Bergan and Thomas H. Dibbins, Assistant Supervisors of Janitors in the said Department, and is justly and equitably obligated to pay them for their services, without interest, the amounts and for the periods stated below, namely:

Andrew J. Maguire, Supervisor of Janitors; July, 1910	$250 00
John S. Bannon, Asst. Supervisor of Janitors; May and July, 1910	416 66
Frank T. Bergan, Asst. Supervisor of Janitors; May and July, 1910	416 66
Thomas H. Dibbins, Asst. Supervisor of Janitors; May and July, 1910	416 66

—that the said sums shall be paid them in full satisfaction of the claims which they have presented for such services and shall be paid only upon the execution by each of them of a full release in favor of the City in such form as shall be approved by the Corporation Counsel, and that the Comptroller is hereby authorized to pay the said sums out of the Revenue Bond Fund for Claims, Back Salaries R-C1-3.

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, The Bronx, Queens and Richmond—16.

The Secretary presented a communication from the Flatbush Board of Trade of Brooklyn, protesting the erection in City Hall Park, Manhattan, of the proposed new Court House.

Which was referred to the Court House Board.

The Secretary presented the following communication from Mr. Reon Barnes, relative to the proposed contract with the Urban Water Supply Company, together with a report of the committee consisting of the Comptroller and the Chief Engineer of the Board, to whom this communication was referred June 29, 1911, stating that this proposed contract was reported to the Board, and was referred back to the Commissioner of Water Supply, Gas and Electricity, with a request for a specific recommendation, and that there is now nothing pending before the Board:

Reon Barnes, 45 Broadway, New York, June 26, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor,* City of New York:

Dear Sir—I trust you received the communication which I had the honor to address to you on the 1st inst., touching somewhat upon water supply matters generally, but more particularly and urgently with respect to the offer of the Urban Water Supply Company to furnish to the City in the Borough of Queens, water at $55 per million; all as more definitely set out in the contract which was approved by the Commissioner of Water Supply and by him sent to the Board of Estimate and Apportionment for its consent, in August, 1910. Since the date last above-mentioned some suggestions have been made tending to modify by making more clear the intent of the respective parties, and have been embodied in the proposed contract.

The only remaining objection to the making of the contract (if indeed it shall be dignified as such), is that presented by the Commissioner, to wit: "The making of this contract would simply make an additional private water company for the City to purchase."

This company did not derive its corporate existence from the Department of Water Supply; on the contrary, the Woodside Water Company was incorporated under the Laws of the State of New York in 1892, and its successor, the Urban Water Supply Company, is a going concern with admittedly one of the best plants in the City.

In view of the fact that the vacation period usually availed of by the Board of Estimate and Apportionment in the past is near, and if we be not chargeable with impatience, may I respectfully bespeak your good offices in the premises to the end that the matter be disposed of at the regular meeting of the Board of Estimate and Apportionment this week? Yours truly, REON BARNES.

Board of Estimate and Apportionment, City of New York, July 3, 1911.

To the Honorable, the Board of Estimate and Apportionment:

Gentlemen—At the meeting of the Board of Estimate and Apportionment held on June 29, 1911, a communication was presented from Mr. Reon Barnes requesting the Board to take action on a proposed contract with the Urban Water Supply Com-

pany for furnishing an additional supply of water in the First Ward of the Borough of Queens, which communication was referred to the Comptroller and the Chief Engineer of the Board.

Mr. Barnes in writing his letter appears to be under the impression that the proposed contract with the Urban Water Supply Company is now pending before the Board. This, however, is not the case. The same committee to which Mr. Barnes' letter was referred submitted to the Board of Estimate and Apportionment at its meeting held on April 27, 1911, a report dealing with this proposed contract, advising the Board that the contract as originally drawn had been changed in a number of particulars, and referring to a communication of the Commissioner of Water Supply, Gas and Electricity upon the general subject of the acquisition of private water companies and recommending in conclusion that the entire matter be referred back to the Commissioner of Water Supply, Gas and Electricity with the modified form of contract. The committee further recommended that the Commissioner be requested to advise the Board whether, in view of the circumstances outlined in the report, he still believed it to be advisable to enter into the proposed contract with the Urban Water Supply Company. On May 18, 1911, there was again referred to the same committee, a communication from the Commissioner of Water Supply relating to the general question of the acquisition of private water companies, and asking that the committee, to which had been referred his previous communication, be requested to submit a report in order that he might be advised as to the policy of the Board in this matter. On June 8, 1911, the committee submitted a report stating that certain information which had been requested had not yet been received, and that as soon as the necessary data should have been collected, its report would be submitted. This has now been done, and a report is to be presented to the Board on July 6 for reference to the Commissioner of Water Supply. Whether the Board agrees or disagrees with the report of the committee on the future policy of the City with respect to private water companies, the Commissioner of Water Supply will be in a position to make a final recommendation as to the contract with the Urban Water Supply Company, the form of which as modified is acceptable to your committee, but, as has been herein explained, there is nothing relating to this contract now before the Board. Respectfully,

WM. A. PRENDERGAST, Comptroller; NELSON P. LEWIS, Chief Engineer, Board of Estimate and Apportionment.

The report of the committee was approved 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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Comptroller, the President of the Borough of Richmond and the Chief Engineer of the Board, to whom was referred, on April 27, 1911, a communication presented by Mr. Daniel F. Kiely offering to sell to the City the plants and franchise of the South Shore Water Works Company of Staten Island.

Which was laid over one week.

The Secretary presented a report of the Comptroller and the Chief Engineer of the Board, to whom were referred on June 15, 1911, specifications submitted by the Commissioner of Water Supply, Gas and Electricity for Flaming Arc Lamps to be installed where deemed advisable in public buildings of the City.

Which was laid over one week.

The Secretary presented a report of the Committee consisting of the Comptroller and the Chief Engineer of the Board, to whom was referred on October 21, 1910, a communication from the Commissioner of Water Supply, Gas and Electricity relative to the acquisition of private water companies, in which he recommended that a special appropriation be made to conduct an investigation to determine the value of these private companies, etc.

Which was laid over one week.

The Secretary presented the following report of Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, recommending the establishment in the office of the President of the Borough of Manhattan, the position of Consulting Engineer of Sewers at $6.000 per annum:

(On June 29, 1911, the request of the President of the Borough of Manhattan for the establishment of the above position was referred to said Committee.)

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 6, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 29, 1911, the President of the Borough of Manhattan requested the establishment in his office, pursuant to the provisions of section 56 of the Greater New York Charter, of the grade of position of Consulting Engineer of Sewers, at $6,000 per annum, for one incumbent. In connection therewith we report as follows:

The President states that in effecting a partial reorganization of the Bureau of Sewers, and in carrying on at the same time the survey for a proposed new system for the southern part of Manhattan, for which funds have been appropriated, he finds it necessary to reserve the present Chief Engineer of the Bureau, Horace Loomis, more particularly for the consulting side of the work.

The President also states the following:

"The establishment of the new grade of position at the same compensation now paid the Chief Engineer, will permit me to appoint a Chief Engineer, who will be able to give his entire time to the executive and outside branch of the work, and at the same time retain the services of Mr. Loomis, who, because of his experience of nearly forty years in the engineering branch of the public service, will be well nigh indispensable to the proper carrying out of the plans we have in view."

We recommend that the request be approved by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, President, Board of Aldermen, Select Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the President of the Borough of Manhattan of the grade of position, in addition to those heretofore established, as follows:

Title.	Rate Per Annum.	Number of Incumbents.
Consulting Engineer of Sewers.....	$6,000 00	1

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the College of The City of New York requesting, and report of the Comptroller recommending, the transfer of $300 from No. 1284 to No. 1283, supporting the appropriation made to said college for the year 1911:

The College of The City of New York, Office of the Board of Trustees, St. Nicholas Terrace and 139th Street, June 23, 1911.

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

Gentlemen—Application is herewith made to your Honorable Board for the transfer of $300 from the appropriation entitled, "Repairs and Replacements by Contract or Open Order, 1284," to the appropriation, "Repairs and Replacements by Departmental Labor, 1283." This transfer is required to purchase materials for mechanics employed by the college to make repairs to the operating plant.

Yours respectfully, JAS. W. HYDE, Secretary.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 23, 1911, the Secretary of the College of The City of New York requested the transfer of $300 within 1911 appropriations for the college. The debit account is No. 1284, Repairs and Replacements by Contract or Open Order, and the credit, No. 1283, Repairs and Replacements by Departmental Labor. The Budget allowance for No. 1284 is $5,850 and for No. 1283 $3,160.17. The transfer is for the purchase of materials to be used by the mechanics in the employ of the college to make repairs which would otherwise be made under contract.

I recommend that the request be granted by the adoption of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the College of The City of New York for the year 1911 as follows:

From

1284. Repairs and Replacements by Contract or Open Order..... $300 00

To

1283. Repairs and Replacements by Departmental Labor..... $300 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller, an issue of $1,500 special revenue bonds (subdivision 8, section 188 of the Charter), to be used by the Commissioner of Records, Kings County, for the purchase and installation of steel map and filing cases, and for making such necessary alterations in old steel cases now in said office as may be required, for the storage, care and preservation of maps and records of Kings County:

In the Board of Aldermen.

Resolved, That, in pursuance to 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 one thousand five hundred dollars ($1,500), the proceeds whereof to be used by the Commissioner of Records of the County of Kings for the purchase and installation of steel map and filing cases and for making such necessary alterations in old steel cases now in said office as may be required, for the storage, care and preservation of maps and records of Kings County.

The purchase, installation and alteration of said cases are to be made with the approval and under the supervision of the President of the Borough of Brooklyn.

Adopted by the Board of Aldermen, April 25, 1911, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, May 9, 1911, 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, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On April 25, 1911, the Board of Aldermen adopted the following resolution:

"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 one thousand, five hundred dollars ($1,500), the proceeds whereof to be used by the Commissioner of Records of the County of Kings for the purchase and installation of steel map and filing cases, and for making such necessary alterations in old steel cases now in said office as may be required, for the storage, care and preservation of maps and records of Kings County. The purchase, installation and alteration of said cases are to be made with the approval and under the supervision of the President of the Borough of Brooklyn."

On June 6, 1911, the Board of Aldermen adopted the following resolution:

"Resolved, That, pursuant to the provisions of section 419 of the Charter of The City of New York, the Board of Aldermen, deeming it for the public interest, hereby authorizes and empowers the Commissioner of Records of the County of Kings to purchase, in open market, instead of by contract at public letting, for the storage, care and preservation of maps and records, five steel map and filing cases, to be installed in his office, and to make such necessary alterations in old steel cases now in said office, as may be required, at a cost not to exceed the sum of one thousand, five hundred dollars ($1,500)."

Examination by the Department of Finance shows that the following work is necessary in the office of the Commissioner of Records of the County of Kings:

Construct and install one combination metal case for old filed maps, also for maps, plans and drawings. The case to be 15 feet 3 inches long, 7 feet 8½ inches high and 2 feet 10 inches deep, with 224 pigeonholes for maps, and 56 drawers for plans, etc.

Install doors for pigeon hole compartments and locking divice for drawers.

Construct and install one combination plan and book-case, 38 inches wide, 6 feet, 8 inches high, and 21 inches deep.

The present book case to be moved to another position and fitted into place, with such alterations as are necessary.

Metal backs to be fitted to three cases already installed.

Provide means for locking four filing cases (total length about 12 feet, height about 6 feet).

Alter map tubes and drawers underneath the same by removing 143 tubes (the lower 11 rows), and four drawers underneath, and install in place thereof nine drawers, 5½ feet long, 3¼ inches high, and 26 inches deep (from front to back).

Install locking device on remaining map tubes, new drawers and drawers of case adjoining thereto on the right containing cupboards and drawers.

Alter present closets (together about 2¾ feet wide and 6 feet high), and install in place thereof, one tier of book rollers, 1½ feet wide, similar in construction and design to those now in position in the book cases adjoining; and install steel curtain in front of same, of similar construction and design as those already in position; install underneath said book roller case one drawer 1½ feet wide and 8 inches high, to conform with drawers in adjoining cases.

Construct and install in remaining space of present closets (about 14 inches in width and 6 feet in height), a closet with sheet steel door, said closet to begin at present base and to be the full height of present closets.

Construct and install one steel drawer for table of same size and similar in every way to present drawer, to be placed directly under present drawer.

Make minor adjustments to present furniture.

The $1,500 asked for is a moderate sum to allow for this work.

I recommend, therefore, the authorization of this amount, pursuant to the request of the Board of Aldermen, by the adoption of the attached resolution.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on April 25, 1911, requesting an issue of special revenue bonds in the sum of one thousand five hundred dollars ($1,500), the proceeds whereof to be used by the Commissioner of Records of the County of Kings for the purchase and installation of steel map and filing cases and for making such necessary alterations in old steel cases now in said office as may be required for the storage, care and preservation of maps and records of Kings County, the purchase, installation and alteration of said cases to be made with the approval and

under the supervision of the President of the Borough of Brooklyn, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 one thousand five 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Education requesting, and report of the Comptroller, recommending, transfer of $3,158.40 within the special school fund for the year 1909, and $2,475 within the special school fund for the year 1910, the said transfers for each year representing adjustments within the total appropriations for repairs and replacements:

Resolved, That the Board of Estimate and Apportionment be, and it is hereby, respeectfully requested to approve the following transfers:

From the Special School Fund for the year 1909, and from the item contained therein, entitled "Repairs and Replacements by Contract or Open Order, General Repairs, No. 885, Borough of Brooklyn," which item is in excess of its requirements $3,158 40

To the item also, contained within the Special School Fund for the year 1909, entitled "Repairs and Replacements by Contract or Open Order, Furniture and Repairs of, No. 890, Borough of Manhattan," which item is insufficient for its purposes 3,158 40

—and

From the Special School Fund for the year 1910, and from the items contained therein entitled as follows:

Repairs and Replacements by Contract or Open Order, Pianos and Repairs of, No. 1019, Borough of Queens	$100 00
Pianos and Repairs of, No. 1019, Borough of Queens	75 00
Furniture and Repairs of, No. 1012, Borough of The Bronx	100 00
Furniture and Repairs of, No. 1012, Borough of The Bronx	2,200 00

—which items are in excess of their requirements.

To the items also contained within the Special School Fund, for the year 1910, as follows:

Repairs and Replacements by Contract or Open Order, Pianos and Repairs of, No. 1016, Borough of Manhattan	$100 00
Pianos and Repairs of, No. 1018, Borough of Brooklyn	75 00
Furniture and Repairs of, No. 1013, Borough of Brooklyn	100 00
Electrical Installation and Repairs, No. 1028, Borough of Brooklyn	2,200 00

A true copy of resolution adopted by the Board of Education on June 14, 1911.

A. E. PALMER, Secretary, Board of Education.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Board of Education requested Special School Fund transfers, as follows:

For the year 1909—

From

885. General Repairs, Borough of Brooklyn	$3,158 40

To

890. Furniture and Repairs of, Borough of Manhattan	$3,158 40

For the year 1910—

From

1019. Pianos and Repairs of, Borough of Queens	$175 00
1012. Furniture and Repairs of, Borough of The Bronx	2,300 00
	$2,475 00

To

1016. Pianos and Repairs of, Borough of Manhattan	$100 00
1018. Pianos and Repairs of, Borough of Brooklyn	75 00
1013. Furniture and Repairs of, Borough of Brooklyn	100 00
1028. Electrical Installation and Repairs, Borough of Brooklyn	2,200 00
	$2,475 00

The proposed transfers for each year represent readjustments within the total appropriations for Repairs and Replacements, which allowances are segregated in the budget by boroughs into items for general repairs, furniture and repairs of, pianos and repairs, etc. The actual liabilities as of June 29, 1911, in the several credit accounts are stated by the Auditor of the Board of Education to be as follows:

Liabilities to be Liquidated.

890. Furniture and Repairs of, Borough of Manhattan, 1909:	
Geo. W. Benham, furniture, Public School 10	$3,289 70
1016. Pianos and Repairs of, Borough of Manhattan:	
W. W. Kimball & Co., De Witt Clinton High School	$90 00
Aeolian Company, various	12 50
	$102 50
1018. Pianos and Repairs of, Borough of Brooklyn, 1910:	
Sohmer & Co., Curtis High School	10 00
Goetz & Co., Public School 127	3 00
M. P. Moller, Teachers' Training School	27 08
Goetz & Co., various	34 50
	$74 58
1013. Furniture and Repairs of, Borough of Brooklyn, 1910:	
Chas. G. Webber, Public School 91	$11 00
Jos. Maier, Public School 16	12 75
Jos. Maier, Public School 11	3 00
Jos. Maier, Public School 41	1 00
Jos. Maier, Public School 59	8 50
L. E. Atherton, Public School 45	23 00
E. Lampert & Son, Public School 136	2 00
P. W. Taylor, Public School 78	3 00
Jos. Maier, Public School 20	1 50
P. W. Taylor, office	2 50
Z. Hermannsen, various	23 01
Richmond School Furniture Company, storehouse	9 00
	$100 26
1028. Electrical Installation and Repairs, Borough of Brooklyn, 1910:	
W. R. Ostrander, shop	$3 50
W. R. Ostrander, shop	3 90
Sales Department, E. P. Gleason Company, Public School 140	10 00
Sales Department, E. P. Gleason Company, Public School 143	4 50
Sales Department, E. P. Gleason Company, Public School 126	6 00
Sales Department, E. P. Gleason Company, C. H. S.	9 50
The Standard Electric Time Company, E. D. H. S.	1 52
Hundh Electric Company, Public School 147	80
H. W. Johns-Manville Company, shop	1 50
Hammacher, Schlemmer & Co., various	43 66
German American Electric Company, Public School 43	4 80
Apex Electric Company, E. D. H. S.	260 00
C. M. O'Connor, Public School 45	493 70
Apex Electric Company, Public School 33	215 00
N. Y. Construction Company, shop	575 00
Apex Electric Company, office	315 00
Commercial Construction Company, Public School 149	264 00
	$2,212 38

There are ample balances in the debit accounts for the transfers.

I recommend that the request be granted by the adopttion of the attached resolution. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the Department of Education for the year 1909, as follows:

From

885. Repairs and Replacements by Contract or Open Order, General Repairs, Borough of Brooklyn	$3,158 40

To

890. Repairs and Replacements by Contract or Open Order, Furniture and Repairs of, Borough of Manhattan	$3,158 40

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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 237 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the transfer of funds appropriated to the Department of Education for the year 1910, as follows:

From

Repairs and Replacements by Contract or Open Order for 1910—

1019. Pianos and Repairs of, Borough of Queens	$175 00
1012. Furniture and Repairs of, Borough of The Bronx	2,300 00

To

Repairs and Replacements by Contract or Open Order for 1910—

1016. Pianos and Repairs of, Borough of Manhattan	$100 00
1018. Pianos and Repairs of, Borough of Brooklyn	75 00
1013. Furniture and Repairs of, Borough of Brooklyn	100 00
1028. Electrical Installation and Repairs, Borough of Brooklyn	2,200 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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Education requesting, and report of the Comptroller recommending, transfer of $28.62, within the Special School Fund for 1910, from "No. 1012—Repairs and Replacements, Furniture, Borough of The Bronx," to "No. 1064—Water, Borough of Queens."

Resolved, That the Board of Estimate and Apportionment be, and it is hereby, respectfully requested to transfer the sum of twenty-eight dollars and sixty-two cents ($28.62) from the Special School Fund for the year 1910, and from the item contained therein entitled "Repairs and Replacements by Contract or Open Order, Furniture and Repairs of, No. 1012, Borough of The Bronx," which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1910, entitled "Water, No. 1064, Borough of Queens," which item is insufficient for its purposes.

A true copy of resolution, adopted by the Board of Education on June 14, 1911.

A. E. PALMER, Secretary, Board of Education.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 14, 1911, the Board of Education requested the transfer of $28.62 within the Special School Fund for 1910, from No. 1012, Repairs and Replacements, Furniture, Borough of The Bronx, to No. 1064, Water, Borough of Queens.

The expenditures for water for public schools in Queens, during 1908 and 1909 amounted to approximately $6,200 a year. The appropriation for 1910 was $5,000, and there have been credit transfers in the sum of $1,242.79. The $28.62 is to cover bills for which no funds are available.

The balance in No. 1012 permits of the transfer.

I recommend, therefore, that the request be granted by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Board of Education for the year 1910, as follows:

From

1012. Repairs and Replacements by Contract or Open Order, Furniture and Repairs of, Borough of The Bronx	$28 62

To

Special Contract Obligations—

1064. Water, Borough of Queens	$28 62

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, The Bronx, Queens and Richmond—16.

The Secretary presented a report of the Select Committee, returning for filing request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for the establishment of the grade of position of Clerk at $600 per annum, as the same has been withdrawn.

Which was ordered filed, and the Secretary directed to return the communication above referred to to the Commissioner of Parks, Boroughs of Manhattan and Richmond.

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller relative to, an issue of $2,000 special revenue bonds (subdivision 8, section 188 of the Charter), for the purchase of an automobile for the Chief of the Bureau of Licenses, Mayor's office:

(On June 29, 1911, the resolution of the Board of Aldermen requesting the above 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 two thousand dollars ($2,000), the proceeds whereof to be used by the Chief of the Bureau of Licenses, Mayor's Office, for the purpose of purchasing an automobile.

Adopted by the Board of Aldermen June 13, 1911, three fourths of all the members voting in favor thereof.

Approved by the Mayor June 26, 1911. P. J. SCULLY, Clerk.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 5, 1911.

To the Board of Esetimate and Apportionment:

Gentlemen—On June 13, 1911, the Board of Aldermen adopted a resolution requesting $2,000 in special revenue bonds, to be used by the Chief of the Bureau of Licenses, Mayor's Office, for the purchase of an automobile. The resolution was approved by the Mayor on June 26, 1911. In connection therewith I report as follows:

The Chief of the Bureau of Licenses states that an automobile is necessary for the proper transaction of the duties devolving upon him and his subordinates. He cites the fact that all public dancing halls and moving picture shows in the five Boroughs have to be inspected previous to and subsequent to the granting of licenses and that the licensed places have to be under constant supervision and inspection to prevent viola-

tion of laws and ordinances. He also states that nearly all investigations have to be made in the evening and that an automobile would expedite the business of his Bureau.

The attached resolution, if adopted, will grant the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 13, 1911, and approved by the Mayor June 26, 1911, requesting an issue of special revenue bonds in the sum of two thousand dollars ($2,000), the proceeds whereof to be used by the Chief of the Bureau of Licenses, Mayor's Office, for the purpose of purchasing an automobile, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 thousand dollars ($2,000), 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Bridges requesting, and report of the Comptroller recommending, approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($6,500) for furnishing and erecting one duplex two-stage motor-driven air compressor at Williamsburg Bridge, Borough of Brooklyn:

Department of Bridges, City of New York, 13-21 Park Row, Manhattan, New York, June 22, 1911.

Hon. WILLIAM A. PRENDERGAST, *Comptroller*, City of New York:

Dear Sir—Pursuant to a resolution adopted by the Board of Estimate and Apportionment on January 5, 1911, I transmit herewith, for your examination and report to the said Board, plans, specifications and estimate of cost of the proposed contract for furnishing and erecting one duplex two-stage motor-driven air compressor at the Williamsburg Bridge, in the Borough of Brooklyn.

The estimated cost of the proposed contract is $6,500, and the location of the compressor is shown on Drawing 6842.

This compressor is needed in order to proceed with the work of the reinforcement of the main span of the Williamsburg Bridge. A contract has recently been let for the reinforcement of the end spans of the bridge, and it is desired to proceed with the work on the main spans at an early date. After the reinforcment work is completed the compressor will remain as part of the permanent equipment of the bridge.

The proposed contract is chargeable to the fund of the Department of Bridges, entitled "C-DB-42A, Williamsburg Bridge, Strengthening Structure," which fund was duly authorized by resolution of the Board of Estimate and Apportionment adopted June 3, 1910, and by resolution of the Board of Aldermen adopted June 28, 1910.

The balance remaining in this fund unencumbered on June 1, 1911, after providing for the contract for the strengthening of the end spans, bids for which were opened on June 1, 1911, was $127,172.86. Yours truly,

ARTHUR J. O'KEEFFE, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 22, 1911, the Commissioner of Bridges requested the approval of plans, specifications and estimated cost of $6,500 for furnishing and erecting one duplex, two-stage, motor-driven air compressor at the Williamsburg Bridge, in the Borough of Brooklyn.

The contract provides for the supplying, delivery and erection of one complete and successfully operating horizontal, double-acting, direct-connected, motor-driven, duplex air compressor, and the supplying and erecting of all piping, valves, fittings and hangers to connect compressor, separator and bridge pipe line in the bridge yard at Kent avenue, between South 5th and South 6th streets, Borough of Brooklyn.

The compressor is to be used in connection with the work of strengthening and reinforcing the river span of the Williamsburg Bridge. The work to be done by departtmental labor. The cost is to be charged to the Corporate Stock Fund entitled "C-DB-42A, Williamsburg Bridge, Strengthening Structure."

The specifications appear to be complete and satisfactory, and in such form as to give fair and reasonable competition. The estimated cost of $6,500 also appears to be reasonable.

I submit for adoption the attached resolution approving the request.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of June 3, 1910, hereby approves the plans, specifications and estimate of cost, six thousand five hundred dollars ($6,500) for furnishing and erecting one duplex, two-stage, motor-driven air compressor at the Williamsburg Bridge, in the Borough of Brooklyn, under the jurisdiction of the Department of Bridges.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following communication from the Department of Bridges requesting, and report of the Comptroller recommending, approval, pursuant to resolution adopted June 3, 1910, of the plans, specifications and estimate of cost ($180,000) for constructing the westerly subway and the Bayard street retaining wall on the Manhattan plaza of the Manhattan Bridge:

Department of Bridges, City of New York, 13-21 Park Row, Manhattan, New York, June 17, 1911.

Hno. WILLIAM A. PRENDERGAST, *Comptroller*, City of New York:

Dear Sir—Pursuant to a resolution adopted by the Board of Estimate and Apportionment on January 5, 1911, I transmit herewith, for your examination and report to the said Board, plans, specifications and estimate of cost of the proposed contract for constructing the westerly subway and the Bayard street retaining wall on the Manhattan plaza of the Manhattan Bridge. The plans are shown on twelve drawings numbered 38-90 to 38-101, inclusive, and bear the general title "City of New York, Department of Bridges, Manhattan Bridge, Manhattan Plaza."

The estimated cost of the proposed contract is $180,000. The work of this proposed contract will complete the connection of the existing Canal street subway with the tracks on the bridge, and is chargeable to the funds of the Department of Bridges, entitled "C-DB-43, Manhattan Bridge, Manhattan Terminal; Subway and Surface Construction and Track Work," and "C-DB-44, Manhattan Bridge, Manhattan Terminal; Masonry, Grading, etc., at New Bayard, Canal and Forsyth Streets." The estimated amount chargeable to the first-mentioned fund is $120,000, and to the second-mentioned fund is $60,000.

These funds were duly authorized by resolutions of the Board of Estimate and Apportionment adopted June 3, 1910, and January 26, 1911, and by resolutions of the Board of Aldermen adopted July 5, 1910, and February 7, 1911. Yours truly,

ARTHUR J. O'KEEFFE, Commissioner.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 3, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 17, 1911, the Commissioner of Bridges requested the approval of plans, specifications and estimated cost of $180,000 for constructing the westerly subway and the Bayard street wall on the Manhattan plaza of the Manhattan Bridge.

The contract provides for the completion of the existing subway on the bridge property by building up the present retaining walls with reinforced concrete and constructing a roof of steel beams and concrete, waterproofing the sides and roof, and constructing a concrete floor; from the southerly end of the above work for a distance of about 67 feet a new subway is to be constructed with concrete floor, sides and roof of steel and concrete. From the portal of the new subway to the abutment at Division street the contract calls for the erection of two concrete reaining walls with granite coping. The laying of the track work complete from the bridge abutment to the present portal at Canal street is specified. The contract also provides for the construction of a granite-faced retaining wall, including granite stairway, from the abutment at Division street to a point near Chrystie street, and the adjacent concrete sidewalk on Bayard street.

The Manhattan plaza will probably be used for a trolley terminal, so that the Brooklyn trolley cars may cross the Manhattan Bridge, before the entire improvements are completed. No plan for this temporary service has been agreed upon, but all the work specified, which is a part of the general development of the Manhattan plaza of the Manhattan Bridge, should be completed before the plaza is used for a temporary terminal. It is proposed to pay the cost of the work out of the Corporate Stock Funds entitled "C-D B-44, Manhattan Bridge-Manhattan Terminal, Masonry, Grading, etc., at New Bayard, Canal and Forsyth Streets," and "C-D B-43, Manhattan Bridge-Manhattan Terminal, Subway and Surface Construction and Track Work."

The plans and specifications appear to be complete and satisfactory and the estimate of cost ($180,000) reasonable.

I recommend, therefore, the adoption of the attached resolution granting the request. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of June 3, 1910, hereby approves the plans, specifications and estimate of cost, one hundred and eighty thousand dollars, ($180,000) for constructing the westerly subway and the Bayard street retaining wall on the Manhattan plaza of the Manhattan Bridge, under the jurisdiction of the Department of Bridges.

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, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of $72,000 special revenue bonds (subdivision 8, section 188 of the Charter), the proceeds to be used by the Commissioner of Street Cleaning for the purpose of hiring street cleaning machines under a contract with the Emerson Contracting Company:

(On May 25, 1911, the Board adopted a resolution, on the recommendation of the Committee appointed to investigate a flushing system, recommending that the Board of Aldermen adopt a resolution requesting the Board of Estimate and Apportionment to authorize the issue of special revenue bonds for the above 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 seventy-two thousand dollars ($72,000), the proceeds whereof to be used by the Commissioner of Street Cleaning for the purpose of hiring street cleaning machines under a contract with the Emerson Contracting Company.

Adopted by the Board of Aldermen June 20, 1911, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor July 3, 1911, 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.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen June 20, 1911, requesting an issue of special revenue bonds of The City of New York in the sum of seventy-two thousand dollars ($72,000), the proceeds whereof to be used by the Commissioner of Street Cleaning for hiring street cleaning machines under a contract with the Emerson Contracting Company, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, and 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 seventy-two thousand dollars ($72,000), redeemable from the tax levy of the year succeeding the year of their issue, 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented a request that the salary of the Reading Clerk of the Board be equalized with that of the Stenographer to the Board, namely, $3,500:

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to 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 Clerk in the office of the Board of Estimate and Apportionment, in addition to those already existing therein, with salary at the rate of three thousand five hundred dollars ($3,500) per annum for one incumbent.

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, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby fixes the salary of James C. Deering, Clerk in the office of the Secretary of the Board of Estimate and Apportionment at the rate of thirty-five hundred dollars ($3,500) per annum, to take effect upon the establishment of the grade of said position as above, pursuant to resolution adopted by the Board of Estimate and Apportionment July 6, 1911.

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, The Bronx, Queens and Richmond—16.

The following matters, not upon the Calendar for this day, were considered by unanimous consent:

The Comptroller presented resolutions of the Board of Aldermen requesting issues of special revenue bonds (subdivision 8, section 188 of the Charter), as follows: (1) $5,000 for payment of charges for automobile hire incurred by the Department of Taxes and Assessments; (2) $18,000 for payment of salaries of Temporary Clerks in Department of Taxes and Assessments during 1911; (3) $45,645 for the employment of an additional force and for increases in salaries of the present force of the Department of Taxes and Assessments, together with a report recommending approval of and concurrence in said resolutions, and also the approval of a salary schedule in re Item 2:

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), the proceeds whereof to be used by the Department of Taxes and Assessments for the purpose of hiring automobiles and other means of conveyance during 1911.

Adopted by the Board of Aldermen June 27, 1911, three-fourths of all the members voting in favor thereof.

Approved by the Mayor July 5, 1911. P. J. SCULLY, Clerk.

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 eighteen thousand dollars ($18,000), the proceeds whereof to be used by the Department of Taxes and Assessments for the purpose for hire of temporary Clerks during 1911.

Adopted by the Board of Aldermen June 27, 1911, three-fourths of all the members voting in favor thereof.

Approved by the Mayor July 5, 1911. P. J. SCULLY, Clerk.

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 fifty-five thousand six hundred and forty-five dollars ($45,645), the proceeds whereof to be used by the Department of Taxes and Assessments for the purpose of paying increases in salaries in said Department, and further to provide for employment of thirteen additional Deputy Tax Commissioners at $2,400 each per annum.

Adopted by the Board of Aldermen June 27, 1911, three-fourths of all the members voting in favor thereof.

Approved by the Mayor July 5, 1911. P. J. SCULLY, Clerk.

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, July 6, 1911.

To the Board of Estimate and Apportionment:

Gentlemen—On June 27, 1911, the Board of Aldermen adopted three resolutions requesting your Board to authorize the Comptroller to issue special revenue bonds to the aggregate amount of $68,645 for the Department of Taxes and Assessments. In connection therewith, I report:

The purpose of the issues of bonds is as follows:

$18,000 for the hiring of temporary Clerks.

$5,000 for the hire of automobiles.

$45,645 to provide for additional Deputy Tax Commissioners and to further provide for increases in salaries to existing force.

In support of the request the Commissioners on June 15 stated:

"This request is made, first, to meet the extraordinary emergency presented by the probable enactment of Assembly Bill 2321, introduced by Assemblyman Shortt, heretofore passed by the Legislature and now in the hands of the Mayor, awaiting his approval. This bill provides for the payment of taxes semi-annually on the first days of May and November. It provides for the completion of the assessments and the opening of the books of Annual Record for public inspection on the first day of October instead of the second Monday of January. Should the bill be signed it will be necessary for the Tax Department to make a new assessment by October 1.

"Ordinarily the Deputies and Clerks receive their vacations in the months of July and August. During those months they perform the duty of extending the taxes. If an assessment must be made by October 1, the pressure of work upon the Deputies will be very severe, and as to clerical labor will be more than the Department, as now manned, can accomplish. Temporary Clerks must be employed to assist in the clerical labor, and for this purpose $18,000 is requested. The Charter provides that Deputy Tax Commissioners must personally visit every parcel of assessable property and make oath that they have made this personal inspection. That this may be done in the short time, it will be necessary to hire automobiles and other means of conveyance. For this purpose $5,000 is requested.

"Prior to consolidation, Assessors in the Borough of Brooklyn were paid $3,000 a year, and the Deputy Tax Commissioners in the old City of New York were paid $2,700. Since consolidation, the salaries have been reduced to a point that is entirely disproportionate to the duties of the office. Deputies have been appointed for some years at $1,800 a year, in spite of the fact that the cost of living has greatly increased. Each year the Deputies are held to a stricter accountability and the labors are increased. We believe that no Deputy should be paid less than $2,400 at the commencement of his service, and that his salary should be increased with increased efficiency and a longer term of service. Of the special revenue bond issue requested $23,295 is for the purpose of increasing the salaries of Deputy Tax Commissioners so that the lowest ordinary grade shall receive $2,400 a year, and others in proportion. The Deputy Tax Commissioners have always been required to assess a larger number of parcels and a larger territory than should be imposed on any one man. With the increase in population and consequent increase in the number of buildings and number of separately assessed parcels the duties yearly become more onerous and a larger force is a necessity. We, therefore, ask for $22,350 for the employment of thirteen additional Deputies at $2,400 a year, with a sufficient number of Clerks.

"The changes in salary proposed to be made are more fully explained and described in the application for the establishment of new grades, pursuant to section 56, now before the Board of Estimate."

It would appear that the additional force and temporary Clerks are necessary for the reasons stated by the Commissioners. The Assembly Bill referred to has been made a law.

It seems reasonable to assume that the item for automobile hire will be necessary under the circumstances.

The Comptroller has submitted to your Board a separate report with reference to the necessary modification of the schedule supporting the Budget appropriation for salaries based upon favorable action by your Board on the special revenue bond issue for $45,645 for increases and new force, in which a complete analysis is made of the changes involved.

I transmit for your consideration four resolutions: (1) Concurring with the resolution of the Board of Aldermen providing $5,000 for automobile hire; (2) $18,000 for the payment of salaries to temporary Clerks; (3) $45,645 to provide for new force and for salary increases for the last six months of 1911; (4) establishing schedule of salaries for the account providing for temporary Clerks.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 27, 1911, and approved by the Mayor July 5, 1911, requesting an issue of special revenue bonds amounting to five thousand dollars ($5,000) to provide means for the payment of charges for automobile hire incurred by the Department of Taxes and Assessments, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen June 27, 1911, and approved by the Mayor July 5, 1911, requesting an issue of special revenue bonds amounting to eighteen thousand dollars ($18,000) to provide means for the payment of salaries of temporary Clerks to be employed in the Department of Taxes and Assessments during the year 1911, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 eighteen thousand dollars ($18,000), 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 and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on June 27, 1911, and approved by the Mayor July 5, 1911, requesting an issue of special revenue bonds amounting to forty-five thousand, six hundred and forty-five dollars ($45,645) to provide means tor the employment of additional force and to further provide for increases in salaries in present force of the Department of Taxes and Assessments, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment, 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 forty-five thousand six hundred and forty-five dollars ($45,645), 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, The Bronx, Queens and Richmond—16.

—

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following schedule of salaries of the special revenue appropriation for the Department of Taxes and Assessments for 1911:

Department of Taxes and Assessments.

Salaries, Temporary Employees, Revenue Bond Force:

Clerks at $1,200 (120 months)	$12,000 00
Clerks at $900 (30 months)	2,250 00
Clerks at $750 (60 months)	3,750 00
	$18,000 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, The Bronx, Queens and Richmond—16.

—

The Comptroller presented a communication from the Public Service Commission, in the First District, submitting for approval proposed contracts for the construction of sections 6, 7, 8, 10 and 11 of the Lexington avenue subway, and requesting the Board to prescribe the limit to the amount of bonds available to meet the requirements of said contracts and to authorize their issue.

Which was referred to the Comptroller.

—

The Comptroller presented a communication from the Central Federated Union of Greater New York relative to the observance of the law in regard to the employment of labor on proposed subways, etc.

Which was referred to the Public Service Commission for the First District.

—

The Comptroller presented a communication from Coughlan & Tuttle, attorneys-at-law, representing owners of property in South Brooklyn and urging, before final arrangements are made on contracts for new subways, that work be started on Triborough system;

—and a

Petition of property owners and representatives of the most important sections of Brooklyn affected by the new Brooklyn Rapid Transit subway system protesting the Atlantic avenue route.

Which were referred to the Committee of The Whole.

—

The President of the Borough of Manhattan moved that when the Board adjourns, it adjourn to meet Monday, July 10, 1911, at 10.30 o'clock a. m., which motion was adopted.

—

On motion of the Comptroller, the Board adjourned to meet Monday, July 10, 1911, at 10.30 o'clock a. m. JOSEPH HAAG, Secretary.

DEPARTMENT OF HEALTH.

Regulations for the Operation of Lodging Houses.

At a meeting of the Board of Health of the Department of Health, held July 11, 1911, the following resolution was adopted:

Resolved, That the rules and regulations of the Department of Health relating to the operation of Lodging Houses in The City of New York, which were adopted by the Board of Health March 27, 1907, and amended February 7, 1911, be and the same are hereby further amended so as to read as follows:

1. The applicant must file with this Department, in duplicate, a written application, dated, signed by himself, and correctly setting forth:

(a) The full name and address of the proprietor of the lodging house and of the owner of the premises.

(b) The location of the lodging house.

(c) Whether or not the building or any part thereof was used as a lodging house prior to January 1, 1898.

(d) The portions of the building it is intended to use as a lodging house.

2. The applicant must file with the Department a certificate from the Bureau of Buildings and from the Fire Department to the effect that the said premises are in compliance with the Charter and with the regulations of the said Bureau of Buildings and Fire Department applicable to the said premises as a lodging house.

3. After the application for a lodging house permit is made, the premises must be inspected by an employee of the Department of Health, who shall report in writing as to

(a) The character, construction and size of the building.
(b) Whether or not the building is connected with the street sewer.
(c) Number, location and dimensions of each sleeping room.
(d) Number and size of outside windows in each sleeping room.
(e) Other ventilation, if any, in each sleeping room.
(f) Number of waterclosets on each floor.
(g) Number of set washbasins on each floor.
(h) Number and description of all bathing apparatus on each floor.

Permits.

No owner of a building containing rooms in any one of which there are more than three beds for the use of lodgers, or in which more than six persons are allowed to sleep, shall allow any part thereof to be used as a lodging house unless the Department of Health shall have issued a permit for that purpose and unless such permit remains in force.

No keeper of a lodging house containing rooms in any one of which there are more than three beds for the use of lodgers, or in which more than six persons are allowed to sleep, shall receive lodgers therein, unless he has received a permit from the Department of Health and unless such permit remains in force.

No keeper of a lodging house containing rooms in any one of which there are more than three beds for the use of lodgers, or in which more than six persons are allowed to sleep, shall receive lodgers therein, without displaying continuously and conspicuously, in the office or hall thereof, a permit issued for that purpose by the Department of Health; such permit shall be valid only for the premises and for the period described therein.

Number of Lodgers Permitted.

No keeper of a lodging house containing rooms in any one of which there are more than three beds for the use of lodgers, or in which more than six persons are allowed to sleep, shall receive lodgers therein without displaying continuously and conspicuously in each sleeping room a card issued for said room by the Department of Health, setting forth the greatest number of lodgers it is permitted to accommodate in said room, and also a copy of these and such other rules and regulations as the said Department may require to be thus displayed.

No keeper of a lodging house shall accommodate in any sleeping room thereof a number of lodgers greater than the number set forth on the card issued for said room by said Department, nor shall he accommodate any lodger in any room in which a card, duly issued therefor, is not displayed as above described.

Ventilation.

In every lodging house each room shall be adequately ventilated as required by law and to the satisfaction of the Department of Health.

In every sleeping room there shall be provided not less than 400 cubic feet of air space per bed.

Neither side of any bed shall be at any time nearer than two feet to the side of any other bed.

All beds shall be so arranged that the air shall circulate freely under each of them.

In the case of all lodging houses for which permits are for the first time applied for after the year 1910, no beds or bunks shall be placed one above another.

Airing, etc.

Except when extreme severity of the weather prevents, all windows of sleeping rooms, waterclosets, washrooms and bathrooms shall be kept open not less than one foot at the bottom and one foot at the top at least four hours daily.

Beds occupied at night shall be vacated by 10 a. m. or 12 m. and the bedding thereof shall be turned over and exposed to the air from 10 a. m. to 2 p. m. or from 12 m. to 4 p. m. daily, as shall be prescribed by the permit issued for each lodging house.

For the accommodation of lodgers working by night, special beds or rooms shall be set apart for their use during the day, but the bedding of such beds must be turned over and exposed to the air in a room with outside windows, open as above prescribed, for at least four consecutive hours daily.

Only servants at work or day sleepers that work at night shall be allowed in sleeping rooms between 10 a. m. and 2 p. m. or 12 m. and 4 p. m.

Beds and Bedding.

In every lodging house there shall be provided for each lodger a separate bed with bedstead, bedding and bed clothes satisfactory to the Department of Health.

All mattresses shall be provided with waterproof coverings, and shall be so arranged so as to be at all times easily capable of thorough inspection.

All beds, bed clothing, mattresses and pillows shall always be kept clean and free from vermin.

Sheets and pillowcases shall be kept in a condition clean and satisfactory to the Department of Health.

In the case of all lodging houses for which permits are for the first time applied for after the year 1910, the frames of all beds shall be of metal.

Waterclosets.

In every lodging house there shall be provided waterclosets in the ratio of at least one watercloset to every fifteen beds or fraction thereof.

In every lodging house for which a permit shall be first applied for after February 1, 1911, there shall be at least one watercloset on each floor, and waterclosets shall be provided on every floor in the ratio of at least one to every fifteen beds or fraction thereof on such floors.

Every watercloset shall be properly ventilated by an unobstructed opening to the outer air.

No gas or offensive odors shall be allowed to escape from any watercloset, sewer or outlet into any sleeping room or part thereof. Each watercloset shall be provided with a self-closing door, which shall be cut away at the bottom so as to provide adequate ventilation.

In no lodging house shall any person be allowed to sleep in a room in which there is a watercloset.

In every lodging house for which a permit shall be first applied for after February 1, 1911, there shall be provided at least one washroom on each floor.

In every lodging house there shall be provided washrooms with running water, set washbasins or other individual washing appliances satisfactory in character to the Department of Health. Such individual appliances shall be provided in proportion to the number of beds in the lodging houses, as follows: One such appliance for every 10 beds or fraction thereof.

Baths.

In every lodging house showerbaths shall be provided in the ratio of at least one showerbath for every fifty beds or fraction thereof, or tub baths shall be provided in the ratio of at least one tub bath to every twenty-five beds or fraction thereof.

All such baths shall be provided with hot and cold running water, and shall be at all times accessible for the use of lodgers free of charge.

Water and Towels.

In every lodging house there shall be at all times provided for the use of lodgers, free of charge, an adequate supply of water and clean towels.

Floors and Walls of Waterclosets, etc.

In every lodging house the floors of all waterclosets, washrooms and bathrooms, and the walls thereof to a height of at least four feet above the floor, shall be constructed of such durable, waterproof material as may be approved by the Department of Health.

Cleanliness.

Every lodging house and every part thereof shall be at all times kept clean and free from dirt, filth, garbage and rubbish in or on the premises belonging to or connected with the same.

All waterclosets, washbasins, baths, windows, fixtures, fittings and painted surfaces shall be at all times kept thoroughly clean and in good repair.

The floors, walls and ceilings of all rooms, passages and stairways must be at all times kept clean and in good repair.

If painted with oil, all walls and ceilings shall be thoroughly washed with soap and water at least twice yearly, and at such other times as the Department of Health may direct.

Spitting and Cuspidors.

In each hall, room, cubicle, watercloset, washroom and bathroom of every lodging house there shall be provided a sufficient number of cuspidors or spittoons.

In every such room, etc., there shall be continuously and conspicuously displayed a sign: "Spitting forbidden, except in proper receptacles."

All such cuspidors or spittoons shall be of durable waterproof material and shall be thoroughly cleaned at least once daily, and shall be at all times maintained in a condition satisfactory to the Department of Health.

Illness.

It shall be the duty of the keeper, agent or owner of every lodging house to immediately report to the Department of Health the occurrence of any illness in such house.

No Women or Children Lodged.

In no lodging house in which men are lodged shall any woman or girl be lodged, or any boy under the age of sixteen years, unless accompanied by his father or legal male guardian.

Any failure on the part of the keeper of the lodging house to comply strictly with the laws of the State of New York and the rules and regulations of the Department of Health, may result in the revocation of the permit.

A true copy. EUGENE W. SCHEFFER, Secretary.

MUNICIPAL CIVIL SERVICE COMMISSION.

Minutes of Meeting of the Municipal Civil Service Commission of New York, held Wednesday, May 31, 1911, at 10 a. m.

Present: President James Creelman and Commissioners Alexander Keogh and Richard Welling.

The President, Mr. James Creelman, presided.

A public hearing was had on the proposed amendment of the classificatiton by including in the Exempt Class, under the heading "Department of Water Supply, Gas and Electricity," the title "Expert Accountant."

Mr. L. A. James, Auditor of the Department, appeared in behalf of the proposed amendment. Mr. Robert W. Belcher, Assistant Secretary of the Civil Service Reform Association, opposed the exemption of the position. There being no other appearances, the Chair declared the hearing closed.

The Commission then went into regular session, and the minutes of the meetings held May 24 and 26 were approved.

On motion, the request of the Commissioner of the Department of Water Supply, Gas and Electricity for the exemption of the position of Expert Accountant was denied.

Philip J. Steers, of 54 Patchen avenue, Brooklyn, having failed to submit a transcript of the court record relative to an arrest mentioned in his applications, on motion, it was

Resoled, That the name of Philip J. Steers be removed from the eligible lists of Examiner, Law Department, and Electrician, pursuant to the provisions of paragraph 14 of Rule VII.

Henry F. Repper, of 1232 Franklin avenue, Borough of The Bronx, appeared before the Commission relative to his application for Assistant Court Clerk (Criminal). On motion, the Secretary was instructed to remove the disqualification appearing against Mr. Repper's name on the eligible list.

Charles Goldstein, of 2266 Amsterdam avenue, Borough of Manhattan, a candidate for appointment to the position of Fireman, appeared before the Commission, as directed, relative to the date of his birth. On motion, the Secretary was instructed to remove the disqualification appearing against the candidate's name on the eligible list.

Charles W. Oehler, of 4907 Third avenue, Brooklyn, appeared before the Commission, as directed, to show cause why his name should not be removed from the eligible list of Patrolman under Rule VII., clause 14, for unsatisfactory character. After consideration of the matter, Mr. Oehler's explanation of the misstatement made in his application in answer to Question No. 7 being satisfactory to the Commission, it was ordered that the disqualification appearing against his name on the eligible list be removed.

George A. Hammond, of 238th street and Albany road, a candidate for Patrolman, appeared before the Commission to show cause why his name should not be removed from the eligible list, pursuant to the provisions of clause 14 of Rule VII., for unsatisfactory character. On motion, the matter was referred to Commissioner Welling for further investigation.

Hubert Eynon, of 684 East 136th street, a candidate for Patrolman, having failed to appear, as directed, on motion, it was

Resolved, That the name of Hubert Eynon be removed from the eligible list ot Patrolman, pursuant to the provisions of paragraph 14 of Rule VII. and placed upon the blacklist.

James J. McCaffrey, of 3933 Third avenue, Borough of The Bronx, appeared before the Commission relative to his request that his name be removed from the blacklist and that he be permitted to file an application for the forthcoming examination for Attendant. The request was granted.

Joseph Bakofen, of 2164 Chatterton avenue, Borough of The Bronx, having failed to appear, as directed, on motion, it was

Resolved, That the name of Joseph Bakofen be removed from the eligible list of Fireman, pursuant to the provisions of paragraph 14 of Rule VII.

On the recommendation of the Committee on Transfers, the following transfers were approved:

Max Cohen, from the position of Clerk, at a salary of $1,050 per annum in the office of the President of the Borough of Manhattan, to the position of Inspector ot Masonry and Carpentry in that Department, at a salary of $1,200 per annum, under the provisions of paragraph 2 of Rule XIV., his name appearing third on the competitive eligible list for the latter position for appointment at a salary of $1,200.

William J. O'Gorman, from the position of Tenement House Inspector in the Tenement House Department, at a salary of $1,200 per annum, to the position of Sanitary Inspector, at a salary of $1,200 per annum, in the Department of Health.

Nicholas Marty, from the position of Clerk, at a salary of $1,200 per annum in the Department of Education, to that of Inspector of Masonry and Carpentry, at a salary of $1,500 per annum, in the office of the President of the Borough of Manhattan, under the provisions of paragraph 2 of Rule XIV., his name appearing third on the eligible list of Inspector of Carpentry and Masonry for appointment at $1,500.

Lawrence A. McNally, from the position of Clerk, at a salary of $900 per annum, in the Department of Education, to a similar position at $1,050 per annum, in the office of the President of the Borough of Manhattan.

Charles W. Morse, from the position of Stationary Engineer, at $4.50 per day, in the Department of Water Supply, Gas and Electricity, to a similar position in the office of the President of the Borough of Brooklyn.

William H. Lyons, from the position of Stationary Engineer, at $4.50 per diem in the office of the President of the Borough of Manhattan to a similar position in the Department of Correction.

Charles J. Devlin, from the position of Stenographer and Typewriter, at a salary of $1,500 per annum, in the Fire Department (Competitive) to that of Stenographer to the Commissioner in the Police Department (Exempt), at a salary of $1,650 per annum, in accordance with paragraph 3 of Rule XIV.

John J. Twomey, from the position of Chainman and Rodman, at a salary of $1,050 per annum, in the office of the President of the Borough of The Bronx (Topographical Bureau) to that of Rodman in the office of the President of the Borough of Brooklyn (Bureau of Highways).

On the recommendation of the Committee on Transfers, the transfer of Jacob C. Olsen, from the position of Stationary Engineer, at $4.50 per diem, in the Department of Correction, to a similar position in the office of the President of the Borough of Manhattan was disapproved, there being a preferred list for the latter Department.

On the recommendation of the Committee on Reinstatements, the following reinstatements were approved:

Harold W. J. Keen, in the position of Inspector of Tenements, in the Tenement House Department, at a salary of $1,200 per annum, he having resigned from a similar position, without fault or delinquency, on February 1, 1911.

James B. Julian, in the position of Attendant (temporary) in the Department of Docks and Ferries, he having resigned from a similar position, without fault or delinquency, on September 9, 1910.

August J. Erickson, in the position of Rodman, at a salary of $960 per annum, in the Board of Water Supply, he having resigned from a similar position, without fault or delinquency, on September 30, 1910.

Frank X. O'Meara, in the position of Clerk, Second Grade, at a salary of $600 per annum, in the Department of Finance, he having resigned from a similar position on May 28, 1910.

The President submitted the following report on transfers, reinstatements, etc., in the Labor Class:

Transfers Approved—Walter G. Thornton, from the position of Machinist in the Department of Bridges to a similar position in the Board of Water Supply; James J. McCaffrey, from the position of Marine Stoker to that of Dock Laborer in the Department of Docks and Ferries; Carlo Mucci, from the position of Sewer Cleaner to that of Driver in the office of the President of the Borough of Richmond; Vincent Molinari, from the position of Stableman to that of Sweeper in the Department of Street Cleaning; Joseph Vaeth, from the position of Sweeper to that of Driver in the Department of Street Cleaning.

Reinstatements Approved—Walter D. Van Keuren, in the position of Laborer in the Board of Water Supply; John Foley, in the position of Paver in the Office of the Commissioner of Public Works, Borough of Manhattan; William P. Murtha, in the position of Laborer in the Department of Water Supply, Gas and Electricity; Edward Davies, in the position of Stableman in the Department of Street Cleaning;

Michael Kelly, in the position of Stableman in the Department of Street Cleaning; Peter Milaccio, in the position of Driver in the Department of Street Cleaning; Joseph Vaeth, in the position of Sweeper in the Department of Street Cleaning; John Kutzberger, in the position of Hostler in the Department of Street Cleaning.

Reassignments Noted—John McGraham, Park Laborer in the Department of Parks, Borough of The Bronx; Alvin P. Weis, Laborer, in the office of the President of the Borough of Queens; Michael J. Gallagher, Sweeper, in the Department of Street Cleaning; Thomas J. Carroll, Sweeper, in the Department of Street Cleaning.

Applications Approved—Request of the President of the Borough of Brooklyn for approval of his action in rescinding the dismissal of Walter L. Harris, a Laborer.

Emergency Appointments—Charles Samuelson, Coal Passer at Randall's Island for a period of five days from May 19, 1911, under paragraph 11 of Rule XIX. The report was approved.

On the recommendation of the Committee on Appeals, the appeals of the following-named candidates for the position of Assistant Engineer in the Bureau of Buildings, Manhattan, that their experience papers be rated, were denied, it appearing from a report of the Chief Examiner that they had had less than three years' experience and did not meet the requirements of the examination:

Morris Weinstein, 1594 Eastern parkway, Brooklyn; Louis S. Furchtenicht, 200 West 128th street, Manhattan; Ira D. Lovin, 1796 Pitkin avenue, Brooklyn.

On the recommendation of the Committee on Appeals, the request of the Commissioner of the Department of Street Cleaning that Daniel J. Shepard be given a higher rating on record in his examination for promotion to Foreman Carpenter was denied.

On the recommendation of the Committee on Appeals, the appeal of Dennis Grady, of 162 Eleventh avenue, New York City, for a rerating on Rules and Regulations, Laws and Ordinances, Administratiton, and Report in his examination for promotion to Captain in the Police Department, was denied, no errors of marking or rating having been shown.

A communication was presented from the Chief Examiner dated May 26, stating that on May 24 the last ratings had been placed on the papers in the examination for Process Server, held on January 4 and 6, 1911. On motion, it was

Resolved, That the competitive eligible list of Process Server be and the same hereby is established as of May 24, 1911, the date on which the rating of the papers was completed.

A report was presented from the Assistant Chief Examiner in Charge of Promotions, dated May 31, relative to the request of the Commissioner of Bridges for a non-competitive examination for Mr. Frank J. Lynch, Transitman and Computer, to qualify him for promotion to the position of Assistant Engineer, and recommending that the communication be filed. The recommendation was adopted.

A communication was presented from the Assistant Chief Examiner in Charge of Promotions, dated May 25, relative to the request of William J. Walsh, of 76 3d place, Brooklyn, for a special examination for promotion to the position of Supervisory Inspector of Shop and Foundry Work, Department of Water Supply, Gas and Electricity, and recommending that the request be denied. The recommendation was adopted.

A report was presented from Mr. Thomas C. Murray, Assistant Chief Examiner in Charge of Promotions, dated May 25, transmitting the request of the President of the Borough of Queens that an examination be held for promotion to the position of Janitor for the purpose of filling two vacancies existing in the Bureau of Public Buildings and Offices, and recommending that the request be granted in accordance with Rule XV., paragraph 17, the examination to be open to all Laborers and Cleaners employed in the Bureau who had served at least three years in the position and who were otherwise eligible. The recommendation was adopted.

A report was presented from the Assistant Chief Examiner in Charge of Promotions, dated May 26, relative to the protest of eight candidates in the recent examination for promotion to Third Grade Clerk, Bureau of Water Register, Department of Water Supply, Gas and Electricity, against certain questions on "Duties and Experience" and also on the subject "Letter." The Examiner stated that the questions asked were appropriate and recommended that requests either for rerating or re-examination be denied. The matter was referred to the Committee on Appeals.

A report was presented from the Assistant Chief Examiner in Charge of Promotions, dated May 25, relative to the request of the Commissioner of Parks, Boroughs of Brooklyn and Queens, for a promotion examination to fill an actual vacancy in the position of Chief Clerk in his Department, and recommending that the request be granted in accordance with Rule XV., paragraph 8 (b), the examination to be open to all Clerks and Bookkeepers, third grade, who had served at least three years in such positions and who were otherwise eligible. The recommendation was adopted, with the understanding that the resulting eligible list be not certified should there be a preferred list in existence.

A report was presented from Mr. Leonhard F. Fuld, Examiner, dated May 29, relative to the experience paper of Benjamin H. Earl, a candidate in the examination for Inspector of Meters and Water Consumption, who had been appointed in the Department of Water Supply, Gas and Electricity, on February 24, 1911. The matter was referred to the President.

A report was presented from Mr. Leonhard F. Fuld, Examiner, dated May 29, relative to certain statements in the experience paper of Miss Mae Frances Chamberlain, a candidate in the examination for Nurse, who had been appointed in the Department of Health on December 30, 1910. The matter was referred to the President.

A report was presented from Mr. Leonhard F. Fuld, Examiner, dated May 29, relative to certain statements in the experience paper of Charles Frye Sanborn, a candidate in the recent examination for Deputy Medical Superintendent. The Secretary was instructed to forward a copy of the report to the candidate and to mark him not qualified on the eligible list pending a satisfactory explanation of the discrepancies in his statements.

A communication was presented from the Chief Clerk, relative to the absence of Mr. Edward Murray, a Clerk in the Examining Division of the Commission, and transmitting a doctor's certificate. The communication was ordered filed.

The action of the Secretary in permitting the following-named candidates to amend their statements as to date of birth, where in error, was approved:

Edward Siskind, Axeman, 1991 Washington avenue, Borough of The Bronx.

John V. Joyce, Temporary Clerk, 173 Flatbush avenue, Brooklyn, N. Y.

The Secretary was authorized to permit the following-named candidates to amend their statement as to the date of birth, where in error, to conform with the proof submitted:

Frank M. Karl, Axeman, Board of Water Supply, New Paltz, N. Y.

William F. Pyne, Patrolman-on-Aqueduct, 2136 Crotona avenue, New York City.

The emergency appointment of James Claire as Watchman, in the Department of Public Charities, with salary at the rate of $500 per annum, was approved for a period of fifteen days, from May 19 under Rule XII., paragraph 4.

A communication was presented from the Police Commissioner, dated May 26, requesting an amendment of the classification by striking from the Exempt Class, under the heading, "Police Department," the position of Stenographer to the Commissioner. The Secretary was directed to advertise a public hearing for Wednesday, June 7, in accordance with Rule III.

A letter was presented from the Commissioner of Weights and Measures, dated May 27, in response to an inquiry of the Commission relative to Rudolph Rubin, of 1135 3d avenue, whose name appeared on the eligible list of Inspector of Foods (meat), stating that on May 6, 1911, Mr. Rubin had been arrested "for having in his possession and using a 30-pound spring balance two ounces fast against the customer, knowing the same to be false." On motion, the Secretary was instructed to summon Mr. Rubin before the Commission at the next meeting to show cause why his name should not be removed from the eligible list under the provisions of paragraph 14 of Rule VII.

The Secretary presented supplementary payrolls covering time lost through illness by the following-named Patrolmen: Julius Bayer, $56.38; Charles Weiss, $32.62; John W. O'Brien, $15.04; John C. Lass, $287.55; Michael J. Murphy, $24.77; Joseph Allen, $10.34; Hartford D. Keith, $9.66; James Brennan, $24.43; Frank Hasse, $23.49; Thomas Flynn, $70.48.

—also payrolls in favor of Frederick C. Gerhardt, amounting to $45.52, covering the time between January 21, 1910, when he was suspended from the position of Patrolman, and February 7, 1910, the date of his dismissal, and in the amount of $1,265.84, covering the period between the date of dismissal and May 26, 1911, when he was reinstated pursuant to an order of the Appellate Division of the Supreme Court and an opinion of the Acting Corporation Counsel.

The Secretary was instructed to certify the payrolls.

A communication was presented from the Auditor of the Board of Education, dated May 27, requesting that the Commission approve the promotion of William M. Conant, a Second Grade Clerk at $1,050 per annum, to the Third Grade, at $1,200 per annum, and his transfer from the Bureau of Supplies to the Bureau of Audit and Accounts, and transmitting the waiver of Adolphus J. Boyd and Abram Greenwald, whose names appeared on the preferred list of Clerk, Third Grade, of their right to appointment. The promotion was approved.

A communication was presented from the Secretary of the Board of Education, dated May 26, requesting an amendment of the Classification by including in the Non-Competitive Class for the New York Nautical School the Position of Assistant Ship's Cook. The Secretary was directed to advertise a public hearing for Wednesday, June 7, 1911, in accordance with Rule III.

A communication was presented from the Commissioner of Parks, Borough of The Bronx, dated May 26, requesting authority to continue the services of Miss Emma Schultz, temporary Stenographer and Typewriter, for an additional period of three months. The request was granted, it appearing that Miss Schultz had been appointed from the eligible list.

A communication was presented from the Secretary to the President of the Borough of Brooklyn, dated May 25, requesting certification of the promotion list of Topographical Draftsman in the Bureau of Sewers, and enclosing waiver of John J. Brennan, of 139 Hull street, Brooklyn, whose name appeared on a preferred list, of his right to appointment. The Secretary was directed to certify the promotion list through the regular channel.

A communication was presented from the Commissioner of Public Works and Acting President of the Borough of Queens, dated May 29, designating the following-named persons as a Board of Examiners for positions in the Non-Competitive Class in his Department: Emanuel Brandon, Oliver S. Hardgrove, Arrow C. Hankins. The designation was approved.

A communication was presented from the Superintendent of Highways, Borough of Queens, dated May 26, referring to the payrolls of that Bureau headed by Thomas F. Conroy, and James J. Foley, Foremen, covering services rendered by Foremen, Assistant Foremen, Bridge Tenders and Laborers since January 1, 1911. It appearing that the delay in transmitting the payrolls was due to the fact that a revision of the salary schedules by the Board of Estimate and Apportionment had been necessary; the Secretary was directed to certify the same.

A report was presented from the President of the College of The City of New York relative to an alleged violation of the Civil Service law in the assignment of John Martin, an Engineer, to perform the duties of a Journeyman Machinist. The papers were ordered filed.

A communication was presented from the Curator of The College of The City of New York, dated May 27, requesting authority to employ the following-named persons to assist in the collection and distribution of text-books for a period of about five weeks at $8 per week: Samuel Weinrib, Isaac Zucker, James P. Mullins, Louis Beralt. The request was granted, and the Secretary was instructed to certify the vouchers, when presented, as exempt from the provisions of the Civil Service Rules.

A communication was presented from Mr. J. W. F. Bennett, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, dated May 29, transmitting a voucher in favor of Dr. John L. Halloran for services as Veterinarian, from April 20 to 30, 1911, amounting to $14. The Secretary was directed to certify the voucher under paragraph 4 of Rule XII.

A communication was presented from Mr. J. W. F. Bennett, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, dated May 26, requesting approval of the reassignment of James Murphy, a Stationary Engineer, who had been absent through illness from April 9 to May 17, inclusive. The Secretary was directed to note the reassignment on the records.

A communication was presented from Mr. J. W. F. Bennett, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, dated May 23, transmitting a voucher in favor of Charles W. Lewis, amounting to $12.56, for typewriting services during the month of April. The Secretary was directed to certify the voucher under the provisions of paragraph 4 of Rule XII.

A communication was presented from Mr. J. W. F. Bennett, Deputy Commissioner of the Department of Water Supply, Gas and Electricity, dated May 23, requesting in the absence of an eligible list for the position of Gas Inspector that the two names remaining on the nearest appropriate eligible list (Inspector of Light and Power) be certified. The Secretary was directed to make certification through the regular channel.

A communication was presented from the Assistant Secretary of the Department of Docks and Ferries, dated May 29, stating that the Department was in urgent need of the services of six additional Ticket Agents in the Municipal Ferry Service to meet the heavy summer traffic, and requesting authority to assign Ticket Choppers to that position until such time as promotions could be made. After consideration of the matter the Commission ordered that a non-competitive examination be held to qualify the Ticket Choppers to be designated by the Department for assignment as Ticket Agents pending the announcement of the promotion list for the latter position.

A communication was presented from the Secretary to the Commissioner of Public Works, Borough of Manhattan, dated May 24, stating that John F. Kelly, an Inspector of Regulating, Grading and Paving at $1,200 per annum, had been reassigned to duty on May 23, 1911, at the expiration of a leave of absence. The Secretary was directed to note the reassignment on the records.

Communications were presented from the Secretary of the Department of Health, dated May 25, 26 and 27, nominating the following-named persons for provisional appointment as Nurse's Assistant, at a salary of $480 per annum: Annie Barry, Clinton place, Far Rockaway, N. Y.; Margaret McCaffrey, 312 W. 120th street, Manhattan. The appointments were approved for a period of fifteen days under paragraph 4 of Rule XII., and the Secretary was directed to arrange the necessary non-competitive examination to qualify the said persons for appointment pending the establishment of an eligible list, pursuant to the provisions of paragraph 3 of Rule XII.

A report was presented from the Commissioner of the Department of Health, dated May 25, in reference to an alleged violation of the Civil Service Law in the assignment of George W. Gifford, an Inspector of Foods, to perform the duties of Complaint Clerk. The report was ordered filed.

A communication was presented from the Secretary of the Department of Health, dated May 30, transmitting a voucher in favor of Rev. John S. Laing, amounting to $30 for religious services performed at the Sanitarium at Otisville, N. Y., during January, February and March, 1911. The Secretary was directed to certify the voucher as exempt from the provisions of the Civil Service Rules.

A communication was presented from the Commissioner of the Department of Street Cleaning, dated May 24, transmitting a voucher in favor of the Remington Typewriter Company for the services of William A. McLaughlin as Stenographer in the Snow Removal Bureau for the period from July 1 to 31, 1910, amounting to $108.33. The Secretary was directed to certify the voucher under the provisions of paragraph 6 of Rule XII.

A communication was presented from Dr. George O'Hanlon, Acting General Medical Superintendent of Bellevue Hospital, dated May 23, transmitting a voucher in favor of Rachael Givans in the amount of $3 for services as Special Nurse on May 7, 1911. The Secretary was directed to certify the voucher as exempt from the provisions of the Civil Service Rules.

A communication was presented from George L. Sterling, Esq., Acting Corporation Counsel, dated May 29, relative to the request of the Board of Elections for the exemption of an additional Clerk to the Board, and stating that he saw no reason why the classification could not be so amended. After consideration of the matter, the Secretary was directed to advertise a public hearing on the proposed amendment for Wednesday, June 7, 1911, in accordance with Rule III.

The appointment of Thomas Brown, of Storm King, N. Y., as Miner in the Board of Water Supply at a salary of $3.50 per diem when working in shafts and $3 per diem when working on the surface, was approved under the provisions of paragraph 7 of Rule XII.

The Secretary was directed to advertise a public hearing on the proposed amendment of the classification by including in the Labor Class, Part I., the position of Watchman at $1.50 a day or less.

The following requests for restoration to the eligible lists specified were granted:

John J. Fox, 388 Marion street, Brooklyn, N. Y.; Patrolman. Declined appointment on account of illness (April 28, 1911).

Henry L. Lohmar, 1427 Myrtle avenue, Brooklyn, N. Y.; Attendant, preferred. Declined appointment in the Department of Docks and Ferries on account of temporary inability (May 17, 1911).

Carlton J. Barnes, 160 West 128th street, New York City; Court Stenographer.

Statement of Board of City Magistrates, Second Division, that he failed to reply to notification, incorrect (February 24, 1911).

Donald L. Osborn, 17 West 109th street, New York City; Rodman, Board of Water Supply. Did not receive notification from the Board of Water Supply owing to absence from City (April 20, 1911).

Axel Schiller, 60 1st street, New Brighton, S. I.; Janitor and Stationary Engineer, for appointment in the Borough of Manhattan. Declined appointment in the Board of Education on account of location (February 16, 1910).

Ralph Germansky, 33 Canal street, New York City; Axeman. Statement of Board of Water Supply that he failed to reply to notification incorrect (May 25, 1911).

Michael J. Sheridan, 580 East 135 street, The Bronx; Axeman, preferred. Declined appointment outside of New York City (April 14, 1910).

Joseph P. Glennon, 3805 3d avenue, The Bronx; Sergeant-on-Aqueduct. Did not receive notice of appointment as Patrolman-on-Aqueduct owing to change of address (May 18, 1911).

Joseph A. Matthews, 1282 Prospect place, Brooklyn, N. Y.; Stenographer and Typewriter, Third Grade, for appointment in Manhattan. Declined appointment in the Department of Street Cleaning on account of location (February 8, 1911).

Morris Klein, 35 3d avenue, Manhattan; Junior Mechanical Draftsman. Did not receive notification from the Department of Water Supply, Gas and Electricity owing to change of address (December 20, 1910).

The request of William H. Waldron, of 407 Lexington avenue, Borough of Brooklyn, that his name be restored to the eligible list of Junior Mechanical Draftsman, was referred to the President with power.

A communication was presented from George D. Callahan, notifying the Commission of his change of address from 23 East 7th street, Manhattan, to 17 1st street, New Brighton, S. I. The Secretary was directed to note the change of address on the eligible list of Court Attendant, on which Mr. Callahan's name appeared.

A communication was presented from John H. Quimby, of 154 Nassau street, stating that he had declined appointment as Structural Street Draftsman in the office of the President of the Borough of The Bronx on account of temporary inability under a misapprehension, and requesting that the record of declination be amended to read "insufficiency of compensation, $1,800." The request was granted.

A communication was presented from Hugh A. McMahon, of 408 West 33d street, an applicant for Patrolman, requesting permission to amend the answer to question No. 7 in his application, by setting forth the circumstances of an arrest. The request was granted.

A communication was presented from George F. Bailey, of 411 West 25th street, Borough of Manhattan, requesting permission to amend the answer to Question No. 7 in his application for Patrolman by setting forth the circumstances of an arrest. The request was granted.

A communication was presented from Charles R. Beach, of 591 2d avenue, Borough of Manhattan, dated May 25, requesting permission to amend his answer to Question No. 7 in his application for Patrolman by setting forth the circumstances of an arrest. The request was granted.

A communication was presented from Morris McCarthy, of 1220 St. Lawrence avenue, Borough of The Bronx, dated May 22, requesting that his name be placed on the preferred list of Marine Engineer. The request was denied for lack of power, it appearing that the position of Marine Engineer in the Department of Street Cleaning from which Mr. McCarthy had been suspended was in the Non-Competitive Class.

On motion, it was

Resolved, That the requirement of citizenship be and the same hereby is waived in so far as it applies to Lucetta Morden, of 145 Milton street, Borough of Brooklyn, and her application for the position of Examining Physician is hereby accepted.

A communication was presented, signed "A Candidate," protesting against the conduct of the examination for Deputy Tax Commissioner. The matter was referred to the Committee on Appeals.

The Commission then adjourned. F. A. SPENCER, Secretary.

Minutes of Special Meeting of the Municipal Civil Service Commission of New York, held at the offices of the Commission, No. 299 Broadway, on Wednesday, May 31, at 3 o'clock P. M.

Present: President James Creelman and Commissioner Richard Welling.

The President, Mr. James Creelman, presided.

Mr. Edmund D. Fisher, Deputy Comptroller, appeared and requested in behalf of the Comptroller that the Commission authorize him to continue the services of Mr. John F. Donovan, of 701 West 179th street, as Statistical Expert, at a compensation not to exceed $1,800, for a period of one year, beginning July 19, 1911, and Mr. Richmond Smith, of 351 West 56th street, Manhattan, as Statistical Expert for a period of one year, beginning May 1, 1911, compensation not to exceed $3,600.

On motion, it was

Resolved, That, subject to the approval of the Mayor and the State Civil Service Commission, Mr. Richmond Smith, of 351 West 56th street, Borough of Manhattan, be and he hereby is excepted from examination, pursuant to the provisions of paragraph 6 of Rule XII., to be employed as Statistical Expert in the Department of Finance in connection with the standardization of contract and supply specifications for a period of one year, beginning May 1, 1911; provided that his total compensation shall not exceed thirty-six hundred dollars ($3,600).

On motion, it was

Resolved, That, subject to the approval of the Mayor and the State Civil Service Commission, Mr. John F. Donovan, of 701 West 179th street, be and he hereby is excepted from examination, pursuant to the provisions of paragraph 6 of Rule XII., to be employed in the Department of Finance as a Statistical Expert to assist Mr. Richmond Smith in matters relating to the standardization of contract and supply specificaions for a period of one year, beginning July 19, 1911; provided that his total compensation shall not exceed $1,800.

A letter was presented from the Commissioner of Parks, Boroughs of Manhattan and Richmond, dated May 27, requesting the exemption of one additional Assistant Superintendent of Parks. The Secretary was directed to advertise the proposed amendment of the classification for a period of three days in accordance with Rule III.

The Commission then adjourned, to meet Wednesday, June 7, 1911, at ten o'clock a. m. F. A. SPENCER, Secretary.

Borough of The Bronx.

Minutes of the Local Board of Chester, 23d District.

Pursuant to call by President Miller, the members of the Local Board of Chester, 23d District, met in the office of the President of the Borough of The Bronx on May 12, 1911, at 10 a. m.

Present—President Miller and Alderman Sheridan.

The following was unanimously adopted:

129. Paving the roadway of City Island ave..

Resolved, That proceedings be and the same hereby are initiated for paving City Island ave., from the approach of the City Island Bridge to Long Island Sound with bituminous pavement.

Adjourned.

GEO. DONNELLY, Secretary.

Minutes of Local Board of Van Cortlandt, 25th District.

Pursuant to call by President Miller, the members of the Local Board of Van Cortlandt, 25th District, met in the office of the President on June 9, 1911, at 10 a. m.

Present—Aldermen Hamilton and Godwin and the President of the Borough of The Bronx. Absent—Alderman Finley.

136. Paving with sheet asphalt Loring place.

The following was adopted:

Resolved, That proceedings be and the same hereby are initiated for paving the roadway of Loring place with sheet asphalt on a concrete foundation, from University ave. to W. 183d st.

E. 168th st., regulating, grading and paving, from Clay to Webster aves. A resolution in favor was adopted.

Adjourned.

GEO. DONNELLY, Secretary.

Minutes of the Local Board of Van Cortlandt, 25th District.

Pursuant to call by President Miller, the members of the Local Board of Van Cortlandt, 25th District, were to have met in the office of the President on Friday, June 23, 1911, to consider several laid over matters, but as there was not a quorum present, the President fixed the next meeting for June 26, 1911, at 10 a. m.

GEO. DONNELLY, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Report for the Quarter Ending March 31, 1911.

June 29, 1911.

Hon. WILLIAM J. GAYNOR, *Mayor of The City of New York:*

Sir—In compliance with section 1544 of the Greater New York Charter, I have the honor to submit the following report of transactions of this Department for the quarter ending March 31, 1911:

Statement showing the revenues and disbursements of the Department of Docks and Ferries for the three months ending March 31, 1911.

Revenue.

Rental collected from leases and permits	$1,036,285 63	
Wharfage collected	54,500 66	
Deposited to the credit of the Sinking Fund for the redemption of the City Debt		$1,090,786 29
Revenue from ferry rents and franchises	$50,899 97	
Municipal ferry receipts	176,472 92	
Municipal ferry privileges	13,261 60	
Deposited to the credit of the Sinking Fund for the Payment of the Interest on City Debt		240,634 49
Repairs, etc., for lessees and others	$2,583 90	
Filling-in privileges	825 37	
Miscellaneous receipts	69 40	
Deposited to the credit of the Dock Fund		3,478 67
Refund of the Budget		1,632 18
General Fund		19 50
Total amount deposited during the quarter to the Account of the City Chamberlain		$1,336,551 13

Disbursements.

From Budget Appropriation, 1910

Material, supplies, etc.	$148,625 13	
Salaries and wages	24 21	
Total		148,649 34
Balance, appropriation December 31, 1910	$658,725 25	
Add refunds, etc.	3,984 77	
Total	$662,710 02	
Deduct expenditures for quarter	148,649 34	
Balance March 31, 1911		514,060 68

From Budget Appropriation, 1911

Material, supplies, etc.	$31,156 13	
Salaries and wages	342,839 74	
Total		373,995 87
Appropriation, January 1, 1911	$2,710,715 75	
Add refunds, etc.	5 00	
Total	$2,710,721 75	
Deduct expenditures for quarter	373,995 87	
Balance, March 31, 1911		2,336,725 88

From Special Revenue Bonds.

Amount of issues	$25,650 00	
Expended	15,046 33	
Balance, March 31, 1911	$10,603 67	
Warrants drawn upon the Comptroller for audited bills and claims on Construction and Maintenance Accounts, including Ferries	$213,779 65	
Labor payrolls	249,334 48	
Salaries of Construction Force	73,601 41	
Payments on Acquired Property Account	631,191 35	
Total Disbursements		$1,167,906 89

Statement of Corporate Stock Issued.

Disbursements as above		$1,167,906 89
Overdraft on Comptroller, January 1, 1911		29,660 40
		$1,197,567 29
Corporate Stock sold by Comptroller	$1,174,405 00	
Premium on same	10,546 22	
Deposited during the quarter to the credit of the Dock Fund	3,478 67	
	$1,188,429 89	
Reimbursements, etc.	13,166 26	
		$1,201,596 15
Balance, March 31, 1911		$4,028 86

I also submit herewith report of the Chief Engineer showing the work done by the Department during the quarter. Very respectfully,

B. F. CRESSON, Jr., Deputy and Acting Commissioner.

Office of the Chief Engineer.

Hon. CALVIN TOMKINS, *Commissioner of Docks:*

Sir—I have the honor to submit the following report of work done under my charge and supervision for the quarter ending March 31, 1911.

Battery Landing, North River.

The landings in this locality have been maintained during the quarter and repairs made from time to time by the force of the Department. Work has also been done in the matter of building an additional platform.

The work of constructing a temporary building on one of the platforms in this location by the Commissioner of Immigration under a permit from this Department has been begun and is in progress.

Pier "A", North River.

This pier, upon which are located the executive offices of the Department, has been maintained and kept in repair during the quarter. The boat landing situated in the vicinity of the pier with the float inside has been maintained and kept in repair.

Pier New 1, North River.

Repairs are being made to the portion of this pier which has been opened for wharfage. This work was begun on the 15th of March, 1911, and is in progress.

Cortlandt Street Section, South, North River.

The Pennsylvania Railroad Company has in progress the work of improving the waterfront in accordance with the new plan, beginning at the northerly line of Liberty street and extending northerly 203.03 feet. This work is being done under a permit from and under the supervision of this Department.

Piers 14 and 15, North River.

The shed on Pier 14 having been destroyed some time ago by fire, the work of constructing additional shed column foundations by the Brunswick Steamship Company has been accomplished.

Pier 34, North River.

The work of extending this pier out to the pierhead line which was originally begun on the 11th of July, 1910, has been taken up and is in progress.

Gansevoort Market Piers, North River.

A new plan for the improvement of the waterfront in the vicinity of Gansevoort Market was adopted by the Commissioner of Docks on the 11th of June, 1909, and was approved by the Commissioners of the Sinking Fund on the 30th of June of the same year. This plan provides for the construction of three piers between Piers 52 and 53, North River, in the vicinity of the New West Washington Market; these piers to be known as Gansevoort Market Pier South, Gansevoort Market Pier Middle, and Gansevoort Market Pier North. Work was begun during a prior quarter on the most northerly of these piers, and during the present quarter work has been in progress on the southerly pier and is still in progress.

Chelsea Section, North River.

The work on the section proper has been entirely completed, during a prior quarter, but during the present quarter the Department force has been engaged in making general repairs along the section and in installing intercepting gutters on water barriers at the entrance to the piers leased to the International Mercantile Marine Company. The pavement on the marginal street along this section has been repaired where necessary.

23rd Street, North River.

The Pennsylvania Railroad Company having vacated the ferry at this street, the old ferry buildings have been in course of demolition, and the pier at West 23d Street is being reconstructed and lengthened. The Department force has been engaged in removing the ferry house, etc.

30th Street, North River.

The Department force has been engaged in making extensive repairs to the pier at this street under Bureau Orders Nos. 8712 and 9193.

Pier, 40th Street, North River.

The work of extending this pier out to the existing pierhead line has been in progress.

Pier, 41st Street, North River.

The Department force has been engaged in closing gap in this pier under Bureau Order 8774. Work was originally begun November 1, 1910, and completed January 3, 1911.

42nd Street, North River.

During the quarter the Department force has been engaged in repairing the bulkhead roadway and the approach to the ferry at the foot of this street, and the granite pavement along the marginal street between 42d and 44th streets has been repaired where necessary.

Pier, 45th Street, North River.

The southerly side of this pier where damaged by dredge was repaired. Other extensive repairs have been made to this pier by the force of the Department. Work was originally begun May 11, 1910, and a portion of it completed on March 23, 1911., and the work of making other repairs is still in progress.

Pier, 46th Street, North River.

Repairs have been made to this pier by the force of the Department. Work was originally begun December 17, 1910, and completed January 20, 1911.

Pier, 47th Street, North River.

The Department force has been engaged during the quarter in making repairs to this pier, the work having been completed on the 1st of February, 1911.

50th-54th Streets, North River.

Repairs have been made to the bulkhead between these two streets. Work was originally begun November 23, 1910, and completed January 3, 1911.

Pier, 51st Street, North River.

The Department force has been engaged in making repairs to this pier under Bureau Order 8329. Work was originally begun April 14, 1910, and is still in progress.

Pier, 52nd Street, North River.

Repairs have been made to this pier by the force of the Department under Bureau Orders 9006 and 9193. Work was begun under Bureau Order 9006 on January 21, 1911, and completed February 17, 1911, and under Bureau Order 9193 work was begun February 18, 1911, and completed February 21, 1911.

Pier, 55th Street, North River.

The Department force has been engaged in making repairs to this pier. Work was originally begun December 16, 1910, completed January 16, 1911, again begun January 17, 1911, and completed February 1, 1911.

Pier, 57th Street, North River.

Repairs have been made to this pier by the force of the Department under Bureau Order 9060. Work was originally begun December 6, 1910, and completed January 26, 1911.

69th Street, North River.

The construction of a pile platform approach and new transfer bridge at this locality by the New York Central & Hudson Railroad Company has been done under permit from this Department, the work having been completed on the 29th of March, 1911.

Between 77th and 80th Streets, North River.

Pavement in this locality has been repaired where necessary. Work was originally begun June 22, 1909, and is still in progress.

80th Street, North River.

Contract No. 1257 having been let to the Riverside Contracting Company, for repairing the pier at the foot of this street, the work was begun February 7, 1911, and is still in progress.

96th Street, North River.

The Department force laid a sidewalk to the berth occupied by the Training Ship "Granite State."

98th Street, North River.

A hanging ice fender has been constructed around the bow of the Training Ship "Granite State," the work being completed on the 20th of January, 1911.

110th Street, North River.

At this location the Department force has been engaged in removing platform which was built for the Hudson-Fulton Gate. This work was originally begun in 1909 and is in progress from time to time.

Claremont Section, North River.

The Department force has been engaged during the quarter in laying temporary granite pavement at this section, removing temporary approach and shanty and in the construction of a sewer box and excavating for same .

129th Street, North River.

Repairs are being made to the pier at this street by the force of the Department under Bureau Order 4844. This work is still in progress.

131st Street, North River.

Contract No. 1225 having been let for building a new steel freight shed with appurtenances on the pier and adjacent bulkhead at this street, the work was begun on the 1st of November, 1910, and completed on the 6th of March, 1911. The Department force has been engaged in leveling up the pier, laying a concrete deck and in cutting gangways thereat.

133d Street, North River.

The pier at this street is being extended out to the pierhead line by the force of the Department. Work was originally begun May 20, 1910, and is still in progress.

134th Street, North River.

A contract, No. 1220, has been let in three classes for preparing for and extending the pier at this street, and depositing cobble and rip-rap thereat. The work of depositing cobble under Class 3 was completed on December 19, 1910. The work of depositing rip-rap under Class 2 was begun October 1, 1910, and completed January 16, 1911, and the work of erection of the pier shed itself was begun March 25, 1911, and is in progress.

Carmansville Section, North River.

On the section of the waterfront between 153d and 158th streets, North River, improvements have been in progress under action of the Commissioner of Docks dated May 14, 1907, authorizing the same.

156th Street, North River.

The Department force has been engaged during the quarter in the depositing of rip-rap for the construction of a new pier at this locality.

Man-of-War Landings.

The Department force has repaired and maintained the Man-of-War landings along the North River as required from time to time during the quarter.

Marginal Street, North River.

The granite pavement along the North River has been taken up and relaid to grade where necessary by the force of the Department.

Whitehall Terminal, East River.

The work at this section will be found described further on in the report under the heading of "Ferries."

Pier 5, East River.

Extensive repairs are being made to this pier under Contract No. 1244. Work was begun January 11, 1911, and is in progress.

Pier 6, East River.

A concrete deck is being substituted for the wooden deck of this pier, and the work of repairs under B. O. 8379 has been in progress during the quarter.

Pier 11, East River.

The Department force has been engaged in making repairs to this pier under B. O. 9,253. Work was begun March 22, 1911, and is in progress.

James Slip Section, East River.

The authorization for this section is action of the Commissioner of Docks, dated April 30, 1907, B. O. 5191. This section extends from the easterly side of Oliver street, or Pier No. 25, E. R., westerly along the bulkhead line to the centre line of Pier Old 31, a distance of about 326 feet.

During the quarter the only work done on the section proper has been the replacing of mooring posts, the placing of backing logs and laying temporary granite pavement on the marginal street. 906 square yards of pavement have been laid at the foot of Oliver street.

Catherine Section, East River.

The work at this section is being done under resolution of the Board of Docks of December 22, 1899. The only work done during the quarter has been the regulating, grading and temporary paving of the marginal street in the vicinity of Pier 27 and Catherine street.

Jefferson Section, East River.

The authorization for this section is resolution of the Board of Docks passed February 23, 1900, also action of the Commissioner of Docks, dated March 28, 1908, B. O. 6049. This section extends from the northerly side of Rutgers slip, E. R., to the southerly side of Montgomery street, a distance of 1,237.92 feet. During the quarter work has been in progress on the bulkhead wall proper.

Pier New 37, East River.

The work of widening this pier has been in progress.

Montgomery Section, East River.

The Commissioner of Docks on the 20th of January, 1909, under B. O. 7028, directed the supervision of the construction of a bulkhead wall by the New York, New Haven & Hartford R. R. Co. between Montgomery street and Gouverneur slip, E. R., a distance of about 472 linear feet. This work includes the construction of three piers, Nos. 39, 40 and 41. Work was begun by the railroad company on the 25th of March, 1909, and is still in progress. Steel sheds are in course of erection on Piers 39 and 40 by the above company.

Roosevelt Street Ferry, East River.

The City having taken possession a short time ago of the old Roosevelt Street Ferry, the work of repairing and reconstructing the ferry structures was completed in 1910, and the work of rebuilding the Broadway terminal at Brooklyn having progressed so far the Department was enabled to reestablish the ferry between this point and Broadway, Brooklyn, on the 16th of March, 1911.

Bulkhead Foot of Corlears Street, East River.

The Department force has been engaged in making repairs to this bulkhead under B. O. 9141. Work was begun on the 9th of January, 1911, and finished March 8, 1911.

5th Street, East River.

Extensive repairs are being made to the pier at this street under Contract No. 1260. Work was begun February 28, 1911, and is in progress.

East 23d Street Ferry, East River.

The City having a short time ago taken possession of the old East 23d Street Ferry, the work of repairing and reconstructing the ferry structures was completed in 1910, but the ferry has not yet been put into operation.

Yorkville Section, East River.

The authorization for this section is action of the Commissioner of Docks dated October 10, 1904, B. O. 2757. Work on this section has been in progress during the quarter. Between 67th and 68th streets rip-rap has been tubbed off the foundation area and mud pumped. Stone filling has been deposited. Concrete foundation has been made and concrete blocks set. Granite has been set at 67th street, and coping set on the wall between 67th and 68th streets. Earth filling has been placed and temporary pavement laid. Between 70th and 74th streets rip-rap has been tubbed off the foundation area and mud pumped. Stone filling has been deposited. Granite has been set between 72d and 73d streets. Coping has been set at the foot of 72d street, and temporary pavement laid between 73d and 74th streets.

Blackwell Section, East River.

The work at this section is being done under action of the Commissioner of Docks of October 10, 1904, B. O. 2756. No work has been done on the bulkhead wall at this section during the quarter, only a few charges being made against the section.

100th Street, Harlem River.

Extensive repairs are being made to the pier at this street under Contract No. 1254. The work was begun March 11, 1911, and is in progress.

156th Street, Harlem River.

Coal trestle and pocket have been constructed at this locality by the W. J. Howe Company under permit from this Department. Work was begun October 10, 1910, and completed January 3, 1911.

W. 210th Street to Fordham Road.

Two 36-inch gas mains are being placed and crib bulkhead built at this locality by the Consolidated Gas Co. under permit from this Department. Work was begun April 1, 1910, and is in progress.

East 132d Street and Locust Avenue.

Crib bulkhead has been constructed at this locality by the Consolidated Gas Co. under permit from this Department. Work was begun October 1, 1910, and finished January 4, 1911.

Other work done by private parties in the Borough of The Bronx has been supervised and a general supervision of the waterfront made.

Borough of Brooklyn.

Whale Creek Section, Brooklyn.

In that section of the Borough of Brooklyn adjacent to Newtown Creek, near Greenpoint avenue, proceedings have been instituted and the necessary property has been acquired to secure pier room which exists only on Whale Creek, an arm of Newtown Creek. Near the mouth of Whale Creek the property acquired will not only enable the City to build over 1,000 feet of bulkhead wall with the adjacent marginal street, but also two piers. The work of preparing for and building a new concrete bulkhead wall at the mouth of Whale Creek was completed on the 1st of November, 1910, under Contract No. 1027, and filling is being placed in rear of that portion of the wall built. The work of building the exterior pier with appurtenances at the mouth of Whale Creek was begun on September 23, 1910, under Contract No. 1192. The work under this contract is in progress, being about 95 per cent. completed.

Broadway Ferry, Brooklyn.

The work of rebuilding the ferry terminal at this locality has been in progress under Contract No. 1230, Classes 1 and 2. Sufficient progress has been made so that the City was enabled to open the ferry on the 16th of March, 1911, between this point and Roosevelt street, Manhattan.

Gold Street, Brooklyn.

The work of widening and extending the present pier at this location, under Contract No. 1223, was completed on the 8th of February, 1911.

Between 28th and 64th Streets, South Brooklyn.

A plan has been submitted and approved by the Commissioners of the Sinking Fund establishing new lines for bulkheads and piers, with marginal street, wharf or place, extending from 28th to 64th streets, South Brooklyn. Plans and studies are in progress for the dock improvement of this waterfront.

Gowanus Section, South Brooklyn.

The work at this section is being done under authorization of the Commissioner of Docks of September 21, 1908, B. O. 6647. This section extends from the northerly side of 28th street to the southerly side of 36th street, South Brooklyn, a distance of 2,142.82 feet, more or less. There have been completed up to date 1,839.82 linear feet of the bulkhead wall on the top course of granite under the coping, leaving a balance of about 303 linear feet to be completed. During the quarter work has been in progress on the bulkhead wall proper. Earth filling has been placed in rear of the wall, and the marginal street has been graded as an approach to the 33d street pier.

30th Street, South Brooklyn.

A contract, No. 1209, was prepared during a prior quarter for building a new pier at the foot of 30th street, South Brooklyn, to be known as the 30th street pier, but the contract has not yet been let.

Pier 31st Street, South Brooklyn.

The work of building this pier and erecting a shed thereon was completed during a prior quarter. During the present quarter the cargo columns have been reinforced and the water pipes along the pier have been covered.

36th and 38th Streets, South Brooklyn.

A contract, No. 1205, was prepared during a prior quarter for dredging between these two streets in the vicinity of the 8th Ward Market, Borough of Brooklyn, but the contract has not yet been let.

51st Street, Brooklyn.

The work of building bulkhead platform and making alterations to pier at this locality is in progress under B. O. 8711.

Bay Ridge Avenue, Brooklyn.

Extensive repairs are being made to the pier at this locality by the force of the Department under B. O. 9098.

North 1st Street, Brooklyn.

The pier at this point has been rebuilt by the New York, New Haven & Hartford R. R. Co. under permit from this Department. Work was begun August 9, 1910, and finished March 3, 1911.

Adams Street, Brooklyn.

A three-story brick building has been erected at this locality by Burns Bros. under permit from this Department. Work was begun August 15, 1910, and finished March 23, 1911.

Fulton Street, Brooklyn.

A steel shed has been erected at this locality by the Brooklyn Development Co. under permit from this Department. Work was begun December 15, 1910, and finished January 3, 1911.

Halleck-Otsego Streets, Brooklyn.

Filling has been placed at this locality by the William Beard Estate under permit from this Department. Work was begun May 5, 1909, and finished January 3, 1911.

5th Street Basin, Brooklyn.

A steel storage shed has been erected at this locality by the American Can Co. under permit from this Department. Work was begun November 14, 1910, and finished March 1, 1911.

11th Street, Gowanus Canal, Brooklyn.

The bulkhead at this locality is being rebuilt and pump house erected by the Brooklyn Union Gas Co. under permit from this Department. Work was begun March 1, 1911, and is in progress.

Bay 32d Street, Brooklyn.

The pier at this locality has been extended by F. Semken under permit from this Department. Work was begun February 23, 1911, and finished March 25, 1911.

Other work done by private parties in the Borough of Brooklyn has been supervised and a general supervision of the waterfront made.

Borough of Queens.

Newtown Creek, East River, Queens.

A crib bulkhead is being constructed at this locality by the National Sugar Refining Co. under permit from this Department. Work was begun November 28, 1910, and is in progress.

Sanford Point, East River, Queens.

A bulkhead has been constructed and an extension built to the crib bulkhead at this locality by the Bowery Bay Building and Improvement Co. under permit from this Department.

Arverne, Jamaica Bay, Queens.

Filling has been placed at this locality by the Sommerville Realty Co. under permit from this Department. Work was begun April 1, 1907, and finished January 3, 1911.

Wavecrest, Jamaica Bay, Queens.

Filling is being placed at this locality by Norton & Dickerson under permit from this Department. Work was begun September 9, 1909, and is in progress.

Potter Avenue, Jamaica Bay, Queens.

A bulkhead has been constructed and filling placed at this locality by William Schoneke under permit from this Department. Work was begun March 6, 1911, and finished March 11, 1911.

Other work done by private parties in the Borough of Queens has been supervised and a general supervision of the waterfront made.

A number of permits have been granted to occupy land and to erect structures thereon at Jamaica Bay, Borough of Queens.

Jamaica Bay Improvement.

Surveys of the westerly portion of Jamaica Bay between Fresh Creek and Barren Island have been pushed practically to completion in so far as the waterfront is concerned, including the numerous creeks and inlets from the Bay to the westward.

These surveys have been plotted to a scale of one hundred feet to the inch on the regular survey sheets, from which sheets compiled sectional maps to a scale of two hundred feet to the inch are being prepared. These maps extend from the head of Sheepshead Bay to the eastward as far as and including Fresh Creek, comprising four large sectional maps. Maps have been prepared showing the proposed bulkhead and pierhead lines for the entire Jamaica Bay system, including Sheepshead Bay for approval by the War Department. On the approval of these lines, it is the intention to submit the maps to the Commissioners of the Sinking Fund for approval of bulkhead and pierhead lines and marginal streets and ways for the entire Jamaica Bay system. These maps are practically ready for submission, awaiting the action of the War Department on harbor lines.

Studies have been prepared showing different types of development and improvement that may be adopted for any particular locality. Up to the present time nine such studies have been prepared.

Borough of Richmond.

A description of the work being done for the ferry terminals in this Borough will be found later on under the heading of "Ferries."

Railroad tracks are being placed on the viaduct at St. George, Staten Island, by the Richmond Light & Railroad Company under permit from this Department. Work was begun January 26, 1911, and is in progress.

At West New Brighton filling is being placed and structures rebuilt in the vicinity of Columbia street by William S. Van Clief under permit from this Department. Work was begun June 1, 1908, and is in progress.

At Howland Hook a frame building is being erected in the vicinity of Western avenue and filling placed at Port Ivory, Howland Hook, by Proctor & Gamble Mfg. Co. under permit from this Department.

At Tompkinsville an extension is being constructed to Pier No. 1 and shed in the vicinity of Wiener place by the American Dock & Trust Co. under permit from this Department.

At Clifton a rip-rap embankment and sheet pile bulkhead are being constructed by the Baltimore & Ohio R. R. Co. under permit from this Department. Work was begun January 4, 1911, and is in progress.

Other work done by private parties in the Borough of Richmond has been supervised and a general supervision of the waterfront made.

Somerville Avenue, Mariners Harbor, Staten Island.

Repairs have been made to the pier at this locality by the force of the Department under B. O. 8211 for the Department of Public Charities. Work was begun December 31, 1910, and finished January 6, 1911.

Rossville, Staten Island.

The pier at this locality has been repaired under Contract No. 1242. This work was begun on the 3d of December, 1910, and finished January 9, 1911.

Pavement of Marginal Streets, North, East and Harlem Rivers.

The granite pavement along the North, East and Harlem Rivers has been repaired from time to time, and the asphalt pavement where taken up to repair gas pipe by the Consolidated Gas Co. has been relaid. Repairs have been made to the asphalt pavement on the North and East Rivers during the quarter under Contract No. 1229, Classes 1 and 2.

Old Material Storage Basin, Nott Avenue, Queens.

Old material has been rafted and cared for.

Pile Basin, Shermans Creek, Harlem River.

The pile basin at Sherman's Creek, H. R., has been maintained and cared for.

Timber Basin, 75th Street, North River.

At the timber basin, timber has been received under Department orders and contracts, cared for and issued as required.

Department Yards at West 57th and East 24th Streets.

At the Department yards, the force of the Department has been engaged in the construction of concrete blocks, the handling and cutting of granite, the care of materials and the issue of supplies for various pieces of work. At the West 57th street yard, a concrete building has been in course of construction since April 26, 1907, for use as a blacksmith shop, power house, etc. This structure is provided with a reinforced concrete coal pocket. The Department stores removed from the old building to suitable places were subsequently stored in the new storehouse. A new concrete oil house is also being constructed at the West 57th street yard.

Floating Property.

All of the floating property of the Department has been cared for during the quarter and repaired when necessary.

Dredging.

All the dredging has been supervised whether done by the Department or by private parties.

Surveying Party.

All the necessary lines, levels, grades, soundings, surveys and examinations have been made and given. Work done by private parties has been supervised, automatic tide gauges have been attended to, and the daily and weekly reports have been made. The records of the anemometer and weather vane, etc., have been compiled. An extensive survey of the waterfronts of Brooklyn, Queens, The Bronx and Richmond is in progress.

Recreation Structures.

The recreation structures have been maintained during the quarter. The work of repairing and painting the recreation structures is in progress under Contracts 1217 and 1246.

Ferries.

Staten Island Ferry.

The new Staten Island ferry, operating between the foot of Whitehall street, Manhattan, and the foot of South street, St. George, S. I., with the Whitehall terminal at the Manhattan end and the St. George terminal at the Staten Island end, was started in operation by the City on October 25, 1905.

Racks, ferry slips, etc., have been kept in repair during the quarter.

St. George Terminal.

A contract, No. 1243, has been prepared and let for regulating, grading and paving for the South street ferry approach and for constructing ducts at the St. George ferry terminal along the wall that has been recently constructed by this Department and connecting the ferries with the approach built by the Richmond Borough authorities.

The ferry structures at St. George are being painted under Contract No. 1262, Class 1.

Stapleton Terminal.

The proposition for establishing a municipal ferry to Stapleton was consummated on the 27th of May, 1909, by preparations made for the running of ferryboats from that point to Whitehall street, Manhattan. Plans and Contract No. 1182 have been prepared for the construction of new ferryboats for service on this ferry. A contract has also been in course of preparation for constructing a new ferry terminal at this locality.

The work of painting the present ferry structures at Stapleton has been done under Contract No. 1262, Class 2. Work was commenced February 15, 1911, and completed March 11, 1911.

Port Richmond Terminal.

The proposition for extending the municipal ferry from Manhattan by an additional terminal at Port Richmond has been under consideration during the quarter.

South Brooklyn Ferry, 39th Street Ferry, South Brooklyn, Manhattan Terminal.

On November 1, 1906, the City came into possession of the property of the New York and South Brooklyn Ferry & Steam Transportation Co., operating a ferry between Whitehall street, Manhattan, and 39th street, South Brooklyn, and since that time the City has been operating the ferry as a municipal ferry.

A contract, No. 1216, was prepared and let during a prior quarter for constructing offices and appurtenances, toilets, etc., on the third floor of the 39th street ferry house, Manhattan terminal. Work was begun October 12, 1910, and finished February 14, 1911. These offices are for the use of the Ferry Bureau.

39th Street, South Brooklyn Terminal.

Preliminary studies have been prepared for a ferry house at 39th street, South Brooklyn.

The pavement on the approach to the 39th street ferry terminal has been relaid, and ashes from the ferryboats have been placed under the trolley platform. An overhead walkway on the ferry platforms and bridges has been built, and other work necessary to be done in connection with the fitting up of the 39th street ferryboats for an enlarged team service has been done under B. O. 8904.

West Side Freight Terminal and Elevated Distributing Railroad.

Studies have been prepared and plans submitted for the consolidation of the traffic requirements of the various trunk line railroads, so that freight and merchandise may be received and taken directly from car floats and piers into factories and warehouses. These plans have been finished and the matter is now before the Board of Estimate and Apportionment.

Drafting Room.

In the office of the Chief Engineer, the Draftsmen have been engaged on plans for an Erie Basin terminal with connecting railroad communication with the Gowanus section, the Bay Ridge terminal of the Pennsylvania R. R., and by tunnel with Jamaica Bay and Flushing Bay.

Plans have been prepared for a Stapleton terminal with railroad connections with the B. & O. and tunnel by way of St. George to Bay Ridge.

An extensive plan for improving the Fresh Kills district has been prepared with railroad communication by tunnel under Arthur Kill with the New Jersey railroads.

Studies for development and improvement of the Jamaica Bay district have also been made, together with maps for the approval of the War Department, and general maps of improvement for the action of the Commissioners of the Sinking Fund.

Extensive plans and studies pertaining to the proposed West Side terminal, with elevated distributing railroad, have been made.

In addition to the foregoing, work has proceeded on plans and studies for contract work, plans and specifications for new piers, and for repairs.

All plans submitted with applications for permits to build by private parties, have been examined, and either approved, amended, or rejected.

The remaining drafting room work has comprised solar printing and general routine work.

Wharfage Room.

The total new wharfage room made by the Department of Docks and Ferries for the quarter amounts to 1,226 linear feet. Wharfage room destroyed by the City in making way for new improvements, amounts to 2,191 linear feet. The area of the City's piers has been increased by 27,873 square feet. New wharfage room made by private parties under permit from this Department amounts to 7,970 linear feet, and the wharfage room destroyed by private parties amounts to 8,295 linear feet.

Very respectfully, CHAS. W. STANIFORD, Chief Engineer.

Department of Water Supply, Gas and Electricity.

Transactions for the Week Ending May 27, 1911.

Statement of Collections, Bureau of Water Register, All Boroughs—Borough: Manhattan, $188,370.88; The Bronx, $36,468.01; Brooklyn, $131,119.11; Queens, $9,135.95; Richmond, $5,957.26; total, $371,051.21.

Contracts Entered Into: Furnishing and delivering miscellaneous supplies, dated May 24, 1911. Contractor, John Grieg; surety, The Title Guaranty & Surety Co.; estimated cost, $1,467.04.

Furnishing, etc., coal, dated May 25, 1911. Contractor, Pattison & Bowns; surety, The Empire State Surety Co.; estimated cost, $37,993.50.

Furnishing, etc., coal, dated May 25, 1911. Contractor, John W. Peale; surety, The Empire State Surety Co.; estimated cost, $48,378.

Furnishing, etc., coal, dated May 25, 1911. Contractor, George D. Harris & Co., Inc.; surety, The Empire State Surety Co.; estimated cost, $115,106.30.

Changes in the Working Force, Manhattan—Appointed: 7 Laborers (Westchester Co.), at $2.50 per day; 1 Licensed Fireman, at $3 per day; Harry Cohn, Junior Draftsman, at $900 per annum; Sarah H. Stuart, Clerk (Card Indexing), at $1,500 per annum; 1 Oiler, at $3 per day; Leo C. Devery, Assistant Engineer, at $1,350 per annum; Israel Mendelsohn, Clerk, at $900 per annum; Harry Roisbacher, Inspector of Meters and Water Consumption, at $1,100 per annum; Ralph A. Boyle, Inspector of Light and Power, at $1,200 per annum; B. V. Kehoe, Typewriting Copyist, at $900 per annum.

Promoted: Samuel Epstein, Clerk, from $540 to $900 per annum; John J. Perdue, Assistant Foreman, from $3 to $4 per day; Joseph J. Murphy, Clerk, from $1,350 to $1,500 per annum.

Dropped from Roll, Absence Without Leave: 2 Licensed Firemen.

Reinstated: Gerold S. Griffin, Assistant Engineer (order of court).

Resigned: Jacob M. Friedland, Assistant Engineer; 1 Laborer.

The Bronx—Appointed: 1 Laborer.

Brooklyn—Appointed: Rudolph Haas, Mechanical Draftsman, at $1,500 per annum; John E. McConnell, Stenographer and Typewriter, at $1,050 per annum; Wm. J. McAuliffe, Clerk, at $900 per annum; Albert J. Phillips, Temporary Clerk, at $900 per annum.

Promoted: Jacob Reusch, Assistant Foreman to Foreman of Wells, at $3 to $4 per day; William Kellett, Assistant Foreman to Foreman of Wells, at $3 to $4 per day; Adam Shreck, Assistant Well Driver to Foreman of Wells, at $2.50 to $4 per day.

Deceased: 1 Oiler.

Richmond—Increased: George McC. Garby, Clerk, from $900 to $1,050 per annum.

Deceased: 1 Stoker.

J. W. F. BENNETT, Deputy Commissioner.

Report of Transactions for the Week Ending June 3, 1911.

Statement of Collections—Bureau of Water Register, all Boroughs: Manhattan, $132,945.27; The Bronx, $40,263.75; Brooklyn, $101,078.30; Queens, $8,145.51; Richmond, $4,541.71; total, $286,974.54.

Contracts Entered Into—For furnishing and delivering miscellaneous supplies, dated May 31, 1911. Contractor, A. D. Cook; surety, cash; estimated cost, $5,064.10.

Section II. Furnishing and installing a pumping plant, complete, in the pumping station to be erected at Whitestone, Borough of Queens, dated May 31, 1911. Contractor, Henry R. Worthington; surety, U. S. Fidelity and Guaranty Co.; estimated cost, $15,800.

Furnishing, etc., coal, dated May 31, 1911. Contractor, A. J. McCollum; surety, Massachusetts Bonding and Insurance Co.; estimated cost, $27,792.50.

Furnishing, etc., coal, dated May 31, 1911. Contractor, Walter B. Johnson; surety, The Title Guaranty and Surety Co.; estimated cost, $36,705.

Furnishing, etc., coal, dated May 29, 1911. Contractor, F. R. Long & Co.; surety, The Empire State Surety Co.; estimated cost, $29,900.

Section III. Furnishing, delivering and constructing a receiving well, suction piping, etc., complete, at the pumping station to be erected at Whitestone, Borough of Queens, dated June 1, 1911. Contractor, The Delaney Roberts Co.; surety, The Bankers Surety Co.; estimated cost, $3,913.06.

Furnishing and delivering Engineers' and Draftsmen's supplies, dated June 1, 1911. Contractor, Keuffel & Esser Co.; surety, National Surety Co.; estimated cost, $1,286.32.

Furnishing and delivering double nozzle fire hydrants, Section I., dated June 2, 1911. Contractor, The A. P. Smith Manufacturing Co.; surety, Illinois Surety Co.; estimated cost, $27,480.

Furnishing and delivering Engineers' and Draftsmen's supplies, dated June 2, 1911. Contractor, The J. W. Pratt Co.; surety, Massachusetts Bonding and Insurance Co.; estimated cost, $846.52.

Furnishing and delivering Engineers' and Draftsmen's supplies, dated June 2, 1911. Contractor, Kolesch & Co.; surety, The Title Guaranty and Surety Co.; estimated cost, $887.69.

Changes in the Working Force, Manhattan—Appointed: Isaiah Jarco, Inspector of Electric Lighting and Conductors, at $1,200 per annum; 3 Laborers, at $2.50 per day.

Removed: Sarah H. Stuart, Temporary Clerk (Card Indexer); Robert E. Hopkins, Inspector of Meters and Water Consumption.

Resigned: Charles A. Dibbins, Clerk; 1 Laborer; Russell V. Brown, Temporary Storekeeper.

Reinstated: Samuel Kite, Inspector of Meters and Water Consumption, at $1,100 per annum.

Brooklyn—Deceased: 1 Stoker.

Resigned: John D. Griffiths, Assistant Engineer.

Queens—Appointed: Ernest H. Landre, Clerk, at $900 per annum.

Reinstated: Bernard J. McAdam, Inspector of Meters and Water Consumption, at $1,100 per annum.

J. W. F. BENNETT, Deputy Commissioner.

Board of Education.

Special Meeting Wednesday, June 14, 1911.

A special meeting of the Board of Education was held at the Hall of the Board, Park ave. and 59th st., Borough of Manhattan, at 9 o'clock a. m. on Wednesday, June 14, 1911, to take action in reference to the death of Hon. Hugo Kanzler, which occurred suddenly on the 12th instant.

In announcing the death of Mr. Kanzler, the President said:

This is a special meeting of the Board which I called to advise you of the death of Mr. Kanzler. Two days ago he died suddenly on a train, and I thought it proper that we should take action before the regular meeting this afternoon. Mr. Kanzler had been a member of the Board for nearly six years. He was appointed on January 17, 1906, and was reappointed for a full term of five years beginning January 1, 1909. He served upon the Committees on Finance, Elementary Schools and Sites. As you all know, he was very faithful in his attendance at the meetings, and had the interests of the Department greatly at heart. It is a sad thing for us to be called here today on account of his untimely death.

Mr. Greene addressed the Board as follows:

Mr. President—It may be perhaps appropriate for one who was a member of two of the Committees upon which Mr. Kanzler served to endeavor to express, though very briefly and imperfectly, the sense of sorrow that we all, and particularly the members of his Committees, feel at the death of our late colleague.

He had called, in his endeavor to expedite the business of the Board, a special meeting of one of the Committees to meet after the Board meeting this afternoon, and he was stricken upon an early journey to his place of business in New York.

When we are brought face to face with a circumstance like this, Mr. President, we feel reminded strongly of the uncertainty that attends the course of us all. No more fitting figure, perhaps, could be used to illustrate so sudden a taking-off as that of Mr. Kanzler than the line in Lucretius in which he speaks of the runners who carry the torches of life along. To one of these runners, a strong and swift one, the pale messenger with the inverted torch has beckoned, and he has gone.

It is unnecessary to dilate upon the fidelity with which Mr. Kanzler served the Board. In the Committees upon which I have had the honor to serve with him, he has been the pattern of punctilious faithfulness. It was his pride to be in his seat before any other member of the Committee should appear, and his course throughout was marked by unshaken loyalty to his fellows, to the action of the Committees, and to the action of the Board. He was indeed a pattern member.

In conversations with him from time to time I learned of his peculiar liking for the sea. I found that it was his delight, as it was his habit, to spend what time he could by the seashore. By a singular coincidence, his fatal stroke took him within sight of the waves, and within the sound of their breaking upon the shore. Perhaps in the closing moments of his life he may have thought that he was about to cross another sea to another shore. That we may never know; but it may be permitted to us to hope that he has reached, beyond that other sea, a place of refreshment, light and repose; that the strenuous strivings are stilled, of which he had a man's full share in his earthly life, and that he has found the peace and rest that pass the understanding of men.

Mr. Greene thereupon offered the following resolution:

Resolved, That a Special Committee of Three be appointed by the President to prepare appropriate resolutions in reference to the death of Hon. Hugo Kanzler, and present the same to the Board of Education.

Adopted.

The President appointed Mr. Greene, Mr. A. Stern and Mr. Thomas as the Special Committee.

The Board thereupon adjourned.

A. EMERSON PALMER, Secretary.

Regular Meeting Wednesday, June 14, 1911.

A stated meeting of the Board of Education was held on Wednesday, June 14, 1911, at 4 o'clock p. m., at the Hall of the Board, Park ave. and 59th st., Borough of Manhattan.

Present—Egerton L. Winthrop, Jr., President, and the following members: Mr. Aldcroftt, Mrs. Bamberger, Mr. Barrett, Dr. Bruce, Mr. Cunnion, Mr. DeLancy, Miss Draper, Mr. Dresser, Mr. Ferris, Mr. Greene, Mr. Harrison, Dr. Haupt, Mr. Katzenberg, Miss Leventritt, Mr. Mahoney, Mr. Man, Mr. Martin, Mr. McCafferty, Dr. McDonald, Mr. McGowan, Mr. McKee, Mr. A. G. Miller, Mr. G. C. Miller, Mr. Newman, Dr. Pisani, Mr. Somers, Mr. A. Stern, Mr. M. S. Stern, Mr. C. J. Sullivan, Mr. Thomas, Mr. Weiner, Wr. Whalen, Mr. Wilsey, Mr. Wingate—35. Also City Superintendent Maxwell.

On motion, the minutes of May 10 and 17, 1911, were approved.

Contracts were awarded as follows:

Boroughs of The Bronx and Manhattan.

For repairs, alterations and additions to the electric equipment: P. S. 4, The Bronx, Irving A. Bogan, $197; P. S. 20, The Bronx, T. Frederick Jackson, Inc., $152; P. S. 24, The Bronx, T. Frederick Jackson, Inc., $490; P. S. 31, The Bronx, T. Frederick Jackson, Inc., $3,298; P. S. 32, The Bronx, T. Frederick Jackson, Inc., $3,798; P. S. 34, The Bronx, T. Frederick Jackson, Inc., $197; P. S. 35, The Bronx, T. Frederick Jackson, Inc., $563; P. S. 39, Manhattan, Irving A. Bogan, $1,144; P. S. 103, Manhattan, T. Frederick Jackson, Inc., $6,668.

Borough of Manhattan.

For repairing and refinishing old furniture at Public Schools 39, 59, 70, 83, 103, 151, 158 and 159, H. T. Dakin, $2,348.90.

For additions, alterations and repairs to sanitary work: P. S. 12, Christopher Nally, $886; P. S. 21, Christopher Nally, $1,774; P. S. 23, John Spence, Jr., $426; P. S. 32, Lorenzo & Byrns, $399; P. S. 41, John Keller & Son, $200; P. S. 58, Flanagan-Fay Co., $234; P. S. 64, A. J. Ormond Company, $1,283; P. S. 67, Louis Guerr, $224; P. S. 92, S. A. Kessler, $1,594; P. S. 165, Flanagan-Fay Co., $223; P. S. 168, Joseph F. Eagan, $440.

For alterations, repairs, etc.: P. S. 6, Duncan Stewart, $825; P. S. 18, John F. Kuhn, $797; P. S. 20, M. D. Lundin, $669; P. S. 27, Mendel Greenberg, $564; P. S. 49, Mendel Greenberg, $597; P. S. 53, Kerr & Krenkel, $695; P. S. 59, Mendel Greenberg, $884; P. S. 70, Duncan Stewart, $1,385; P. S. 73, Hugh McLean, $720; P. S. 74, Herman Miller, $978; P. S. 76, L. Dornbush, $743; P. S. 77, L. Dornbush, $865; P. S. 82, Duncan Stewart, $499; P. S. 96, Neptune B. Smyth, Inc., $1,090; P. S. 116, M. D. Lundin, $479; P. S. 117, Julius Haas, $389; P. S. 135, L. Dornbush, $835; P. S. 158, August Wille, Jr., $1,049; P. S. 190, P. Cohn & Son, $234; P. S. 94, Silberberg & Berman, $868; P. S. 5, Dornbush & Portnof, $845; P. S. 9, Dornbush & Portnof, $377; P. S. 10, Dornbush & Portnof, $697; P. S. 43, John F. Kuhn, $820; P. S. 46, J. P. Hansen, $1,460; P. S. 52, Herman Miller, $258; P. S. 54, Dornbush & Portnof, $897; P. S. 81, Dornbush & Portnof, $1,077; P. S. 93, Dornbush & Portnof, $862; P. S. 132, David Kreisberg, $200; P. S. 157, John F. Kuhn, $1,063; P. S. 165, Samuel Present, $860; P. S. 166, W. C. Redlich, $320; P. S. 169, Bilowitz Bros., $249; P. S. 170, Dornbush & Portnof, $1,675; P. S. 179, J. P. Hansen, $1,060; P. S. 184, John F. Kuhn, $720; P. S. 186, William Kreisberg, $315; W. H. S., James E. Mulligan, $765.

New metal ceiling, etc.: P. S. 53, Herman Sacks, $188; P. S. 59, Herman Sacks, $209; P. S. 78, Brooklyn Metal Ceiling Co., $2,786; P. S. 82, Herman Sacks, $687; W. I. H. S., Brooklyn Metal Ceiling Co., $836.

For new fireproof main stairs: P. S. 2, Kerr & Krenkel, $3,880; P. S. 36, Kerr & Krenkel, $4,840; P. S. 77, Julius Braunstein, $7,794; P. S. 79, J. I. Valentine, $3,138; P. S. 141, J. I. Valentine, $4,523.

For repairs, alterations and additions to the electric equipment: P. S. 6, T. Frederick Jackson, Inc., $1,025; P. S. 57, T. Frederick Jackson, Inc., $3,888; P. S. 58, T. Frederick Jackson, Inc., $4,988; P. S. 74, T. Frederick Jackson, Inc., $1,198; P. S. 2, T. Frederick Jackson, Inc., $1,548; P. S. 7, Commercial Construction Co., $4,183; P. S. 34, T. Frederick Jackson, Inc., $4,646; P. S. 43, Commercial Construction Co., $2,340.

For alterations and repairs to heating and ventilating apparatus P. S. 32, Philp & Paul, $212; P. S. 33, Grimshaw & Sturges, $182; P. S. 51, Grimshaw & Sturges, $132; P. S. 54, Grimshaw & Sturges, $144; P. S. 56, Wm. J. Olvany, $175; P. S. 87, Philp & Paul, $289; P. S. 93, Philp & Paul, $352; P. S. 94, Philp & Paul, $301; P. S. 141, Wm. J. Olvany, $437; P. S. 166, Grimshaw & Sturges, $140; P. S. 179, Philp & Paul, $131; D. W. C. H. S., Philp & Paul, $376; H. S. C., Philp & Paul, $397.

For steel desks and case for Bureau of Supplies, Hall of the Board of Education: Art Metal Construction Co., $1,434.20.

For repairing and refinishing old furniture at Public Schools 2, 7, 8, 26, 31, 45, 112, 113, 124, 177 and annexes to Washington Irving High School J. Friedman, $2,620.

Borough of The Bronx.

For the general excavation, etc. (Contract No. 1), of additions to and alterations in Public School 20: Voorhees & Sullivan, $2.20 per cubic yard; 6,400 cubic yards (estimated).

For alterations, repairs, etc.: P. S. 9, Lawrence J. Bengert, $540; P. S. 10, Samuel Weiss, $1,095; P. S. 20, Murphy & Stafford, $520; P. S. 23, Murphy & Stafford, $495; P. S. 25, James Hamilton, $369; P. S. 27, Murphy & Stafford, $1,125; P. S. 29, Louis Koenig, $825; P. S. 30, W. H. Quinn, $297; P. S. 37, Murphy & Stafford, $570; P. S. 38, Murphy & Stafford, $255; P. S. 39, P. Cohn & Son, $230; P. S. 43, Samuel Weiss, $985; P. S. 1, Mendel Greenberg, $543; P. S. 2, Mendel Greenberg, $744; P. S. 3, Lawrence J. Bengert, $1,083; P. S. 4, Mendel Greenberg, $1,244; P. S. 5, William Braithwaite, $177; P. S. 8, William Braithwaite, $246; P. S. 11, James Hamilton, $885; P. S. 18, William Braithwaite, $157; P. S. 26, Murphy & Stafford, $234; P. S. 28, Meyer Feinberg, $520; P. S. 31, W. H. Quinn, $392; P. S. 32, Mendel Greenberg, $428; P. S. 33, M. D. Lundin, $720; P. S. 42, M. D. Lundin, $285.

For repairs and alterations to sanitary work: P S. 1, S. A. Kessler, $394; P. S. 2, Flanagan-Fay Co., $767; P. S. 5, S. A. Kessler, $408; P. S. 9, Flanagan-Fay Co., $174; P. S. 18, Flanagan-Fay Co., $528; P. S. 21, Flanagan-Fay Co., $346; P. S. 24, Christopher Nally, $616; P. S. 33, Flanagan-Fay Co., $298.

Borough of Brooklyn.

For alterations, repairs, etc.: P. S. 3, Otto Metz, $1,115; P. S. 35, Kerr & Krenkel, $1,480; P. S. 41, Otto Metz, $690; P. S. 44, Otto Metz, $2,639; P. S. 56, Mendel Greenberg, $538; P. S. 66, M. D. Lundin, $530; P. S. 70, B. Diamond, $435; P. S. 73, Joseph Ryan, $543; P. S. 83, Thomas B. McCarty, $623; P. S. 84, Joseph Ohlhausen, $1,362; P. S. 85, Grant & Feigenbaum, $2,129; P. S. 106, Otto Metz, $1,087; P. S. 113, Neptune B. Smyth, Inc., $720; P. S. 125, Jos. Balaban, $1,489; P. S. 137, Otto Metz, $1,669; P. S. 144, Jos. Balaban, $1,620; G. H. S., Otto Metz, $2,576; C. H. S., $823; P. S. 62, Joseph Ryan, $987; P. S. 63, Namon Gewertz Co., $390; P. S. 64, B. Diamond, $1,333; P. S. 65, Joseph Ryan, $648; P. S. 72, Neptune B. Smyth, Inc., $793; P. S. 89, John J. Kenny, $724; P. S. 90, H. T. Dakin, $1,074.94; P. S. 92, Joseph Ryan, $1,237; P. S. 108, C. L. Dooley, $1,578; P. S. 115, B. Diamond, $662; P. S. 135, Namon Gewertz Co., $895; P. S. 158, John J. Kenny, $922.

For sanitary alterations: P. S. 68, John Spence, Jr., $3,952; P. S. 88, James Harley, $4,737; P. S. 90, John Spence, Jr., $1,444; P. S. 105, Frank J. Fee, $3,890; P. S. 107, Frank J. Fee, $2,545; P. S. 108, James Harley, $5,442.

Items 3 and 5, for furniture, etc., for new additions to Erasmus Hall High School: Item 5, Richmond School Furniture Co., $4,737.

For fireproof stairways, etc.: P. S. 23, Selly Iron Works, $2,270; P. S. 24, Charles Wille, $4,022; P. S. 41, Charles Wille, $4,351; P. S. 52, J. M. Knopp, $5,439; P. S. 70, Joseph Ohlhausen, $8,889.

For fire protection work, fireproof stairways, etc.: P. S. 31, Charles Wille, $7,663; P. S. 57, Eagle Iron Works, $6,937; P. S. 60, Kerr & Krenkel, $7,050; P. S. 61, Kerr & Krenkel, $6,245.

For Item 1, installing heating and ventilating apparatus, and Item 2, installing temperature regulation in new Public School 171: Item 1, Daniel J. Rice, $43,663; Item 2, Johnson Service Co., $3,695.

For furnishing and delivering glass to various schools: Pittsburgh Plate Glass Co., $1,918.

Borough of Queens.

For repairs to heating and ventilating apparatus: P. S. 1, S. A. Kessler, $192; P. S. 16, Frank Dobson Company, $133; P. S. 17, Benjamin Shapiro, $320; P. S. 27, Frank Dobson Company, $158; P. S. 34, National Regulator Co., $295; P. S. 46, Wm. J. Olvany, $177; P. S. 79, James Curran Mfg. Co., $379; P. S. 81, Frank Dobson Company, $270; P. S. 83, Frank Dobson Company, $146; P. S. 84, S. A. Kessler, $209; P. S. 89, S. A. Kessler, $197; P. S. 90, James Curran Mfg. Co., $185; B. H. S., Frank Dobson Company, $188; Parental School, S. A. Kessler, $794.

For alterations, repairs, etc.: P. S. 33, A. Doncourt & Son, $259; P. S. 46, A. Doncourt & Son, $1,060; P. S. 50, Edward Stapleton, $885; P. S. 51, A. Doncourt & Son, $277; P. S. 53, A. Doncourt & Son, $244; P. S. 56, Edward Stapleton, $335; P. S. 57, A. Doncourt & Son, $295; P. S. 59, A. Doncourt & Son, $417; P. S. 82, Edward Stapleton, $184; P. S. 90, A. Doncourt & Son, $314; J. H. S., Wm. D. Moore, $650; R. H. H. S., A. Doncourt & Son, $264; Parental School, A. Doncourt & Son, $2,700; P. S. 12, James Murnane, $435; P. S. 14, August Wille, Jr., $589; P. S. 15, Edward Stapleton, $237; P. S. 16, Murphy & Stafford, $210; P. S. 17, James Murnane, $280; P. S. 17 (annex), Murphy & Stafford, $534; P. S. 19, James Murnane, $310; P. S. 67, James Murnane, $340; P. S. 68, Edward Stapleton, $430; P. S. 71, Edward Stapleton, $240; P. S. 72, Charles C. Collison, $235; P. S. 74, Edward Stapleton, $499; P. S. 78, James Murnane, $225; P. S. 81, Charles C. Collison, $615; P. S. 86, James Murnane, $342; P. S. 87, Charles C. Collison, $985; P. S. 88, August Wille, Jr., $235; P. S. 89, Murphy & Stafford, $255.

For Item 1, installing heating and ventilating apparatus in additions to and alterations in Public School 7: Blake & Williams, $30,461.

For improving the sanitary condition, etc.: P. S. 20, Samuel Gallucci, $469; P. S. 35, Samuel Gallucci, $143; P. S. 51, John Spence, Jr., $225; P. S. 67, A. J. Ormond Company, $2,673; P. S. 81, John Spence, Jr., $339; P. S. 83, Samuel Gallucci, $918.

Borough of Richmond.

For alterations, repairs, etc.: P. S. 1, Gregg Bros., Inc., $196; P. S. 3, Julius Siegel, $381; P. S. 5, Julius Siegel, $390; P. S. 6, Gregg Bros., Inc., $378; P. S. 8, James E. Mulligan, $385; P. S. 10, James E. Mulligan, $123; P. S. 11, James E. Mulligan, $823; P. S. 12, James E. Mulligan, $510; P. S. 13, Rubin Solomon & Son, $260; P. S. 14, James E. Mulligan, $615; P. S. 15, James E. Mulligan, $185; P. S. 17, Wm. C. Sterner, $600; P. S. 20, Gregg Bros., Inc., $404; P. S. 21, James E. Mulligan, $395; P. S. 23, Gregg Bros., Inc., $189; P. S. 29, Wm. C. Sterner, $338; P. S. 34, James E. Mulligan, $300; C. H. S., Wm. C. Sterner, $627.

For furnishing and delivering supplies for the vacation schools, playgrounds and evening recreation centres and high and elementary schools of The City of New York, Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, for the year ending December 31, 1911.

Borough of Brooklyn.

Coal (2,240 lbs. to the ton in each instance).

To Charles H. Reynolds & Sons for Districts Nos. 1, 2 and 3, as follows:

District No. 1—11,500 gross tons, more or less, of white ash coal, of broken size, at $5.51 per ton; 95 gross tons, more or less, of white ash coal, of egg size, at $6.15 per ton; 90 gross tons, more or less, of white ash coal, of stove size, at $6.15 per ton; 1,200 gross tons, more or less, of white ash coal, of pea size, at $4.28 per ton; 1,000 gross tons, more or less, of white ash coal, of No. 1 buckwheat size, at $3.75 per ton.

District No. 2—8,500 gross tons, more or less, of white ash coal, of broken size, at $5.57 per ton; 145 gross tons, more or less, of white ash coal, of egg size, at $6.15 per ton; 40 gross tons, more or less, of white ash coal, of stove size, at $6.15 per ton; 1,200 gross tons, more or less, of white ash coal, of pea size, at $4.37 per ton; 1,300 gross tons, more or less, of white ash coal, of No. 1 buckwheat size, at $3.87 per ton.

District No. 3—4,500 gross tons, more or less, of white ash coal, of broken size, at $5.55 per ton; 5 gross tons, more or less, of white ash coal, of egg size, at $6.15 per ton; 125 gross tons, more or less, of white ash coal, of stove size, at $6.15 per ton; 2,500 gross tons, more or less, of white ash coal, of pea size, at $4.28 per ton; 3,600 gross tons, more or less, of white ash coal, of No. 1 buckwheat size, at $3.80 per ton.

To L. & S. Wertheim, Inc., for District No. 4, as follows: 2,000 gross tons, more or less, of white ash coal, of broken size, at $5.82 per ton; 5 gross tons, more or less, of white ash coal, of egg size, at $6.48 per ton; 95 gross tons, more or less, of white ash coal, of stove size, at $6.48 per ton; 300 gross tons, more or less, of white ash coal, of pea size, at $4.69 per ton; 1,500 gross tons, more or less, or white ash coal, of No. 1 buckwheat size, at $4.12 per ton.

Borough of Queens.

To Gavin Rowe, for entire Borough, as follows: 8,055 gross tons, more or less, of white ash coal, of broken size, at $6.22 per ton; 40 gross tons, more or less, of white ash coal, of egg size, at $6.50 per ton; 315 gross tons, more or less, of white ash coal, of stove size, at $6.50 per ton; 390 gross tons, more or less, of white ash coal, of pea size, at $4.97 per ton; 2,700 gross tons, more or less, of white ash coal, of No. 1 buckwheat size, at $4.43 per ton.

Reports and resolutions were adopted as follows:

Requesting the Board of Estimate and Apportionment to amend the resolutions adopted by it March 19 and 26, 1909, and amended June 10, 1910, authorizing the Comptroller to issue corporate stock of The City of New York to an amount not exceeding $967,764.18 to provide means for the interior construction and equipment of public school buildings and additions thereto, by striking therefrom the figures $46,000 for the heating and ventilating apparatus, Public School 162, Borough of Brooklyn, and inserting in place thereof the figures $34,534; and by inserting the figures $3,255 for Public School 19, Borough of Brooklyn, $3.116; for Public School 95, Borough of Manhattan, $2,495 for Public School 165, Borough of Brooklyn, and $2,600 for Public School 165, Borough of Brooklyn, for the purpose of furniture work and temperature regulation in the above mentioned schools.

Relative to the issue of special revenue bonds, pursuant to the provisions of subdivision 8 of section 188 of the Revised Charter, as follows:

Six thousand three hundred dollars for the purpose of replenishing the fund for general repairs, which will be utilized, in part, for carrying out the contracts for heating and ventilating apparatus and temperature regulation in Public School 7, Borough of Queens.

Eight hundred and forty-five dollars for the purpose of furnishing certain supplies and equipment for classes of anaemic children in the Boroughs of Manhattan, The Bronx and Brooklyn.

Requesting the Commissioners of the Sinking Fund, subject to financial ability, to approve of and consent to the execution by the Board of Education of renewals of leases of the following premises:

The basement of the church premises at the southwest corner of Leonard and Stagg sts., Brooklyn, occupied as an annex to Public School 49.

No. 162 E. 116th st., Manhattan, occupied as an annex to Public School 57.

Nos. 418-424 E. 68th st., Manhattan, occupied as a supply depository.

No. 544 E. 147th st., The Bronx, occupied as an annex to Public School 27.

On the northwesterly corner of 67th st. and 18th ave., Brooklyn, used as Public School 48.

Rescinding the action taken by the Board of Education on December 8, 1909, selecting and determining as a site for school purposes certain lands and premises on Avenue C, E. 3d and E. 4th sts., Brooklyn, and selecting and determining as a site for school purposes lands and premises on Avenue C, E. 2d and E. 3d sts., in Local School Board District No. 38, Borough of Brooklyn.

Providing that the school in the Brooklyn Training School and Home for Young Girls, located at 1483 and 1489 Pacific st., Brooklyn, be made an annex of Public School 93, Brooklyn, at the beginning of the school term in September next.

Providing that the School for Crippled Children conducted at 2111 Madison ave., Manhattan, an annex to Public School 68, Primary, Manhattan, be closed for the present term on June 16, 1911.

Establishing an open-air class for anaemic children in Public School 4, The Bronx.

Making Public School 38, Queens, now a branch of Public School 37, Queens, an independent school, to take effect on the opening of schools on September 11, 1911.

Relative to the continuance of public lectures beginning October 1, 1911, on the same general lines as heretofore in schools and halls where lectures were given during the past season; establishing additional lecture centres for the season of 1911-1912; appointing Gould W. Hart and Thomas J. Pennington as Operators, with compensation at the rate of $5 a night, to include the use of complete electric stereopticon outfits; authorizing the Supervisor of Lectures to employ a competent Inspector to inspect all steteopticon outfits and clean and put in order such outfits as may require attention, the compensation for which shall not exceed $150, and to arrange a special course of lectures on educational and other topics, to the given by special lecturers, the total number not to exceed 40, for this special course a fee of $50 per lecture to be allowed; authorizing the purchase of six new electric stereopticon lanterns in accordance with specifications approved by the Department of Water Supply, Gas and Electricity, etc.; authorizing the construction of 25 standard bulletin boards for lecture purposes; authorizing the appointment of additional persons to fill vacancies in the positions of Inspector, Local Superintendent, Assistant Local Superintendent, Operator, or to fill new positions; appropriating $750 for press publicity in connection with the lectures; appropriating $750 for public advertising in connection with the elevated and subway station bulletin boards; fixing the regular fee for lecturers at $10, and providing that in special cases payment of larger fees may be made; accepting the offer of the use of the Metropolitan Temple, 7th ave. and 14th st., Manhattan, for lecture one night a week, on condition that the same is furnished with light, heat and electric current free, etc.; requesting the Commissioners of the Sinking Fund to authorize the hiring of sundry halls for lecture purposes; and appointing the following named persons for the season of 1911-12:

Local Superintendents (at $3 per night)—George P. Allen, Gaston F. C. Balme, Charles W. P. Banks, Felix W. Bein, Louis B. Berkowitch, Harry J. Bick, Maxim Birnkrant, Clarence H. Bodenstein, Frank Boylan, William H. Brennan, Francis E. Brewer, Charles A. Bruce, A. Hall Burdick, L. M. Burdick, John H. Burrows, J. T. Bussey, Henry S. Carr, Thomas F. Casey, Louis Cavallaro, Frank B. Chapman, E. C. Chickering; George A. Clegg, Albert Cohn, Arthur J. Cunnion; Frederick Debes, Lewis H. Denton, Owen F. Dolen, Benjamin F. Donovan, Walter A. Duke, Thomas J. Duncan, Robert Eadie, Max J. Eisenmann, Frederick Ernst, I. N. Failor, Julius P. Falk, Herbert W. Fison, Jacob Flatow, John M. Flynn, Walter E. Foster, Albert M. Fowler, James D. Gagan, William M. Gilmore, Morris Goldberg, Frank S. Hackett, Agil Hanau, James Harrigan, Thomas C. Harty, A. L. Hitchcock, George F. Howland, O. H. Hoag, Lawrence J. Hodes, Charles E. Hughes, Manford M. Jenkins, Gould J. Jennings, Albert A. Johnson, Theophilus Johnson, Frederick M. Johnston, A. H. Kaminsky, M. H. Kerner, Thomas F. Kerwin, John E. Kiffin, George H. Kingsbury, Joseph Kramer, William G. Lehing, Nathan Leibovitz, John J. B. Leonard, Sidney Lewkotitz, Elias Lieberman, Augustus Ludwig, Morris A. Lunn, Mary E. Lynch, Edward McGowan, William J. McGrath, Wallace A. Manheimer, L. J. Mayers, John D. Melville, Joseph H. Miles, W. W. Nutting, John J. O'Connor, J. Emmett O'Donnell, Charles K. O'Hagan, William J. O'Leary, Leo B. O'Meara, Patrick B. O'Meara, Frederick M. Pedersen, Anthony J. Pugliese, Thomas S. Purtell, Eugene G. Putnam, Esle F. Randolph, Hyman J. Reit, Kurt E. Richter, Bernard Robinson, Jacob M. Rosenberg, Isaac Sandusky, John Scally, Paul A. Schmitt, Joseph A. Seaborg, Martin J. Sgier, Gilbert W. Sherin, William T. Smith, William M. Strong, Rufus J. Suits, Hobart H. Todd, John S. Vermilye, James A. Wallace, H. S. Walsh, Robert G. Weyh, George W. Wheeler, Alfred H. Worts.

Assistant Local Superintendents (at $2 per night)—Charles A. Coburn, William H. Egan, John H. Hackett, Watson F. Keeney, Gerald F. Lynam, William H. McHugh, Albano F. Peoli, William Sullivan.

Stereopticon Operators (at $3 per night)—L. C. Bennett, E. Bollbach, H. A. Bond, B. B. Chappell, Henry Debes, S. H. DeBlois, S. K. DeBlois, G. F. Diehl, John Dorrman, H. D. Eggleston, J. Fagan, G. F. Gallott, R. D. Gillespie, C. E. Hammond, J. E. Hammond, Gould W. Hart, Rupert H. Hopkins, S. S. Holden, H. J. Jump, T. F. Kane, F. Kessler, M. A. Kraus, J. L. Lambert, R. M. Logan, C. T. Mantz, L. Marthens, A. B. Martin, J. L. Matthews, J. Meneely, C. P. Miner, C. Mohr, J. M. Mason, Otto Neuske, W. Patterson, T. J. Pennington, W. Pope, G. A. Raynor, C. L. Rogers, F. A. Sautter, John Schade, Frederick Schwanhausser, Jr., G. H. Seward, N. H. Sherwood, Gustave Springer, R. A. Steyert, John Stiehl, J. A. Stivers, E. Stopff, V. C. Suits, C. H. Vosburgh, C. Wallace, G. B. Way, L. Wohlgemuth, A. W. Zabel.

Adopting a course of study in drawing and constructive work for the elementary schools, to take the place of the present course of study in those subjects, to take effect September 1, 1911.

Rejecting bids received by the Committee on Care of Buildings for cleaning twenty school buildings in the Boroughs of Manhattan and Brooklyn.

Relative to transfers within the special school fund for the years 1910 and 1911.

Requesting that the following grades of positions be established for the Department of Education, in addition to the grades already existing: Clerk, $3,500 per annum, for one additional incumbent; Examiner, $3,500 per annum, for one incumbent.

Appropriating the following amounts from bond issues: $8,910.56 to be applied in payment of a bill for furniture for Public School 165, Brooklyn.

For extra work in connection with contracts, as follows:

T. Frederick Jackson, Inc., for installing electric equipment at Public School 77, Queens, $99.

James McArthur, contractor for the general construction, etc., of Public School 165, Brooklyn, $1,186.

Konop Iron Works, contractors for outside iron stairs at Public School 70, Manhattan, $84.

T. A. Clarke Co., contractors for the general construction of Public School 46, The Bronx, $272.80.

T. A. Clarke Co., contractors for the general construction of Public School 47, The Bronx, $183.70.

Setting aside the following named sums from the several funds apportioned by the Board of Estimate and Apportionment, for expenditure by the Committee on Buildings in sums not exceeding $1,000 in any one instance:

Fund	Manhattan.	Bronx.	Brooklyn.	Queens.	Richmond.
1911.		(1237)		(1239)	(1240)
General Repairs	.....	$10,000 00	.....	$10,000 00	$5,000 00
	(1242)	(1243)		(1245)	
Furniture and Repairs of.	$10,000 00	5,000 00	.....	3,000 00	.....

Approving plans as follows:

Borough of The Bronx.

New Public School 45, 189th st., Lorillard place and Hoffman st; Public School 20, addition; Public School 43, addition.

Borough of Manhattan.

Public School 87, alterations, etc., to form a double stairway from third to top floor and cutting a new doorway in classroom on top floor.

Public School 94, enclosing pupils' stairs in west addition with an iron and glass partition, removing stairs to cellar and flooring over the openings, repairing Engineer's exit, new fireproof door and bricking up exits in cellar.

Rejecting the one bid received by the Committee on Buildings for furnishing and delivering materials for the use of Mechanics (Electrical Division, Building Bureau) in the public schools of The City of New York, in the Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, for the reason that the same was deemed excessive.

Establishing an open-air class for anaemic children on the roof of the public bath at 83 Carmine st., Manhattan, said class to be made an annex to Public School 113, Manhattan, etc.

Rejecting the action of the Local School Board of District 22, in sustaining the charge of insubordination preferred by John T. Nicholson, Principal of Public School 186, Manhattan, against Katherine L. Hurley, a Teacher in said school, and stating that it is believed that Miss Hurley, while blameworthy, was not guilty of intentional insubordination.

Confirming the action of the Local School Board of District 39 in dismissing the charge of neglect of duty preferred against Mrs. Lillian E. Wells, a Teacher in Public School 66, Brooklyn, in sustaining the charge of insubordination made against her, and in imposing a fine of two days' pay with a recommendation for her immediate transfer.

Relative to changes in list of textbooks, etc., for day elementary schools and for evening schools.

Designating as Public School 173 the building to be erected on Pennsylvania ave., between Liberty and Glenmore aves., Brooklyn.

Suspending the By-Laws for the purpose of paying the following bill, incurred under circumstances of an emergency nature: B. P. Eldridge, Public Schools 104 and 150, Manhattan, water meter repairs, $268.78.

Granting the loan of 200 single desks and seats to the School of St. Anthony of Padua, 822 E. 166th st., The Bronx.

Rejecting, in the best interests of the Department of Education, all bids received by the Committee on Supplies on May 8, 1911, for furnishing and delivering to the Department of Education anthracite coal for use in the schools in the Boroughs of Brooklyn and Queens.

Authorizing Miss Carrie W. Kearns, Principal of the School for the Deaf, Manhattan, in accordance with section 55 of the Charter, to file a bond in the Department of Finance in the sum of $400 to provide for her accountability in the matter of the expenditure of the amounts allowed her from time to time to defray the minor expenses of administration of the School for the Deaf, all expenses in connection with the filing of said bond to

be paid from the funds of the Board of Education.

Granting permission as follows:

To the Principals of the following-named schools to award certain medals: Public School 10B, Manhattan; Public School 132, Manhattan; Public School 12, The Bronx; Public School 42, The Bronx; Public School 8, Brooklyn; Public School 31, Brooklyn; Public School 73, Brooklyn.

To the Principals of the following public schools to hold the graduating exercises of said schools in the buildings and on the dates hereinafter specified, provided the Board of Education is made liable to no expense: Public School 15, Brooklyn, Hanson Place Methodist Church, June 29, 1911; Public School 100, Brooklyn, Brighton Chapel, last week in June; Public School 135, Brooklyn, Flatlands Neck Chapel; Public School 45, Queens, Union Chapel; Public School 8, Richmond, Great Kills Moravian Church, June 28, 1911.

To the Principal of Public School 84, Boys, Brooklyn, to hold an elocution contest on Thursday morning, June 22, 1911, a medal given by William B. Roth, a member of the Local School Board of District 39, to be awarded to the winner of the same.

For the publication of a school paper for Public School 77, Manhattan, without advertisements, with the exception of eight, which were contracted for during February and March, 1911, provided the names of the pupils who subscribe therefor shall not be printed in the paper, said paper to be sold at five cents a copy.

To the Principal of Public School 40, Manhattan, to award certain medals at the joint graduating exercises of said school and Public School 50, Manhattan.

To the Principals of Public Schools 19 and 89, Manhattan, and 36, The Bronx, to award certain prizes.

To the Principal of Public School 132, Manhattan, to hold a prize speaking contest and to award a prize to the winner of the same.

To the Principal of Public School 25, The Bronx, to public in the months of June and January a school paper in which no advertisements are to appear and to sell the same, provided the names of pupils who subscribe therefor shall not be printed in the paper.

Excusing, with pay, so much of the absence of Maude E. Riekert, a teacher in Public School 26, Brooklyn, from April 3 to 26, 1911 (3 days), as is non-excusable under the By-Laws of the Board of Education, the same having been occasioned by quarantine by the Board of Health, and suspending any provisions of the By-Laws inconsistent therewith.

Excusing, with pay, so much of the absences of the following-named Teachers, as indicated below, as is non-excusable under the provisions of section 44 of the By-Laws, the same being the result of vaccination by Board of Health Physicians, and suspending any provisions of the By-Laws inconsistent therewith: Libey Burnett, P. S. 75, Manhattan, April 25 to 28, 1911 (2½ days); Theresa Grant, P. S. 75, Manhattan, April 28 to May 5, 1911 (2½ days); Lida Veitch, P. S. 3, Manhattan, May 10 and 11, 1911 (1½ days).

Directing the Board of Examiners to refrain from merging eligible lists until the matter is disposed of by legislation during the term of the present Legislature or by resolution of the Board of Education.

Requesting the Board of Estimate and Apportionment to recommend to the Board of Aldermen that the compensation of Janitors of public school buildings, etc., be fixed in accordance with the following list, taking effect on the date indicated in each instance:

Transfers: George W. Winant, Janitor, from P. S. 72, Queens, to P. S. 79, Queens, $1,080, June 5, 1911; John W. Werner, Janitor, from P. S. 36, Brooklyn, to P. S. 90, Brooklyn, $1,548, June 7, 1911; Thomas F. Toell, Janitor, from P. S. 119, Brooklyn, to P. S. 36, Brooklyn, $2,160, June 7, 1911; Timothy Wilson, Janitor-Engineer, from P. S. 61, Brooklyn, to P. S. 39, Brooklyn, $1,356, June 7, 1911; William Thiesen, Janitor, from P. S. 37, Brooklyn, to P. S. 72, Queens, $1,080, June 19, 1911; Robert H. Hughes, Janitor-Engineer, from P. S. 90, Brooklyn, to P. S. 61, Brooklyn, $984, June 8, 1911; John J. Smith, Janitor-Engineer, from P. S. 22, Brooklyn, to P. S. 119, Brooklyn, $2,628, June 12, 1911.

Temporary Assignments: John J. Goff, P. S. 129, Manhattan, $50 per month, June 1, 1911; K. D. Johnson, P. S. 61, Brooklyn, $50 per month, June 7, 1911; Herman A. Hintz, P. S. 119, Brooklyn, $120 per month, June 7, 1911; Gustav Muhlbauer, P. S. 36, Brooklyn, $110 per month, June 7, 1911.

New Position: Joost C. Slingerland, Janitor-Engineer, P. S. 33, Richmond, $732, June 5, 1911.

Changes in Compensation: P. S. 77, Queens, present compensation $100 per month (temporary); proposed compensation, $225 per month (temporary), taking effect May 1, 1911, on account of additional rooms being occupied. P. S. 56, Queens, present compensation $186 per month (temporary); proposed compensation, $3,436 per annum, taking effect June 1, 1911, entire building being occupied.

Granting consent to the transfer of Harry A. Sigel, a Cleaner in the Curtis High School, Richmond, to a similar position in the office of the President of the Borough of Richmond.

Assigning Helene S. MacLoughlin to the control and management of high school hockey games for girls on June 9, 1911, the duration of service to be determined by the Director of Physical Training, but not to extend beyond June 24, 1911, and suspending any provisions of the By-Laws inconsistent therewith.

Authorizing the Secretary to sign, on behalf of the Board of Education, an agreement with the officers of the Colored Orphan Asylum and Association for the Benefit of Colored Children, located at 261st st., Riverdale, New York City, for the use of its classrooms during school hours, etc., for the instruction of pupils by Teachers employed and paid by the Board of Education.

Adjourned at 5.50 o'clock p. m.

A. EMERSON PALMER, Secretary.

July 15, 1911.

The Board of Education has entered into contracts with the following named contractors:

John Keller & Son, 87 Greenwich st., City, for sanitary alterations, etc., at Public School 41, Manhattan; surety, Fidelity and Deposit Co. of Maryland.

S. A. Kessler, 251 E. 66th st., City, for sanitary repairs, etc., at Public Schools 1 and 5, The Bronx; surety, Massachusetts Bonding and Insurance Co.

S. A. Kessler, 251 E. 66th st., City, for sanitary repairs, etc., at Public School 92, Manhattan; surety, Massachusetts Bonding and Insurance Co.

T. Frederick Jackson, Inc., 94 John st., City, for electrical repairs, etc., in Public Schools 2 and 34, Manhattan; surety, Massachusetts Bonding and Insurance Co.

T. Frederick Jackson, Inc., 94 John st., City, for electrical repairs, etc., in Public Schools 6, 57 58 and 74, Manhattan; surety, Massachusetts Bonding and Insurance Co.

T. Frederick Jackson, Inc., 94 John st., City, for electrical repairs, etc., in Public Schools 20, 24, 31, 32, 34 and 35, The Bronx, and Public School 103, Manhattan; surety, Massachusetts Bonding and Insurance Co.

Blake & Williams, 24 Barrow st., City, for Item I., installing heating and ventilating apparatus in additions to Public School 7, Queens; surety, Massachusetts Bonding and Insurance Co.

A. E. PALMER, Secretary.

July 18.

The Board of Education has entered into contracts with the following-named contractors:

W. H. Quinn, 103 Chambers st., City, for alterations, repairs, etc., at Public School 31, The Bronx; surety, National Surety Co.

W. H. Quinn, 103 Chambers st., City, for alterations, repairs, etc., at Public School 30, The Bronx; surety, National Surety Co.

John F. Kuhn, 987 2d ave., City, for alterations, repairs, etc., at Public Schools 43, 157 and 184, Manhattan; surety, Massachusetts Bonding and Insurance Co.

John F. Kuhn, 987 2d ave., City, for alterations, repairs, etc., at Public School 18, Manhattan; surety, Massachusetts Bonding and Insurance Co.

Silberberg & Berman, 353 Madison st., City, for alterations, repairs, etc., at Public School 94, Manhattan; surety, Massachusetts Bonding and Insurance Co.

Joseph F. Egan, 1431 Amsterdam ave., City, for sanitary work, etc., at Public School 168, Manhattan; surety, National Surety Co.

James E. Mulligan, 407 Richmond terrace, New Brighton, S. I., for alterations, repairs, etc., at Wadleigh High School, Manhattan; surety, National Surety Co.

A. E. PALMER, Secretary.

CHANGES IN DEPARTMENTS, ETC.

DEPARTMENT OF DOCKS AND FERRIES.

July 24—Appointed July 20: Frank B. Smedley, 318 42d st., Borough of Brooklyn, Ship Carpenter, at $4 per day while employed, for temporary employment.

Patrick F. Smith, Dock Laborer, has been dropped from the list of employees, owing to absence from duty without leave since June 26, 1911.

July 26—Appointed: Arthur Farwell, as Supervisor of Music, with compensation at $50 per week for a period of seven weeks, beginning July 29, 1911.

BOARD OF ELECTIONS.

July 25—The Board of Elections, as now constituted, consists of the following persons: J. Gabriel Britt, President, 453 E. 57th st., Manhattan; Moses M McKee, Secretary, 275 W. 140th st., Manhattan; James Kane, Commissioner, 195 Congress st., Brooklyn; Jacob A. Livingston, Commissioner, 134 Hale ave., Brooklyn.

At a meeting held this date, Commissioner J. Gabriel Britt was chosen President of the Board, and Moses M. McKee, Secretary thereof.

BOROUGH OF MANHATTAN.

Changes in This Department for Week Ending July 22, 1911.

Bureau of Public Buildings and Offices: William Murphy, Attendant, transferred to the Department of Bridges, July 14; Mary McBride and Catharine Healy, Cleaners, dropped July 17; Kate Trimble, Attendant, granted 30 days' leave of absence from July 11; Mattie E. McCartney, transferred from the position of Telephone Operator to Third Grade Clerk July 17; Michael Callaghan, appointed Attendant July 17; James Reis, Plumber's Helper, transferred to the City College, July 19; Margaret Dorsey, Cleaner, reassigned July 19; Joseph Ridley, Ship Caulker, discharged July 22.

Bureau of Highways: Robert S. Brownell and Cornelius P. McCoy, Laborers, dropped July 17; Aaron Bernstein and Arthur Monahan, appointed Laborers July 14; John J. Kletchka, Assistant Engineer, promoted from Grade D to Grade E, July 1; August Fricke, Laborer, resigned July 13; Bernard Sweeney, transferred from Paver to Rammer July 17; August Krundmann, Laborer, died July 14; Patrick Costello, Paver, removed July 22; Charles A. McCollough, Temporary Draftsman, discharged July 20; William F. Colligan, appointed as Laborer July 21.

Bureau of Sewers: Jeremiah J. Sullivan, Sewer Cleaner, reassigned July 18.

Office of the Commissioner of Public Works: Joseph A. McKeever, appointed as Second Grade Clerk July 18.

Bureau of Buildings.

July 24—Changes in this Bureau: George F. Melly, 51 E. 87th st., appointed Typewriter Copyist; and Edward T. Sullivan, 155 W. 62d st., appointed Typewriter Copyist, each at a salary of $720 per annum, to take effect July 24.

James J. Gaynor, Inspector of Masonry and Carpentry, removed, to take effect at the close of business July 22.

Edward J. Hughes, Inspector of Masonry and Carpentry, salary fixed at $1,500 per annum, to take effect July 22.

William S. White, Inspector of Masonry and Carpentry, salary fixed at $1,500 per annum, to take effect July 22.

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 5 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 8020 Cortlandt.
WILLIAM J. GAYNOR, Mayor.
Robert Adamson, Secretary.
James Matthews, Executive Secretary.
James A. Rierdon, Chief Clerk and Bond and Warrant Clerk.

BUREAU OF WEIGHTS AND MEASURES.

Room 7, City Hall, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
John L. Walsh, Commissioner.
Telephone, 4334 Cortlandt.

BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 8020 Cortlandt.
James G. Wallace, Jr., Chief of Bureau.
Principal Office, Room 1, City Hall.
Branch Office, Room 12A, Borough Hall, Brooklyn.
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.
Branch Office, Hackett Building, Long Island City, Borough of Queens.

ARMORY BOARD.

Mayor William J. Gaynor, the Comptroller, William A. Prendergast; the President of the Board of Aldermen, John Purroy Mitchel; Brigadier-General George Moore Smith, Brigadier-General John G. Eddy, Commodore R. P. Forshew, the President of the Department of Taxes and Assessments, Lawson Purdy.
Clark D. Rhinehart, 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, 3900 Worth.

ART COMMISSION.

City Hall, Room 21.
Telephone call, 1197 Cortlandt.
Robert W. de Forest, Trustee Metropolitan Museum of Art, President; Herbert Adams, Sculptor, Vice-President; Charles Howland Russell, Trustee of New York Public Library, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; William J. Gaynor, Mayor of The City of New York; Frederic B. Pratt, Francis C. Jones, Painter; R. T. H. Halsey, I. N. Phelps Stokes, Architect; John Bogart.
John Quincy Adams, Assistant Secretary.

BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue.
Telephone, 4400 Madison Square.
Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; John G. O'Keeffe, Arden M. Robbins, James A. Farley, Samuel Sachs, Leopold Stern; Michael J. Drummond, ex-officio.
General Medical Superintendent, Dr. George O'Hanlon.

BOARD OF ALDERMEN.

No. 11 City Hall, 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.
Telephone, 7560 Cortlandt.
John Purroy Mitchel, President.
P. J. Scully, City Clerk.

BOARD OF ASSESSORS.

Office, No. 320 Broadway, 9 a. m. to 4 p. m.; Saturdays, 12 m.
Joseph P. Hennessy, President.
William C. Ormond.
Antonio C. Astarita.
Thomas J. Drennan, Secretary.
Telephone, 29, 30 and 31 Worth.

BOARD OF AMBULANCE SERVICE.

President, Commissioner of Police, Rhinelander Waldo; Secretary, Commissioner of Public Charities, M. J. Drummond; Dr. John W. Brannan, President of the Board of Trustees of Bellevue and Allied Hospitals; Dr. Royal S. Copeland, Wm. I. Spiegelberg.
Office of Secretary, Foot of East 26th street.
Telephone, Madison Square 7400.

BOARD OF ELECTIONS.

General office, No. 107 West Forty-first street.
Commissioners: J. Gabriel Britt, President; Moses M. McKee, Secretary; James Kane and Jacob A. Livingston. Michael T. Daly, Chief Clerk.
Telephone, 2946 Bryant.

BOROUGH OFFICES.

Manhattan.
No. 112 West Forty-second street.
William C. Baxter, Chief Clerk.
Telephone, 2946 Bryant.

The Bronx.
One Hundred and Thirty-eighth street and Mott avenue (Solingen Building).
John L. Burgoyne, Chief Clerk.
Telephone, 336 Melrose.

Brooklyn.
No. 42 Court street (Temple Bar Building).
George Russell, Chief Clerk.
Telephone, 693 Main.

Queens.
No. 46 Jackson avenue, Long Island City.
Carl Voegel, Chief Clerk.
Telephone, 663 Greenpoint.

Richmond.
Borough Hall, New Brighton, S. I.
Alexander M. Ross, Chief Clerk.
Telephone, 1000 Tompkinsville.
All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

BOARD OF ESTIMATE AND APPORTIONMENT.

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 1406. Telephone 2280 Worth.
Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary; Charles V. Adee, Clerk to Board.

OFFICE OF THE CHIEF ENGINEER.

Nelson P. Lewis, Chief Engineer, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.
Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.

BUREAU OF FRANCHISES.

Harry P. Nichols, Engineer, Chief of Bureau, 277 Broadway, Room 801. Telephone, 2282 Worth.
Office hours 9 a. m. to 5 p. m. (except during July and August, when hours are 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.

BOARD OF EXAMINERS.

Rooms 6027 and 6028, Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 5840 Gramercy.
George A. Just, Chairman. Members: William Crawford, Lewis Harding, Charles G. Smith, William A. Boring, John P. Leo and John Kenlon.
Edward V. Barton, Clerk.
Board meeting every Tuesday at 2 p. m.

BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MISDEMEANANTS.

Office, No. 148 East Twentieth street.
Patrick A. Whitney, Commissioner of Correction, President.
Wm. E. Wyatt, Judge, Special Sessions, First Division.
Robert J. Wilkin, Judge, Special Sessions, Second Division.
Frederick B. House, City Magistrate, First Division.
Edward J. Dooley, City Magistrate, Second Division.
Samuel B. Hamburger, John C. Heintz, Rosario Maggio, Richard E. Troy.
Thomas R. Minnick, Secretary.
Telephone, 1047 Gramercy.

BOARD OF REVISION OF ASSESSMENTS.

William A. Prendergast, Comptroller.
Archibald R. Watson, Corporation Counsel.
Lawson Purdy, President of the Department of Taxes and Assessments.
John Korb, Jr., Chief Clerk, Finance Department, No. 280 Broadway.
Telephone, 1200 Worth.

BOARD OF WATER SUPPLY.

Office, No. 165 Broadway.
Charles Strauss, President; Charles N. Chadwick and John F. Galvin, Commissioners.
Joseph P. Morrissey, Secretary.
J. Waldo Smith, Chief Engineer.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 4310 Cortlandt.

COMMISSIONER OF ACCOUNTS.

Raymond B. Fosdick, Commissioner of Accounts.

Rooms 114 and 115, Stewart Building, No. 280 Broadway, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4315 Worth.

CHANGE OF GRADE DAMAGE COMMISSION.

Office of the Commission, Room 223, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.

William D. Dickey, Cambridge Livingston, David Robinson, Commissioners. Lamont McLoughlin, Clerk.

Regular advertised meetings on Monday, Tuesday and Thursday of each week at 2 o'clock p. m.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3254 Worth.

CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.

Telephone, 7560 Cortlandt.

P. J. Scully, City Clerk and Clerk of the Board of Aldermen.

Joseph F. Prendergast, First Deputy.

John T. Oakley, Chief Clerk of the Board of Aldermen.

Joseph V. Sculley, Clerk, Borough of Brooklyn.

Matthew McCabe, Deputy City Clerk, Borough of The Bronx.

George D. Frenz, 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, 8th floor, Park Row Building, No. 21 Park Row.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1505 and 1506 Cortlandt.

Distributing Division, Nos. 96 and 98 Reade street, near West Broadway.

David Ferguson, Supervisor.

Henry McMillen, Deputy Supervisor.

C. McKemie, Secretary.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.

Herman Robinson, Commissioner.

Samuel Prince, Deputy Commissioner.

John J. Caldwell, Secretary.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 2828 Worth.

COMMISSIONERS OF SINKING FUND.

William J. Gaynor, Mayor, Chairman; William A. Prendergast, Comptroller; Robert R. Moore, Chamberlain; John Purroy Mitchel, President of the Board of Aldermen, and Frank L. Dowling, Chairman Finance Committee, Board of Aldermen, members; Henry J. Walsh, Deputy Chamberlain, Secretary.

Office of Secretary, Room 69, Stewart Building, No. 280 Broadway, Borough of Manhattan Telephone, 4270 Worth.

DEPARTMENT OF BRIDGES.

Nos. 13-21 Park Row.

Arthur J. O'Keeffe, Commissioner.

William H. Sinnott, Deputy Commissioner.

Edgar E. Schiff, Secretary.

Office hours, 9 a. m. to 4 p. m.

Saturdays, 9 a. m. to 12 m.

Telephone, 6080 Cortlandt.

DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.

No. 148 East Twentieth street. Office hours from 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1047 Gramercy.

Patrick A. Whitney, Commissioner.

William J. Wright, Deputy Commissioner.

John B. Fitzgerald, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.

Telephone, 300 Rector.

Calvin Tomkins, Commissioner.

B. F. Cresson, Jr., First Deputy Commissioner.

William J. Barney, Second Deputy Commissioner.

Matthew J. Harrington, Secretary.

Office hours, 9 a. m. to 4 p. m., Saturdays, 9 a. m. to 12 m.

DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.

Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a. m. to 5 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.

Telephone, 5580 Plaza.

Stated meetings of the Board are held at 4 p. m. on the first Monday in February, the second Wednesday in July, and the second and fourth Wednesdays in every month, except July and August.

Richard B. Aldcroftt, Jr., Reba C. Bamberger (Mrs.), Nicholas J. Barrett, Charles E. Bruce, M. D., Thomas W. Churchill, Joseph E. Cosgrove, Francis P. Cunnion, Thomas M. De Laney, Martha Lincoln Draper (Miss), Horace E. Dresser, Alexander Ferris, George J. Gillespie, John Greene, Robert L. Harrison, Louis Haupt, M. D., Max Katzenberg, Oliva Leventritt (Miss), Jeremiah T. Mahoney, Alrick H. Man, John Martin, Robert E. McCafferty, Dennis J. McDonald, M. D., Patrick F. McGowan, Herman A. Metz, Ralph McKee, Frank W. Meyer, Augustus G. Miller, George C. Miller, Louis Newman, Antonio Pisani, M. D., Alice Lee Post (Mrs.), Helen C. Robbins (Mrs.), Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James E. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, Alphonse Weiner, John Whalen, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.

Egerton L. Winthrop, Jr., President.

John Greene, Vice-President.

A. Emerson Palmer, Secretary.

Fred H. Johnson, Assistant Secretary.

C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies.

Henry R. M. Cook, Auditor.

Thomas A. Dillon, Chief Clerk.

Henry M. Leipziger, 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. Haaren, Clarence E. Meleney, Thomas S. O'Brien, Edward B. Shallow, Edward L. Stevens, Gustave Straubenmuller, John H. Walsh, Associate City Superintendents.

DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, William L. Ettinger, Cornelius E. Franklin, John Griffin M. D., Ruth E. Granger, John L. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richman, Alfred T. Schauffler, Albert Shiels, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade.

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.

BOARD OF RETIREMENT.

Egerton L. Winthrop, Jr., Abraham Stern, Cornelius J. Sullivan, William H. Maxwell, Josephine E. Rogers, Mary A. Curtis, Lyman A. Best, Principal P. S. 108, Brooklyn, Secretary. (Telephone, 1470 East New York).

DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1200 Worth.

WILLIAM A. PRENDERGAST, Comptroller.

Douglas Mathewson and Edmund D. Fisher, Deputy Comptrollers.

Hubert L. Smith, Assistant Deputy Comptroller.

George L. Tirrell, Secretary to the Department.

Arthur C. McKeever, Clerk to the Comptroller.

Thomas W. Hynes, Supervisor of Charitable Institutions.

Walter S. Wolfe, Chief Clerk

BUREAU OF AUDIT.

Charles S. Hervey, Chief Auditor of Accounts, Room 29.

Duncan Mac Innes, Chief Accountant and Bookkeeper.

John J. Kelly, Auditor of Disbursements.

H. H. Rathyen, Auditor of Receipts.

James J. Munro, Chief Inspector.

LAW AND ADJUSTMENT DIVISION.

Albert E. Hadlock, Auditor of Accounts, Room 185.

BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

James Tilden Adamson, Supervising Statistician and Examiner, Room 180.

STOCK AND BOND DIVISION.

James J. Sullivan, Chief Stock and Bond Clerk, Room 85.

OFFICE OF THE CITY PAYMASTER.

No. 83 Chambers street and No. 65 Reade street.

John H. Timmerman, City Paymaster.

DIVISION OF REAL ESTATE.

Charles A. O'Malley, Appraiser of Real Estate. Room 103, No. 280 Broadway.

DIVISION OF AWARDS.

Joseph R. Kenny, Bookkeeper in Charge, Rooms 155 and 157, No. 280 Broadway.

BUREAU FOR THE COLLECTION OF TAXES.

Borough of Manhattan—Stewart Building, Room O.

Frederick H. E. Ebstein, Receiver of Taxes.

John J. McDonough and Sylvester L. Malone, Deputy Receivers of Taxes.

Borough of The Bronx—Municipal Building, Third and Tremont avenues.

Edward H. Healy and John J. Knewitz, Deputy Receivers of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-8.

Alfred J. Boulton and David E. Kemlo, Deputy Receivers of Taxes.

Borough of Queens—Municipal Building, Court House Square, Long Island City.

William A. Beadle and Thomas H. Green, Deputy Receivers of Taxes.

Borough of Richmond—Borough Hall, St. George, New Brighton.

John De Morgan and Edward J. Lovett, Deputy Receivers of Taxes.

BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS.

Borough of Manhattan, Stewart Building, Room E.

Daniel Moynahan, Collector of Assessments and Arrears.

Moses M. McKee, Deputy Collector of Assessments and Arrears.

Borough of The Bronx—Municipal Building, Rooms 1-3.

Charles F. Bradbury, Deputy Collector of Assessments and Arrears.

Borough of Brooklyn—Mechanics' Bank Building, corner Court and Montague streets.

Theodore G. Christmas, Deputy Collector of Assessments and Arrears.

Borough of Queens—Municipal Building, Court House Square, Long Island City.

————, Deputy Collector of Assessments and Arrears.

Borough of Richmond—St. George, New Brighton.

Edward W. Berry, Deputy Collector of Assessments and Arrears.

BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway, Room K.

Sydney H. Goodacre, Collector of City Revenue and Superintendent of Markets.

BUREAU OF THE CHAMBERLAIN.

Stewart Building, Chambers street and Broadway, Rooms 63 to 67.

Robert R. Moore, Chamberlain.

Henry J. Walsh, Deputy Chamberlain.

Office hours, 9 a. m. to 5 p. m.

Telephone, 4270 Worth.

DEPARTMENT OF HEALTH.

Southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Burial Permit and Contagious Disease offices always open.

Telephone, 4900 Columbus.

Ernst J. Lederle, Commissioner of Health and President.

Alvah H. Doty, M. D.; Rhinelander Waldo, Commissioners.

Eugene W. Scheffer, Secretary.

Herman M. Biggs, M. D., General Medical Officer.

Walter Bensel, M. D., Sanitary Superintendent.

William H. Guilfoy, M. D., Registrar of Records.

James McC. Miller, Chief Clerk.

Borough of Manhattan.

Alonzo Blauvelt, 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. 3731 Third Avenue.

Marion B. McMillan, M. D., Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

Borough of Brooklyn, Flatbush avenue, Willoughby and Fleet streets.

Travers R. Maxfield, 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. Crowly, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, No. 514 Bay street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk.

DEPARTMENT OF PARKS.

Charles B. Stover, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

Clinton H. Smith, Secretary.

Offices, Arsenal, Central Park.

Telephone, 201 Plaza.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn.

Office hours, 9 a. m. to 5 p. m.; July and August, 9 a. m. to 4 p. m.

Telephone, 2300 South.

Thomas J. Higgins, Commissioner of Parks for the Borough of The Bronx.

Office, Zbrowski Mansion, Claremont Park.

Office hours, 9 a. m. to 5 p. m.; Saturdays 9 a. m. to 12 m.

Telephone, 2640 Tremont.

PERMANENT CENSUS BOARD.

Hall of Board of Education, No. 500 Park avenue, third floor. Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

The Mayor, City Superintendent of Schools and Police Commissioner. George H. Chatfield, Secretary.

Telephone, 5752 Plaza.

DEPARTMENT OF PUBLIC CHARITIES.

PRINCIPAL OFFICE.

Foot of East Twenty-sixth street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 7400 Madison Square.

Michael J. Drummond, Commissioner.

Frank J. Goodwin, First Deputy Commissioner.

William J. McKenna, Third Deputy Commissioner.

Thomas L. Fogarty, Second Deputy Commissioner for Brooklyn and Queens, Nos. 327 to 331 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 5 p. m.; Saturdays, 9 a. m. to 12 m.

Bureau of Dependent Adults, foot of East Twenty-sixth street. Office hours, 9 a. m. to 5 p. m.

The Children's Bureau, No. 124 East 59th street. Office hours, 9 a. m. to 5 p. m.

Jeremiah Connelly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island.

Telephone, 1000 Tompkinsville.

DEPARTMENT OF STREET CLEANING.

Nos. 13 to 21 Park row, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3863 Cortlandt.

William H. Edwards, Commissioner.

James F. Lynch, Deputy Commissioner, Borough of Manhattan.

Julian Scott, Deputy Commissioner, Borough of Brooklyn.

James F. O'Brien, 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; Chas. J. McCormack, John J. Halleran, Charles T. White, Daniel S. McElroy, Edward Kaufmann, Judson G. Wall.

Telephone, 3900 Worth.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 21 Park row, 9 a. m. to 5 p. m.; Saturdays 9 a. m. to 12 m.

Telephones: Manhattan, 5962 Cortlandt; Brooklyn, 3980 Main; Queens, 1990 Greenpoint; Richmond, 840 Tompkinsville; Bronx, 3400 Tremont.

Henry S. Thompson, Commissioner.

J. W. F. Bennett, Deputy Commissioner.

Frederic T. Parsons, Deputy Commissioner, Borough of Brooklyn. Municipal Building, Brooklyn.

John L. Jordan, Deputy Commissioner, Borough of The Bronx, Municipal Building, The Bronx.

M. P. Walsh, Deputy Commissioner, Borough of Queens, Municipal Building, Long Island City.

John E. Bowe, Deputy Commissioner, Borough of Richmond, Municipal Building, St. George.

EXAMINING BOARD OF PLUMBERS.

Edwin Hayward President.

James J. Donahue, Secretary.

August C. Schwager, Treasurer.

Rooms Nos. 14, 15 and 16, Aldrich Building, Nos. 149 and 151 Church street.

Telephone, 6472 Barclay.

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.

Headquarters: Office hours for all, from 9 a. m. to 5 p. m.; Saturdays, 12 m. Central offices and fire stations open at all hours.

OFFICES.

Headquarters of Department, Nos. 157 and 159 East 67th street, Manhattan. Telephone, 640 Plaza.

Brooklyn office, Nos. 365 and 367 Jay street, Brooklyn. Telephone, 2653 Main.

Joseph Johnson, Commissioner.

George W. Olvany, Deputy Commissioner.

Phillip P. Farley, Deputy Commissioner, Boroughs of Brooklyn and Queens.

Daniel E. Finn, Secretary of Department.

Lloyd Dorsey Willis, Secretary to Commissioner.

Walter J. Nolan, Secretary to Deputy Commissioner, Boroughs of Brooklyn and Queens.

John Kenlon, Acting Chief of Department and in charge, Bureau of Violations and Auxiliary Fire Appliances; offices, Nos. 157 and 159 East 67th street, Manhattan. Brooklyn branch, Bureau of Violations and Auxiliary Fire Appliances, No. 365 Jay street, Brooklyn.

Thomas Lally, Deputy Chief in charge, Boroughs of Brooklyn and Queens.

Electrical Engineer, John C. Rennard, in charge Fire Alarm Telegraph Bureau. Office, No. 157 East 67th street, Manhattan.

Bureau of Repairs and Supplies: Deputy Chief William Guerin in charge.

Bureau of Combustibles: Inspector of Combustibles, David I. Kelly, in charge, Manhattan, The Bronx and Richmond.

Oil Surveyor, James J. Nevins, temporarily in charge, Brooklyn and Queens.

Fire Marshals: William L. Beers, Manhattan, The Bronx and Richmond; Thomas P. Brophy, Brooklyn and Queens.

LAW DEPARTMENT.

OFFICE OF CORPORATION COUNSEL.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Main office, Hall of Records, Chambers and Centre streets, 6th and 7th floors.

Telephone, 4600 Worth.

Archibald R. Watson, Corporation Counsel.

Assistants—Theodore Connoly, George L. Sterling, Charles D. Olendorf, William P. Burr, R. Percy Chittenden, William Beers Crowell, John L. O'Brien, Terence Farley, Edward J. McGoldrick, Curtis A. Peters, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freedman, Louis H. Hahlo, Frank B. Pierce, Richard H. Mitchell, John Widdecombe, Arthur Sweeny, William H. King, George P. Nicholson, George Harold Folwel, Dudley F. Malone, Charles J. Nehrbas, William J. O'Sullivan, Harford P. Walker, Josiah A. Stover, Arnold C. Weil, Francis J. Byrne, Francis Martin, Charles McIntyre, Clarence L. Barber, Alfred W. Booraem, George H. Cowie, Solon Berrick, James P. O'Connor, Elliott S. Benedict, Isaac Phillips, Edward A. McShane, Eugene Fay, Ricardo M. DeAcosta, John M. Barrett, Frank P. Reilly, Leon G. Godley, Alexander C. MacNulty, Samuel Hoffmann.

Secretary to the Corporation Counsel—Edmund Kirby, Jr.

Chief Clerk—Andrew T. Campbell.

Brooklyn office, Borough Hall, 2d floor. Telephone, 2948 Main. James D. Bell, Assistant in charge.

BUREAU OF STREET OPENINGS.

Main office, No. 90 West Broadway. Telephone, 5070 Barclay. Joel J. Squier, Assistant in charge.

Brooklyn branch office, No. 166 Montague street. Telephone, 3670 Main. Edward Riegelmann, Assistant in charge.

Queens branch office, Municipal Building, Court House Square, Long Island City. Telephone, 3010-11 Greenpoint. Joseph J. Myers, Assistant in charge.

BUREAU FOR THE RECOVERY OF PENALTIES.

No. 119 Nassau street. Telephone, 4526 Cortlandt. Herman Stiefel, Assistant in charge.

BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Telephone, 4585 Worth. Geo. O'Reilly, Assistant in charge.

TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street. Telephone, 1961 Gramercy. John P. O'Brien, Assistant in charge.

METROPOLITAN SEWERAGE COMMISSION.

Office, No. 17 Battery place. George A. Soper, Ph.D., President; James H. Fuertes, Secretary; H. de B. Parsons, Charles Sooysmith, Linsly R. Williams, M.D.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1694 Rector.

MUNICIPAL CIVIL SERVICE COMMISSION.

No. 299 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

James Creelman, President; Richard Welling and Alexander Keogh, Commissioners.

Frank A. Spencer, Secretary.

LABOR BUREAU.

Nos. 54-60 Lafayette street.

Telephone 2140 Worth.

MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 157 and 159 East 67th street, Headquarters Fire Department.

Joseph Johnson, Fire Commissioner and ex-officio Chairman; Geo. O. Eaton, Sidney Harris, Peter P. Acritelli, J. Howard Wainwright.

R. S. Lundy, Secretary.

Meeting at call of Fire Commissioner.

POLICE DEPARTMENT.

CENTRAL OFFICE.

No. 240 Centre street, 9 a. m. to 5 p. m. (months of June, July and August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.

Telephone, 3100 Spring.

Rhinelander Waldo, Commissioner.

Douglas I. McKay, First Deputy Commissioner.

George S. Dougherty, Second Deputy Commissioner.

John J. Walsh, Third Deputy Commissioner.

James E. Dillon, Fourth Deputy Commissioner.

William H. Kipp, Chief Clerk.

PUBLIC SERVICE COMMISSION.

The Public Service Commission for the First District, Tribune Building, No. 154 Nassau street, Manhattan.

Office hours, 8 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 12 m., in the Public Hearing Room of the Commission, third floor of the Tribune Building, unless otherwise ordered.

Commissioners—William R. Willcox, Chairman; William McCarroll, Milo R. Maltbie, John E. Eustis, J. Sergeant Cram. Counsel, George S. Coleman. Secretary, Travis H. Whitney.

Telephone, 4150 Beekman.

TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street.

Telephone, 5331 Gramercy.

John J. Murphy, Commissioner.

Wm. H. Abbott, Jr., First Deputy Commissioner.

Brooklyn Office (Boroughs of Brooklyn, Queens and Richmond), branch office, No. 503 Fulton street.

Telephone, 3825 Main.

Frank Mann, Second Deputy Commissioner.

Bronx Office, No. 391 East 149th street, northwest corner of Melrose avenue and 149th street.

Telephone, 967 Melrose.

Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

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.

Cyrus C. Miller, President.

George Donnelly, Secretary.

Thomas W. Whittle Commissioner of Public Works.

James A. Henderson, Superintendent of Buildings.

Arthur J. Largy, Superintendent of Highways.

Roger W. Bligh, Superintendent of Public Buildings and Offices.

Telephone, 2680 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.

Alfred E. Steers, President.

Reuben L. Haskell, Borough Secretary.

John B. Creighton, Secretary to the President.

Lewis H. Pounds, Commissioner of Public Works.
John Thatcher, Superintendent of Buildings.
William J. Taylor, Superintendent of the Bureau of Sewers.
Howard L. Woody, Superintendent of the Bureau of Public Buildings and Offices.
Frederick Linde, Superintendent of Highways.
Telephone, 3960 Main.

BOROUGH OF MANHATTAN.

Office of the President, Nos. 14, 15 and 16 City Hall, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
George McAneny, President.
Leo Arnstein, Secretary of the Borough.
Julian B. Beaty, Secretary to the President.
Edgar Vietor Frothingham, Commissioner of Public Works.
Rudolph P. Miller, Superintendent of Buildings.
Robert B. Insley, Superintendent of Public Buildings and Offices.
Telephone, 6725 Cortlandt.

BOROUGH OF QUEENS.

President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City; 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 1900 Greenpoint.
Lawrence Gresser, President.
John N. Booth, Secretary.
Walter H. Bunn, Commissioner of Public Works.
Emanuel Brandon, Superintendent of Highways.
John J. Simmons, Superintendent of Buildings.
Oliver Stewart Hardgrove, Superintendent of Sewers.
Arrow C. Hankins, Superintendent of Street Cleaning.
Joseph Sullivan, Superintendent of Public Buildings and Offices, Flushing. Telephone, 1740 Flushing.

BOROUGH OF RICHMOND.

President's Office, New Brighton, Staten Island.
George Cromwell, President.
Maybury Fleming, Secretary.
Louis Lincoln Tribus, Consulting Engineer and Acting Commissioner of Public Works.
John Seaton, Superintendent of Buildings.
H. E. Buel, Superintendent of Highways.
John T. Fetherston, Assistant Engineer and Acting Superintendent of Street Cleaning.
Ernest H. Seehusen, Superintendent of Sewers.
John Timlin, Jr., Superintendent of Public Buildings and Offices.
Offices, 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 1402 Tremont.
A. F. Schwannecke, Jacob Shongut.
Borough of Brooklyn—Office, Rooms 1 and 3, Municipal Building. Telephone, 4004 Main and 4005 Main.
Alexander J. Rooney, Edward Glinnen, Coroners.
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: Israel L. Feinberg, Herman Hellenstein, James E. Winterbottom, Herman W. Holtzhauser.
Telephones, 1094, 5057, 5058 Franklin.
Borough of Queens—Office, Town Hall, Fulton street, Jamaica, L. I.
Alfred S. Ambler, G. J. Schaefer.
Office hours from 9 a. m. to 10 p. m., excepting Sundays and holidays; office open then from 9 a. m. to 12 m.
Borough of Richmond—No. 175 Second street, New Brighton. Open for the transaction of business all hours of the day and night.
William H. Jackson, Coroner.
Telephone, 7 Tompkinsville.

COUNTY OFFICES.

NEW YORK COUNTY.

COMMISSIONER OF JURORS.

Room 127, Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Thomas Allison, Commissioner.
Frederick P. Simpson, Assistant Commissioner.
Telephone, 241 Worth.

COMMISSIONER OF RECORDS.

Office, Hall of Records.
William S. Andrews, Commissioner.
James O. Farrell, Deputy Commissioner.
Telephone, 3900 Worth.
Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
During the months of July and August the hours are from 9 a. m. to 2 p. m.

COUNTY CLERK.

Nos. 5, 8, 9, 10 and 11 New County Court House.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
William F. Schneider, County Clerk.
Charles E. Gehring, Deputy.
Herman W. Beyer, Secretary.
Telephone, 5388 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.
Charles S. Whitman, District Attorney.
Henry D. Sayer, Chief Clerk.
Telephone, 2304 Franklin.

PUBLIC ADMINISTRATOR.

No. 119 Nassau street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
William M. Hoes, Public Administrator.
Telephone, 6376 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 2 p. m.
Max S. Grifenhagen, Register.
William Halpin, Deputy Register.
Telephone, 3900 Worth.

SHERIFF.

No. 299 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.
John S. Shea, Sheriff.
John B. Cartwright, Under Sheriff.
Telephone, 4984 Worth.

SURROGATES.

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.
John P. Cohalan and Robert L. Fowler, Surrogates; William V. Leary, Chief Clerk.
Telephone, 3900 Worth.

KINGS COUNTY.

COMMISSIONER OF JURORS.

5 County Court-house.
Jacob Brenner, Commissioner.
Jacob A. Livingston, Deputy Commissioner.
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, 1454 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. Swasey, Commissioner.
Telephone, 1114 Main.
Telephone, 1082 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.
Henry P. Molloy, County Clerk.
Thomas F. Wogan, Deputy County Clerk.
Telephone call, 4930 Main.

COUNTY COURT.

County Court House, Brooklyn, Rooms 1, 10, 14, 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. 10; Part III., Room No. 14; Part IV., Room No. 1, Court House. Clerk's office, Rooms 17, 18, 19 and 22, open daily from 9 a. m. to 5 p. m.; Saturdays, 12 m.
Norman S. Dike and Lewis L. Fawcett, County Judges.
Charles S. Devoy, Deputy Clerk.
Telephone, 4154 and 4155 Main.

DISTRICT ATTORNEY.

Office, County Court-house, Borough of Brooklyn. Hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
John F. Clarke, District Attorney.
Telephone number, 2953-6-7 Main.

PUBLIC ADMINISTRATOR.

No. 44 Court street (Temple Bar), Brooklyn 9 a. m. to 5 p. m.
Charles E. Teale, Public Administrator.
Telephone, 2840 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; Saturdays, 9 a. m. to 12 m.
Frederick Lundy, Register.
Owen J. Murphy, Deputy Register.
Telephone, 2830 Main.

SHERIFF.

Temple Bar Building, 186 Remsen street, Room 401, Brooklyn, N. Y.
9 a. m. to 4 p. m.; Saturdays, 12 m.
Patrick H. Quinn, Sheriff.
John Morrissey Gray, Under Sheriff.
Telephone, 6845, 6846, 6847 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., except during months of July and August, when office hours are from 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 3954 Main.

QUEENS COUNTY.

COMMISSIONER OF JURORS.

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
George H. Creed, Commissioner of Jurors.
Rodman Richardson, Assistant Commissioner.
Telephone, 455 Greenpoint.

COUNTY CLERK.

No. 364 Fulton street, Jamaica, Fourth Ward Borough of Queens, City of New York.
Office open, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Martin Mager, County Clerk.
Telephone, 151 Jamaica.

COUNTY COURT.

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. 336 Fulton street, Jamaica, N. Y.
Burt J. Humphrey, County Judge.
Telephone, 551 Jamaica.

DISTRICT ATTORNEY.

Office, Queens County Court-house, Long Island City, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.
Fred. G. De Witt, District Attorney.
Telephone, 2986 and 2987 Greenpoint.

PUBLIC ADMINISTRATOR.

No. 17 Cook avenue, Elmhurst.
John T. Robinson, Public Administrator, County of Queens.
Office hours, 9 a. m. to 5 p. m.
Telephone, 335 Newtown.

SHERIFF.

County Court-house, Long Island City, 9 a. m to 4 p. m.; during July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.
Thomas M. Quinn, Sheriff.
John M. Phillips, Under Sheriff.
Telephone, 2741 and 2742 Greenpoint (office).
Henry O. Schleth, Warden.
Telephone, 372 Greenpoint.

SURROGATE.

Daniel Noble, Surrogate.
Office, No. 364 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. July and August, 9 a. m. to 2 p. m.
The calendar is called on each week day at 10 a. m., except during the month of August.
Telephone, 397 Jamaica.

RICHMOND COUNTY.

COMMISSIONER OF JURORS.

Village Hall, Stapleton.
Charles J. Kullman, 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.; Saturdays, 9 a. m. to 12 m.
C. Livingston Bostwick, County Clerk.
Telephone, 28 New Dorp.

COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1911:
County Court—Sidney Fuller Rawson, County Judge.
First Monday of April, Grand and Trial Jury.
First Monday of October, Grand and Trial Jury.
On Wednesdays of each week at Richmond (except during August) without a Jury.
Surrogate's Court—Sidney Fuller Rawson, Surrogate.
Court days: Mondays, at the Borough Hall, St. George, and Wednesdays, at the Surrogate's Office, Richmond, at 10.30 o'clock a. m., on which citations and orders are returnable, except during August, and except on days when Jury terms of County Court are held.
Telephones, 235 New Dorp and 1000 Tompkinsville.

DISTRICT ATTORNEY.

Borough Hall, St. George, S. I.
Albert C. Fach, District Attorney.
Telephone, 50 Tompkinsville.
Office hours, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

PUBLIC ADMINISTRATOR.

Office, Port Richmond.
William T. Holt, Public Administrator.
Telephone, 704 West Brighton.

SHERIFF.

County Court house, Richmond, S. I.
John J. Collins, Sheriff.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 120 New Dorp.

THE COURTS.

APPELLATE DIVISION OF THE SUPREME COURT.

FIRST JUDICIAL DEPARTMENT.

Court-house, Madison avenue, corner Twenty-fifth street. Court open from 2 p. m. until 6 p. m. (Friday, Motion day, Court opens at 10.30 a. m. Motions called at 10 a. m.
George L. Ingraham, Presiding Justice; Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, Francis M. Scott, Nathan L. Miller, Victor J. Dowling, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.
Clerk's Office opens 9 a. m.
Telephone, 3840 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 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., Room No. 31.
Trial Term, Part II., Room No. 34.
Trial Term, Part III., Room No. 32.
Trial Term, Part IV., Room No. 21.
Trial Term, Part V., Room No. 24.
Trial Term, Part VI., Room No. 18.
Trial Term, Part VII., Room No. —.
Trial Term, Part VIII., Room No. 23.
Trial Term, Part IX., Room No. 35.
Trial Term, Part X., Room No. 26.
Trial Term, Part XI., Room No. 27.
Trial Term, Part XII., Room No. —.
Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.
Trial Term, Part XIV., Room No. 28.
Trial Term, Part XV., Room No. 37.
Trial Term, Part XVI., Room No. —.
Trial Term, Part XVII., Room No. 20.
Trial Term, Part XVIII., Room No. 29.
Appellate Term, Room No. 29.
Naturalization Bureau, Room No. 38, third floor.
Assignment Bureau, room on mezzanine floor, northeast.
Clerks in attendance from 10 a. m. to 4 p. m.
Clerk's Office, Special Term, Part I. (motion), Room No. 15.
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, Trial Term, Calendar, room northeast corner, second floor, east.
Clerk's Office, Appellate Term, room southwest corner, third floor.
Trial Term, Part I. (criminal business).
Criminal Court-house, Centre street.
Justices—Henry Bischoff, Leonard A. Giegerich, P. Henry Dugro, James Fitzgerald, James A. Blanchard, Samuel Greenbaum, Edward E. McCall, Edward B. Amend, Vernon M. Davis, Joseph E. Newburger, John W. Goff, Samuel Seabury, M. Warley Platzek, Peter A. Hendrick, John Ford, John J. Brady, Mitchell L. Erlanger, Charles L. Guy, James W. Gerard, Irving Lehman, Alfred R. Page, Edward J. Gavegan, Nathan Bijur, John J. Delany, Francis K. Pendleton, Daniel F. Cohalan.
William F. Schneider, Clerk, Supreme Court.
Telephone, 4580 Cortlandt.

SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N. Y.
Clerk's office hours, 9 o'clock a. m. to 5 o'clock p. m. Seven jury trial parts. Special Term for Trials. Special Term for Motions. Special Term *ex parte* business.
James F. McGee, General Clerk.
Telephone, 5460 Main.

CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.
Court opens at 10.30 a. m.
William F. Schneider, Clerk; Edward R. Carroll, Special Deputy to the Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 6064 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.
Warren W. Foster, Thomas C. O'Sullivan, Otto A. Rosalsky, Thomas C. T. Crain, Edward Swann, Joseph F. Mulqueen, 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. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a. m. to 4 p. m.
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; Francis B. Delehanty, Joseph I. Green, Alexander Finelite, Thomas F. Donnelly, John V. McAvoy, Peter Schmuck, Richard T. Lynch, Edward B. La Fetra, Richard H. Smith, Justices. Thomas F. Smith, Clerk.
Telephone, 122 Cortlandt.

COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street, between Franklin and White streets, Borough of Manhattan.
Court opens at 10 a. m.
Isaac Franklin Russell, Chief Justice; Willard H. Olmsted, Joseph M. Deuel, Lorenz Zeller, John B. Mayo, Franklin Chase Hoyt, Joseph F. Moss, Howard J. Forker, John Fleming, Robert J. Wilkin, George J. O'Keefe, Morgan M. L. Ryan, James J. McInerney, Arthur C. Salmon and Henry Steinert, Justices. Frank W. Smith, Chief Clerk.
Part I., Criminal Courts Building, Borough of Manhattan. John P. Hilly, Clerk. Telephone, 2092 Franklin.
Part II., County Court House, Room 7, Borough of Brooklyn. This part is held on Mondays, Thursdays and Fridays. Joseph L. Kerrigan, Clerk. Telephone, 4280 Main.
Part III., Town Hall, Jamaica, Borough of Queens. This part is held on Tuesdays. H. S. Moran, Clerk. Telephone, 189 Jamaica.
Part IV., Borough Hall, St. George, Borough of Richmond. This part is held on Wednesdays. Robert Brown, Clerk. Telephone, 49 Tompkinsville.

CHILDREN'S COURT.

New York County—No. 66 Third avenue, Manhattan. Ernest K. Coulter, Clerk. Telephone, 1832 Stuyvesant.
Kings County—No. 102 Court street, Brooklyn. Joseph W. Duffy, Clerk. Telephone, 627 Main.
Queens County—No. 19 Hardenbrook avenue, Jamaica. Sydney Ollendorff, Clerk. This court is held on Thursdays.
Richmond County—Corn Exchange Bank Bldg., St. George, S. I. William J. Browne, Clerk. This court is held on Tuesdays. Office open every day (except Sundays and holidays) from 9 a. m. to 4 p. m. On Saturdays from 9 a. m. to 12 m.

CITY MAGISTRATES' COURT.

First Division.

Court opens from 9 a. m. to 4 p. m.
William McAdoo, Chief City Magistrate; Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Breen, Frederick B. House, Charles N. Harris, Frederic Kernochan, Arthur C. Butts, Joseph E. Corrigan, Moses Herrman, Paul Krotel, Keyran J. O'Connor, Henry W. Herbert, Charles W. Appleton, Daniel F. Murphy, John J. Freschi, Francis X. McQuade, City Magistrates.
Philip Bloch, Chief Clerk, 300 Mulberry street. Telephone, 6213 Spring.
First District—Criminal Courts Building.
Second District—Jefferson Market.
Third District—Second avenue and First 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. 314 West Fifty-fourth street.
Eighth District—Main street, Westchester.
Ninth District (Night Court for Females)—125 Sixth avenue.
Tenth District (Night Court for Males)—No. 151 East Fifty-seventh street.
Eleventh District—Domestic Relations Court—No. 151 East Fifty-seventh street.

Second Division.

Borough of Brooklyn.
Otto Kempner, Chief City Magistrate; Edward J. Dooley, John Naumer, A. V. B. Voorhees, Jr., Alexander H. Geismar, John F. Hylan, Howard P. Nash, Moses J. Harris, Charles J. Dodd, John C. McGuire, Louis H. Reynolds, City Magistrates.
Office of Chief Magistrates, 44 Court street, Rooms 209-214. Telephone, 7411 Main.
William F. Delaney, Chief Clerk.
Archibald J. McKinney, Chief Probation Officer.

Courts.

First District—No. 318 Adams street.
Second District—Court and Butler streets.
Fourth District—No. 6 Lee avenue.
Fifth District—No. 249 Manhattan avenue.
Sixth District—No. 495 Gates avenue.
Seventh District—No. 31 Snider avenue (Flatbush).
Eighth District—West Eighth street (Coney Island).
Ninth District—Fifth avenue and Twenty-third street.
Tenth District—No. 133 New Jersey avenue.
Domestic Relations Court—Myrtle and Vanderbilt avenues.

Borough of Queens.

City Magistrates—Matthew J. Smith, Joseph Fitch, Maurice E. 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.
Fourth District—Town Hall, Jamaica, L. I.

Borough of Richmond.

City Magistrates—Joseph B. Handy, Nathaniel Marsh.

Courts.

First District—Lafayette avenue, New Brighton, Staten Island.
Second Division—Village Hall, Stapleton, Staten Island.
All Courts open daily for business from 9 a. m. to 4 p. m., except on Saturdays, Sundays and legal holidays, when only morning sessions are held.

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 lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.
Wauhope Lynn, William F. Moore, John Hoyer, Justices.
Thomas O'Connell, Clerk.
Location of Court—Merchants' Association Building, Nos. 54-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Additional Part is held at southwest corner of Sixth avenue and Tenth 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 south 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 lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

Benjamin Hoffman, Leon Sanders, Thomas P. Dinnean, Leonard A. Snitkin, Justices.
James J. Devlin, Clerk.
Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 4300 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, Thomas F. Noonan, Justices.
Michael Skelly, 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.; Saturdays, 9 a. m. to 12 m.
Telephone number, 5450 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 Blackwells Island.

Michael F. Blake, William J. Boyhan, Justices.
Abram Bernard, 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.
Telephone, 3860 Plaza.

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.
John H. Servis, Clerk.
Location of Court—Southwest corner of Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 4006 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 Blackwells Island and excluding any portion of Wards Island.

Jacob Marks, Solomon Oppenheimer, Justices.
Edward A. McQuade, Clerk.
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.; Saturdays, 9 a. m. to 12 m.
Telephone, 4343 Lenox.

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 northerly direction the course of the Harlem River, on a line coterminous with the easterly boundary of said borough, on the north and west by the northerly and westerly boundaries of said borough.

Philip J. Sinnott, David L. Weil, John R. Davies, Justices.
John P. Burns, Clerk.
Location of Court—No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.; July and August, 9 a. m. to 2 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 Randalls Island and the whole of Wards Island.

Joseph P. Fallon and Leopold Prince, Justices.
William J. Kennedy, 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, 3950 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-ninth 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 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, Frederic De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.
William J. Chamberlain, Clerk.
Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Parts I. and II. Court opens at 9 a. m. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 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. 1400 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. Sheil, 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. Sundays and legal holidays excepted.

John M. Tierney, Justice. Thomas A. Maher Clerk.
Telephone, 3043 Melrose.

Borough of Brooklyn.

First District—Comprising First, Second, Third Fourth, Fifth, Sixth, Tenth and Twelfth Ward 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.

Court-house, northwest corner of State and Court streets. Parts I. and II.

Eugene Conran, Justice. Edward Moran, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m., Sundays and legal holidays excepted.

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. 495 Gates avenue.
John R. Farrar, George Freifeld, Justices.
Franklin B. Van Wart, Clerk.
Clerk's Office open from 8.45 a. m. to 4 p. m., Sundays and legal holidays excepted. Saturdays, 8.45 a. m. to 12 m.
Telephone, 504 Bedford.

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 to the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.

Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.
Philip D. Meagher and William J. Bogenshutz, Justices. John W. Carpenter, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m. Sundays and legal holidays excepted.
Court opens at 9 a. m.
Telephone, 995 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 Willoughby avenue between the centre lines of Bushwick avenue and Broadway.

Court-room, No. 14 Howard avenue.
Jacob S. Strahl, Justice. Joseph P. McCarthy, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m., Sundays and legal holidays excepted.

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 (No. 5220 Third avenue).

Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m., Sundays and legal holidays excepted.
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 the 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. Bayliss and George Fielder, Justices.
William R. Fagan, Clerk.
Court-house, No. 236 Duffield street.
Telephone, 6166-J Main.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second 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 8.45 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays. During July and August, 8.45 a. m. to 2 p. m.
Telephones, 904 and 905 East New York.

Borough of Queens.

First District—Embraces the territory bounded by and within the canal, Rapelye avenue, Jackson avenue, Old Bowery Bay road, Bowery Bay, East river and Newtown creek. 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. Kadien, Justice. John F. Cassidy, Clerk.
Telephone, 2376 Greenpoint.

Second District—Embraces the territory bounded by and within Maspeth avenue, Maurice avenue, Calamus road, Long Island Railroad, Trotting Course lane, Metropolitan avenue, boundary line between the Second and Fourth Wards, boundary line between the Second and Third Wards, Flushing creek, Ireland Mill road, Lawrence avenue, Bradford avenue, Main street, Lincoln street, Union street, Broadway, Parsons avenue, Lincoln street, Percy street, Sanford avenue, Murray lane, Bayside avenue, Little Bayside road, Little Neck bay, East river, Bowery bay, Old Bowery Bay road, Jackson avenue, Rapelye avenue the canal and Newtown creek. 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.

John M. Cragen, Justice. J. Frank Ryan, Clerk.
Trial days, Tuesdays and Thursdays.
Fridays for Jury trials only.
Clerk's Office open from 9 a. m. to 4 p. m., Sundays and legal holidays excepted.
Telephone, 87 Newtown.

Third District—Embraces the territory bounded by and within Maspeth avenue, Maurice avenue, Calamus road, Long Island Railroad, Trotting Course lane, Metropolitan avenue, boundary line between the Second and Fourth Wards, Vandeveer avenue, Jamaica avenue, Shaw avenue, Atlantic avenue, Morris avenue, Rockaway road, boundary line between Queens and Nassau counties, Atlantic Ocean, Rockaway Inlet, boundary line between Queens and Kings counties and Newtown creek.

Alfred Denton, Justice. John H. Nuhn, Clerk.
1908 and 1910 Myrtle avenue, Glendale.
Telephone, 2352 Bushwick.
Clerk's Office open from 9 a. m. to 4 p. m.
Trial days, Tuesdays and Thursdays (Fridays for Jury trials only), at 9 a. m.

Fourth District—Embraces the territory bounded by and within the boundary line between the Second and Fourth Wards, the boundary line between the Second and Third Wards, Flushing creek, Ireland Mill road, Lawrence avenue, Bradford avenue, Main street, Lincoln street, Union street, Broadway, Parsons avenue, Lincoln street, Percy street, Sanford avenue, Murray lane, Bayside avenue, Little Bayside road, Little Neck bay, boundary line between Queens and Nassau counties, Rockaway road, Morris avenue, Atlantic avenue, Shaw avenue, Jamaica avenue and Vandeveer avenue.

Court-house, Town Hall, northeast corner of Fulton street and Flushing avenue, Jamaica.
James F. McLaughlin, Justice. George W. Damon, Clerk.
Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Court held on Mondays, Wednesdays and Fridays at 9 a. m.
Telephone, 189 Jamaica.

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. Thomas E. Cremins, Clerk.
Clerk's Office open from 8.45 a. m. to 4 p. m.
Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

Arnold J. B. Wedemeyer, Justice. William Wedemeyer, Clerk.
Clerk's Office open from 8.45 a. m. to 4 p. m.
Court opens at 9 a. m. Calendar called at 9 a. m. Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.
Telephone, 313 Tompkinsville.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF chapter 537 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 223, 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Tuesdays, and Thursdays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, May 12, 1911.

WILLIAM D. DICKEY, MICHAEL J. FLAHERTY, DAVID ROBINSON, Commissioners.

LAMONT MCLOUGHLIN, Clerk.

POLICE DEPARTMENT.

POLICE DEPARTMENT—CITY OF NEW YORK.

OWNERS WANTED BY THE PROPERTY

Clerk of the Police Department of The City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

R. WALDO, Police Commissioner.

POLICE DEPARTMENT — CITY OF NEW YORK. BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY

Clerk of the Police Department of The City of New York—Office, No. 269 State street, Borough of Brooklyn—for the following property, now in custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

R. WALDO, Police Commissioner.

BOARD OF ESTIMATE AND APPORTIONMENT.

Franchise Matters.

PUBLIC NOTICE IS HEREBY GIVEN THAT at the meeting of the Board of Estimate and Apportionment held this day a communication, dated July 17, 1911, was received from the Public Service Commission for the First District transmitting resolutions adopting route and general plan for a proposed rapid transit railroad in the Boroughs of Manhattan and Queens, and known as "Fifty-ninth Street-Queensboro Bridge Route," whereupon the following resolutions were adopted:

Resolved, That the communications be received, and, in pursuance of law, this Board hereby appoints Thursday, the 27th day of July, 1911, at 10.30 o'clock in the forenoon, as the time, and Rom 16, City Hall, Borough of Manhattan, as the place, when and where such plans and conclusions will be considered; and be it further

Resolved, That the Secretary be and he hereby is directed to cause notice of such consideration to be published in the CITY RECORD.

JOSEPH HAAG, Secretary.

Dated New York, July 20, 1911. jy22,27

Public Improvement Matters.

Removal of Encroachments on ALL STREETS, Borough of Manhattan, which are within one hundred feet of any sidewalk entrance to an elevated or subway station.

NOTICE IS HEREBY GIVEN THAT AT THE meeting of the Board of Estimate and Apportionment held on July 13, 1911, the hearing in the matter of the removal of encroachments on all streets in the Borough of Manhattan which are within 100 feet of any sidewalk entrance to an elevated or subway station was adjourned until

THURSDAY, JULY 27, 1911.

The hearing will be held in the old Council Chamber, Room 16, City Hall, Borough of Manhattan.

Dated July 14, 1911.

JOSEPH HAAG, Secretary, 277 Broadway. Telephone, 2280 Worth. jy14,27

DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND 59TH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 3 o'clock p. m., on

MONDAY, JULY 31, 1911,

FOR FURNISHING AND DELIVERING GASOLINE MOTOR TRUCK TO THE BOARD OF EDUCATION, THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is within sixty (60) consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. Award will be made to the lowest bidder.

Delivery 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 Superintendent of School Supplies, Board of Education, the Borough of Manhattan, southwest corner of Park avenue and 59th street.

PATRICK JONES, Superintendent of School Supplies.

Dated July 20, 1911. jy20,31

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF EDUCATION, CORNER OF PARK AVE. AND 59TH ST., 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 3 o'clock p. m., on

MONDAY, JULY 31, 1911,
Borough of Brooklyn.

No. 1. FOR FURNITURE FOR NEW PUBLIC SCHOOL 167, ON EASTERN PARKWAY, SCHENECTADY AVE. AND LINCOLN PLACE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is as follows: Item 1, $800; Item 2, $800; Item 3, $800; Item 4, $600; Item 5, $600.

A separate proposal must be submitted for each item, and award will be made thereon.

No. 2. FOR INSTALLING ELECTRIC EQUIPMENT IN NEW PUBLIC SCHOOL 168, ON THE WESTERLY SIDE OF THROOP AVE., BETWEEN BARTLETT AND WHIPPLE STS., BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be 130 working days, as provided in the contract.

The amount of security required is $5,000.

No. 3. FOR ITEM 1, INSTALLING HEATING AND VENTILATING APPARATUS, AND ITEM 2, INSTALLING TEMPERATURE REGULATION IN NEW ADDITION OF BOYS' HIGH SCHOOL, ON MADISON ST. AND PUTNAM AVE., WEST OF MARCY AVE., BOROUGH OF BROOKLYN.

The time allowed to complete the whole work of each item will be sixty working days, as provided in the contract.

The amount of security required is as follows: Item 1, $20,000; Item 2, $1,400.

A separate proposal must be submitted for each item, and award will be made thereon.

On No. 2, the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

On Nos. 1 and 3, 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, at Estimating Room, 9th floor, Hall of Board of Education, Park ave. and 59th st., Borough of Manhattan, and also at branch office, 131 Livingston st., Borough of Brooklyn.

C. B. J. SNYDER, Superintendent of School Buildings.

Dated July 19, 1911. jy19,31

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF EDUCATION, CORNER OF PARK AVE. AND 59TH ST., 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 3 o'clock p. m., on

MONDAY, JULY 31, 1911,
Borough of Manhattan.

No. 4. FOR INSTALLING ELECTRIC EQUIPMENT IN WASHINGTON IRVING HIGH SCHOOL, ON THE EASTERLY SIDE OF IRVING PLACE, 16TH AND 17TH STS., BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 210 working days, as provided in the contract.

The amount of security required is $16,000.

No. 5. FOR FIRE-STOPS IN THE ATTICS OF VARIOUS SCHOOLS IN THE BOROUGH OF MANHATTAN.

The time allowed to complete the whole work on each item will be sixty working days, as provided in the contract.

The amount of security required is as follows: Item 1, $700; Item 2, $800; Item 3, $400; Item 4, $2,000; Item 5, $1,200; Item 6, $800; Item 7, $700.

A separate proposal must be submitted for each item and award will be made thereon.

On No. 4, the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

On No. 5, 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 at Estimating Room, 9th floor, Hall of the Board of Education, Park ave. and 59th st., Borough of Manhattan.

C. B. J. SNYDER, Superintendent of School Buildings.

Dated July 19, 1911. jy19,31

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1903, 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

NOTICE OF SALE AT PUBLIC AUCTION
of
OLD MATERIALS, ETC.,
Boroughs of Manhattan and The Bronx,
on
MONDAY, JULY 31, 1911,

COMMENCING AT 10 O'CLOCK A. M., AT the Pipe Yard, 24th st. and East River, the Department of Water Supply, Gas and Electricity will sell at public auction, to the highest bidder,

by Joseph P. Day, Auctioneer, the following old materials, viz.:

Lot No. 1. 75 TONS SCRAP IRON, MORE OR LESS, TO BE SOLD PER TON.

Lot No. 2. 500 POUNDS SCRAP BRASS, MORE OR LESS, TO BE SOLD PER POUND.

Lot No. 3. 100 POUNDS SCRAP RUBBER, MORE OR LESS, TO BE SOLD PER POUND.

Lot No. 4. 1 EXTRA LARGE TAPPING MACHINE, TO BE SOLD FOR A LUMP SUM.

Lot No. 5. 2 ALL-METAL BOATS, TO BE SOLD FOR A LUMP SUM.

Lot No. 6. 20 TONS SCRAP IRON, MORE OR LESS, TO BE SOLD FOR A LUMP SUM. (Material in this item may be seen at the 179th Street Pumping Station, 179th st. and Amsterdam ave.)

Lot No. 7. 5 PIECES (TOTAL LENGTH, 130 FEET) OF RIVETED STEEL PIPE, 5 FEET IN DIAMETER, 3/8 INCH THICK. (Material in this item may be seen in Mosholu parkway, north side of Jerome Park Reservoir.)

The sale will be held at the East 24th Street Pipe Yard, 24th st. and East River, where the materials may be seen, except in the instances otherwise designated.

TERMS OF SALE.

The sale of the material will be based on delivery on the ground, but the purchaser or purchasers shall agree to have the materials weighed, where necessary, at his or their own expense, at the nearest public scale to the point where the same are stored, and in the presence of a representative of the Department designated by the Commissioner.

Successful bidders shall make cash payment in bankable funds at the time and place of sale.

No bid will be considered or accepted for less than the entire quantity in each lot.

The purchaser or purchasers shall remove the materials within ten days after the sale; otherwise he or they will forfeit the money paid at the time of the sale and the ownership of the materials, which will thereafter be resold for the benefit of the City. The purchaser or purchasers shall remove the materials under the supervision of an employee of the Department designated by the Commissioner, and will not be allowed to select material for removal at will.

The right to reject all bids is reserved.

HENRY S. THOMPSON, Commissioner.

Dated July 24, 1911. jy26,31

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1903, 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m., on

THURSDAY, AUGUST 3, 1911,

Borough of Brooklyn.

FOR FURNISHING, DELIVERING AND LAYING WATER MAINS AND APPURTENANCES AND REMOVING EXISTING MAINS AND APPURTENANCES IN LEWIS AND REID AVES., BOROUGH OF BROOKLYN.

The time allowed for doing and completing the entire work is seventy-five (75) working days.

The security required is Ten Thousand Dollars ($10,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule by which the bids will be tested. The bids will be compared and award made to the lowest bidder for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, 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 Counsel, can be obtained upon application therefor at the office of the Department, Room 1903, 13 to 21 Park row, Borough of Manhattan, where any further information desired may be obtained.

HENRY S. THOMPSON, Commissioner.

Dated July 19, 1911. jy22,a3

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1903, 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m., on

THURSDAY, AUGUST 3, 1911,

Boroughs of Manhattan and The Bronx and Brooklyn.

FOR FURNISHING AND DELIVERING CAST IRON PIPE, SPECIAL CASTINGS AND VALVE BOX CASTINGS.

The time allowed for the delivery of the materials and supplies and the performance of the contract is as follows: For Section 1, one hundred and twenty (120) calendar days; for Section 2, one hundred (100) calendar days; for Section 3, one hundred (100) calendar days.

The security required is as follows: For Section 1, Nine Thousand Dollars ($9,000); for Section 2, Five Thousand Dollars ($5,000); for Section 3, Five Thousand Dollars ($5,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule by which the bids will be tested.

Bids will be received for any one section, or for any number of sections, but in comparing the bids the bids for each section will be compared separately, and the contract awarded by sections.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Dpeartment, 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 Counsel, can be obtained upon application therefor at the office of the Department, Room 1903, 13 to 21 Park row, Borough of Manhattan, where any further information desired may be obtained.

HENRY S. THOMPSON, Commissioner.

Dated July 19, 1911. jy22,a3

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1903, 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity, at the above office, until 2 o'clock p. m., on

FRIDAY, JULY 28, 1911,

Borough of Brooklyn.

FOR FURNISHING AND DELIVERING LUBRICANTS.

The time allowed for the complete delivery of the supplies and the performance of the contract is six (6) calendar months.

The amount of the security required is Five Hundred Dollars ($500).

Bidders are invited to visit the plants where the lubricants are required, and are particularly cautioned against the submission of a bid before making a personal examination of all the mechanical equipment, including all the main pumping units, all auxiliary feed pumps, air pumps, vacuum pumps, air compressors, lighting units, conveying apparatus, and all other miscellaneous machinery, familiarizing themselves with all existing conditions and with all difficulties to be met during the operation of the plants. Each bidder shall inform himself as to the quantity and quality of the lubricant best suited for the different types of apparatus in each plant, and shall submit with his bid a sample of each kind of lubricant he proposes to furnish, the samples being properly labeled to denote the kind of lubricant and for what particular service it is intended.

Bidders shall also submit with their bid a list stating the names and locations of a few of the largest firms at present supplied by them, and what plants they have ever supplied on the output basis.

Bids will be compared and the contract awarded to the lowest bidder at a lump or aggregate sum.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, 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 Counsel, can be obtained upon application therefor at the office of the Water Registrar, Room 1530, 13 to 21 Park row, Borough of Manhattan. Any further information desired may be obtained upon application at the office of the Chief Engineer, Room 2007, 21 Park row, Manhattan.

HENRY S. THOMPSON, Commissioner.

Dated July 14, 1911. jy17,28

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF DOCKS AND FERRIES.

OFFICE OF THE DEPARTMENT OF DOCKS AND FERRIES, PIER "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 m., on

TUESDAY, AUGUST 8, 1911.

CONTRACT NO. 1283.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ANTHRACITE COAL.

The time for the completion of the work and the full performance of the contract is on or before July 1, 1912.

The amount of security required is as follows: Class 1, for about 70,000 tons of anthracite coal, the sum of $100,000; Class 2, for about 28,000 tons of anthracite coal, the sum of $40,000.

The bidder shall state both in writing and in figures a price per ton for furnishing all of the coal called for in any class on which a bid is submitted, which price, when so stated, shall be net, and shall not include containers, unless so specified to the contrary in the schedules. Extensions must be made and footed up in all cases. In case of any discrepancy between the written price and that given in figures, the price in writing will be considered as the bid.

Each class of the contract is a separate and distinct contract in itself, and if awarded will be awarded to the bidder whose price per ton is the lowest and whose bid is regular in all respects.

Delivery 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.

CALVIN TOMKINS, Commissioner of Docks.

Dated July 26, 1911. jy27,a8

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE receved by the Commissioner of Docks at the above office until 12 o'clock m., on

MONDAY, JULY 31, 1911.

Contract No. 1285.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED. FOR FURNISHING AND DELIVERING GENERAL SUPPLIES.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 90 calendar days.

The amount of security required is as follows:

Class 1—Cleaning supplies, the sum of $500.
Class 2—Rope, etc., the sum of $1,000.
Class 3—Tools, etc., the sum of $200.
Class 4—Rubber goods, the sum of $600.
Class 5—Steam fittings, the sum of $300.
Class 6—Electrical supplies, the sum of $300.
Class 7—Miscellaneous, the sum of $1,000.
Class 8—Brass, pipe, etc., the sum of $1,400.
Class 9—Boiler tubes, the sum of $200.
Class 10—Paints, oils, etc., the sum of $600.
Class 11—Packing, the sum of $1,000.
Class 12—Lumber, the sum of $500.
Class 13—Corner boxes, mud drums, etc., the sum of $1,000.
Class 14—Cast steel propeller wheels, the sum of $1,000.

The bidder shall state both in writing and in figures the price of each item or article contained in the schedule, per pound, bag, piece, yard, or other unit of measure, as indicated in the schedule, which price when so stated, shall be net and shall not include containers unless specified to the contrary in the schedule. Extensions must be made and footed up in all cases. These items in all cases shall include both supplies and cost of delivery of the supplies as specified. In case of any discrepancy between the written price and that given in figures, the price in writing will be considered as the bid. Each class of the contract is a separate and distinct contract in itself and awards, if made, will be made in each class to the bidder whose total price is the lowest for furnishing and delivering all of the supplies called for in the class and whose bid is regular in all respects.

Delivery 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.

CALVIN TOMKINS, Commissioner of Docks.

Dated July 18, 1911. jy19-31

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE DEPARTMENT OF DOCKS AND FERRIES, PIER "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 m., on

THURSDAY, JULY 27, 1911,

Borough of Manhattan.

CONTRACT NO. 1255.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPLACING THE PRESENT WALLS AND PARTITIONS OF THE RECORD ROOM AT PIER "A," NORTH RIVER, BOROUGH OF MANHATTAN, WITH FIREPROOF CONSTRUCTION AND INSTALLING METAL FILING CASES THEREIN.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 70 calendar days.

The amount of security required is, for Class 1, $1,200, and for Class 2, $2,000.

The bidder on either class of the contract shall state a price for furnishing all of the labor and material called for in that class. Each class is a separate and distinct contract, and, if awarded, will be awarded to the bidder whose price is lowest for doing all of the work called for in the class and whose bid is regular in all respects.

The attention of bidders is called to Article F of the contract, which permits the Commissioner to increase the amount of work called for in either class to an extent not to exceed five per cent.

Work must be done at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the said Department.

CALVIN TOMKINS, Commissioner of Docks.

Dated July 13, 1911. jy15,27

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE DEPARTMENT OF DOCKS AND FERRIES, PIER "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 m., on

THURSDAY, JULY 27, 1911.

CONTRACT NO. 1238.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR DREDGING ABOUT 15,000 CUBIC YARDS IN THE BOROUGHS OF MANHATTAN, BROOKLYN, QUEENS, THE BRONX AND RICHMOND.

The time for the completion of the work and the full performance of the contract is on or before the expiration of June 30, 1912.

The amount of security required is $3,000.

The bidder shall state a price, per cubic yard, for doing all of the work described and specified, by which price the bids will be tested, and award, if made, will be made to the bidder whose price per cubic yard is the lowest and whose bid is regular in all respects.

The attention of bidders is called to Article F of the contract, which permits the Commissioner to increase the amount of work called for to an extent not to exceed five per cent.

Work must be done 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.

CALVIN TOMKINS, Commissioner of Docks.

Dated July 13, 1911. jy15,27

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE DEPARTMENT OF DOCKS AND FERRIES, PIER "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 m., on

THURSDAY, JULY 27, 1911,

CONTRACT NO. 1281.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRS TO THE MUNICIPAL FERRYBOAT "BROOKLYN."

The time for the completion of the work and the full performance of the contract is on or before the expiration of 30 working days.

The amount of security required is $3,500.

The bidder shall state a price for furnishing and delivering all of the labor and material and doing all of the work called for, as the contract is entire and for a complete job, and, if awarded, will be awarded to the bidder whose price for doing all of the work is the lowest and whose bid is regular in all respects.

Work must be done 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.

CALVIN TOMKINS, Commissioner of Docks.

Dated July 13, 1911. jy15,27

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF FINANCE.

Corporation Sales.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE BY SEALED BIDS.

AT THE REQUEST OF THE PRESIDENT of the Borough of Brooklyn, 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 by sealed bids all the buildings, parts of buildings, etc., standing upon property owned by The City of New York, acquired by it for street opening purposes in the

Borough of Brooklyn.

Being all the buildings, parts of buildings, etc., lying within the lines of Van Siclen ave., from New Lots road to Dumont ave., in the Borough of Brooklyn, 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 K, 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 14, 1911, the sale by sealed bids of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

WEDNESDAY, AUGUST 2, 1911,

at 11 a. m., in lots and parcels and in manner and form as follows:

Parcel No. 1—Iron fence, 525 Van Siclen ave.
Parcel No. 2—Iron fence, 527 Van Siclen ave.
Parcel No. 3—Iron fence, 529 Van Siclen ave.
Parcel No. 4—Iron fence, 531 Van Siclen ave.
Parcel No. 5—Iron fence, 533 Van Siclen ave.
Parcel No. 6—Iron fence, 535 Van Siclen ave.
Parcel No. 7—Iron fence, 537 Van Siclen ave.
Parcel No. 8—Iron fence, 539 Van Siclen ave.
Parcel No. 9—Iron fence, 541 Van Siclen ave.
Parcel No. 10—Iron fence, 543 Van Siclen ave.
Parcel No. 11—Iron fence, 545 Van Siclen ave.
Parcel No. 12—Iron fence, 547 Van Siclen ave.
Parcel No. 13—Iron fence, 549 Van Siclen ave.
Parcel No. 14—Iron fence, 551 Van Siclen ave.
Parcel No. 15—Picket fences on Van Siclen ave., between Livonia ave. and New Lots road.

Sealed bids (blank forms of which may be obtained upon application) will be received by the Comptroller at the office of the Collector of City Revenue, Room K, 280 Broadway, Borough of Manhattan, until 11 a. m., on the 2d day of August, 1911, and then publicly opened for the sale for removal of the above-described buildings and appurtenances thereto, and the award will be made to the highest bidder within twenty-four hours, or as soon as possible thereafter.

Each parcel must be bid for separately and will be sold in its entirety, as described in above advertisement.

Each and every bid must be accompanied by a deposit of cash or certified check in a sum equal to 25 per cent of the amount of the bid, except that a minimum deposit of $50 will be required with all bids, and that a deposit of $500 will be sufficient to entitle bidders to bid on any or all of the buildings.

Deposits of unsuccessful bidders will be returned within twenty-four hours after successful bidders have paid purchase price in full and given security, and those of successful bidders may be declared forfeited to The City of New York by the Comptroller upon the failure of the successful bidder to further comply with the requirements of the terms and conditions of the sale as set forth hereinafter.

Successful bidders will be required to pay the purchase money and deposit the required security within twenty-four hours of the receipt of notification of the acceptance of their bids.

The Comptroller reserves the right to reject any and all bids and to waive any defects or informalities in any bid should it be deemed in the interest of The City of New York to do so.

All bids must state clearly (1) the number or description of the building or buildings bid for, (2) the amount of the bid, (3) the full name and address of the bidder.

All bids must be inclosed in properly sealed envelopes, marked "Proposals to be opened August 2, 1911"; and must be delivered, or mailed in time for their delivery, prior to 11 a. m. of that date to the "Collector of City Revenue, Room K, 280 Broadway, New York City," from whom any further particulars regarding the buildings to be disposed of may be obtained.

THE BUILDINGS WILL BE SOLD FOR IMMEDIATE REMOVAL ONLY, SUBJECT TO THE TERMS AND CONDITIONS PRINTED ON THE LAST PAGE OF THIS ISSUE OF THE CITY RECORD.

WM. A. PRENDERGAST, Comptroller.

City of New York, Department of Finance, Comptroller's Office, July 21, 1911. Jy24,A2

CORPORATION SALE BY SEALED BIDS OF THE LEASE OF CERTAIN REAL ESTATE AND APPURTENANCES THERETO.

UPON THE AUTHORIZATION OF THE Commissioners of the Sinking Fund, and pursuant to a resolution adopted by them at a meeting held July 12, 1911, the Comptroller of The City of New York will sell by sealed bids on

MONDAY, JULY 31, 1911,

at 12 m., in Room K, 280 Broadway, Borough of Manhattan, the lease for a period of five years, commencing August 1, 1911, of the premises belonging to the Corporation of The City of New York, situated on the easterly side of Clinton st., 225 feet south of Grand st., plot 25 feet by 100 feet, with the improvements thereon, known as 180 Clinton st., in the Borough of Manhattan.

The Comptroller will receive sealed bids for the lease of the said parcel of land and the improvements thereon, for the said period, at the minimum or upset price of $1,800 per annum, payable quarterly in advance, and the said sale will be made upon the following

TERMS AND CONDITIONS:

Each bid must be accompanied by cash or certified check for twenty-five per cent. of the amount of the yearly rental offered; the amount so paid for one-quarter's rent shall be forfeited if the successful bidder does not execute the lease when notified it is ready for execution.

He will also be required to give an undertaking in the amount of the annual rental bid, with two sufficient sureties to be approved by the Comptroller, for the payment of the rent quarterly in advance and for the performance of the covenants and terms of the lease.

No person shall be received as lessee or surety who is a delinquent on any former lease from the Corporation, and no bid shall be accepted from any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter as surety, or otherwise, upon any obligation to the City, as provided by law.

The lease will be in the usual form of leases of like property, and will contain, in addition to other terms, covenants and conditions as follows:

First—A clause providing that the lessee shall pay the usual rates for water, per meter measurements, and comply with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Second—A clause providing that the lessee shall not make any alterations or improvements on the property, except with the consent and approval of the Comptroller.

Third—A clause providing that during the term of the lease the lessee shall keep the buildings in proper repair, both inside and outside, and shall comply with all the laws and ordinances of The City of New York.

Fourth—A clause providing that all repairs, alterations and improvements made on or to the property by the lessee during the period of the lease shall become the property of The City of New York at the expiration of said lease.

The Comptroller shall have the right to reject any or all bids if deemed to be to the interest of The City of New York.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 12, 1911. jy14,31

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE BY SEALED BIDS.

AT THE REQUEST OF THE PRESIDENT of the Borough of Brooklyn, 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 by sealed bids all the buildings, parts of buildings, etc., standing upon property owned by The City of New York, acquired by it for street opening purposes in the

Borough of Brooklyn.

Being all the buildings, parts of buildings, etc., lying within the lines of Robinson st., between Bedford ave. and Rogers ave., in the Borough of Brooklyn, 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 K, 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 28, 1911, the sale by sealed bids of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

TUESDAY, AUGUST 1, 1911,

at 11 a. m., in lots and parcels and in manner and form as follows:

Parcel 1. Part of hothouse and cold frame on the north side of Robinson st., about 200 feet

east of Bedford ave. Cut 24.2 feet on west side by 22.9 feet on east side by 85.6 feet. Also part of shed on south side of Robinson st., about 250 feet east of Bedford ave. Cut 4.2 feet on west side by 5 feet on east side by 46.52 feet; also outbuilding and fences enclosing these two buildings.

Parcel 2. Part of two-story barn on the south side of Robinson st., about 250 feet west of Rogers ave. Cut 5.5 feet on west side by 5.1 feet on east side by 21.75 feet. Also part of one-story shed, about 50 feet east of barn. Cut 5.3 feet on west side by 5.6 feet on east side by 37.1 feet. Also picket and board fences on the south side of street, adjacent to these two buildings.

Sealed bids (blank forms of which may be obtained upon application) will be received by the Comptroller at the office of the Collector of City Revenue, Room K, 280 Broadway, Borough of Manhattan, until 11 a. m. on the 1st day of August, 1911, and then publicly opened for the sale for removal of the above-described buildings and appurtenances thereto, and the award will be made to the highest bidder within twenty-four hours, or as soon as possible thereafter.

Each parcel must be bid for separately and will be sold in its entirety, as described in above advertisement.

Each and every bid must be accompanied by a deposit of cash or certified check in a sum equal to 25 per cent. of the amount of the bid, except that a minimum deposit of $50 will be required with all bids, and that a deposit of $500 will be sufficient to entitle bidders to bid on any or all of the buildings.

Deposits of unsuccessful bidders will be returned within twenty-four hours after successful bidders have paid purchase price in full and given security, and those of successful bidders may be declared forfeited to The City of New York by the Comptroller upon the failure of the successful bidder to further comply with the requirements of the terms and conditions of the sale as set forth hereinafter.

Successful bidders will be required to pay the purchase money and deposit the required security within twenty-four hours of the receipt of notification of the acceptance of their bids.

The Comptroller reserves the right to reject any and all bids and to waive any defects or informalities in any bid should it be deemed in the interest of The City of New York to do so.

All bids must state clearly (1) the number or description of the building or buildings bid for, (2) the amount of the bid, (3) the full name and address of the bidder.

All bids must be enclosed in properly sealed envelopes, marked "Proposals to be opened August 1, 1911, and must be delivered, or mailed in time for their delivery, prior to 11 a. m. of that date to the "Collector of City Revenue, Room K, 280 Broadway, New York City," from whom any further particulars regarding the buildings to be disposed of may be obtained.

THE BUILDINGS WILL BE SOLD FOR IMMEDIATE REMOVAL ONLY, SUBJECT TO THE TERMS AND CONDITIONS PRINTED ON THE LAST PAGE OF THIS ISSUE OF THE "CITY RECORD."

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 3, 1911. jy13,a1

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE BY SEALED BIDS.

AT THE REQUEST OF THE PRESIDENT OF the Borough of Brooklyn, 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 by sealed bids all the buildings, parts of buildings, etc., standing upon property owned by The City of New York, acquired by it for street opening purposes, in the

Borough of Brooklyn.

Being all the buildings, parts of buildings, etc., lying within the lines of Carroll st., from Utica ave. to East New York ave., in the Borough of Brooklyn, 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 K, 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 28, 1911, the sale by sealed bids of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

FRIDAY, JULY 28, 1911,

at 11 a. m., in lots and parcels and in manner and form as follows:

Parcel No. 1—Porch of two-story frame house on the south side of Carroll st., about 250 feet east of Utica ave.

Parcel No. 2—Part of one-story frame house on the south side of Carroll st., about 175 feet west of Rochester ave. Cut house 17 feet on east side by 12 feet on west side by 26.2 feet. Also picket fence and outbuilding.

Parcel No. 3—Two-story frame house on the west side of Rochester ave., at Carroll st. Also shed and two-story frame stable in rear of house. Also part of two-story frame barn and one-story frame stable. Cut barn 9 feet on west side and stable 10 feet on east side.

Parcel No. 4—Picket fence on the north side of Carroll st., at Rochester ave.

Parcel No. 5—One-and-one-half-story frame barn, one-story frame barn and part of two story frame barn on the south side of Carroll st., about 175 feet west of East New York ave. Cut two-story frame barn 4 feet on west side by 9 feet on east side.

Parcel No. 6—Two-story frame barn on the north side of Carroll st., about 175 feet west of Buffalo ave. Cut 10 feet on west side by 4 feet on east side by 25.3 feet.

Parcel No. 7—Chicken house and part of one-story frame barn on the north side of Carroll st., about 125 feet west of Buffalo ave. Cut barn 8 feet on west side by 2 feet on east side by 26.2 feet. Also part of two picket fences.

Sealed bids (blank forms of which may be obtained upon application) will be received by the Comptroller at the office of the Collector of City Revenue, Room K, 280 Broadway, Borough of Manhattan, until 11 a. m. on the 28th day of July, 1911, and then publicly opened for the sale for removal of the above described buildings and appurtenances thereto, and the award will be made to the highest bidder within twenty-four hours, or as soon as possible thereafter.

Each parcel must be bid for separately and will be sold in its entirety, as described in above advertisement.

Each and every bid must be accompanied by a deposit of cash or certified check in a sum equal to 25 per cent. of the amount of the bid, except that a minimum deposit of $50 will be required with all bids, and that a deposit of $500 will be sufficient to entitle bidders to bid on any or all of the buildings.

Deposits of unsuccessful bidders will be returned within twenty-four hours after successful bidders have paid purchase price in full and given security, and those of successful bidders may be declared forfeited to The City of New York by the Comptroller upon the failure of the successful bidder to further comply with the requirements of the terms and conditions of the sale as set forth hereinafter.

Successful bidders will be required to pay the purchase money and deposit the required security within twenty-four hours of the receipt of notification of the acceptance of their bids.

The Comptroller reserves the right to reject any and all bids and to waive any defects or informalities in any bid should it be deemed in the interest of The City of New York to do so.

All bids must state clearly (1) the number or description of the building or buildings bid for, (2) the amount of the bid, (3) the full name and address of the bidder.

All bids must be enclosed in properly sealed envelopes, marked "Proposals to be opened July 28, 1911," and must be delivered, or mailed in time for their delivery, prior to 11 a. m. of that date to the "Collector of City Revenue, Room K, 280 Broadway, New York City," from whom any further particulars regarding the buildings to be disposed of may be obtained.

THE BUILDINGS WILL BE SOLD FOR IMMEDIATE REMOVAL ONLY, SUBJECT TO THE TERMS AND CONDITIONS PRINTED ON THE LAST PAGE OF THIS ISSUE OF THE "CITY RECORD."

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 6, 1911. jy12,28

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE BY SEALED BIDS.

AT THE REQUEST OF THE PRESIDENT OF the Department 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 by sealed bids all the buildings, parts of buildings, etc., standing upon property owned by The City of New York, acquired by it for school site purposes, in the

Borough of Brooklyn.

Being all the buildings, parts of buildings, etc., situated upon the plot of ground on the westerly side of Bedford ave., distant 197 feet 1¾ inches from the northwest corner of Snyder ave. and Bedford ave., having a frontage of 252 feet 10½ inches on Bedford ave., with an average depth of about 130 feet. Being a part of the plot occupied by the Erasmus Hall High School, in the Borough of Brooklyn, 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 K, 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 28, 1911, the sale by sealed bids of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

THURSDAY, JULY 27, 1911,

at 11 a. m., in lots and parcels and in manner and form, as follows:

Parcel No. 1—Two-story and basement frame house, 2236 Bedford ave.

Parcel No. 2—Two-story and basement frame house, 2240 Bedford ave.

Parcel No. 3—Two-story and basement frame house, 2242 Bedford ave.

Parcel No. 4—Two-story and basement frame house, 2244 Bedford ave.

Parcel No. 5—Two-story and basement frame house, 2248 Bedford ave.

Parcel No. 6—Two-story and basement frame house. 2250 Bedford ave.

Sealed bids (blank forms of which may be obtained upon application) will be received by the Comptroller at the office of the Collector of City Revenue, Room K, 280 Broadway, Borough of Manhattan, until 11 a. m. on the 27th day of July, 1911, and then publicly opened for the sale for removal of the above-described buildings and appurtenances thereto, and the award will be made to the highest bidder within twenty-four hours, or as soon as possible thereafter.

Each parcel must be bid for separately and will be sold in its entirety, as described in above advertisement.

Each and every bid must be accompanied by a deposit of cash or certified check in a sum equal to 25 per cent. of the amount of the bid, except that a minimum deposit of $50 will be required with all bids, and that a deposit of $500 will be sufficient to entitle bidders to bid on any or all of the buildings.

Deposits of unsuccessful bidders will be returned within twenty-four hours after successful bidders have paid purchase price in full and given security, and those of successful bidders may be declared forfeited to The City of New York by the Comptroller upon the failure of the successful bidder to further comply with the requirements of the terms and conditions of the sale as set forth hereinafter.

Successful bidders will be required to pay the purchase money and deposit the required security within twenty-four hours of the receipt of notification of the acceptance of their bids.

The Comptroller reserves the right to reject any and all bids and to waive any defects or informalities in any bid should it be deemed in the interest of The City of New York to do so.

All bids must state clearly (1) the number or description of the building or buildings bid for, (2) the amount of the bid, (3) the full name and address of the bidder.

All bids must be enclosed in properly sealed envelopes, marked "Proposals to be opened July 27, 1911," and must be delivered, or mailed in time for their delivery, prior to 11 a. m. of that date to the "Collector of City Revenue, Room K, 280 Broadway, New York City," from whom any further particulars regarding the buildings to be disposed of may be obtained.

THE BUILDINGS WILL BE SOLD FOR IMMEDIATE REMOVAL ONLY, SUBJECT TO THE TERMS AND CONDITIONS PRINTED ON THE LAST PAGE OF THIS ISSUE OF THE "CITY RECORD."

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 6, 1911. jy11,27

Sureties on Contracts.

UNTIL FURTHER NOTICE SURETY 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 $50,000.

When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated September 16, 1907.

Construction.

One company on a bond up to $25,000.

Including regulating, grading, paving, sewers, maintenance, dredging, construction of parks, parkways, docks, buildings, bridges, tunnels, aqueducts, repairs, heating, ventilating, plumbing, etc., etc.

When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated September 16, 1907.

Asphalt, Asphalt Block and Wood Block Pavements.

Two companies will be required on any and every bond up to amount authorized by letter of Comptroller to the surety companies, dated September 16, 1907.

Dated January 3, 1910.

WILLIAM A. PRENDERGAST, Compiroller.

Notices of Sale.

NOTICE OF CONTINUATION OF BROOKLYN TAX SALE.

THE SALE OF THE LIENS FOR UNPAID taxes, assessments and water rents for the Borough of Brooklyn, as to liens remaining unsold at the termination of sales of July 27; August 3, 24; September 7, 21; October 5, 19; November 2, 16, 30; December 14 and 28, 1910; January 11, 25; February 8; March 1, 15, 29; April 5, 19, 26; May 10; June 14, 21, 28, and July 12, 1911, has been continued to

WEDNESDAY, SEPTEMBER 6, 1911,

at 2 p. m., pursuant to section 1028 of the Greater New York Charter, and will be continued at that time in Room 2, Borough Hall, Borough of Brooklyn, as heretofore.

DANIEL MOYNAHAN, Collector of Assessments and Arrears.

Dated July 12, 1911. jy13,s6

NOTICE OF CONTINUATION OF THE BRONX TAX SALE.

THE SALE OF THE LIENS FOR UNPAID taxes, assessments and water rents for the Borough of The Bronx, as to liens remaining unsold at the termination of sales of February 6, 20; March 6, April 10, May 1, May 15, May 29, June 19 and July 10, 1911, has been continued to

MONDAY, SEPTEMBER 11, 1911,

at 10 o'clock a. m., pursuant to section 1028 of the Greater New York Charter, and will be continued at that time in the Coroner's Court Room, Bronx Building, 531 Tremont ave., in the Borough of The Bronx, in The City of New York.

DANIEL MOYNAHAN, Collector of Assessments and Arrears.

Dated July 10, 1911. jy12,s11

NOTICE OF CONTINUATION OF TAX SALE IN THE BOROUGH OF MANHATTAN.

THE SALE OF TAX LIENS OF THE CITY of New York for unpaid taxes, including special franchise taxes, held May 19, 1910, pursuant to advertisement, will be continued as to the liens remaining unsold at the termination of sales of May 19, 26, June 2, 9, 16, 23, 30, July 7, 14, 21, August 4, 29, September 2, October 3, November 3, December 5, 1910, January 5, February 9, March 9, April 13, May 18, and June 15, 1911, to

THURSDAY, AUGUST 3, 1911,

at 10 a. m., in the Aldermanic Chamber in the City Hall, postponement to said date being by direction of the Comptroller of The City of New York.

DANIEL MOYNAHAN, Collector of Assessments and Arrears.

Dated June 15, 1911. j16,a3

Notices 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 property owners affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

TWELFTH WARD, SECTION 2.

RICHARD STREET and PIONEER STREET—BASIN, at the south corner. Area of assessment affects Lot 1, in Block 547.

TWENTY-SIXTH WARD, SECTION 12.

NEW LOTS AVENUE—SEWED, between Hegeman and Williams aves., and SNEDIKER AVENUE—OUTLET SEWER, between New Lots ave. and Hegeman ave. Area of assessment affects Blocks Nos. 3629, 3630, 3855 to 3863, inclusive; 3865, 3866 and 3867; 3850, 3851, 3852, 3833, 3834, 3816, 3817, 3799, 3800, 3782 and 3783.

TWENTY-NINTH WARD, SECTION 16, AND THIRTIETH WARD, SECTION 17.

FORTY-SECOND STREET—SEWER, between West st. and 16th ave., and WEST STREET—OUTLET SEWER, between 42d and 43d sts. Area of assessment affects Blocks Nos. 5362, 5363, 5380, 5381, 5394, 5406, 5407 and 5600.

THIRTIETH WARD, SECTION 17.

FORTY-SIXTH STREET—SEWER, between 17th and 18th aves. Area of assessment, both sides of 46th st., between 17th and 18th aves.

THIRTIETH WARD, SECTION 18.

SEVENTY-EIGHTH STREET AND FOURTH AVENUE—SEWER BASIN, at the northerly corner. Area of assessment affects Block 5960.

NINETY-FOURTH STREET — REGULATING, GRADING, CURBING AND FLAGGING, between 4th ave. and Fort Hamilton ave. Area of assessment, both sides of 94th st., from 4th to Fort Hamilton ave., and to the extent of half the black at the intersecting streets.

THIRTIETH WARD, SECTION 19.

FIFTEENTH AVENUE—SEWER, between 78th and 79th sts., and SEVENTY-NINTH STREET—OUTLET SEWER, between 14th and 15th aves. Area of assessment affects Blocks 6257, 6258 and 6269.

—that the same were confirmed by the Board of Assessors on July 25, 1911, and entered July 25, 1911, 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 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 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, Court and Montague sts., 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 September 23, 1911, 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.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 25, 1911. jy27,a7

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 assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

TWELFTH WARD, SECTION 2.

RICHARD STREET and PIONEER STREET—BASIN, at the south corner. Area of assessment affects Lot 1, in Block 547.

TWENTY-SIXTH WARD, SECTION 12.

NEW LOTS AVENUE—SEWED, between Hegeman and Williams aves., and SNEDIKER AVENUE—OUTLET SEWER, between New Lots ave. and Hegeman ave. Area of assessment affects Blocks Nos. 3629, 3630, 3855 to 3863, inclusive; 3865, 3866 and 3867; 3850, 3851, 3852, 3833, 3834, 3816, 3817, 3799, 3800, 3782 and 3783.

TWENTY-NINTH WARD, SECTION 16, AND THIRTIETH WARD, SECTION 17.

FORTY-SECOND STREET—SEWER, between West st. and 16th ave., and WEST STREET—OUTLET SEWER, between 42d and 43d sts. Area of assessment affects Blocks Nos. 5362, 5363, 5380, 5381, 5394, 5406, 5407 and 5600.

THIRTIETH WARD, SECTION 17.

FORTY-SIXTH STREET—SEWER, between 17th and 18th aves. Area of assessment, both sides of 46th st., between 17th and 18th aves.

THIRTIETH WARD, SECTION 18.

SEVENTY-EIGHTH STREET AND FOURTH AVENUE—SEWER BASIN, at the northerly corner. Area of assessment affects Block 5960.

NINETY-FOURTH STREET — REGULATING, GRADING, CURBING AND FLAGGING, between 4th ave. and Fort Hamilton ave. Area of assessment, both sides of 94th st., from 4th to Fort Hamilton ave., and to the extent of half the black at the intersecting streets.

THIRTIETH WARD, SECTION 19.

FIFTEENTH AVENUE—SEWER, between 78th and 79th sts., and SEVENTY-NINTH STREET—OUTLET SEWER, between 14th and 15th aves. Area of assessment affects Blocks 6257, 6258 and 6269.

—that the same were confirmed by the Board of Assessors on July 25, 1911, and entered July 25, 1911, 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 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 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, Court and Montague sts., 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 September 23, 1911, 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.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 25, 1911. jy27,a7

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 assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX

TWENTY-THIRD WARD, SECTION 9.

MERRIAM AVENUE — REGULATING, GRADING, SETTING CURBSTONES, FLAGGING SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES, from Ogden ave. to Aqueduct ave. Area of assessment, both sides of Merriam ave., from Ogden ave. to Aqueduct ave., and to the extent of half the block at the intersecting and terminating streets.

TWENTY-FOURTH WARD, SECTION 11.

EAST ONE HUNDRED AND SEVENTY-SECOND STREET—PAVING THE ROADWAY, SETTING AND RESETTING CURB, from 3d ave. to Park ave. Area of assessment, both sides of 172d st., from 3d ave. to Park ave., and to the extent of half the block at the intersection avenues.

TREMONT AVENUE — PAVING THE ROADWAY AND SETTING CURB, from Jerome ave. to the approach to the Concourse. Area of assessment, both sides of Tremont ave., from Jerome ave. to Morris ave., and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Assessors on July 25, 1911, and entered July 25, 1911, 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 1019 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 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 Municipal Building, corner of 177th st. and 3d ave., 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 September 23, 1911, 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.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 25, 1911. jy27,a7

NOTICE OF ASSESSMENT 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 assessment for OPENING AND ACQUIRING TITLE to the following named road in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, ANNEXED TERRITORY.

CLASONS POINT ROAD—OPENING, from Westchester ave. to the East River. Confirmed June 12, 1911; entered July 18, 1911. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at the point of intersection of a line midway between Tremont ave. and Westchester ave. with the northerly prolongation of a line parallel to and distant 1,500 feet easterly from the easterly side of Clasons Point road; running thence southerly along said prolongation and parallel line to the East River; thence along the East River to its intersection with a line parallel to and distant 1,500 feet westerly from the westerly side of Clasons Point road; thence northerly along said parallel line and its northerly prolongation to its intersection with the Bronx River; thence along the Bronx River to its intersection with a line midway between Tremont ave. and Westchester ave.; thence easterly along the last mentioned line to the point of beginning.

The above-entitled assessment was entered on the date hereinbefore given, in the Record of Titles of Assessments kept in the Bureau for the Collection of 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 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 said 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 Assessments and of Water Rents, in the Municipal Building, corner of 177th st. and 3d ave., 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 September 16, 1911, 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.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 18, 1911. jy20,31

NOTICE OF ASSESSMENT 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 assessment for OPENING AND ACQUIRING TITLE to the following named streets in the BOROUGH OF RICHMOND:

THIRD WARD.

ACQUIRING TITLE TO AN EASEMENT FOR SEWER PURPOSES in a parcel of land extending from the westerly side of WINANT STREET to the southerly property line of the Staten Island Rapid Transit Railroad Company. Confirmed June 20, 1911; entered July 18, 1911. Area of assessment includes all those lands, tenements and hereditaments and premises situate 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 on the centre line of Park st. distant 100 feet easterly from the easterly line of Winant st., and running thence westwardly along the centre line of Park st., and the prolongation thereof, to the intersection with a line distant 130 feet westerly from and parallel with the westerly line of Winant st., as projected between Park st. and Prospect st.; thence northwardly along the said line parallel with Winant st., and along the prolongation of the said line to the intersection with the southerly right-of-way line of the Staten Island Rapid Transit Railroad Company; thence eastwardly along the said right-of-way line to the intersection with the prolongation of a line distant 134.6 feet easterly from and parallel with the easterly line of Monroe ave.; thence southwardly along the said line parallel with Monroe ave., and along the prolongation of the said line a distance of 235 feet; thence eastwardly at right angles to Monroe ave. to the intersection with a line distant 64 feet easterly from and parallel with the easterly line of Winant st. as projected north of Crocheron st.; thence southwardly along the said line parallel with Winant st. a distance of 280.8 feet; thence eastwardly at right angles to Winant st. to the intersection with the prolongation of a line parallel with Winant st. as projected between Prospect st. and Park st., and passing through the point of beginning; thence southwardly along the said line parallel with Winant st. to the point or place of beginning.

The above-entitled assessment was entered on the date hereinbefore 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 1006 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 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 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 September 16, 1911, 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.

WM. A. PRENDERGAST, Comptroller, City of New York, Department of Finance, Comptroller's Office, July 18, 1911. jy20,31

BOROUGH OF BROOKLYN.

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, AUGUST 2, 1911.

Borough of Brooklyn.

FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF FLATBUSH AVENUE FROM LINCOLN ROAD TO A POINT 277 FEET SOUTH OF FOSTER AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

29,530 square yards asphalt pavement outside railroad area (5 years' maintenance).

4,055 square yards asphalt pavement within railroad area (no maintenance).

2,960 cubic yards concrete outside railroad area.

415 cubic yards concrete within railroad area.

6,600 linear feet new curbstone set in concrete.

10,000 linear feet old curbstone reset in concrete.

102 noiseless covers and heads, for sewer manholes.

35 sewer basins to be rebuilt.

24,520 square yards of present asphalt pavement, outside of railroad area, to be removed.

4,055 square yards of present asphalt pavement, within railroad area to be removed.

42,000 square feet of cement sidewalk (1 year maintenance).

The time allowed for the completion of the work and the full performance of the contract is one hundred (100) working days. The amount of security required is thirty thousand dollars ($30,000).

Note—The attention of contractors is called to the fact that the roadway is to be widened 5.2 feet by setting the curb back 2.6 feet on each side.

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, 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.

Blank forms and further information may be obtained at the office of the Bureau of Highways of the Borough of Brooklyn, 14 Municipal Building.

ALFRED E. STEERS, President.

Dated July 15, 1911. jy21,a2.

☞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, AUGUST 2, 1911.

No. 1, FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING A SEWER IN 89TH STREET, BETWEEN 2D AND 3D AVES.

The Engineer's preliminary estimate of the quantities is as follows:

790 linear feet of 12-inch pipe sewer, laid complete, including all incidentals and appurtenances; per linear foot, $1.60	$1,264 00
1,050 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances; per linear foot, $0.70	735 00
8 manholes, complete, with iron heads and covers, including all incidentals and appurtenances; per manhole, $50	400 00
One (1) sewer basin, complete, of either standard design, with iron pans or grating, iron basin hood and connecting culvert, including all incidentals and appurtenances; per basin, $140	140 00
3,000 feet, board measure, of sheeting and bracing, driven in place, complete, including all incidentals and appurtenances; per thousand feet, board measure, $18	54 00
Total	$2,593 00

The time allowed for the completion of the work and full performance of the contract will be forty-five (45) working days.

The amount of security required will be one thousand five hundred dollars ($1,500).

No. 2, FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING SEWER IN EAST 38TH STREET, BETWEEN AVENUE G AND THE SUMMIT OF SAID STREET, ABOUT 388 FEET SOUTH OF AVENUE G, AND AN OUTLET SEWER IN EAST 38TH STREET, FROM AVENUE G TO THE END OF THE EXISTING SEWER ABOUT 160 FEET NORTH OF AVENUE G.

The Engineer's preliminary estimate of the quantities is as follows:

653 linear feet of 12-inch pipe swer, laid complete, including all incidentals and appurtenances, per linear foot, $1.85	$1,208 05
520 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances, per linear foot, $0.85	442 00
6 manholes, complete, with iron heads and covers, including all incidentals and appurtenances; per manhole, $50.	300 00
1 sewer basin, complete, of either standard design, with iron pans or grating, iron basin hood and connecting culvert, including all incidentals and appurtenances; per basin, $135	135 00
Total	$2,085 05

The time allowed for the completion of the work and full performance of the contract will be forty (40) working days.

The amount of security required will be one thousand dollars ($1,000).

No. 3, FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FULLER PL., BETWEEN WINDSOR PL. AND PROSPECT AVE.

The Engineer's preliminary estimate of the quantities is as follows:

429 linear feet of 12-inch pipe sewer, laid complete, including all incidentals and appurtenances; per linear foot, $1.75	$750 75
740 linear feet of 6-inch house connection drain, laid complete, including all incidentals and appurtenances; per linear foot, $0.80	592 00
6 manholes, complete, with iron heads and covers, including all incidentals and appurtenances; per manhole, $50.	300 00
One (1) sewer basin, complete, of either standard design, with iron pans or grating, iron basin hood and connecting culvert, including all incidentals and appurtenances; per basin, $155	155 00
1,000 feet, board measure, of sheeting and bracing, driven in place, complete, including all incidentals and appurtenances; per thousand feet, board measure, $18	18 00
Total	$1,815 75

The time allowed for the completion of the work and full performance of the contract will be thirty (30) working days.

The amount of security required will be nine hundred dollars ($900).

The foregoing Engineer's preliminary estimate of the total cost for the completed work is 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. (such as 95 per cent., 100 per cent. or 105 per cent.), for which all materials and work called for in the proposed contract and the notices to bidders are to be furnished to the City. Such percentage, as bid for this 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 contract.

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, 215 Montague st., Brooklyn.

ALFRED E. STEERS, President.

Dated July 15, 1911. jy21,a2

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF BRIDGES.

DEPARTMENT OF BRIDGES, 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Bridges at the above office until 2 o'clock p. m., on

THURSDAY, AUGUST 3, 1911.

FOR FURNISHING AND INSTALLING ELECTRICAL FEEDER CABLES ON THE WILLIAMSBURGH BRIDGE.

The contractor will be required to begin work within five days of the date of certification of the contract by the Comptroller of The City of New York, and will be required to complete the entire work to the satisfaction of the Commissioner and in accordance with the plans and specifications within ninety (90) consecutive working days.

In case the contractor shall fail to complete the work within the time aforesaid, he shall pay to The City of New York the sum of Twenty Dollars ($20) for each and every calendar day the time consumed in said performance and completion may exceed the time allowed.

The amount of security to guarantee the faithful performance of the work will be Three Thousand Five Hundred Dollars ($3,500).

The right is reserved by the Commissioner to reject all the bids should he deem it to the interest of the City so to do.

Blank forms and specifications may be obtained at the office of the Department of Bridges.

ARTHUR J. O'KEEFFE, Commissioner.

Dated July 20, 1911. jy22,a3

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, 177TH ST. AND 3D AVE.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of The Bronx, at the above office, until 10.30 a. m., on

TUESDAY, AUGUST 8, 1911.

No. 1. FOR FURNISHING AND DELIVERING TWENTY THOUSAND GALLONS OF BITUMINOUS ROAD SURFACING MATERIAL TO THE BUREAU OF HIGHWAYS.

The time allowed for the delivery of the article is as directed during the year 1911.

The amount of security required will be Seven Hundred Dollars.

No. 2. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES, DRAINS, WALLS, AND ERECTING FENCES WHERE NECESSARY, IN PAULDING AVE., FROM E. 222D ST. TO E. 233D ST., TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

5,100 cubic yards of earth excavation.
250 cubic yards of rock excavation.
13,150 cubic yards of filling.
5,900 linear feet of new curbstone.
21,900 square feet of new bluestone flagging.
5,600 square feet of new bridgestone.
425 cubic yards of dry rubble masonry.
25 cubic yards of rubble masonry, in mortar.
100 linear feet of vitrified pipe, 12 inches in diameter.
550 linear feet of vitrified pipe, 15 inches in diameter.
1,200 linear feet of guard rails.
3 type "A" inlets.
4 manholes.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Eight Thousand Dollars.

No. 3. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND ERECTING FENCES WHERE NECESSARY IN ALBANY ROAD, FROM BAILEY AVE., NORTH OF 230TH ST., TO BAILEY AVE., NORTH OF 233D ST., TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineers' estimate of the work is as follows:

600 cubic yards of excavation of all kinds.
29,800 cubic yards of filling.
2,700 linear feet of new curbstone.
10,600 square feet of new bluestone flagging.
800 square feet new bridgestone.
3,600 cubic yards of dry rubble masonry.
100 linear feet of vitrified pipe, 12 inches in diameter.
5,000 feet (B. M.) of timber and lumber.
1,800 linear feet of guard rails.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Ten Thousand Dollars.

No. 4. FOR PAVING WITH GRANITE BLOCKS ON A SAND FOUNDATION THE ROADWAY OF EXTERIOR ST., FROM E. 149TH ST. TO E. 151ST ST., SETTING AND RESETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

13,600 square yards of new granite block pavement, on a sand foundation, laid with sand joints, and keeping the same in repair for one year from date of acceptance.
700 linear feet of new curbstone, furnished and set.
3,750 linear feet of old curbstone, rejointed, recut on top and reset.
100 square feet of new bridgestone for crosswalks, furnished and laid.
1,100 square feet of old bridgestone, rejointed and relaid.

The time allowed for the completion of the work will be 90 consecutive working days.

The amount of security required will be Fifteen Thousand Dollars.

No. 5. FOR PAVING WITH BITUMINOUS PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CITY ISLAND AVE., FROM APPROACH TO CITY ISLAND BRIDGE TO LONG ISLAND SOUND, AND ADJUSTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

33,050 square yards of completed bituminous pavement, and keeping the pavement in repair for five years from date of acceptance.
6,300 square yards of completed bituminous pavement, not to be kept in repair.
4,375 cubic yards of concrete.
5,000 linear feet of curbstone, adjusted.

The time allowed for the completion of the work will be 100 consecutive working days.

The amount of security required will be Eighteen Thousand Dollars.

No. 6. FOR REGULATING AND PAVING WITH SHEET ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CRIMMINS AVE., FROM E. 141ST ST. TO ST. MARYS ST., AND SETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

2,240 square yards of completed sheet asphalt pavement, including binder course, and keeping the pavement in repair for five years from date of acceptance.
395 cubic yards of concrete.
200 linear feet of new curbstone, furnished and set.
1,140 linear feet of old curbstone, rejointed, recut on top and reset.

The time allowed for the completion of the work will be 30 consecutive working days.

The amount of security required will be Two Thousand Five Hundred Dollars.

No. 7. FOR PAVING WITH ASPHALT BLOCKS AND SHEET ASPHALT ON A CONCRETE FOUNDATION THE ROADWAYS OF E. 182D ST., FROM PARK AVE. TO BASSFORD AVE., AND FROM WASHINGTON AVE. TO 3D AVE., AND SETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

1,685 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.
1,110 square yards of completed sheet asphalt pavement, and keeping the same in repair for five years from date of acceptance.
495 cubic yards of concrete, including mortar bed, where required.
500 linear feet of new curbstone, furnished and set in concrete.
1,575 linear feet of old curbstone, rejointed, recut on top and reset in concrete.

The time allowed for the completion of the work will be 40 consecutive working days.

The amount of security required will be Three Thousand Dollars.

No. 8. FOR PAVING WITH ASPHALT BLOCKS AND SHEET ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF E. 160TH ST., FROM CAULDWELL AVE. TO FOREST AVE., AND SETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

485 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.
1,080 square yards of completed sheet asphalt pavement, and keeping the same in repair for five years from date of acceptance.
280 cubic yards of concrete, including mortar bed, where required.
240 linear feet of new curbstone, furnished and set in concrete.
955 linear feet of old curbstone, rejointed, recut on top and reset in concrete.

The time allowed for the completion of the work will be 30 consecutive working days.

The amount of security required will be One Thousand Seven Hundred Dollars.

No. 9. FOR PAVING THE ROADWAY OF E. 181ST ST. WITH GRANITE BLOCKS ON A CONCRETE FOUNDATION, FROM PARK AVE. TO WASHINGTON AVE., AND FROM VYSE AVE. TO BRYANT AVE.; WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION, FROM WASHINGTON AVE. TO BATHGATE AVE., AND FROM LAFONTAINE AVE. TO CLINTON AVE., AND WITH SHEET ASPHALT ON A CONCRETE FOUNDATION, FROM CLINTON AVE. TO MAPES AVE., FROM CROTONA PARKWAY EAST TO VYSE AVE., AND FROM BRYANT AVE. TO BOSTON ROAD, SETTING CURB WHERE NECESSARY, AND ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

4,880 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.
2,100 square yards of completed granite block pavement, and keeping the same in repair for one year from date of acceptance.
2,400 cubic yards of concrete, including mortar bed, where required.
1,200 linear feet of new curbstone, furnished and set in concrete.
7,300 linear feet of old curbstone, rejointed, recut on top and reset in concrete.
6,930 square yards of completed sheet asphalt pavement, and keeping the same in repair for five years from date of acceptance.

The time allowed for the completion of the work will be 100 consecutive working days.

The amount of security required will be Fifteen Thousand Dollars.

No. 10. FOR PAVING WITH GRANITE BLOCKS AND ASPHALT BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF TEASDALE PLACE, FROM BOSTON ROAD TO TRINITY AVE., AND SETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

1,210 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.
725 square yards of completed granite block pavement, and keeping the same in repair for one year from date of acceptance.
332 cubic yards of concrete, including mortar bed, where required.
1,460 linear feet of new curbstone, furnished and set in concrete.
50 square feet of new bridgestones for crosswalks, furnished and laid.
40 square feet of old bridgestone for crosswalks, rejointed and relaid.

The time allowed for the completion of the work will be 40 consecutive working days.

The amount of security required will be Two Thousand Seven Hundred Dollars.

No. 11. FOR PAVING WITH ASPHALT BLOCKS AND GRANITE BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF FORT INDEPENDENCE ST., FROM SEDGWICK AVE. TO W. 238TH ST., AND SETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the work is as follows:

3,115 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.
3,700 square yards of completed asphalt block pavement, not to be kept in repair.
1,240 cubic yards of concrete, including mortar bed, where required.
825 linear feet of new curbstone, furnished and set in concrete.
2,860 linear feet of old curbstone, rejointed, recut on top and reset in concrete.
230 square feet of new bridgestone for crosswalks, furnished and laid.
1,540 square feet of old bridgestone, removed, rejointed and relaid.
1,210 square yards of completed granite block pavement, and keeping the same in repair for one year from date of acceptance.

The time allowed for the completion of the work will be 60 consecutive working days.

The amount of security required will be Nine Thousand Dollars.

Blank forms can be obtained upon application therefor, and the plans and specifications may be seen and other information obtained at said office.

CYRUS C. MILLER, President.

jy27,a8

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION.

DEPARTMENT OF CORRECTION, 148 E. 20TH ST., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction, at the above office, until 11 o'clock a. m., on

TUESDAY, AUGUST 8, 1911.

No. 1. FOR FURNISHING AND DELIVERING FRESH AND CONDENSED MILK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item and awards made to the lowest bidder on each item.

Delivery 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 Department of Correction, the Borough of Manhattan, 148 E. 20th st.

PATRICK A. WHITNEY, Commissioner.
jy27,a8

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION, 148 E. 20TH ST., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction, at the above office, until 11 o'clock a. m., on

TUESDAY, AUGUST 8, 1911.

No. 1. FOR FURNISHING AND DELIVERING SUPPLIES FOR MANUFACTURING PURPOSES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item and awards made to the lowest bidder on each item.

Delivery 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 Department of Correction, the Borough of Manhattan, 148 E. 20th st.

PATRICK A. WHITNEY, Commissioner.
jy27,a8

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION, NO. 148 EAST 20TH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

No. 1. FOR FURNISHING AND DELIVERING 200 TONS PRIME QUALITY ICE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item and awards made to the lowest bidder on each item.

Delivery 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 Department of Correction, the Borough of Manhattan, No. 148 East 20th street.

PATRICK A. WHITNEY, Commissioner.
Dated July 18, 1911. jy20-a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

FIRE DEPARTMENT.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, 157 AND 159 E. 67TH ST., 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

TUESDAY, AUGUST 8, 1911,

Borough of Queens.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ESTABLISHING AND EQUIPPING AN EXTENSION OF THE UNDERGROUND FIRE ALARM TELEGRAPH SYSTEM IN THE BOROUGH OF QUEENS.

The time for the completion of the work and the full performance of the contract is sixty (60) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

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, 157 and 159 E. 67th st., Manhattan.

JOSEPH JOHNSON, Fire Commissioner.
jy27,a8

☞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, 157 AND 159 E. 67TH ST., 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, AUGUST 4, 1911.

No. 1. FOR FURNISHING AND DELIVERING TERMINAL POSTS FOR THE FIRE ALARM TELEGRAPH, BOROUGHS OF MANHATTAN AND BROOKLYN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is two hundred (200) working days.

Bids will be accepted only from manufacturers who own or control plants properly equipped for executing this work and who have made and sold material of equal grade and workmanship.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard, or other unit of measure, by which the bids will be tested. The extension must be made and footed up, as the bids will be read from the total. The bids will be compared and the contract awarded at a lump or aggregate sum.

Delivery 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 and the plans and drawings may be seen at the office of the Fire Department, 157 and 159 E. 67th st., Manhattan.

JOSEPH JOHNSON, Fire Commissioner.
jy24,a4

☞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, 157 AND 159 E. 67TH ST., 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.,

MONDAY, JULY 31, 1911,

for the following works:

Borough of Manhattan.

1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A HOOK AND LADDER COMPANY, AT 191 FULTON ST.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A DOUBLE HOOK AND LADDER COMPANY, ON THE SOUTHEAST CORNER OF 50TH ST. AND LEXINGTON AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

3. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A DOUBLE ENGINE AND A HOOK AND LADDER COMPANY, ON SOUTH SIDE OF E. 111TH ST., 80 FEET WEST OF 2D AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

4. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A DOUBLE ENGINE AND A HOOK AND LADDER COMPANY, ON THE NORTHERLY SIDE OF W. 181ST ST., 100 FEET EAST OF AUDUBON AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of The Bronx.

5. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A HOOK AND LADDER COMPANY, ON THE WESTERLY SIDE OF PROSPECT AVE., ABOUT 25 FEET NORTH OF 152D ST., AND FOR ALTERATIONS TO THE QUARTERS OF ENGINE COMPANY NO. 73, ADJOINING.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

6. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON THE WESTERLY SIDE OF MORRIS AVE., ABOUT 222 FEET SOUTH OF 169TH ST.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

7. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON THE SOUTHWEST CORNER OF BAILEY AVE. AND ALBANY ROAD.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

8. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A HOOK AND LADDER COMPANY, ON THE SOUTHEAST CORNER OF CASTLE HILL AVE. AND ELLIS AVE., AND FOR ALTERATIONS TO THE QUARTERS OF ENGINE COMPANY NO. 64, ADJOINING.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of Richmond.

9. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, ON THE SOUTHWEST CORNER OF SARAH ANN AND HANNAH STS., TOMPKINSVILLE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of Brooklyn.

10. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON THE SOUTHWEST CORNER OF SMITH AND LORRAINE STS.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

11. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, AT NO. 160 CARLTON AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

12. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, AT NO. 124 DE KALB AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

13. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, AT NOS. 489 AND 491 ST. JOHNS PLACE, 220 FEET WEST OF CLASSON AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

14. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, ON 7TH AVE., 75 FEET WEST OF 50TH ST.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

15. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON THE SOUTH SIDE OF METROPOLITAN AVE., ABOUT 150 FEET EAST OF VARICK AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

16. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, AT NO. 533 HICKS ST.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

17. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON 12TH AVE., ABOUT 60 FEET SOUTH OF 42D ST.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

18. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE COMPANY, AT NO. 582 KNICKERBOCKER AVE., ABOUT 100 FEET SOUTH OF GATES AVE.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

19. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON CORTELYOU ROAD (AVENUE C), BETWEEN 12TH AND 13TH STS.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of Queens.

20. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR AN ENGINE AND A HOOK AND LADDER COMPANY, ON SPRUCE ST., 125 FEET NORTH OF ATLANTIC AVE., RICHMOND HILL.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

21. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING, FOR A DOUBLE ENGINE AND A HOOK AND LADDER COMPANY, ON CENTRAL AVE., ABOUT 229 FEET EAST OF MOTT AVE., FAR ROCKAWAY.

The time for the completion of the work and the full performance of the contract is one hundred and twenty (120) working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The contracts will be awarded at a lump or aggregate sum for each building.

The right to include all of the buildings in one award, if deemed for the best interests of the City, is reserved.

Plans and specifications, with forms of contract, may be obtained from Hoppin & Koen, Architects, 244 5th ave., and at the office of the Fire Department, 157 E. 67th st., Borough of Manhattan.

JOSEPH JOHNSON, Fire Commissioner.
jy15,31

☞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 14, until 2 o'clock p. m., on

MONDAY, JULY 31, 1911.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR SANITARY SEWER AND APPURTENANCES IN WEST 218TH STREET BETWEEN BROADWAY AND PARK TERRACE WEST, AND STORM SEWER BETWEEN BROADWAY AND SUMMIT WEST OF PARK TERRACE 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:

231 linear feet of salt-glazed stoneware pipe, sanitary sewer of 10 inches interior diameter.

396 linear feet of salt-glazed stoneware pipe, sanitary sewer of 6 inches interior diameter.

241 linear feet of concrete storm sewer of 15 inches interior diameter.

256 linear feet of concrete storm sewer of 12 inches interior diameter.

20 linear feet of salt-glazed stoneware pipe culvert of 12 inches interior diameter.

950 cubic yards of rock to be excavated and removed.

1 receiving basin of the circular pattern, with bluestone head.

3,500 feet, board measure, of timber and planking.

The time allowed to complete the whole work is 225 working days.

The amount of security required will be $3,500.

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR SEWER AND APPURTENANCES IN 141ST STREET BETWEEN RIVERSIDE DRIVE AND BROADWAY.

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:

11 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter.

460 linear feet of salt-glazed stoneware pipe sewer of 15 inches diameter.

65 linear feet of salt-glazed stoneware pipe culvert of 12 inches interior diameter.

4 receiving basins of the circular pattern and bluestone heads.

1,000 feet, board measure, of timber and planking for sheeting and bracing, etc.

1,400 feet, board measure, of timber and planking for foundations.

275 cubic yards of rock to be excavated and removed.

The time allowed to complete the whole work is 100 working days.

The amount of security required will be $2,000.

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR EXTENSION OF SEWER AND APPURTENANCES IN 138TH STREET BETWEEN 7TH AND 8TH AVENUES, AND A RECEIVING BASIN AT THE NORTHWEST CORNER OF 7TH AVENUE AND 138TH STREET.

The Engineer's estimate of the quality and quantity of the material and the nature and extent, as near as possible, of the work required is as follows:

55 linear feet of salt-glazed stoneware pipe sewer of 15 inches interior diameter.

70 linear feet of salt-glazed stoneware pipe culvert of 12 inches interior diameter.

1 receiving basin of the circular pattern and bluestone head.

3,000 feet, board measure, of timber and planking for bracing and sheet piling.

500 feet, board measure, of timber and planking for foundations.

135 cubic yards of rock to be excavated and removed.

The time allowed to complete the whole work is 50 working days.

The amount of the security required is $700.

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR SEWER AND APPURTENANCES IN 129TH STREET BETWEEN AMSTERDAM AND CONVENT AVENUES.

The Engineer's estimate of the quality and quantity of the material and the nature and extent, **as near as possible,** of the work required is as follows:

27 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter.

400 linear feet of salt-glazed stoneware pipe sewer of 15 inches diameter.

1,000 feet, board measure, of timber and planking for bracing and sheet piling.

1,200 feet, board measure, of timber and planking for foundations.

The time allowed to complete the whole work is 75 working days.

The amount of security required will be $1,500.

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ALTERATION AND IMPROVEMENT TO SEWER AND APPURTENANCES IN CENTRAL PARK WEST BETWEEN 98TH AND 100TH STREETS.

The Engineer's estimate of the quality and quantity of the material and the nature and extent as near as possible of the work required is as follows:

175 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter—Class I.

150 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter—Class II.

139 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter—Class III.

12 linear feet of salt-glazed stoneware pipe culvert of 12 inches diameter.

75 cubic yards of rock to be excavated and removed.

30,000 feet, board measure, of timber and planking for sheet piling.

The time allowed to complete the whole work is 150 working days.

The amount of security required is $4,000.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed per foot, per yard or other unit of measure or article by which the bids will be tested.

The extensions must be made and footed up.

Blank forms may be had and plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13-21 Park row, Bureau of Sewers, Borough of Manhattan.

GEORGE McANENY, President.

The City of New York, July 20, 1911. jy20,31

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

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 14, until 2 o'clock p. m., on

MONDAY, JULY 31, 1911,

No. 1. FOR REGULATING, GRADING, CURBING, FLAGGING, ETC., 129TH STREET FROM AMSTERDAM AVENUE TO CONVENT AVENUE.

Engineer's estimate of amount of work to be done:

750 cubic yards of earth excavation.

20 cubic yards of rock excavation.

460 cubic yards of dry rubble masonry for retaining walls and culverts.

50 cubic yards of Portland cement concrete for foundations.

200 linear feet of guard rail.

1,000 linear feet of new curbstone, furnished and set,

3,000 square feet of new flagstone, furnished and laid.

The time allowed for doing and completing the above work will be forty (40) working days.

The amount of security required will be $1,000.

No. 2. FOR REGULATING, GRADING, CURBING, FLAGGING, ETC., 141ST STREET FROM BROADWAY TO RIVERSIDE DRIVE.

Engineer's estimate of amount of work to be done:

700 cubic yards of earth excavation.

100 cubic yards of rock excavation.

1,650 cubic yards of filling to be furnished (exclusive of that secured from excavation).

38 cubic yards of Portland cement concrete for foundations.

750 linear feet of new curbstone, furnished and set.

3,000 square feet of new flagstone, furnished and laid.

The time allowed for doing and completing the above work will be forty (40) working days.

The amount of security required will be $1,000.

No. 3. FOR REGULATING, GRADING, CURBING, FLAGGING, ETC., 142D STREET FROM A POINT 392 FEET WEST OF BROADWAY TO RIVERSIDE DRIVE.

Engineer's estimate of amount of work to be done:

130 cubic yards of earth excavation.

20 cubic yards of rock excavation.

650 cubic yards of filling to be furnished (exclusive of that secured from excavation).

140 cubic yards of Portland cement masonry for retaining walls and culverts.

35 cubic yards of Portland cement concrete for foundations.

150 linear feet of guard rail.

150 linear feet of new curbstone, furnished and set.

60 linear feet of old curbstone, redressed, rejointed and reset.

600 square feet of new flagstone, furnished and laid.

200 square feet of old flagstone, retrimmed and relaid.

The time allowed for doing and completing the above work will be thirty (30) working days.

The amount of security required will be Five Hundred Dollars ($500).

No. 4. FOR REGULATING, GRADING, CURBING, FLAGGING, ETC., 217TH STREET FROM PARK TERRACE EAST TO PARK TERRACE WEST.

Engineer's estimate of amount of work to be done:

2,000 cubic yards of earth excavation.

4,300 cubic yards of rock excavation.

35 cubic yards of Portland cement concrete for foundations.

710 linear feet of new curbstone, furnished and set.

2,850 square feet of new flagstone, furnished and laid.

The time allowed for doing and completing the above work will be fifty (50) working days.

The amount of security required will be Three Thousand Dollars ($3,000).

No. 5. FOR REGULATING, GRADING, CURBING, FLAGGING, ETC., SEAMAN AVENUE FROM 218TH STREET TO A POINT 100 FEET SOUTH OF 215TH STREET.

Engineer's estimate of amount of work to be done:

5,300 cubic yards of earth excavation.

800 cubic yards of rock excavation.

875 cubic yards of dry rubble masonry for retaining walls and culverts.

65 cubic yards of Portland cement concrete for foundations.

400 linear feet of guard rail.

1,250 linear feet of new curbstone, furnished and set.

4,740 square feet of new flagstone, furnished and laid.

The time allowed for doing and completing the above work will be sixty (60) working days.

The amount of security required will be $3,000.

No. 6. FOR REGULATING AND PAVING WITH SHEET ASPHALT WITH COMMON BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 162D STREET FROM BROADWAY TO FORT WASHINGTON AVENUE.

Engineer's estimate of amount of work to be done:

1,220 square yards of asphalt pavement, including binder course.

240 cubic yards of Portland cement concrete.

200 linear feet of new bluestone curbstone, furnished and set.

540 linear feet of old bluestone curbstone, redressed, rejointed and reset.

The time allowed for doing and completing the above work will be thirty (30) working days.

The amount of security required will be One Thousand Dollars ($1,000).

No. 7. FOR REGULATING AND PAVING WITH SHEET ASPHALT WITH COMMON BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 163D STREET FROM BROADWAY TO FORT WASHINGTON AVENUE.

Engineer's estimate of amount of work to be done:

1,430 square yards of asphalt pavement, including binder course.

280 cubic yards of Portland cement concrete.

60 linear feet of new bluestone curbstone, furnished and set.

800 linear feet of old bluestone curbstone, redressed, rejointed and reset.

The time allowed for doing and completing the above work will be twenty (20) working days.

The amount of security required will be One Thousand Dollars ($1,000).

No. 8. FOR REGULATING AND PAVING WITH SHEET ASPHALT WITH COMMON BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 164TH STREET FROM BROADWAY TO FORT WASHINGTON AVENUE.

Engineer's estimate of amount of work to be done:

1,620 square yards of asphalt pavement, including binder course.

320 cubic yards of Portland cement concrete.

200 linear feet of new bluestone curbstone, furnished and set.

780 linear feet of old bluestone curbstone, redressed, rejointed and reset.

The time allowed for doing and completing the above work will be thirty (30) working days.

The amount of security required will be $1,500.

No. 9. FOR REGULATING AND PAVING WITH SHEET ASPHALT WITH COMMON BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 168TH STREET FROM BROADWAY TO FORT WASHINGTON AVENUE.

Engineer's estimate of amount of work to be done:

3,375 square yards of asphalt pavement, including binder course.

630 cubic yards of Portland cement concrete.

50 linear feet of new bluestone curbstone, furnished and set.

1,400 linear feet of old bluestone curbstone, redressed, rejointed and reset.

The time allowed for doing and completing the above work will be thirty (30) working days.

The amount of security required will be Three Thousand Dollars ($3,000).

No. 10. FOR REGULATING, GRADING AND PAVING WITH ASPHALT BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF 169TH STREET FROM BROADWAY TO FORT WASHINGTON AVENUE.

Engineer's estimate of amount of work to be done:

2,567 square yards of asphalt block pavement.

500 cubic yards of Portland cement concrete, including mortar bed.

420 linear feet of new bluestone curbstone, furnished and set.

1,120 linear feet of old bluestone curbstone, redressed, rejointed and reset.

The time allowed for doing and completing the above work will be thirty (30) working days.

The amount of security required will be $1,500.

No. 11. FOR WIDENING THE ROADWAY AND REPAVING WITH SHEET ASPHALT WITH CLOSE BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 42D STREET FROM EAST SIDE OF LEXINGTON AVENUE TO EAST SIDE OF EIGHTH AVENUE (EXCEPT BETWEEN BROADWAY AND SEVENTH AVENUE AND SOUTH SIDE FROM FIFTH TO SIXTH AVENUE).

Engineer's estimate of amount of work to be done:

14,450 square yards of asphalt pavement, including binder course, except the railroad area.

1,720 square yards of asphalt pavement, including binder course, in the railroad area (no guarantee).

90 square yards of asphalt pavement, including binder course (not to be bid for but to be paid for at the original price on 5th ave.).

1,010 square yards of old stone blocks to be purchased and removed by the contractor.

3,040 cubic yards of Portland cement concrete.

5,500 linear feet of new bluestone curbstone, to be furnished and set.

1,380 linear feet of old bluestone curbstone, to be redressed, rejointed and reset.

50 linear feet of platform flag to be cut to line.

500 square feet of new cement sidewalk, to be furnished and laid.

500 cubic yards of filling to be furnished.

12 standard sewer heads and covers, complete, for sewer manholes, to be furnished and set.

20 hydrants to be reset.

3 sewer catch-basins to be rebuilt with connections to sewers.

The time allowed for doing and completing the above work will be sixty-five working days.

The amount of security required will be Fifteen Thousand Dollars ($15,000).

No. 12. FOR WIDENING THE ROADWAY AND REPAVING WITH SHEET ASPHALT WITH CLOSE BINDER ON A CONCRETE FOUNDATION THE ROADWAY OF 34TH STREET FROM THE WEST SIDE OF MADISON AVENUE TO THE EAST SIDE OF 8TH AVENUE.

Engineer's estimate of amount of work to be done:

11,650 square yards of asphalt pavement, including binder course, except the railroad area.

1,370 square yards of asphalt pavement, including binder course, in the railroad area (no guarantee).

40 square yards of asphalt pavement, including binder course (not to be bid for but to be paid for at the original price on 5th ave.).

2,460 cubic yards of Portland cement concrete.

4,360 linear feet of new bluestone curbstone, furnished and set.

1,460 linear feet of old bluestone curbstone, redressed, rejointed and reset.

230 linear feet of platform flags to be cut to line.

400 cubic yards of filling to be furnished.

400 square feet of new cement sidewalk, to be furnished and laid.

7 sewer basins, to be rebuilt with connections to sewers.

1 sewer basin, to be built with connection to sewer.

20 hydrants to be reset.

The time allowed for doing and completing the above work will be sixty (60) working days.

The amount of security required will be Twelve Thousand Dollars ($12,000).

No. 13. FOR WIDENING THE ROADWAY AND REPAVING WITH WOOD BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF 42D STREET FROM THE EAST SIDE LEXINGTON AVENUE TO EAST SIDE 8TH AVENUE (EXCEPT BETWEEN BROADWAY AND 7TH AVENUE AND SOUTH SIDE FROM 5TH TO 6TH AVENUES).

Engineer's estimate of amount of work to be done:

14,450 square yards of wood block pavement, including sand cushion, except the railroad area.

1,720 square yards of wood block pavement, including sand cushion, in the railroad area (no guarantee).

90 square yards of asphalt pavement, including binder course (not to be bid for but to be paid for at the original price on 5th ave.).

1,010 square yards of old stone blocks to be purchased and removed by the contractor.

3,040 square yards of Portland cement concrete.

5,500 linear feet of new bluestone curbstone, to be furnished and set.

1,380 linear feet of old bluestone curbstone, to be redressed, rejointed and reset.

50 linear feet of platform flag to be cut to line.

500 square feet of new cement sidewalk, to be furnished and laid.

500 cubic yards of filling to be furnished.

12 standard sewer heads and covers, complete, for sewer manholes, to be furnished and set.

20 hydrants to be reset.

3 sewer catch basins to be rebuilt with connections to sewers.

The time allowed for doing and completing the above work will be sixty-five (65) working days.

The amount of security required will be $15,000.

No. 14. FOR WIDENING THE ROADWAY AND REPAVING WITH WOOD BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF 34TH STREET FROM WEST SIDE OF MADISON AVENUE TO THE EAST SIDE OF 8TH AVENUE.

Engineer's estimate of amount of work to be done:

11,650 square yards of wood block pavement, including sand cushion, except the railroad area.

1,370 square yards of wood block pavement, including sand cushion, in the railroad area (no guarantee).

40 square yards of asphalt pavement, including binder course (not to be bid for but to be paid for at the original price on 5th ave.).

2,460 cubic yards of Portland cement concrete.

4,360 linear feet of new bluestone curbstone, furnished and set.

1,460 linear feet of old bluestone curbstone, redressed, rejointed and reset.

230 linear feet of platform flags to be cut to line.

400 cubic yards of filling to be furnished.

400 square feet of new cement sidewalk, to be furnished and laid.

7 sewer basins to be rebuilt with connections to sewers.

1 sewer basin to be built, with connection to sewer.

20 hydrants to be reset.

The time allowed for doing and completing the above work will be sixty (60) working days.

The amount of security required will be $12,000.

No. 15. FOR REPAIRING SHEET ASPHALT PAVEMENTS IN THE BOROUGH OF MANHATTAN.

Engineer's estimate of amount of work to be done:

150,000 square yards of asphalt pavement, including binder course.

500 cubic yards of Portland cement concrete.

1,000 square yards of old stone pavement to relay.

The time allowed for doing and completing the above work will be from the date of contract as ordered by the Engineer, until the entire work is completed prior to December 31, 1911.

The amount of security required will be $40,000.

No. 16. FOR REPAIRING ASPHALT BLOCK PAVEMENTS IN THE BOROUGH OF MANHATTAN.

Engineer's estimate of amount of work to be done:

20,000 square yards of new asphalt block pavement.

500 square yards of old asphalt block pavement relaid.

600 cubic yards of Portland cement concrete, mixed and laid.

600 cubic yards of mortar bed.

The time allowed for doing and completing the work will be from the date of contract to December 31, 1911; or until all the work called for in this contract shall have been completed.

The amount of security required will be $10,000.

No. 17. FOR FURNISHING AND DELIVERING THIRTY-FIVE HUNDRED (3,500) CUBIC YARDS OF WASHED GRAVEL.

The time for the delivery of the articles, materials and supplies, and the performance of the contract is until December 31, 1911.

Samples of washed gravel must be sent to the Chief Engineer of Highways, Room 1607, 21 Park row, one day before bids are made.

Amount of security required will be $2,800.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per foot, yard or other unit of measure, or article, by which the bids will be tested. The extensions must be made and footed up.

Blank forms and specifications may be had at the office of the Commissioner of Public Works, 13 to 21 Park row, Bureau of Highways, Room 1611, Borough of Manhattan.

GEORGE McANENY, President.

The City of New York, July 20, 1911. jy20,31

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH.

New York, July 19, 1911.

AT A MEETING OF THE BOARD OF Health of the Department of Health, held July 18, 1911, the following resolution was adopted:

Resolved, That section 182 of the Sanitary Code of the Department of Health of The City of New York be and the same is hereby amended so as to read as follows:

Section 182. No cocaine or salts of cocaine, eucain, alpha or beta eucain, either alone or in combination with other substances, or any substance under any other name giving a similar chemical test of cocaine, and no opium or official preparations of opium, and no morphine or salts of morphine, or the derivatives of either or any of them, shall be sold at retail by any person in The City of New York, except upon the written prescription of a physician, duly authorized to practice as such, or other person duly authorized by law to practice medicine and administer drugs, or perform surgery with the use of instruments.

Nothing hereinbefore mentioned, however, shall apply to compounded mixtures containing opium or morphine or their derivatives, the formulas for which are given in the latest Dispensatory or National Formulary, in which said mixtures the maximum dose, as plainly stated on the label of the package as dispensed, does not contain in excess of one-half a grain of powdered opium or the equivalent of its alkaloids; or to preparations for external use only, in the form of liniments, lotions, ointments or oleates.

The last-mentioned preparation shall be labeled "For External Use Only," and marked "Poison."

A true copy.

EUGENE W. SCHEFFER, Secretary.

jy22,29

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING GROCERY SUPPLIES, AS REQUIRED, TO THE WILLARD PARKER, RIVERSIDE AND KINGSTON AVENUE HOSPITALS AND THE HOSPITAL FOR CONTAGIOUS EYE DISEASES, OF THE DEPARTMENT OF HEALTH, IN THE VARIOUS BOROUGHS, CITY OF NEW YORK, BETWEEN JULY 1 AND DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder on each item.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Samples of canned goods will be opened on Wednesday and Thursday, July 26 and 27.

Samples may be seen, and blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING WHITE ASH ANTHRACITE COAL, AS REQUIRED, TO THE VARIOUS OFFICE BUILDINGS, CLINICS, HOSPITALS AND DISINFECTION STATIONS OF THE DEPARTMENT OF HEALTH, IN THE DIFFERENT BOROUGHS OF THE CITY OF NEW YORK, FROM JULY 1 TO DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder for each class, as indicated by the specifications.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING, AS REQUIRED, 30,000 QUARTS OF RAW OR PASTEURIZED MILK AND 200 GROSS TONS OF WHITE ASH ANTHRACITE COAL (STOVE SIZE), TO THE TUBERCULOSIS SANATORIUM, ORANGE COUNTY, NEW YORK, FROM JULY 1 TO DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder for each item.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for the entire contract.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING, AS REQUIRED, MILK, MEAT, BUTTER, CHEESE, EGGS, BREAD, FISH, ICE, GREEN AND DRY GROCERIES, VEGETABLES AND FRUITS TO THE TUBERCULOSIS DAY CAMPS AT THE FOOT OF E. 91ST ST., BOROUGH OF MANHATTAN, AND AT THE FOOT OF N. 2D ST., BOROUGH OF BROOKLYN, OF THE DEPARTMENT OF HEALTH, CITY OF NEW YORK, FROM JULY 1 TO DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder on each class.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Samples of canned goods will be opened Wednesday and Thursday, July 26 and 27.

Samples may be seen, and blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING, AS REQUIRED, 30,000 QUARTS OF RAW OR PASTEURIZED MILK AND 200 GROSS TONS OF WHITE ASH ANTHRACITE COAL (STOVE SIZE), TO THE TUBERCULOSIS SANATORIUM, ORANGE COUNTY, NEW YORK, FROM JULY 1 TO DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder for each item.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for the entire contract.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

TUESDAY, AUGUST 1, 1911.

FOR FURNISHING AND DELIVERING, AS REQUIRED, MILK, MEAT, BUTTER, CHEESE, EGGS, BREAD, FISH, ICE, GREEN AND DRY GROCERIES, VEGETABLES AND FRUITS TO THE TUBERCULOSIS DAY CAMPS AT THE FOOT OF E. 91ST ST., BOROUGH OF MANHATTAN, AND AT THE FOOT OF N. 2D ST., BOROUGH OF BROOKLYN, OF THE DEPARTMENT OF HEALTH, CITY OF NEW YORK, FROM JULY 1 TO DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder on each class.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Samples of canned goods will be opened Wednesday and Thursday, July 26 and 27.

Samples may be seen, and blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNEST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 20, 1911. jy20,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

MONDAY, JULY 31, 1911.

FOR FURNISHING AND DELIVERING 125 TONS NO. 1 TIMOTHY HAY TO THE ANTITOXIN STABLE AND THE TUBERCULOSIS SANITORIUM AT OTISVILLE, ORANGE COUNTY, NEW YORK, DURING THE YEAR 1911.

Contract will be awarded to the lowest bidder for the entire contract.

The time for the delivery of the supplies and the performance of the contract is during the year 1911. The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for the entire contract.

Bids must be submitted in duplicate, each in a separate envelope.

No bid will be accepted unless this provision is complied with.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 18, 1911. jy19,31

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER 55TH ST. AND 6TH AVE., BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m., on

FRIDAY, JULY 28, 1911.

FOR FURNISHING AND DELIVERING FRESH FRUIT AND VEGETABLES, AS REQUIRED, TO THE WILLARD PARKER, RIVERSIDE AND KINGSTON AVENUE HOSPITALS OF THE DEPARTMENT OF HEALTH, IN THE VARIOUS BOROUGHS, CITY OF NEW YORK, BETWEEN JULY 1 AND DECEMBER 31, 1911.

Contract will be awarded to the lowest bidder for the item or class as indicated by the specifications.

The time for the delivery of the supplies and the performance of the contract is from July 1 to December 31, 1911.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids must be submitted in duplicate, each in a separate envelope. No bid will be accepted unless this provision is complied with.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of 55th st. and 6th ave., Borough of Manhattan.

ERNST J. LEDERLE, Ph.D., President; ALVAH H. DOTY, M.D., RHINELANDER WALDO, Board of Health.

Dated July 17, 1911. jy17,28

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

BOARD MEETINGS.

Board of Aldermen.

The Board of Aldermen meets in the Aldermanic Chamber, City Hall, every Tuesday, at 1.30 o'clock p. m.

P. J. SCULLY, City Clerk and Clerk to the Board of Aldermen.

Board of Estimate and Apportionment.

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Thursday, at 10.30 o'clock a. m.

JOSEPH HAAG, Secretary.

Commissioners of Sinking Fund.

The Commissioners of the Sinking Fund meet in the Meeting Room (Room 16), City Hall, on Wednesdays, at 11 a. m., at call of the Mayor.

HENRY J. WALSH, Deputy Chamberlain, Secretary.

Board of Revision of Assessments.

The Board of Revision of Assessments meets in the Meeting Room (Room 16), City Hall, every Friday, at 11 a. m., upon notice of the Chief Clerk.

JOHN KORB, JR., Chief Clerk.

Board of City Record.

The Board of City Record meets in the City Hall, at call of the Mayor.

DAVID FERGUSON, Supervisor, Secretary.

BOARD OF WATER SUPPLY.

SEALED BIDS WILL BE RECEIVED BY the Board of Water Supply, at its offices, seventh floor, 165 Broadway, New York, until 11 a. m., on

THURSDAY, AUGUST 3, 1911,

for

CONTRACT 107

FOR FURNISHING AND DELIVERING CERTAIN APPARATUS AND MATERIALS AT DESIGNATED LOCALITIES AND FURNISHING, DELIVERING AND INSTALLING CERTAIN OTHER APPARATUS AND MATERIALS IN VARIOUS STRUCTURES ALONG CATSKILL AQUEDUCT, IN ULSTER AND PUTNAM COUNTIES, AND IN THE BOROUGH OF BROOKLYN, CITY OF NEW YORK, NEW YORK.

The apparatus and materials consist of 233 6-inch to 54-inch gate valves, 2 40-inch blow-off valves, 2 hydraulic cylinders for 40-inch blow-off valves, 4 hydraulic cylinders for 54-inch gate valves, bronze and cast iron piping and miscellaneous appurtenances.

A statement of the quantities of the various classes of work and further information are given in the Information for Bidders, forming part of the contract. At the above place and time bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board as soon thereafter as practicable. The Board reserves the right to reject any and all bids.

Two or more bonds, the aggregate amount of which shall be Seventy Thousand Dollars ($70,000), will be required for the faithful performance of the contract.

No bid will be received and deposited unless accompanied by a certified check upon a National or State bank, drawn to the order of the Comptroller of The City of New York to the amount of Three Thousand Dollars ($3,000).

Time allowed for the completion of the work is until December 31, 1912.

Pamphlets containing information for bidders, forms of proposal and contract, specifications, etc., and pamphlets of contract drawings can be obtained at the above address, upon application in person or by mail, by depositing the sum of Ten Dollars ($10) in currency, or check drawn to the order of the Board of Water Supply, for each pamphlet, or Twenty Dollars ($20) for each set. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty days from the date on which bids are to be opened.

CHARLES STRAUSS, President; CHARLES N. CHADWICK, JOHN F. GALVIN, Commissioners of the Board of Water Supply.

JOSEPH P. MORRISSEY, Secretary. jy15,a3

☞See General Instructions to Bidders on the last page, last column, of the "City Record," so far as applicable hereto and not otherwise provided for.

CATSKILL AQUEDUCT.

SEALED BIDS WILL BE RECEIVED BY the Board of Water Supply, at its office, seventh floor, 165 Broadway, New York, until 11 a. m., on

TUESDAY, AUGUST 1, 1911,

for

CONTRACT 87.

FOR THE CONSTRUCTION OF THE BROOKLYN CONDUIT, A PORTION OF THE CITY PIPE LINES OF CATSKILL AQUEDUCT, IN THE CITY AQUEDUCT DEPARTMENT, AND EXTENDING FROM THE JUNCTION OF FLATBUSH AVE. AND SCHERMERHORN ST., IN THE BOROUGH OF BROOKLYN, ALONG 3D AVE., BALTIC ST., PARK PLACE, 6TH AVE., 24TH ST. AND 5TH AVE. TO 36TH ST.

The work to be done includes the furnishing and laying of about 17,200 feet of 66-inch steel pipe, a 66-inch Venturi meter, valves and other appurtenances, together with maintenance for one year.

An approximate statement of the quantities of the various classes of work and further information are given in the Information for Bidders, forming part of the contract. At the above place and time bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board as soon thereafter as practicable. The Board reserves the right to reject any and all bids.

Two or more bonds, the aggregate amount of which shall be Two Hundred Thousand Dollars ($200,000) will be required for the faithful performance of the contract.

No bid will be received and deposited unless accompanied by a certified check upon a National or State bank, drawn to the order of the Comptroller of The City of New York to the amount of Fifteen Thousand Dollars ($15,000).

Time allowed for the completion of the work, except maintenance, is eleven months from the service of notice by the Board to begin work.

Pamphlets containing information for bidders, forms of proposal and contract, specifications, etc., and pamphlets of contract drawings can be obtained at the above address, upon application in person or by mail, by depositing the sum of Ten Dollars ($10) in currency, or check drawn to the order of the Board of Water Supply, for each pamphlet, or Twenty Dollars ($20) for each set. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty days from the date on which bids are to be opened.

CHARLES STRAUSS, President; CHARLES N. CHADWICK, JOHN F. GALVIN, Commissioners of the Board of Water Supply.

JOSEPH P. MORRISSEY, Secretary. jy14,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record," so far as applicable hereto and not otherwise provided for.

SEALED BIDS WILL BE RECEIVED BY the Board of Water Supply, at its offices, seventh floor, 165 Broadway, New York, until 11 a. m., on

TUESDAY, AUGUST 1, 1911,

for

CONTRACT Y.

FOR FURNISHING AND DELIVERING ANY OR ALL OF THE FOLLOWING CLASSES OF SUPPLIES:

CLASS BC—STATIONERY AND PRINTED FORMS.

CLASS D — MISCELLANEOUS HARDWARE.

CLASS O—ENGINEERING SUPPLIES.

The quantities of the various classes of supplies and further information are given in the Information for Bidders, forming part of the contract. At the above place and time bids will be publicly opened and read. The award of the contracts, if awarded, will be made by the Board as soon thereafter as practicable. The Board reserves the right to reject any and all bids.

A bond in the sum of thirty-five per cent. (35%) of the total amount of the contract will be required for the faithful performance of each contract.

No bid will be received and deposited unless accompanied by a certified check upon a National or State bank, drawn to the order of the Comptroller of The City of New York, to the amount of Two Hundred Dollars ($200) for each class bid upon.

Time allowed for furnishing and delivering the supplies is 9 months from the service of notice by the Board to begin deliveries. Pamphlets containing information for bidders, forms of proposal and contract, specifications, etc., can be obtained at the above address, upon application in person or by mail, by depositing the sum of Five Dollars ($5) in currency, or check drawn to the order of the Board of Water Supply, for each pamphlet. This deposit will be refunded upon the return of the pamphlets in acceptable condition, within thirty days from the date on which bids are to be opened.

CHARLES STRAUSS, President; CHARLES N. CHADWICK, JOHN F. GALVIN, Commissioners of the Board of Water Supply.

JOSEPH P. MORRISSEY, Secretary. jy13,a1

☞See General Instructions to Bidders on the last page, last column, of the "City Record," so far as applicable hereto and not otherwise provided for.

DEPARTMENT OF PARKS.

AUCTION SALE.

THE DEPARTMENT OF PARKS, BOROUGHS of Manhattan and Richmond, will sell at public auction, at the Fiss, Doerr & Carroll Horse Company Stables, 147-153 E. 24th st., on

MONDAY, JULY 31, 1911,

at 12 o'clock noon,

1 PAIR OF BAY MARES, 16 HANDS EACH.

TERMS OF SALE.

The purchase money to be paid in cash or certified check at time of sale.

The horses will be required to be removed immediately after the sale.

CHAS. B. STOVER, Commissioner of Parks, Boroughs of Manhattan and Richmond.

New York, July 19, 1911. jy22,a3

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m., on

THURSDAY, AUGUST 3, 1911,

Borough of Manhattan.

FOR FURNISHING AND DELIVERING FORAGE FOR PARKS.

The time allowed for the completion of the contract is as required before December 31, 1911.

The amount of the security required is Five Thousand Dollars.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Arsenal, Central Park, New York City.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy22,a3

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m. on

THURSDAY, AUGUST 3, 1911.

FOR CONSTRUCTING CINDER AND GRAVEL WALKS, CONSTRUCTING DRY RUBBLE SEA WALL AND FURNISHING AND ERECTING PIPE RAIL FENCE, IN RAINEY PARK, LONG ISLAND CITY, BOROUGH OF QUEENS.

The time allowed for the completion of this contract will be ninety (90) days.

The amount of the security required is eight thousand dollars ($8,000).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Boroughs of Brooklyn and Queens, Litchfield Mansion, Prospect Park West and 5th st., Prospect Park, Brooklyn.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy22,a3

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m., on

THURSDAY, JULY 27, 1911,

Borough of The Bronx.

FOR FURNISHING AND DELIVERING TWO HUNDRED THIRTY (230) GROSS TONS EGG COAL (NO. 2, 1911) FOR PARKS, BOROUGH OF THE BRONX.

The time for the completion of the contract is as required before December 20, 1911.

The amount of security required is Seven Hundred Dollars ($700).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Bids must be submitted in duplicate.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Borough of The Bronx.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy17,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m., on

THURSDAY, JULY 27, 1911,

Borough of The Bronx.

FOR FURNISHING AND DELIVERING FORAGE (NO. 2, 1911) FOR PARKS, BOROUGH OF THE BRONX.

The time for the completion of the contract is as required before December 31, 1911.

The amount of security required is Six Hundred Dollars ($600).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Bids must be submitted in duplicate.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Borough of The Bronx.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy17,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m., on

THURSDAY, JULY 27, 1911,

Borough of The Bronx.

FOR FURNISHING AND DELIVERING ONE (1) AUTOMOBILE FOR PARKS, BOROUGH OF THE BRONX.

The time allowed for the completion of the contract is thirty (30) days.

The amount of the security required is One Thousand Dollars.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Bids must be submitted in duplicate.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Borough of The Bronx.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy17,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., BOROUGH OF MANHATTAN, 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 3 o'clock p. m. on

THURSDAY, JULY 27, 1911,

Borough of Brooklyn.

FOR FURNISHING AND DELIVERING ONE THOUSAND (1,000) BARRELS OF EMULSIFYING ROAD SPRINKLING OIL AT PROSPECT PARK AND THE GRAVEL PIT, OCEAN PARKWAY NEAR AVENUE P, BOROUGH OF BROOKLYN; ALSO TWENTY THOUSAND (20,000) GALLONS OF ASPHALT ROAD OIL DELIVERED IN TANK CARS AT NEAREST RAILROAD DEPOT.

The time allowed for the completion of this contract will be sixty days.

The amount of security required is Two Thousand Five Hundred Dollars ($2.500).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Boroughs of Brooklyn and Queens, Litchfield Mansion, Prospect Park West and 5th st., Prospect Park, Brooklyn.

CHARLES B. STOVER, President; THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy15, 27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., 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 3 o'clock p. m., on

THURSDAY, JULY 27, 1911,

Borough of The Bronx.

FOR FURNISHING ALL THE LABOR AND MATERIALS FOR THE ERECTION AND COMPLETION OF A SHELTER AND COMFORT STATION IN MACOMBS DAM PARK, IN THE CITY OF NEW YORK.

The time allowed to complete the work will be ninety (90) days.

The amount of security required is Five Thousand Dollars ($5,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, The Bronx.

CHARLES B. STOVER, President: THOMAS J. HIGGINS, MICHAEL J. KENNEDY, Commissioners of Parks. jy15,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, 5TH AVE. AND 64TH ST., 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 3 o'clock p. m., on

THURSDAY, JULY 27, 1911,

Borough of The Bronx.

FOR RECONSTRUCTING THE SHELTER BUILDING IN FRANZ SIGEL PARK, IN THE BOROUGH OF THE BRONX, IN THE CITY OF NEW YORK.

The time allowed for the completion of this contract is sixty (60) calendar days.

The amount of security required is Two Thousand Dollars ($2,000).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Bronx.

CHARLES B. STOVER, President: THOMAS J. HIGGINS. MICHAEL J. KENNEDY, Commissioners of Parks. jy15,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF E. 26TH ST., NEW YORK.

BOROUGHS OF BROOKLYN AND QUEENS.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m., on

THURSDAY, AUGUST 3, 1911.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR INTERIOR HALL AND CEILING DECORATION, TOGETHER WITH ALL WORK INCIDENTAL THERETO, IN THE NURSES' HOME AND TRAINING SCHOOL AT THE KINGS COUNTY HOSPITAL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

The time allowed for doing and completing the work will be seventy-five (75) consecutive working days.

The security required will be Four Thousand Dollars ($4,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire for a complete job.

Blank forms and further information may be obtained at the office of Frank J. Helmle, Architect, 190 Montague st., Borough of Brooklyn, The City of New York, where plans and specifications may be seen.

MICHAEL J. DRUMMOND, Commissioner.

Dated July 21, 1911. jy22,a3

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF E. 26TH ST., NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m., on

WEDNESDAY, AUGUST 2, 1911.

FOR FURNISHING ALL LABOR AND MATERIALS NECESSARY OR REQUIRED FOR CERTAIN EXCAVATION, MASONRY, STEEL AND IRON WORK, PAINTING, PLUMBING WORK, POWER WORK AND MACHINERY, REFRIGERATING WORK, ELECTRIC WORK, AND ALL OTHER WORK FOR THE COMPLETION OF AN ADMINISTRATON BUILDING, A SURGICAL PAVILION, A STORAGE KITCHEN AND DINING HALL BUILDING, A SERVICE TUNNEL AND COVERED CORRIDOR CONNECTING BUILDINGS AND A POWER HOUSE, AMBULANCE AND LAUNDRY BUILDING, AND ALSO THE POWER WORK AND MACHINERY, AND THE LIKE, FOR SIX WARD PAVILIONS (NOW UNDER CONTRACT) FOR THE SEA VIEW HOSPITAL, SITUATED ON THE PROPERTY OF THE DEPARTMENT OF PUBLIC CHARITIES, BOROUGH OF RICHMOND, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is three hundred (300) consecutive calendar days.

The surety required will be One Hundred and Fifty Thousand Dollars ($150,000).

The bidder will state one aggregate price for the whole work described and specified. The bidder shall also bid for the additions or deductions set forth on bid sheet. The award shall be based on the work, together with the alternates, plus the total of the sums of the unit prices for the estimated amount to the extent of the funds available. The time shall not be increased because of the additions or deductions.

Blank forms and further information may be obtained at the office of Raymond F. Almirall, Architect, 185 Madison ave., Borough of Manhattan, The City of New York, where plans and specifications may be seen.

MICHAEL J. DRUMMOND, Commissioner.

Dated July 15, 1911. jy21,a2

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF E. 26T ST., NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

FRIDAY, JULY 28, 1911,

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSTALLATION OF TWO NEW BOILERS AND ACCESSORIES IN THE POWER HOUSE, METROPOLITAN HOSPITAL DISTRICT, BLACKWELLS ISLAND, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the work and full performance of the contract is ninety (90) consecutive working days. The surety required will be Six Thousand Dollars ($6,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire for a complete job.

Blank forms and further information may be obtained at the office of the Supervising Engineer of the Department, foot of E. 26th st., The City of New York, where plans and specifications may be seen.

MICHAEL J. DRUMMOND, Commissioner.

Dated July 17, 1911. jy18,28

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF E. 26TH ST., NEW YORK.

BOROUGHS OF BROOKLYN AND QUEENS.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m., on

THURSDAY, JULY 27, 1911,

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ALTERATIONS AND ADDITIONS TO THE PRESENT REFRIGERATING PLANT AT THE KINGS COUNTY HOSPITAL, BOROUGH OF BROOKLYN.

The time allowed for doing and completing the work will be ninety (90) consecutive working days.

The security required will be Four Thousand Dollars ($4,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire for a complete job.

Blank forms and further information may be obtained at the office of Frank J. Helmle, Architect, 190 Montague st., Borough of Brooklyn, The City of New York, where plans and specifications may be seen.

MICHAEL J. DRUMMOND, Commissioner.

Dated July 12, 1911. jy15,27

☞See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRIGHTON, NEW YORK CITY.

SEALED 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, AUGUST 8, 1911,

Borough of Richmond.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REGULATING AND REPAVING WITH WOOD BLOCK PAVEMENT ON CONCRETE FOUNDATION THAT PORTION OF RICHMOND TERRACE BETWEEN THE CURBS AND THE OUTER RAILS OF CAR TRACKS, FROM LAFAYETTE AVE. TO HARBOR ROAD, 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:

2,900 square yards of wood block pavement, including sand bed, for the maintenance of which the Railroad Company is responsible.

9,730 square yards of wood block pavement, including sand bed, with five (5) years' maintenance.

2,250 cubic yards of concrete foundation.

150 linear feet of new 5-inch by 20-inch bluestone curbstone, furnished and set.

10,000 linear feet of old curbstone, reset on concrete foundation.

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 Eighteen Thousand Dollars ($18,000).

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, can be obtained upon application therefor at the office of the Engineer. The plans and the contract, including the specifications, in the form approved by the Corporation Counsel, may be seen and other information obtained at the office of the Engineer of the Borough of Richmond, Borough Hall, St. George, S. I.

GEORGE CROMWELL, President.

The City of New York, July 24, 1911.

jy27,a8

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRIGHTON, NEW YORK CITY.

SEALED 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, AUGUST 1, 1911,

Borough of Richmond,

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING SEVENTY-FIVE THOUSAND GALLONS OF MACADAM ROAD BINDER WITH ASPHALT AS BASE.

The time for the completion of the work and the full performance of the contract is November 15, 1911.

The amount of security required is Eighteen Hundred Dollars ($1,800).

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 Counsel, 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.

jy20,a1

☞**See General Instructions to Bidders on the last page, last column, of the "City Record."**

SUPREME COURT—FIRST DEPARTMENT.

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 EDEN AVENUE (although not yet named by proper authority), from East One Hunderd and Seventy-second street to East One Hundred and Seventy-fourth street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional 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, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 9th day of August, 1911, at 10.30 o'clock in 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 depostied in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 27, 1911.

GEORGE W. KEARNEY, CHARLES P. STORRS, TIMOTHY E. COHALAN, Commissioners of Estimate; TIMOTHY E. COHALAN, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy27,a7

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 WEST ONE HUNDRED AND THIRTY-FIFTH STREET (although not yet named by proper authority), between Twelfth avenue and the Hudson River, in the Twelfth Ward, Borough of Manhattan, City of New York.

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, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 10th day of August, 1911, at 10.30 o'clock in 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 New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 27, 1911.

GEORGE W. SIMPSON, JAMES M. VINCENT, Commissioners of Estimate; JAMES M. VINCENT, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy27,a7

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, to the lands, tenements and hereditaments required for the opening and extending of the NEW STREET located between Broome and Spring streets and extending from the Bowery to Elm street, as laid out by a resolution of the Board of Estimate and Apportionment on May 29, 1903, and approved by the Mayor on June 17, 1903, in the Fourteenth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, from March 31, 1911, up to and including June 7, 1911, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 10th day of August, 1911, at 10.30 o'clock in 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 New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 27, 1911.

ERNEST L. CRANDALL, NATHAN FERNBACHER, WILLIAM J. CARROLL, Commissioners of Estimate and Assessment.

JOEL J. SQUIER, Clerk. jy27,a7

FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the westerly side of HAMILTON PLACE, between One Hundred and Fortieth and One Hundred and Forty-first streets, in the Borough of Manhattan, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT, BY AN order of the Supreme Court of the State of New York, bearing date the 21st day of July, 1911, and filed and entered in the office of the Clerk of the County of New York on the same day, Benno Lewinson was appointed a Commissioner of Estimate and Appraisal in the above-entitled proceeding in the place and stead of Henry Kropf, deceased.

Notice is further given, pursuant to the statutes in such case made and provided, that the said Benno Lewinson will attend at a Special Term of the Supreme Court, to be held in Part II. thereof, in the County Court House, in the Borough of Manhattan, City of New York, on the 4th day of August, 1911, at 11 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person having an interest in said proceeding, as to his qualifications to act as a Commissioner of Estimate and Appraisal in said proceeding.

Dated New York, July 22, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy25,a4

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 FAILE STREET (although not yet named by proper authority), from Garrison avenue to a point about 183 feet north of Whitlock avenue, in the Twenty-third Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE final supplemental and amended reports of the Commissioners of Estimate and of the Commissioner of Assessment in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 31st day of July, 1911, at 10.30 oclock in forenoon of that day; and that the said final supplemental and amended reports have been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, July 24, 1911.

MICHAEL J. EGAN, STANISLAUS J. VANECEK, Commissioners of Estimate; MICHAEL J. EGAN, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy24,28

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 GLEBE AVENUE, from Westchester avenue to Overing avenue; LYON AVENUE, from Zerega avenue to Castle Hill avenue; FRISBY AVENUE, from Zerega avenue to West Farms road; TRATMAN AVENUE, from Zerega avenue to Benson avenue, all of which are in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional 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, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 7th day of August, 1911, at 10.30 oclock in 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 New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 24, 1911.

ROBT. H. BERGMAN, TIMOTHY F. DRISCOLL, TIMOTHY E. COHALAN, Commissioners of Estimate; ROBT. H. BERGMAN, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy24,a3

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 WATERBURY AVENUE, from Westchester avenue to Zerega avenue; of NEWBOLD AVENUE, from Virginia avenue to Zerega avenue; of ELLIS AVENUE, from Virginia avenue to Zerega avenue; of POWELL AVENUE, from Virginia avenue to Zerega avenue, and of GLEASON AVENUE, from Metcalf avenue to Zerega 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 of the State of New York, First Department, bearing date the 5th day of July, 1911, and duly entered and filed in the office of the Clerk of the County of New York on the 7th day of July, 1911, Ernest Hall, Franz Marquardt and John J. Mackin were appointed Commissioners of Estimate in the above-entitled proceeding, and that in and by the said order Ernest Hall was appointed the Commissioner of Assessment.

Notice is further given that, pursuant to the statute in such cases made and provided, the said Ernest Hall, Franz Marquardt and John J. Mackin will attend at a Special Term of said Court, to be held at Part II. thereof, at the County Court House, in the Borough of Manhattan, in The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day or as soon thereafter as counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel, or any other person having an interest in the said proceeding, as to their qualifications to act as such Commissioners in the above-entitled proceeding.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, corner of Chambers and Centre streets, Borough of Manhattan, City of New York. jy17,27

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 GRAND AVENUE, from Burnside avenue to Fordham road; of WEST ONE HUNDRED AND EIGHTIETH STREET, from Aqueduct Avenue East to Davidson avenue, and of AQUEDUCT AVENUE EAST, from West One Hundred and Eightieth street to West One Hundred and Eighty-fourth street, 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 of the State of New York, First Department, bearing date the 5th day of July, 1911, and duly entered and filed in the office of the Clerk of the County of New York on the 7th day of July, 1911, Ernest Hall, Dr. James W. O'Brien and W. Russell Osborn were appointed Commissioners of Estimate in the above-entitled proceeding, and that in and by the said order Ernest Hall was appointed the Commissioner of Assessment.

Notice is further given that, pursuant to the statute in such cases made and provided, the said Ernest Hall, Dr. James W. O'Brien and W. Russell Osborn will attend at a Special Term of said Court, to be held at Part II. thereof, at the County Court House, in the Borough of Manhattan, in The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel, or any other person having an interest in the said proceeding, as to their qualifications to act as such Commissioners in the above-entitled proceeding.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, corner of Chambers and Centre streets, Borough of Manhattan, City of New York. jy17,27

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 WADSWORTH TERRACE, from West One Hundred and Eighty-eighth street to Fairview avenue; of BROADWAY TERRACE, from West One Hundred and Ninety-third street to Fairview avenue; of WEST ONE HUNDRED AND EIGHTY-EIGHTH STREET, from Wadsworth avenue to Wadsworth Terrace; of WEST ONE HUNDRED AND NINETIETH STREET, from Wadsworth avenue to Wadsworth terrace; and of WEST ONE HUNDRED AND NINETY-THIRD STREET, from Broadway to Broadway terrace, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN TO ALL PERsons interested in the above-entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned, Commissioners of Estimate, have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 7th day of August, 1911, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 7th day of September, 1911, at 11 o'clock a. m.

Second—That the undersigned, Commissioner of Assessment, has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with him at his office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 7th day of August, 1911, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 8th day of September, 1911, at 11 o'clock a. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 25th day of February, 1910, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of Manhattan, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the prolongation of a line distant 100 feet northerly from and parallel with the northerly line of West One Hundred and Ninety-third street as this street is laid out adjoining Broadway, the said distance being measured at right angles to West One Hundred and Ninety-third street, distant 100 feet westerly from the westerly line of Broadway, and running thence eastwardly along the said line parallel with West One Hundred and Ninety-third street, and along the prolongations of the said line, to the intersection with the prolongation of a line distant 100 feet easterly from and parallel with the easterly line of Broadway terrace, the said distance being measured at right angles to Broadway terrace; thence southwardly along the said line parallel with Broadway terrace and along the prolongation of the said line to the intersection with the prolongation of a line distant 100 feet northerly from and parallel with the northerly line of Fairview avenue as this street is laid out in the tangent adjoining Wadsworth terrace, the said distance being measured at right angles to Fairview avenue; thence eastwardly along the said line parallel with Fairview avenue and along the prolongation of the said line to the intersection with a line at right angles to Fairview avenue and passing through a point on its southerly side distant 100 feet easterly from its intersection with the southeasterly line of Wadsworth terrace; thence southwardly along the said line at right angles to Fairview avenue to a point distant 100 feet southerly from its southerly side; thence generally southwestwardly and always distant 100 feet southeasterly from and parallel with the southeasterly line of Wadsworth terrace to the intersection with a line distant 100 feet northerly from and parallel with the northerly line of West One Hundred and Ninetieth street as this street is laid out where it adjoins Wadsworth terrace, the said distance being measured at right angles to West One Hundred and Ninetieth street; thence eastwardly along the said line parallel with West One Hundred and Ninetieth street and along the prolongation of the said line to a point distant 100 feet easterly from the easterly line of Wadsworth avenue; thence southwardly and parallel with Wadsworth avenue to the intersection with a line midway between West One Hundred and Ninety-ninth street and West One Hundred and Ninetieth street; thence westwardly along the said line midway between West One Hundred and Eighty-ninth street and West One Hundred and Ninetieth street and along the prolongation of the said line to the intersection with the centre line of Wadsworth avenue; thence southwardly along the centre line of Wadsworth avenue to the intersection with the prolongation of a line distant 100 feet southerly from and parallel with the southerly line of West One Hundred and Ninetieth street as this street is laid out adjoining Wadsworth terrace, the said distance being measured at right angles to West One Hundred and Ninetieth street; thence westwardly along the said line parallel with West One Hundred and Ninetieth street to a point distant 100 feet easterly from the easterly line of Wadsworth terrace; thence southwardly and parallel with Wadsworth terrace to the intersection with the prolongation of a line midway between West One Hundred and Eighty-eighth street and West One Hundred and Eighty-ninth street; thence eastwardly along the said line midway between West One Hundred and Eighty-eighth street and West One Hundred and Eighty-ninth street, and along the prolongation of the said line to a point distant 100 feet easterly from the easterly line of Wadsworth avenue; thence southwardly and parallel with Wadsworth avenue to the intersection with a line midway between West One Hundred and Eighty-seventh street and West One Hundred and Eighty-eighth street; thence westwardly along the said line midway between West One Hundred and Eighty-seventh and West One Hundred and Eighty-eighth streets, and along the prolongation of the said line to the intersection with the prolongation of a line distant 100 feet westerly from and parallel with the westerly line of Wadsworth terrace as this street is laid out at West One Hundred and Eighty-eighth street, the said distance being measured at right angles to Wadsworth terrace; thence northwardly along the said line parallel with Wadsworth terrace and along the prolongation of the said line to a point distant 100 feet southerly from the southerly line of Fairview avenue, the said distance being measured at right angles to Fairview avenue; thence westwardly and always distant 100 feet southerly from and parallel with the southerly line of Fairview avenue to the intersection with the prolongation of a line midway between Broadway and Broadway terrace; thence northwardly along the said line midway between Broadway and Broadway terrace and along the prolongation of the said line to a point distant 100 feet southerly from the southerly line of West One Hundred and Ninety-third street; thence westwardly and parallel with West One Hundred and Ninety-third street and the prolongation thereof to the intersection with a line parallel with Broadway and passing through the point of beginning; thence northwardly along the said line parallel with Broadway to the point or place of beginning.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment 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 8th day of August, 1911.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to

awards and as to assessments for benefit 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, in The City of New York, on the 20th day of October, 1911, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to Sections 981 and 984 of the Greater New York Charter, as amended by Chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, July 11, 1911.

CHARLES J. LESLIE, Chairman; JOHN C. FITZGERALD, MICHAEL J. QUIGG, Commissioners of Estimate; CHARLES J. LESLIE, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy17,a2

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 EAST ONE HUNDRED AND SEVENTY-SEVENTH STREET or WYATT STREET (although not yet named by proper authority), from Tremont avenue to Morris Park avenue, and BRONX PARK AVENUE (Berrian street), from Tremont avenue to Morris Park avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN TO ALL PERsons interested in the above-entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others to whom it may concern, to wit:

First—That the undersigned, Commissioners of Estimate, have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 3d day of August, 1911, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 7th day of September, 1911, at 2 o'clock p. m.

Second—That the undersigned, Commissioner of Assessment, has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with him at his office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 3d day of August, 1911, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 8th day of September, 1911, at 2 o'clock p. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 22d day of November, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of The Bronx, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at the intersection of a line distant 100 feet southerly from and parallel with the southerly line of East One Hundred and Seventy-seventh street, the said distance being measured at right angles to the line of East One Hundred and Seventy-seventh street, with a line distant 200 feet westerly from and parallel with the westerly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue, and running thence northwardly and parallel with Bronx Park avenue to a point midway between the intersection with the northerly line of East One Hundred and Seventy-seventh street and with the northerly line of Wyatt street; thence westwardly and parallel with Wyatt street to the easterly line of Devoe avenue; thence northwardly along the easterly line of Devoe avenue to a point distant 100 feet north of the northerly line of Wyatt street; thence eastwardly and parallel with Wyatt street 200 feet; thence northwardly and eastwardly and always distant 200 feet westerly and northerly from the westerly and northerly line of Bronx Park avenue to the intersection with the westerly line of Morris Park avenue; thence across Morris Park avenue to a point on its easterly side midway between Melville street and Taylor street; thence southeastwardly at right angles to the line of Morris Park avenue 100 feet; thence southwestwardly at right angles to the line of Melville street 250 feet; thence northwestwardly and parallel with Melville street to the intersection with the easterly side of Morris Park avenue; thence across Morris Park avenue to a point on its westerly side, where the same meets a line distant 200 feet southerly from the southerly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue; thence westwardly and southwardly along a line distant 200 feet southerly and easterly from and parallel with the southerly and easterly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue, to the intersection with a line midway between Wyatt street and East One Hundred and Seventy-eighth street; thence eastwardly and parallel with Wyatt street to the intersection with the centre line of the land of the New York, New Haven and Hartford Railroad Company; thence westwardly along the said centre line of the land of the New York, New Haven and Hartford Railroad Company to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of Wyatt street, the said distance being measured at right angles to the line of Wyatt street; thence westwardly and along the said line distant 100 feet southerly from the southerly line of Wyatt street, and along the prolongation of the said line, to the intersection with a line distant 200 feet easterly from the easterly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue; thence southwardly and parallel with the line of Bronx Park avenue to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of East One Hundred and Seventy-seventh street, the said distance being measured at right angles to the line of East One Hundred and Seventy-seventh street; and thence westwardly and parallel with East One Hundred and Seventy-seventh street to the point or place of beginning.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment 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 3d day of August, 1911.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit 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, in The City of New York, on the 27th day of October, 1911, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to Sections 981 and 984 of the Greater New York Charter, as amended by Chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, July 7, 1911.

FRANK A. SPENCER, Jr., Chairman; ANDREW J. CARSON, THOMAS J. FORD, Commissioners of Estimate; FRANK A. SPENCER, Jr., Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy14,31

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, for the same purpose in fee, to the land, tenements and hereditaments required for the opening and extending of JEFFERSON STREET (although not yet named by proper authority), from Liberty avenue to Tysen avenue, in the Fourth Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN TO ALL PERsons interested in the above-entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned, Commissioners of Estimate, have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 17th day of August, 1911, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 16th day of September, 1911, at 10 o'clock a. m.

Second—That the undersigned, Commissioner of Assessment, has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with him at his office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 17th day of August, 1911, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 16th day of September, 1911, at 11.15 o'clock a. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 6th day of December, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of Richmond, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Bounded on the north by a line midway between Tysen avenue and Delaware avenue; on the east by a line bisecting the angle formed between the easterly side of Jefferson street and the westerly side of the first unnamed street east of Jefferson street; on the south by a line distant 100 feet southerly from and parallel with the southerly line of Liberty avenue, and on the west by a line midway between Jefferson street and the first unnamed street west of Jefferson street and by the prolongation of the said line.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment 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 18th day of August, 1911.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit herein will be presented for confirmation 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 20th day of October, 1911, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to Sections 981 and 984 of the Greater New York Charter, as amended by Chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, July 22, 1911.

SIDNEY F. RAWSON, JOHN CROAK, JAMES McBRIEN, Commissioners of Estimate; SIDNEY F. RAWSON, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy27,a12

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, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of TARGEE STREET, from Broad street to the junction of Fingerboard road and Richmond road, in the Second and Fourth Wards, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, up to and including July 19, 1911, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held for the hearing of motions, at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 11th day of August, 1911, at 10.30 o'clock in 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 Richmond, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 27, 1911.

FRANK C. MEBANE, FRANK H. CURRY, HORATIO J. SHARRETT, Commissioners of Estimate; FRANK C. MEBANE, Commissioner of Assessment.

JOEL J. SQUIER, Clerk. jy27,a7

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 ELEVENTH AVENUE (Albert street) [although not yet named by proper authority], from Jackson avenue to Flushing avenue, in the First Ward, Borough of Queens, in The City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional 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, Second Department, at a Special Term thereof, to be held for the hearing of motions, at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 8th day of August, 1911, at 10.30 o'clock in 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 New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, July 24, 1911.

WM. S. COGSWELL, LEANDER B. FABER, ADAM BAYER, Commissioners of Estimate and Assessment.

JOSEPH J. MYERS, Clerk. jy24,a3

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 FREEMAN AVENUE (although not yet named by proper authority) from Jackson avenue to Vernon avenue, in the First Ward, Borough of Queens, in The City of New York.

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, Second Department, at a Special Term thereof, to be held for the hearing of motions at the County Court House in the Borough of Brooklyn, in The City of New York on the 4th day of August, 1911, at 10.30 o'clock in 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 Queens, there to remain for and during the space of ten days, as required by law.

Dated, Borough of Manhattan, New York, July 21, 1911.

WILLIAM E. STEWART, P. J. HANNIGAN, B. J. McDONALD, Commissioners of Estimate and Assessment.

JOSEPH J. MYERS, Clerk jy21,a1

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, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of WEIRFIELD STREET, from the line between the Borough of Brooklyn and the Borough of Queens to Wyckoff avenue; HANCOCK STREET, from the line between the Borough of Brooklyn and the Borough of Queens to Myrtle avenue; JEFFERSON AVENUE, from the line between the Borough of Brooklyn and the Borough of Queens to Cypress avenue, and CORNELIA STREET, from the line between the Borough of Brooklyn and the Borough of Queens to Fresh Pond road, excepting in each case the right-of-way of the Evergreen Branch of the Long Island Railroad, in the Second 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 Friday, the 28th day of July, 1911, 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 is the acquisition of title by The City of New York in fee, 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 Weirfield street, from the line between the Borough of Brooklyn and the Borough of Queens to Wyckoff avenue; Hancock street, from the line between the Borough of Brooklyn and the Borough of Queens to Myrtle avenue; Jefferson avenue, from the line between the Borough of Brooklyn and the Borough of Queens to Cypress avenue, and Cornelia street, from the line between the Borough of Brooklyn and the Borough of Queens to Fresh Pond road, excepting in each case the right-of-way of the Evergreen Branch of the Long Island Railroad, in the Second Ward, Borough of Queens, City of New York, being the following-described lots, pieces or parcels of land, viz.:

Weirfield Street.
Parcel "A."

Beginning at a point formed by the intersection of the southeasterly line of Weirfield street with the line between the Boroughs of Brooklyn and Queens.

Running thence northwesterly for 64.48 feet along the line between the Boroughs of Brooklyn and Queens to the northwesterly line of Weirfield street.

Thence northeasterly, deflecting to the right 68° 38′ 28″ for 304.32 feet along the northwesterly line of Weirfield street to the southwesterly property line of the New York and Manhattan Beach Division of the Long Island Railroad.

Thence southeasterly on the arc of a circle whose tangent deflects to the right 93° 02′ 55″, and whose radius is 2,849.98 feet for 60.17 feet along the southwesterly property line of the New York and Manhattan Beach Division of the Long Island Railroad to the southeasterly line of Weirfield street.

Thence southwesterly for 323.97 feet along the southeasterly line of Weirfield street to the line between the Boroughs of Brooklyn and Queens, the point or place of beginning.

Parcel "B."

Beginning at a point formed by the intersection of the southeasterly line of Wyckoff avenue with the southeasterly line of Weirfield street.

Running thence southwesterly for 187.82 feet along the southeasterly line of Weirfield street to the northeasterly property line of the New York and Manhattan Beach Division of the Long Island Railroad.

Thence northwesterly on the arc of a circle whose tangent deflects to the right 94° 12′ 50″, and whose radius is 2,879.98 feet for 60.17 feet along the northeasterly property line of the New York and Manhattan Beach Division of the Long Island Railroad to the northwesterly line of Weirfield street.

Thence northeasterly, deflecting to the right 86° 59′ 00″ for 183.78 feet along the northwesterly line of Weirfield street to the southwesterly line of Wyckoff avenue.

Thence southeasterly for 60.05 feet along the southwesterly line of Wyckoff avenue to the southeasterly line of Weirfield street, the point or place of beginning.

Hancock Street.
Parcel "A."

Beginning at a point formed by the intersection of the southeasterly line of Hancock street with the line between the Boroughs of Brooklyn and Queens.

Running thence northwesterly for 64.48 feet along the line between the Boroughs of Brooklyn and Queens to the northwesterly line of Hancock street.

Thence northeasterly, deflecting to the right 68° 38′ 27.7″ for 206.61 feet along the northwesterly line of Hancock street to the southwesterly property line of the New York and Manhattan Beach Division of the Long Island Railroad.

Thence southeasterly, deflecting to the right 90° 00′ 17″ for 60.05 feet along the southwesterly property line of the New York and Manhattan Beach Division of the Long Island Railroad to the southeasterly line of Hancock street.

Thence southwesterly for 230.09 feet along the southeasterly line of Hancock street to the line between the Boroughs of Brooklyn and Queens, the point or place of beginning.

Parcel "B."

Beginning at a point formed by the intersection of the southerly line of Myrtle avenue with the northwesterly line of Hancock street.

Running thence easterly for 70.95 feet along the southerly line of Myrtle avenue to the southeasterly line of Hancock street.

Thence southwesterly, deflecting to the right 135° 09′ 04″ for 1,421.39 feet along the southeasterly line of Hancock street to the northeasterly line of Wyckoff avenue.

Thence southeasterly, deflecting to the left 90° 00′ 00″ for 118.88 feet along the northeasterly line of Wyckoff avenue to the southeasterly line of Hancock street.

Thence southwesterly, deflecting to the right 90° 14′ 02″ for 239.01 feet along the southeasterly line of Hancock street to the northeasterly property line of the New York and Manhattan Beach Division of the Long Island Railroad.

Thence northwesterly, deflecting to the right 90° 00′ 17″ for 60.05 feet along the northeasterly property line of the New York and Manhattan Beach Division of the Long Island Railroad to the northwesterly line of Hancock street.

Thence northeasterly, deflecting to the right 89° 59′ 43″ for 178.71 feet along the northwesterly line of Hancock street to the southwesterly line of Wyckoff avenue.

Thence northwesterly, deflecting to the left 90° 14′ 02″ for 108.63 feet along the southwesterly line of Wyckoff avenue to the northwesterly line of Hancock street.

Thence northeasterly for 1,431.14 feet along the northwesterly line of Hancock street to the southerly line of Myrtle avenue, the point or place of beginning.

Jefferson Avenue.
Parcel "A."

Beginning at a point formed by the intersection of the line between the Boroughs of Brooklyn and Queens with the southeasterly line of Jefferson avenue.

Running thence northerly for 64.48 feet along the line between the Boroughs of Brooklyn and Queens to the northwesterly line of Jefferson avenue.

Thence northeasterly, deflecting to the right 68° 38′ 28″ for 104.89 feet along the northwesterly line of Jefferson avenue to the southwesterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad.

Thence southeasterly, deflecting to the right 90° 00′ 18″ for 60.05 feet along the southwesterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad to the southeasterly line of Jefferson avenue.

Thence southwesterly for 128.36 feet along the southeasterly line of Jefferson avenue to the line between the Boroughs of Brooklyn and Queens, the point or place of beginning.

Parcel "B."

Beginning at a point formed by the intersection of the southwesterly line of Cypress avenue with the southeasterly line of Jefferson avenue.

Running thence southwesterly for 906.34 feet along the southeasterly line of Jefferson avenue to the northeasterly line of Wyckoff avenue.

Thence southeasterly, deflecting to the left 90° for 108.90 feet along the northeasterly line of Wyckoff avenue to the southeasterly line of Jefferson avenue.

Thence southwesterly, deflecting to the right 90° 14′ 02″ for 237.93 feet along the southeasterly line of Jefferson avenue to the northeasterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad.

Thence northwesterly, deflecting to the right 90° 00′ 18″ for 60.05 feet along the northeasterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad to the northwesterly line of Jefferson avenue.

Thence northeasterly, deflecting to the right 89° 59′ 42″ for 177.62 feet along the northwesterly line of Jefferson avenue to the southwesterly line of Wyckoff avenue.

Thence northwesterly, deflecting to the left 90° 14′ 02″ for 98.65 feet along the southwesterly line of Wyckoff avenue to the northwesterly line of Jefferson avenue.

Thence northeasterly, deflecting to the right 90° for 967.52 feet along the northwesterly line of Jefferson avenue to the southwesterly line of Cypress avenue.

Thence southeasterly for 50.05 feet along the southwesterly line of Cypress avenue to the southeasterly line of Jefferson avenue, the point or place of beginning.

Cornelia Street.
Parcel "A."

Beginning at a point formed by the intersection of the line between the Boroughs of Brooklyn and Queens with the southeasterly line of Cornelia street.

Running thence northerly for 64.48 feet along the line between the Boroughs of Brooklyn and Queens to the northwesterly line of Cornelia street.

Thence northeasterly, deflecting to the right 68° 36′ 31″ for 3.12 feet along the northwesterly line of Cornelia street to the southwesterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad.

Thence southeasterly, deflecting to the right 90° 00′ 18″ for 60.05 feet along the southwesterly line of the right-of-way of the Exergreen Branch of the Long Island Railroad to the southeasterly line of Cornelia street.

Thence southwesterly for 26.63 feet along the southeasterly line of Cornelia street, the line between the Boroughs of Brooklyn and Queens, the point or place of beginning.

Parcel "B."

Beginning at a point formed by the intersection of the westerly line of Fresh Pond road with the southerly line of Cornelia street.

Running thence westerly for 1,122.60 feet along the southerly line of Cornelia street to the westerly line of Anthon avenue.

Thence northerly, deflecting to the right 90° for 44.00 feet along the westerly line of Anthon avenue to the southerly line of Cornelia street.

Thence westerly, deflecting to the left 90° for 346.77 feet along the southerly line of Cornelia street to the easterly line of Forest avenue.

Thence southerly, deflecting to the left 87° 15′ 17″ for 119.30 feet along the easterly line of Forest avenue to the southeasterly line of Cornelia street.

Thence southwesterly, deflecting to the right 55° 45′ 28″ for 422.86 feet along the southeasterly line of Cornelia street to the northeasterly line of Woodward avenue.

Thence southwesterly, deflecting to the right 00° 01′ 03″ for 60.05 feet along the southeasterly line of Cornelia street to the southwesterly line of Woodward avenue.

Thence southwesterly, deflecting to the right 00° 06′ 52″ for 2,373.33 feet along the southeasterly line of Cornelia street to the northeasterly line of Wyckoff avenue.

Thence southwesterly, deflecting to the left 00° 33′ 25″ for 60.05 feet along the southeasterly line of Cornelia street to the southwesterly line of Wyckoff avenue.

Thence southwesterly, deflecting to the left 0° 30′ 02″ for 176.79 feet along the southeasterly line of Cornelia street to the northeasterly line of the right-of-way of the Evergreen Branch of the Long Island Railroad.

Thence northwesterly, deflecting to the right 89° 59′ 42″ for 60.05 feet along the northeasterly line of the Evergreen Branch of the Long Island Railroad to the northwesterly line of Cornelia street.

Thence northeasterly, deflecting to the right 89° 59′ 42″ for 176.54 feet along the northwesterly line of Cornelia street to the southwesterly line of Wyckoff avenue.

Thence northeasterly, deflecting to the right 00° 29′ 11″ for 60.05 feet along the northwesterly line of Cornelia street to the northeasterly line of Wyckoff avenue.

Thence northeasterly, deflecting to the right 00° 34′ 17″ for 972.80 feet along the northwesterly line of Cornelia street to the northeasterly line of Cypress avenue.

Thence northwesterly, deflecting to the left 88° 12′ 39″ for 7.01 feet along the northeasterly line of Cypress avenue to the southerly line of Myrtle avenue.

Thence easterly, deflecting to the right 131° 46′ 06″ for 10.16 feet along the southerly line of Myrtle avenue to the northwesterly line of Cornelia street.

Thence northeasterly, deflecting to the left 43° 33′ 27″ for 1,394.18 feet along the northwesterly line of Cornelia street to the southwesterly line of Woodward avenue.

Thence northeasterly, deflecting to the left 00° 06′ 52″ for 60.05 feet along the northwesterly line of Cornelia street to the northeasterly line of Woodward avenue.

Thence northeasterly, deflecting to the left 00° 01′ 03″ for 391.09 feet along the northwesterly line of Cornelia street to the westerly line of Forest avenue.

Thence northerly, deflecting to the left 55° 45′ 28″ for 75.07 feet along the westerly line of Forest avenue to the southwesterly line of Fairview avenue.

Thence northerly, deflecting to the right 00° 48′ 35″ for 59.72 feet along the westerly line of Forest avenue to the northerly line of Cornelia street.

Thence easterly, deflecting to the right 86° 26′ 42″ for 453.69 feet along the northerly line of Cornelia street to the easterly line of Anthon avenue.

Thence southerly, deflecting to the right 90° for 44.00 feet along the easterly line of Anthon avenue to the northerly line of Cornelia street.

Thence easterly, deflecting to the left 90° for 1,072.72 feet along the northerly line of Cornelia street to the westerly line of Fresh Pond road.

Thence southerly for 50.04 feet along the westerly line of Fresh Pond road to the southerly line of Cornelia street, the point or place of beginning.

Weirfield street, Hancock street, Jefferson avenue and Cornelia street are shown upon Section No. 30 of the Final Maps of the Borough of Queens adopted by the Board of Estimate and Apportionment July 1, 1910, filed in the office of the Clerk of the County of Queens at Jamaica August 23, 1910, in the office of the President of the Borough of Queens August 24, 1910, and in the office of the Counsel to the Corporation of The City of New York on or about the same date, and also upon Section No. 31 of the Final Maps of the Borough of Queens adopted by the Board of Estimate and Apportionment June 3, 1910, filed in the office of the Clerk of the County of Queens at Jamaica August 23, 1910, in the office of the President of the Borough of Queens August 24, 1910, and in the office of the Counsel to the Corporation of The City of New York on or about the same date; and are also shown upon Section No. 29 of the Final Maps of the Borough of Queens adopted by the Board of Estimate and Apportionment December 15, 1910, filed in the office of the Clerk of the County of Queens at Jamaica April 6, 1911, in the office of the President of the Borough of Queens April 7, 1911, and in the office of the Counsel to the Corporation of The City of New York on or about the same date; and upon amendments to Sections Nos. 15 and 30 of the Final Maps of the Borough of Queens, adopted by the Board of Estimate and Apportionment on the following dates, July 1, 1910, and January 26, 1911, and filed in the office of the Clerk of the County of Queens at Jamaica August 23, 1910, and March 23, 1911, in the office of the President of the Borough of Queens August 24, 1910, and March 20, 1911, and in the office of the Counsel to the Corporation of The City of New York on or about the same dates.

The Board of Estimate and Apportionment, on the 23d day of March, 1911, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the line between the Borough of Brooklyn and the Borough of Queens where it is intersected by a line midway between Putnam avenue and Cornelia street, and running thence northeastwardly along the said line midway between Putnam avenue and Cornelia street to a point distant 100 feet westerly from the westerly line of Forest avenue, the said distance being measured at right angles to Forest avenue; thence northwardly and always distant 100 feet westerly from and parallel with the westerly line of Forest avenue to the intersection with the southerly right-of-way line of the Lutheran Cemetery Branch of the Brooklyn Rapid Transit; thence eastwardly along the said right-of-way line to a point distant 100 feet easterly from the easterly line of Fresh Pond road, the said distance being measured at right angles to Fresh Pond road; thence southwardly and parallel with Fresh Pond road to the intersection with the prolongation of a line midway between Cornelia street and Hughes street, as these streets are laid out between Anthon avenue and Buchman avenue; thence westwardly along the said line midway between Cornelia street and Hughes street and along the prolongation of the said line to the intersection with the centre line of Anthon avenue to the intersection with the prolongation of a line midway between Cornelia street and Hughes street, as these streets are laid out between Forest avenue and Anthon avenue; thence westwardly along the said line midway between Cornelia street and Hughes street, and along the prolongation of the said line to a point distant 100 feet easterly from the easterly line of Forest avenue, the said distance being measured at right angles to Forest avenue; thence southwardly and parallel with Forest avenue to the intersection with the prolongation of a line midway between Cornelia street and Silver street, as these streets are laid out where they adjoin Forest avenue on the west; thence southwestwardly along the said line midway between Cornelia street and Silver street, and along the prolongation of the said line, to the intersection with a line distant 100 feet northeasterly from and parallel with the northeasterly line of Woodward avenue, the said distance being measured at right angles to Woodward avenue; thence southeastwardly along the said line parallel with Woodward avenue to the intersection with a line bisecting the angle formed by the intersection of the prolongations of the centre lines of Cornelia street and Catalpa avenue, as these streets are laid out between Onderdonk avenue and Woodward avenue; thence southwestwardly along the said bisecting line to the intersection with a line distant 100 feet southeasterly from and parallel with the southeasterly line of Cornelia street, the said distance being measured at right angles to Cornelia street; thence southwestwardly along the said line parallel with Cornelia street to the intersection with a line distant 100 feet northerly from and parallel with the northerly line of Myrtle avenue, the said distance being measured at right angles to Myrtle avenue; thence eastwardly along the said line parallel with Myrtle avenue to the intersection with a line at right angles to Myrtle avenue and passing through a point on its southerly side where it is intersected by the prolongation of a line midway between Hancock street and Weirfield street; thence southwardly along the said line at right angles to Myrtle avenue to its southerly side; thence southwestwardly along the said line midway between Hancock street and Weirfield street, and along the prolongation of the said line, to a point distant 100 feet northeasterly from the northeasterly line of Wyckoff avenue; thence southeastwardly and parallel with Wyckoff avenue to the intersection with the prolongation of a line midway between Weirfield street and Halsey street; thence southwestwardly along the said line midway between Weirfield street and Halsey street and along the prolongation of the said line to the intersection with the line between the Borough of Brooklyn and the Borough of Queens; thence northwardly along the said Borough line to the point or place of beginning.

New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, City of New York. jy17,27

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, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of SHALER STREET, from Kossuth place to Cornelia street, and from Madison street to Traffic street, in the Second Ward, in the 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 Friday, the 28th day of July, 1911, 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 is the acquisition of title by The City of New York in fee, 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 Shaler street, from Kossuth place to Cornelia street, and from Madison street to Traffic street, in the Second Ward, Borough of Queens, City of New York, being the following-described lots, pieces or parcels of land, viz.:

Parcel "A."

Beginning at a point formed by the intersection of the southwesterly line of Traffic street with the westerly line of Shaler street.

Running thence southeasterly for 179.61 feet along the southwesterly line of Traffic street to the southerly line of Woodbine street.

Thence westerly, deflecting to the right 133° 17′ 16″ for 61.47 feet along the southerly line of Woodbine street to the easterly line of Shaler street.

Thence southerly, deflecting to the left 90° 42′ 49″ for 260.21 feet along the easterly line of Shaler street to the southerly line of Madison street.

Thence westerly, deflecting to the right 90° 42′ 49″ for 60.05 feet along the southerly line of Madison street to the westerly line of Shaler street.

Thence northerly for 390.96 feet along the westerly line of Shaler street to the southwesterly line of Traffic street, the point or place of beginning.

Parcel "B."

Beginning at a point formed by the intersection of the southeasterly line of the right-of-way of the Lutheran Cemetery Branch of the Brooklyn Rapid Transit R. R. with the westerly line of Shaler street.

Running thence northeasterly for 71.19 feet on the arc of a circle concave to the northwest, whose radius is 610.15 feet along the southeasterly line of the said right-of-way of the Lutheran Cemetery Branch of the Brooklyn Rapid Transit R. R. to the easterly line of Shaler street.

Thence southerly, deflecting to the right 125° 46′ 49″ from a tangent to said last-mentioned course at the northeasterly termination thereof for 877.52 feet along the easterly line of Shaler street.

Thence southwesterly, deflecting to the right 45° 56′ 42″ for 751.74 feet along the southeasterly line of Shaler street.

Thence southwesterly, deflecting to the right 4° 01′ 18″ for 454.82 feet along the southeasterly line of Shaler street to the northeasterly line of Kossuth place.

Thence northwesterly, deflecting to the right 88° 42′ 26″ for 60.02 feet along the northeasterly line of Kossuth place to the northwesterly line of Shaler street.

Thence northeasterly, deflecting to the right 91° 17′ 34″ for 454.06 feet along the northwesterly line of Shaler street to the southwesterly line of McPherson street.

Thence northeasterly, deflecting to the left 4° 01′ 18″ for 724.14 feet along the northwesterly line of Shaler street to the northwesterly line of Catalpa avenue.

Thence northerly for 813.96 feet along the westerly line of Shaler street to the southeasterly line of the right-of-way of the Lutheran Cemetery Branch of the Brooklyn Rapid Transit R. R., to the point or place of beginning.

Shaler street is shown upon Section No. 29 of the Final Maps of the Borough of Queens, adopted by the Board of Estimate and Apportionment December 15, 1910, and filed in the office of the Clerk of the County of Queens at Jamaica April 6, 1911, in the office of the President of the Borough of Queens April 7, 1911, and in the office of the counsel to the Corporation of The City of New York on or about the same date; and is also shown upon an amendment to Section No. 30 of the Final Maps of the Borough of Queens adopted by the Board of Estimate and Apportionment December 15, 1910, and filed in the office of the Clerk of the County of Queens at Jamaica March 11, 1911, in the office of the President of the Borough of Queens February 27, 1911, and in the office of the counsel to the Corporation of The City of New York on or about the same date.

The Board of Estimate and Apportionment, on the 17th day of December, 1909, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the southwesterly line of Traffic street where it is intersected by the prolongation of a line midway between Shaler street and Doubleday street, and running thence northeastwardly at right angles to Traffic street a distance of 150 feet; thence southeastwardly and parallel with Traffic street to the intersection with a line at right angles to Traffic street and passing through a point on its southwesterly side where it is intersected by the prolongation of a line distant 100 feet easterly from and parallel with the easterly line of Shaler street, as this street is laid out between Catalpa avenue and Cornelia street, the said distance being measured at right angles to Shaler street; thence southwestwardly along the said line at right angles to Traffic street to its southwesterly line; thence southwardly along the said line parallel with Shaler street, and along the prolongations of the said line, to a point distant 100 feet southeasterly from the prolongation of the southeasterly line of Shaler street, as this street is laid out southerly from Catalpa avenue, the said distance being measured at right angles to Shaler street; thence southwestwardly and always distant 100 feet southeasterly from and parallel with the southeasterly line of Shaler street, and the prolongation thereof, to the intersection with a line distant 100 feet southwesterly from and parallel with the westerly line of Kossuth place, the said distance being measured at right angles to Kossuth place; thence northwestwardly along the said line parallel with Kossuth place to the intersection with the prolongation of a line distant 100 feet northwesterly from and parallel with the northwesterly line of Shaler street, as this street is laid out where it adjoins Kossuth place; thence northwestwardly and always distant 100 feet northwesterly form and parallel with the northwesterly line of Shaler street, and the prolongation thereof to the intersection with a line midway between Fremont street and Shaler street, as these streets are laid out between Catalpa avenue and Cornelia street; thence northwardly along the said line midway between Fremont street and Shaler street, and along the prolongation of the said line, to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of Madison street, the said distance being measured at right angles to Madison street; thence westwardly along the said line parallel with Madison street to the intersection with a line parallel with Doubleday street and passing through the point of beginning; thence northwardly along the said line parallel with Doubleday street to the point or place of beginning.

New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, City of New York. jy17,27

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 for the same purpose in fee, to the lands, tenements and hereditaments required for a parcel of property at the FOOT OF MYRTLE AVENUE, extending from Lawrence street to Flushing Creek, required for the construction of a trunk sewer designed for the drainage of the adjoining area, in the Third Ward, Borough of Queens, City of New York.

PURSUANT TO THE STATUTES IN SUCH case 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 Friday, the 28th day of July, 1911, 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 is the acquisition of title by The City of New York in fee, for the use of the public, to all the lands and premises, with the buildings thereon and the appurtenances thereto belonging, required for a parcel of property at the foot of Myrtle avenue, extending from Lawrence street to Flushing Creek, required for the construction of a trunk sewer designed for the drainage of the adjoining area, in the Third Ward, Borough of Queens, City of New York, being the following described lots, pieces or parcels of land, viz:

Beginning at a point on the southerly side of Old Lawrence street distant by the following courses and dimensions from the monument located at the intersection of the 8-foot offset line of the southeasterly corner of Clinton and Myrtle avenues:

First—Westerly for 91.13 feet on the westerly prolongation of the 8-foot offset line of Myrtle avenue.

Second—Thence northwesterly deflecting to the right 49° 43′ 00″ for 242.77 feet.

Third—Thence southerly deflecting to the left 97° 41′ 00″ for 31.68 feet to the point of beginning.

Running thence southerly on the prolongation of last-mentioned course for 289.68 ± feet to the bulkhead line of Flushing Creek;

Thence westerly deflecting to the right 80° ± for 40.62 ± feet along said bulkhead line;

Thence northerly, deflecting to the right 100° ± for 300.32 ± feet to the southerly line of Old Lawrence street;

Thence easterly for 40.16 ± feet along the southerly line of Old Lawrence street to the point or place of beginning.

The parcel of property to be acquired for sewer purposes, extending from Lawrence street to the bulkhead line of Flushing Creek, is shown upon the "Plan showing property to be acquired for Sewer Purposes, in the Third Ward, Borough of Queens, dated New York, December 6, 1910, signed by Lawrence Gresser, President of the Borough of Queens; by Walter H. Bunn, Commissioner of Public Works; Oliver S. Hardgrove, Superintendent of Sewers, and James H. Johnson, Chief Engineer of Sewers," approved by the Board of Estimate and Apportionment, December 15, 1910, and filed in the office of the Clerk of the County of Queens, at Jamaica, April 6, 1911, in the office of the President of the Borough of Queens, and in the office of the Counsel to the Corporation of The City of New York on or about the same date.

The Board of Estimate and Apportionment, on the 26th day of January, 1911, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the northerly mean high water line of Flushing Creek, where it is intersected by the westerly line of the property to be acquired for sewer purposes west of Myrtle avenue and running thence northwardly along the said westerly line of the property to be acquired and along the prolongation of the said line to the intersection with a line parallel with Bayside avenue and passing through a line distant on the easterly side of Higgins street, midway between Bayside avenue and Myrtle avenue; thence eastwardly along the said line parallel with Bayside avenue to the intersection with a line midway between Higgins street and Downing street; thence southwardly along the saide line midway between Higgins street and Downing street to the intersection with a line parallel with Myrtle avenue and passing through a point on the easterly side of Downing street midway between Centre street and Myrtle avenue; thence eastwardly along the said line parallel with Myrtle avenue to the intersection with a line parallel with Farrington street, and passing through a point on the northerly side of Centre street distant 200 feet westerly from its intersection with the westerly line of Farrington street; thence northwardly along the said line parallel with Farrington street to the intersection with a line midway between Bayside avenue and Centre street; thence eastwardly along the said line midway between Bayside avenue and Centre street, and along the prolongation of the said line to the intersection with the centre line of Farrington street; thence southwardly along the centre line of Farrington street to the intersection with the prolongation of the centre line of Centre street; thence eastwardly along the said prolongation of the centre line of Centre street to a point distant 100 feet westerly from the westerly line of Whitestone avenue, the said distance being measured at right angles to Whitestone avenue; thence northwardly and always distant 100 feet westerly from and parallel with the westerly line of Whitestone avenue, a distance of 1,200 feet; thence eastwardly at right angles to Whitestone avenue to the intersection with the prolongation of the centre line of Van Riper avenue; thence southwardly along the said prolongation of the centre line of Van Riper avenue to a point distant 200 feet northerly from the northerly line of Bayside avenue, the said distance being measured at right angles to Bayside avenue; thence eastwardly and always distant 200 feet northerly from and parallel with the northerly line of Bayside avenue to the intersection to a line distant 75 feet westerly from and parallel with the westerly line of Murray street, the said distance being measured at right angles to Murray street; thence southwardly along the said line parallel with Murray street to a point distant 100 feeet northerly from the northerly line of Bayside avenue, the said distance being measured at right angles to Bayside avenue; thence eastwardly and parallel with Bayside avenue to the intersection with the centre line of Murray street; thence southwardly along the centre line of Murray street to the intersection with the centre line of Bayside avenue; thence eastwardly along the centre line of Bayside avenue to a point distant 100 feet easterly from the easterly line of Murray street, the said distance being measured at right angles to Murray street; thence southwardly and always distant 100 feet easterly from and parallel with the easterly line of Murray street to the intersection with the centre line of Broadway; thence westwardly along the centre line of Broadway to the intersection with the centre line of Murray street; thence southwardly along the centre line of Murray street to the intersection with the prolongation of a line distant 100 feet southerly from and parallel with the southerly line of Broadway where it adjoins Murray street on the west, the said distance being measured at right angles to Broadway; thence westwardly along the said line parallel with Broadway and along the prolongation of the said line to the intersection with a line distant 100 feet westerly from and parallel with the westerly line of Wilson avenue, the said distance being measured at right angles to Wilson avenue; thence southwardly along the said line parallel with Wilson avenue to the intersection with the prolongation of a line midway between Liberty street (Lincoln street) and Amity street; thence westwardly along the said line midway between Liberty street and Amity street, and along the prolongation of the said line to the intersection with a line distant 100 feet easterly from and parallel with the easterly line of Bowne avenue, the said distance being measured at right angles to Bowne avenue; thence northwardly along the said line parallel with Bowne avenue to a point distant 100 feet southerly from the southerly line of Liberty street (Lincoln street), the said distance being measured at right angles to Liberty street; thence westwardly and always distant 100 feet southerly from and parallel with the southerly line of Liberty street to a point distant 100 feet easterly from the easterly line of Main street, the said distance being measured at right angles to Main street; thence southwardly and always distant 100 feet easterly from and parallel with the easterly line of Main street to the intersection with the centre line of Locust street; thence westwardly along the centre line of Locust street to a point distant 100 feet westerly from the westerly line of Main street, the said distance being measured at right angles to Main street; thence northwardly and always distant 100 feet westerly from and parallel with the westerly line of Main street to a point midway between Liberty street and Locust street; thence westwardly and parallel with Liberty street and the prolongation thereof to the intersecion with the prolongation of a line distant 100 feet westerly from and parallel with the westerly line of Garden street, the said distance being measured at right angles to Garden street; thence northwardly along the said line parallel with Garden street and along the prolongation of the said line to the intersection with a line parallel with Washington street where it adjoins Lawrence street on the east, and passing through a point on the easterly line of Lawrence street midway between Washington street and Locust street; thence westwardly along the said line parallel with Washington street and along the prolongation of the said line to a point distant 100 feet easterly from the easterly line of Lawrence street, the said distance being measured at right angles to Lawrence street; thence southwardly and always distant 100 feet easterly from and parallel with the easterly line of Lawrence street to the intersection with the northerly line of Amity street; thence westwardly along the northerly line of Amity street and the prolongation thereof to the intersection with the westerly line of Lawrence street; thence westwardly at right angles to Lawrence street, a distance of 100 feet; thence northwardly and always distant 100 feet westerly from and parallel with the westerly line of Lawrence street to the intersection with the prolongation of the northerly line of Washington street where it adjoins Lawrence street on the east; thence eastwardly along the said prolongation of the northerly line of Washington street to the intersection with the centre line of Lawrence street; thence northwardly along the centre line of Lawrence street to the intersection with a line parallel with Washington street where it adjoins Lawrence street on the east and passing through a point on the easterly line of Lawrence street midway between Sylvester street and Washington street; thence eastwardly along the said line parallel with Washington street and along the prolongation of the said line to a point distant 100 feet westerly from the westerly line of Prince street, the said distance being measured at right angles to Prince street; thence northwardly and always distant 100 feet westerly from

and parallel with the westerly line of Prince street to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of State street, the said distance being measured at right angles to State street; thence westwardly along the said line parallel with State street and along the prolongation of the said line to the intersection with the centre line of the right of way of the Long Island Railroad; thence northwardly along the said centre line of the right of way of the Long Island Railroad to the intersection with the prolongation of the centre line of State street; thence westwardly along the said prolongation of the centre line of State street to the inersection with a line distant 100 feet easterly from and parallel with the easterly line of Collins place, the said distance being measured at right angles to Collins place; thence northwardly along the said line parallel with Collins place to the intersectoin with a line at right angles to Collins place and passing through a point on its easterly side distant 400 feet northerly from its intersection with the northerly line of Broadway; thence westwardly along the said line at right angles to Collins place to a point midway between Collins place and Lawrence street; thence northwardly and parallel with Collins place to the intersection with a line at right angles to Lawrence street, and passing through a point on its easterly side distant 400 feet northerly from its intersection with the northerly line of Broadway; thence westwardly along the said line at right angles to Lawrence street to a point distant 100 feet westerly from its westerly side; thence generally northwardly and always distant 100 feet westerly from and parallel with the westerly line of Lawrence street to the intersection with the easterly line of the property to be acquired; thence southwardly along the said easterly line of the property to be acquired to the mean high water line of Flushing Creek; thence westerly along the mean high water line of Flushing Creek to the point or place of beginning.

The lines of the streets herein referred to which have not been formally incorporated upon the City plan are intended to be those shown on a map of the Village of Flushing as adopted by the Village Board of Trustees on October 5, 1875, or those now in use, and as commonly recognized.

New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, City of New York. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending WEST NINETEENTH STREET, from Avenue Z to Surf avenue, excepting the right-of-way of the New York and Coney Island Railroad, and of WEST TWENTIETH STREET, from Avenue Z to Surf avenue, excepting the right-of-way of the New York and Coney Island Railroad, in the Thirty-first Ward, Borough of Brooklyn, City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, noticev 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment, in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 West Nineteenth street, from Avenue Z to Surf avenue, excepting the right-of-way of the New York and Coney Island Railroad, and of West Twentieth street, from Avenue Z to Surf avenue, excepting the right-of-way of the New York and Coney Island Railroad, in the Thirty-first Ward, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

West Nineteenth Street.

Parcel "A."

Beginning at the intersection of the north line of Avenue Z with the west line of West Nineteenth street, as the same are laid out on the map of the City;

1. Thence easterly along the north line of Avenue Z 60.0 feet;
2. Thence southerly, reflecting 90° 00′ 30″ to the right 1,100.0 feet to the south line of Canal Avenue North;
3. Thence westerly along the south line of Canal Avenue North 60.0 feet;
4. Thence northerly 1,100.0 feet to the point of beginning.

Parcel "B."

Beginning at the intersection of the north line of Canal Avenue South with the west line of West Nineteenth street, as the same are laid out on the map of the City;

1. Thence easterly along the north line of Canal Avenue South 60.0 feet;
2. Thence southerly, deflecting 90° 00′ 30″ to the right 1,760.0 feet to the north line of the land of the New York and Coney Island Railroad;
3. Thence westerly, deflecting 89° 59′ 30″ to the right 60.0 feet along the north line of the land of the New York and Coney Island Railroad;
4. Thence northerly 1,760.0 feet to the point of beginning.

Parcel "C."

Beginning at the intersection of the north line of Surf avenue with the east line of West Nineteenth street, as the same are laid out on the map of the City;

1. Thence westerly along the north line of Surf avenue 60.31 feet;
2. Thence northerly, deflecting 96° 35′ 34″ to the right from a line tangent to Surf avenue at the western end of the last-mentioned course 263.59 feet to the south line of the land of the New York and Coney Island Railroad;
3. Thence easterly, deflecting 89° 59′ 30″ to the right along the south line of the land of the New York and Coney Island Railroad 60.0 feet;
4. Thence southerly 257.55 feet to the point of beginning.

West Twentieth Street.

Parcel "A."

Beginning at the intersection of the north line of Avenue Z with the west line of West Twentieth street, as the same are laid out on the map of the City;

1. Thence easterly along the north line of Avenue Z 60.0 feet;
2. Thence southerly, deflecting 90° 00′ 30″ 1,100.0 feet to the south line of Canal Avenue North;
3. Thence westerly along the south line of Canal Avenue North 60.0 feet;
4. Thence northerly 1,100.0 feet to the point of beginning.

Parcel "B."

Beginning at the intersection of the north line of Canal Avenue South with the west line of West Twentieth street, as the same are laid out on the map of the City;

1. Thence easterly along the north line of Canal Avenue South 60.0 feet;
2. Thence southerly, deflecting 90° 00′ 30″ to the right 1,760.0 feet to the north line of the land of the New York and Coney Island Railroad;
3. Thence westerly, deflecting 89° 59′ 30″ to the right along the north line of the land of the New York and Coney Island Railroad 60.0 feet;
4. Thence northerly 1,760.0 feet to the point of beginning.

Parcel "C."

Beginning at the intersection of the north line of Surf avenue with the east line of West Twentieth street, as the same are laid out on the map of the City;

1. Thence easterly along the north line of Surf avenue 61.44 feet;
2. Thence northerly, deflecting 102° 26′ 51″ to the right 318.23 feet to the south line of the land of the New York and Coney Island Railroad;
3. Thence easterly, deflecting 89° 59′ 30″ to the right along the south line of the land of the New York and Coney Island Railroad 60.0 feet;
4. Thence southerly 304.99 feet to the point of beginning.

The Board of Estimate and Apportionment, on the 25th day of February, 1910, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the prolongation of a line midway between West Twentieth street and West Twenty-first street, as these streets are laid out between Avenue Z and Canal Avenue North, distant 100 feet northerly from the northerly line of Avenue Z, and running thence eastwardly and parallel with Avenue Z to the intersection with a line bisecting the angle formed by the intersection of the prolongations of the centre lines of West Eighteenth street and West Nineteenth street, as these streets are laid out between Avenue Z and Canal Avenue North; thence southwardly along the said bisecting line to the intersection with the northerly line of Canal Avenue North; thence southwardly in a straight line to a point on the southerly line of Canal Avenue South midway between West Seventeenth street and West Nineteenth street; thence southwardly along a line midway between West Seventeenth street and West Nineteenth street, and along the prolongation of the said line, to a point distant 100 feet southerly from the southerly line of Surf avenue, the said distance being measured at right angles to Surf avenue; thence westwardly and always distant 100 feet southerly from and parallel with the southerly line of Surf avenue to the intersection with the prolongation of a line midway between West Twentieth street and West Twenty-first street, as these streets are laid out between Surf avenue and Canal Avenue South; thence northwardly along the said line midway between West Twentieth street and West Twenty-first street, and along the prolongation of the said line to the southerly line of Canal Avenue South; thence northwardly in a straight line to a point on the northerly line of Canal Avenue North where it is intersected by a line parallel with West Twentieth street, as this street is laid out between Avenue Z and Canal Avenue North, and passing through the point of beginning; thence northwardly along the said line parallel with West Twenty-first street to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending TERRACE PLACE, from Seventeenth street to Coney Island avenue, in the Twenty-second and Twenty-ninth Wards, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment in the above entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 Terrace place, from Seventeenth street to Coney Island avenue, in the Twenty-second and Twenty-ninth Wards, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

Beginning at the intersection of the east line of Seventeenth street with the south line of Terrace place, as the same are laid out on the map of the City;

1. Thence northerly along the east line of Seventeenth street 87.92 feet;
2. Thence easterly, deflecting 114° 30′ 29″ to the right 936.32 feet to the west line of Windsor place;
3. Thence southerly, deflecting 59° 30′ 33″ to the right 49.76 feet along the west line of Windsor place to the west line of Coney Island avenue;
4. Thence southerly, deflecting 45° 09′ 15″ to the right 38.37 feet along the west line of Coney Island avenue;
5. Thence westerly 915.33 feet to the point of beginning;

The Board of Estimate and Apportionment, on the 19th day of November, 1909, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the prolongation of a line midway between Seeley street and Vanderbilt street distant 100 feet easterly from the easterly line of Coney Island avenue, the said distance being measured at right angles to Coney Island avenue, and running thence westwardly along the said line midway between Seeley street and Vanderbilt street, and along the prolongation of the said line, to the intersection with the centre line of Prospect avenue; thence northwardly along the centre line of Prospect avenue to the intersection with a line midway between Terrace place and Seeley street; thence westwardly along the said line midway between Terrace place and Seeley street to a point distant 100 feet westerly from the westerly line of Eighteenth street, the said distance being measured at right angles to Eighteenth street; thence northwardly and always distant 100 feet westerly from and parallel with the westerly line of Eighteenth street to the intersection with a line distant 100 feet northerly from and parallel with the northerly line of Terrace place, the said distance being measured at right angles to Terrace place; thence eastwardly along the said line parallel with Terrace place to the intersection with a line bisecting the angle formed by the intersection of the centre line of Terrace place and the prolongation of the centre line of Eleventh avenue, as these streets are laid out between Sherman street and Windsor place; thence eastwardly along the said bisecting line to the intersection with a line parallel with Coney Island avenue, as this street is laid out between Vanderbilt street and Seeley street, and passing through the point of beginning; thence southwardly along the said line parallel with Coney Island avenue to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending EAST FORTY-FIFTH STREET, EAST FORTY-SIXTH STREET, SCHENECTADY AVENUE, EAST FORTY-EIGHTH STREET and EAST FORTY-NINTH STREET, from Flatlands Avenue to Flatbush Avenue, in the Thirty-second Ward, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment, in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 East Forty-fifth street, East Forty-sixth street, Schenectady avenue, East Forty-eighth street and East Forty-ninth street, from Flatlands avenue to Flatbush avenue, in the Thirty-second Ward, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

East Forty-fifth Street.

Beginning at the intersection of the south line of Flatlands avenue with the west line of East Forty-fifth street, as the same are laid out on the map of the City;

Thence easterly along the south line of Flatlands avenue 73.86 feet;

Thence southerly deflecting 125° 40′ 41″ to the right 1,924.22 feet to the northeast line of Flatbush avenue;

Thence northwesterly along the northeast line of Flatbush avenue 102.88 feet;

Thence northerly 1,797.57 feet to the point of beginning.

East Forty-sixth Street.

Beginning at the intersection of the south line of Flatlands avenue with the west line of East Forty-sixth street, as the same are laid out on the map of the City;

Thence easterly along the south line of Flatlands avenue 73.86 feet;

Thence southerly deflecting 125° 40′ 41″ to the right 2,473.02 feet to the northeast line of Flatbush avenue;

Thence northwesterly along the northeast line of Flatbush avenue 102.88 feet;

Thence northerly 2,346.37 feet to the point of beginning.

Schenectady Avenue.

Beginning at the intersection of the south line of Flatlands avenue with the west line of Schenectady avenue, as the same are laid out on the map of the City;

Thence easterly along the south line of Flatlands avenue 98.49 feet;

Thence southerly deflecting 125° 40′ 41″ to the right 3,064.03 feet to the northeast line of Flatbush avenue;

Thence northwesterly along the northeast line of Flatbush avenue 242.11 feet to the north line of Avenue O;

Thence easterly deflecting 125° 19′ 19″ to the right along the north line of Avenue O 61.21 feet;

Thence northerly deflecting 90° to the left 2,309.92 feet to the point of beginning.

East Forty-eighth Street.

Beginning at the intersection of the south line of Flatlands avenue with the west line of East Forty-eighth street, as the same are laid out on the map of the City;

Thence easterly along the south line of Flatlands avenue 73.86 feet;

Thence southerly deflecting 125° 40′ 41″ to the right 3,612.83 feet to the northeast line of Flatbush avenue;

Thence northwesterly along the northeast line of Flatbush avenue 102.83 feet;

Thence northerly 3,486.18 feet to the point of beginning.

East Forty-ninth Street.

Beginning at the intersection of the south line of Flatlands avenue with the west line of East Forty-ninth street, as the same are laid out on the map of the City;

Thence easterly along the south line of Flatlands avenue 73.86 feet;

Thence southerly deflecting 125° 40′ 41″ to the right 4,161.63 feet to the northeast line of Flatbush avenue;

Thence northwesterly along the northeast line of Flatbush avenue 173.47 feet to the north line of Fillmore avenue;

Thence easterly deflecting 125° 19′ 19″ to the right along the north line of Fillmore avenue 41.17 feet;

Thence northerly deflecting 90° to the left 3,977.64 feet to the point of beginning.

The Board of Estimate and Apportionmennt, on the 14th day of February, 1908, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the line midway between Utica avenue and East Forty-ninth street, distant 100 feet northwesterly from the northwesterly line of Flatlands avenue, the said distance being measured at right angles to the line of Flatlands avenue, and running thence southwardly along the said line midway between Utica avenue and East Forty-ninth street to the northeasterly line of Flatbush avenue; thence southwestwardly at right angles to Flatbush avenue a distance of 200 feet; thence northwestwardly and parallel with Flatbush avenue to the intersection with a line at right angles to Flatbush avenue and passing through a point on its southwesterly side where it is intersected by the prolongation of a line midway between Troy avenue and East Forty-fifth street; thence northeastwardly along the said line at right angles to Flatbush avenue to the southwesterly line of the said Flatbush avenue; thence northwardly along a line midway between Troy avenue and East Forty-fifth street and the prolongation thereof to the intersection with a line parallel with the northwesterly line of Flatlands avenue and passing through the point of beginning; thence northeastwardly along the said line parallel with Flatlands avenue to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending SIXTY-SIXTH STREET, from Fourth avenue to the westerly line of New Utrecht avenue, and from the easterly line of New Utrecht avenue to Twenty-second avenue, excluding the land of the New York and Sea Beach Railroad, in the Thirtieth Ward, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment, in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 Sixty-sixth street, from Fourth avenue to the westerly line of New Utrecht avenue, and from the easterly line of New Utrecht avenue to Twenty-second avenue, excluding the land of the New York and Sea Beach Railroad, in the Thirtieth Ward, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

Parcel "A."

1. Beginning at the intersection of the east line of Fourth avenue with the south line of Sixty-sixth street, as the same are laid out on the map of the city;
2. Thence northerly along the east line of Fourth avenue 60.0 feet;
3. Thence easterly, deflecting 90° to the right 2,260.0 feet to the west line of Seventh avenue;
4. Thence easterly, deflecting 13° 40′ 52″ to the right 152.21 feet to the east line of Seventh avenue;
5. Thence easterly, deflecting 13° 40′ 52″ to the left 6,005.54 feet to the west line of New Utrecht avenue;
6. Thence southerly along the west line of New Utrecht avenue 66.81 feet;
7. Thence westerly, deflecting 116° 05′ 44″ to the right 6,011.80 feet to the east line of Seventh avenue;
8. Thence westerly, deflecting 16° 33′ 42″ to the right 126.30 feet to the west line of Seventh avenue;
9. Thence westerly 2,309.97 feet to the point of beginning.

Parcel "B."

1. Beginning at the intersection of the east line of New Utrecht avenue with the south line of Sixty-sixth street, as the same are laid out on the map of the city;

1a. Thence northerly along the east line of New Utrecht avenue 66.81 feet;

2. Thence easterly, deflecting 116° 05′ 44″ to the right 5,494.72 feet to the west line of the right-of-way of the New York and Sea Beach Railroad;
3. Thence southerly, deflecting 43° 21′ 25″ to the right along the west line of the right-of-way of the New York and Sea Beach Railroad 72.58 feet to the west line of Bay parkway;
4. Thence southerly along the west line of Bay parkway 10.17 feet;
5. Thence northerly 5,518.10 feet to the point of beginning.

The Board of Estimate and Apportionment, on the 18th day of June, 1909, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the prolongation of a line midway between Sixty-sixth street and Sixty-seventh street distant 100 feet southeasterly from the southeasterly line of Twenty-second avenue, and running thence northwestwardly along the said line midway between Sixty-sixth street and Sixty-seventh street, and along the prolongation of the said line to the intersection with the centre line of Eighteenth avenue; thence southwestwardly along the centre line of Eighteenth avenue to the intersection with a line bisecting the angle formed by the intersection of the prolongation of the northeasterly line of Ovington avenue, as laid out between New Utrecht avenue and Eighteenth avenue, and the southwesterly line of Sixty-sixth street; thence northwestwardly along the said bisecting line to the intersection with the centre line of New Utrecht avenue; thence northwardly along the centre line of New Utrecht avenue to the intersection with the prolongation of a line midway between Sixty-sixth street and Sixty-seventh street; thence northwestwardly along a line always midway between Sixty-sixth street and Sixty-seventh street, and along the prolongation of the said line, to a point distant 100 feet northwesterly from the northwesterly line of Fourth avenue, the said distance being measured at right angles to Fourth avenue; thence northeastwardly and parallel with Fourth avenue to the intersection with the prolongation of a line midway between Sixty-fifth street and Sixty-sixth street; thence southeastwardly along a line always midway between Sixty-fifth street and Sixty-sixth street, and along the prolongations of the said line, to the intersection with a line parallel with Twenty-second avenue, and passing through the point of beginning; thence southwestwardly along the said line parallel with Twenty-second avenue, to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending SNYDER AVENUE, between Canarsie avenue and Ralph avenue; and of AVENUE A, between Ralph avenue and East Ninety-eighth street, in the Twenty-ninth and Thirty-second Wards, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment in the above entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title

in fee 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 Snyder avenue, between Canarsie avenue and Ralph avenue; and of Avenue A, between Ralph avenue and East Ninety-eighth street, in the Twenty-ninth and Thirty-second Wards, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

Snyder Avenue.

Beginning at the intersection of the west line of Ralph avenue with the north line of Snyder avenue, as the same are laid out on the map of the City;

1. Thence southerly along the west line of Ralph avenue 80.0 feet;
2. Thence westerly deflecting 90° to the right 6,249.06 feet to the west line of Canarsie avenue;
3. Thence northerly deflecting 87° 50′ 43″ to the right 80.06 feet;
4. Thence easterly 6,252.07 feet to the point of beginning.

Avenue A.

Beginning at the intersection of the east line of Ralph avenue with the south line of Avenue A, as the same are laid out on the map of the City;

1. Thence northerly along the east line of Ralph avenue 98.48 feet;
2. Thence easterly deflecting 54° 19′ 39″ to the right 3,086.38 feet to the east line of Ames street;
3. Thence southerly deflecting 119° 16′ 52″ to the right, 78.57 feet to the east line of East Ninety-eighth street;
4. Thence southerly deflecting 29° 16′ 52″ to the left 11.47 feet along the east line of East Ninety-eighth street;
5. Thence westerly 3,105.37 feet to the point of beginning.

The Board of Estimate, on the 15th day of January, 1909, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the prolongation of a line midway between Church avenue and Snyder avenue distant 100 feet westerly from the westerly line of Brooklyn avenue, and running thence westwardly along the said line midway between Church avenue and Snyder avenue and the prolongation of the said line, to the intersection with a line midway between Church avenue and Avenue A; thence northeastwardly along the said line midway between Church avenue and Avenue A, and the prolongation of the said line, to a point distant 100 feet northeasterly from the northeasterly line of East Ninety-eighth street; thence southeastwardly and parallel with East Ninety-eighth street to the intersection with the prolongation of a line midway between Avenue A and Beverley road; thence southwestwardly along the said line midway between Avenue A and Beverley road, and the prolongation of the said line to the intersection with the westerly line of Ralph avenue; thence westwardly at right angles to Ralph avenue to the intersection with a line midway between East Fifty-ninth street and Ralph avenue; thence northwardly along the said line midway between East Fifty-ninth street and Ralph avenue to the intersection with a line midway between Snyder avenue and Tilden avenue; thence westwardly along the said line midway between Snyder avenue and Tilden avenue, and the prolongation of the said line, to the intersection with a line parallel with Brooklyn avenue, and passing through the point of beginning; thence northwardly along the said line parallel with Brooklyn avenue, to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

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, for the same purpose in fee to the lands, tenements and hereditaments required for an easement for sewer purposes in ANDERSON STREET, between Clifton avenue and St. Marys avenue, in the Fourth Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Department, bearing date the 7th day of July, 1911, and duly entered and filed in the office of the Clerk of the County of Richmond on the 10th day of July, 1911, Frank H. Curry, Edward P. Doyle and Edward M. Muller were appointed Commissioners of Estimate in the above-entitled proceeding, and that in and by the said order Frank H. Curry was appointed the Commissioner of Assessment.

Notice is further given that, pursuant to the statute in such cases made and provided, the said Frank H. Curry, Edward P. Doyle and Edward M. Muller will attend at a Special Term for the hearing of ex-parte motions of the Supreme Court of the State of New York, Second Department, to be held at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 28th day of July, 1911, or as soon thereafter as counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel, or any other person having an interest in the said proceeding, as to their qualifications to act as such Commissioners in the above-entitled proceeding.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, corner of Chambers and Centre streets, Borough of Manhattan, City of New York. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending CONSELYEA STREET, from Humboldt street to Maspeth avenue, in the Eighteenth Ward, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment, in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 Conselyea street, from Humboldt street to Maspeth avenue, in the Eighteenth Ward, Borough of Brooklyn, City of New York, being the following described lots, pieces or parcels of land, viz.:

Beginning at the intersection of the east line of Humboldt street with the south line of Conselyea street, as the same are laid out on the map of the City.

1. Thence northerly along the east line of Humboldt street 60.0 feet.
2. Thence easterly, deflecting 90° to the right 455.59 feet to the north line of Maspeth avenue.
3. Thence westerly along the north line of Maspeth avenue 63.73 feet.
4. Thence westerly, deflecting 13° 07′ 12″, more or less, to the left, 112.94 feet, more or less, along the north line of Maspeth avenue.
5. Thence westerly 290.55 feet, more or less, to the point of beginning.

The Board of Estimate and Apportionment, on the 21st day of October, 1910, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on a line midway between Skillman avenue and Conselyea street where it is intersected by a line midway between Manhattan street and Graham avenue; running thence eastwardly along the said line midway between Skillman avenue and Conselyea street, and along the prolongation of the said line to the intersection with a line distant 100 feet easterly from and parallel with the easterly line of Kingsland avenue, the said distance being measured at right angles to Kingsland avenue; thence southwardly along the said line parallel with Kingsland avenue and along the prolongation of the said line to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of Maspeth avenue, the said distance being measured at right angles to Maspeth avenue; thence westwardly along the said line parallel with Maspeth avenue to the intersection with the prolongation of a line midway between Metropolitan avenue and Conselyea street, as these streets are laid out between Graham avenue and Humboldt street; thence westwardly along the said line midway between Metropolitan avenue and Conselyea street, and along the prolongation of the said line to the intersection with a line midway between Manhattan street and Graham avenue; thence northwardly along the said line midway between Manhattan street and Graham avenue to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel. Hall of Records, Borough of Manhattan, New York City. jy17,27

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending WARWICK STREET, from Belmont avenue to New Lots road, in the Twenty-sixth Ward, Borough of Brooklyn, 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, The City of New York, on the 28th day of July, 1911, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of three Commissioners of Estimate, one of whom shall be appointed Commissioner of Assessment, in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title in fee 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 Warwick street, from Belmont avenue to New Lots road, in the Twenty-sixth ward, Borough of Brooklyn, City of New York, being the following-described lots, pieces or parcels of land, viz.:

Beginning at the intersection of the south line of Belmont avenue with the west line of Warwick street, as the same are laid out on the map of the City.

1. Thence easterly along the south line of Belmont avenue 50.0 feet.
2. Thence southerly, deflecting 90° to the right 2,321.30 feet to the south line of New Lots avenue.
3. Thence westerly along the south line of New Lots avenue 52.71 feet.
4. Thence northerly 2,337.99 feet to the point of beginning.

The Board of Estimate and Apportionment, on the 19th day of June, 1908, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on the northerly line of New Lots road midway between Warwick street and Ashford street, and running thence at right angles to the line of New Lots road a distance of 170 feet; thence westwardly and parallel with New Lots road to the intersection with a line at right angles to New Lots road and passing through a point on its northerly side midway between Jerome street and Warwick street; thence northwardly along the said line at right angles to New Lots road to its northerly side; thence northwardly along a line midway between Jerome street and Warwick street to a point distant 100 feet northerly from the northerly line of Belmont avenue; thence eastwardly and parallel with Belmont avenue to the intersection with a line midway between Warwick street and Ashford street; thence southwardly along the said line midway between Warwick street and Ashford street to the point or place of beginning.

Dated New York, July 17, 1911.

ARCHIBALD R. WATSON, Corporation Counsel, Hall of Records, Borough of Manhattan, New York City. jy17,27

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 WYCKOFF AVENUE (although not yet named by proper authority), from Brooklyn Borough line to Moffat street, in the Second Ward, Borough of Queens, City of New York; as amended by an order of the Supreme Court, duly made and entered in the office of the Clerk of the County of Queens on the 15th day of March, 1911, so as to conform to the lines of Wyckoff avenue, from Brooklyn Borough line to Cooper street, as shown upon Sections 15 and 30 of the Final Maps of the Borough of Queens, adopted by the Board of Estimate and Apportionment on the 21st day of May, 1909, and so as to relate to the remaining portions of said street, between Cooper street and Moffat street, which have been discontinued, but title to which became vested in The City of New York on January 15, 1907, at which time title to the full length of the street, as first above stated, was vested in the City.

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, occupant or occupants 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, or 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, in the Municipal Building, Court House square, Long Island City, in the Borough of Queens, in The City of New York, on or before the 4th day of August, 1911, 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 7th day of August, 1911, at 2 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, 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, in the Municipal Building, Court House square, Long Island City, in the Borough of Queens, in said City, there to remain until the 7th day of August, 1911.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point where the northeasterly line or side of Wyckoff avenue intersects the line dividing the Boroughs of Brooklyn and Queens; thence in a northeasterly direction and at right angles with the northeasterly side of Wyckoff avenue one hundred and fifty (150) feet; thence in an easterly direction and at all times parallel with the northeasterly line or side of Wyckoff avenue, and distant therefrom one hundred and fifty (150) feet to the southwesterly side or line of Alden avenue (formerly known as Cooper avenue); thence southwesterly along the southwesterly side of Alden avenue to its point of intersection with the southwesterly line or side of Wyckoff avenue; thence westerly along the southwesterly line or side of Wyckoff avenue to the point of intersection of the southwesterly line or side of Wyckoff avenue with the northwesterly line or side of Moffat street; thence in a southwesterly direction along the northwesterly line or side of Moffat street to a point 150 feet distant from the southwesterly corner of Wyckoff avenue and Moffat street; thence in a westerly direction and at all times parallel with the southwesterly side of Wyckoff avenue and 150 feet distant therefrom to the northwesterly line or side of Cornelia street; thence southwesterly along the northwesterly line of Cornelia street to the line between the Boroughs of Brooklyn and Queens; thence northwesterly along said Borough line to the point or place of beginning, which area is shown upon our assessment maps, deposited as aforesaid.

Fourth—That, provided there be no objection filed to either of said abstracts, our final report herein will be presented for confirmation 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 10th day of October, 1911, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to any of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have heretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to Sections 981 and 984 of the Greater New York Charter, as amended by Chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, July 3, 1911.

FRANK F. ADEL, Chairman; MICHAEL J. CARTER, WM. BREUL, Commissioners.

JOSEPH J. MYERS, Clerk. jy14,31

NOTICE TO BIDDERS AT SALES OF OLD BUILDINGS, ETC.

TERMS AND CONDITIONS UNDER WHICH BUILDINGS, ETC., WILL BE SOLD FOR REMOVAL FROM CITY PROPERTY.

THE BUILDINGS AND APPURTENANCES thereto will be sold to the highest bidder, who must pay cash or certified check, drawn to the order of the Comptroller of The City of New York, and must also give a certified check or cash in half 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 $50, the sum of $50 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, 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, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the exterior walls of the buildings and their foundations and the sidewalks and curb in front of said buildings, extending within the described area 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. The exterior walls and their foundations shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building. Where there is no curb the elevation of the surrounding ground shall be considered curb level. All wells, cesspools, sinks, etc., existing on the property must be filled to the level of the surrounding ground with clean earth.

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 in the Borough in which the buildings are situated, 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 cost 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 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.

Where party walls are found to exist between buildings purchased by different bidders, the materials of said party walls shall be understood to be equally divided between the separate purchasers.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, 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, beamholes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs and 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

Resoved, That, while the said sale is held under the supervision of the Commissioner 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.

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 any services, work, materials or supplies for The City of New York, or for any of its departments, bureaus or offices, shall furnish the same in a sealed envelope, indorsed with the title of the supplies, materials, work or services for which the bid or estimate is made, with his or their name or names and the date 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 received will be publicly opened by the President or Board or head of said Department, and read, and the award of the contract made according to law as soon thereafter as practicable.

Each bid or estimate shall contain the name and place of residence of the person making the same, and names of all persons interested with him therein, and, if no other person be so interested, it shall distinctly state that fact; also, that it is made without any connection 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 therein, or other officer of The City of New York is, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, surety or otherwise in or in the performance of the contract, or in the supplies, work or business to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, 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 420 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 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 Counsel, can be obtained upon application therefor 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.