

# THE CITY RECORD.

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## THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

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GEORGE B. McCLELLAN, MAYOR.

FRANCIS K. PENBLETON, CORPORATION COUNSEL. HERMAN A. METZ, COMPTROLLER.

PATRICK J. TRACY, SUPERVISOR.

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## TABLE OF CONTENTS.

Assessors, Board of—	
Public Notices.....	5874
Bellevue and Allied Hospitals—	
Proposals.....	5875
Board Meetings.....	5876
Bridges, Department of—	
Proposals.....	5876
Bronx, Borough of—	
Proposals.....	5875
Brooklyn, Borough of—	
Proposals.....	5876
Change of Grade Damage Commission—	
Public Notices.....	5875
Changes in Departments, etc.....	5875
Docks and Ferries, Department of—	
Proceedings of April 21 and 22, 1909.....	5876
Proposals.....	5877
Education Department of—	
Proposals.....	5878
Estimate and Apportionment, Board of—	
Extract from Minutes of Meeting of June 12, 1909.....	5879
Public Notices.....	5880
Estuaries, Board of—	
Minutes of Meeting of May 23, 1909.....	5881
Fincraft, Department of—	
Corporation Sales of Buildings, etc., Interests in Bonds and Stock of The City of New York.....	5882
Notice of Commencement of Manhattan Tax Sale.....	5883
Notices of Assessments for Opening Streets and Parks.....	5884
Notices to Property Owners.....	5885
Sanctions Required on Various Classes of Contracts.....	5886
Fire Department—	
Proposals.....	5887
Public Notices.....	5888
Manhattan, Borough of—	
Report of Bureau of Buildings for the Week Ending May 25, 1909.....	5889
5890	
5891	
5892	
5893	
5894	
5895	
5896	
5897	
5898	
5899	
5900	
5901	
5902	
5903	
5904	
5905	
5906	
5907	
5908	
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5910	
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mon, John J. Delany, counsel for the company, appeared in favor.  
No one else desiring to be heard, the Chair declared the hearing closed.

The following was offered:

Moved, That the Board of Estimate and Apportionment hereby grants to the United Electric Service 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:

This contract, made this day of 1899, 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 United Electric Service Company, a domestic corporation of the State of New York (hereinafter called the Company), party of the second part, witnesseth:

In consideration of the mutual covenants and agreements herein contained, the parties hereto do 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 lay, construct, maintain and operate suitable wires or other electrical conductors in conduits under the streets, avenues and highways within the territory comprised in the Borough of Manhattan, for the purpose of conveying by means of such wires call boxes, or other signaling apparatus, to be placed near the premises of the subscribers, with offices of the Company, and thereby maintaining and operating an electrical signal system for the calling of messengers, an electrical burglar alarm system and a fire alarm system, and for other purposes whatsoever.

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

First.—The rights, privileges and authority herein granted shall not be construed to in any way give the Company the right, privilege or authority to engage in a telephone business, or in similar telephone service, and this contract is entered into, on the mutual and express understanding and agreement by and between the parties hereto, that the Company will not in any way engage in a telephone business or render telephone service, or claim the right so to do under this contract and the rights, privileges and authority thereto and thereby granted and conferred.

Second.—The said right and privilege to lay, construct, maintain and operate wires or other electrical conductors in conduits for the purpose aforesaid shall be held and enjoyed by the Company, its successors or assigns for the term of fifteen (15) years from the date when this contract is signed by the Mayor, with the privilege of renewal of said contract for a further period of ten (10) years upon a fair revaluation of said right and privilege.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time not earlier than two years and one-half years one year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be less than a sum equal to that sum required to be paid during the year prior to the termination of the original term of this contract. If the Company and the Board shall not reach such agreement one or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such an ensuing year (10) years shall be reasonable, and either the City or 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 at such amount as shall be determined by City's disinterested localists, engaged in the following manner:

One disinterested localist shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company. These two shall choose a third disinterested localist, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six months prior to the expiration of the original contract, and their report shall be filed with the Board within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiry and investigation without the presence of either party. They shall have the right to examine the books of the Company and its officers under oath. The valuation so ascertained fixed and determined shall be conclusive upon both parties, but no annual sum shall in any event be less than the sum required to be paid for the last year prior to the termination of original term of this contract. In no case the annual rate shall not be fixed prior to the termination of the original term of this contract, that the Company shall pay the annual rate thereafter 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.—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 other cause, or upon the dissolution of the Company before such termination, the plant and property of the Company used for maintaining and operating an electrical signal system for the calling of messengers, an electrical burglar alarm system and a fire alarm system within the streets and highways of the City shall become the property of the City without cost, and the same may be used by the City for any purpose whatsoever. If, however, at the termination of this grant as above, the City, by the Board, shall so order by resolution, the Company shall on thirty (30) days' notice from the Board remove any and all of its wires, or other electrical conductors, or any portion thereof, from any or all of the streets and public places within the limits of the City.

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

The sum of five thousand dollars (\$5,000) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years of this contract an annual sum which shall in no case be less than twelve hundred dollars (\$1,200), and shall be equal to two (2) per cent, of gross receipts of the Company, if such percentage shall exceed the sum of \$1,200.

During the succeeding five years of this contract an annual sum which shall in no case be less than two thousand five hundred dollars (\$2,500), and shall be equal to three (3) per cent, of the gross receipts of the Company. If such percentage shall exceed the sum of two thousand five hundred dollars (\$2,500).

During the remaining five years of this contract an annual sum which shall in no case be less than four thousand five hundred dollars (\$4,500), and which shall be equal to four (4) per cent, of the gross receipts of the Company, if such percentage shall exceed the sum of four thousand five hundred dollars (\$4,500).

The minimum annual sum herein provided for shall be paid to the Comptroller of the City in equal quarterly payments in advance on the first days of January, April, July and October of each year. Whenever the percentage required to be paid shall exceed the minimum amount, such sum over and above such minimum shall be paid to the Comptroller on or before December 1 in each year for the year ending September 30 next preceding.

Fifth.—The said annual charges or payments, as above specified, shall continue throughout the whole term of the original contract, notwithstanding any clause in any statute or in the charter of any other company providing for payments for similar rights or franchises at a different rate, and no assignment, lease or sublease of the rights or franchises hereby granted, or 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 as to payments, any statute or any condition herein contained to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by said 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. Nothing herein contained shall apply to any mortgagee or mere bensor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

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

Sixth.—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, either by the act of the Company, its successors or assigns, or by operation of law, whether under the provisions of the statute relating to the consolidation or merger of corporations or otherwise, to any person or corporation whatsoever, nor shall the Company, its successors or assigns, in any manner consolidate or pool its stock, business or interests or enter into any agreement for a division of business interest or territory, or to prevent competition or a reduction in rates, or acquire, own or make use of or in any manner exercise control over any of the rights, privileges, franchises or stock, or use, own, control or operate any of the property, works, plants or appliances of any such persons or corporation, 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.—The Board may by resolution direct the Company to install free of charge messenger call boxes or fire alarm signals, with the necessary apparatus thereto, in any or all of the offices of the City situated in the portion of Manhattan in which the Company shall be operating such apparatus.

Upon written notification of the Board to the Company that such requisitions have been adopted the Company shall install such apparatus free of charge, and shall furnish service at rates not to exceed seventy-five (75) per cent, of the rates charged by the Company to any other individual or corporation for similar service.

Eighth.—The Company shall construct, maintain and operate its messenger and alarm system subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters under the Charter of the City, and in strict compliance with all laws or ordinances now in force or which may be adopted, affecting companies operating electrical conductors in the City.

Ninth.—All cables and wires of the Company laid pursuant to this contract shall be placed in ducts, conduits or subways (referred to in this paragraph as subways). Such subways shall be leased from the company or companies herein control thereto under the provisions of law, or from the City should it succeed to the rights of such company or companies. If the City shall construct or acquire subways for electrical conductors in the Borough of Manhattan, the Company hereby agrees to lay its wires and conductors in such subways and the City agrees to lease to the Company such space as may be required for the operation of the signal and alarm systems hereby authorized.

Tenth.—The Company shall, within two years from the date on which this contract is signed by the Mayor, have in operation at least two thousand (2,000) messenger call boxes, otherwise the same shall cease and determine.

Eleventh.—The Company shall file with the Board on the first day of November in each year a map, plan or diagram upon which shall be plainly marked and designated the streets and public places in which are then laid and also those proposed to be laid, during the succeeding year, the several conduits and ducts necessary for the cables and wires used and to be used by the Company, together with a statement showing the number of ducts in each street and wires in each duct measured.

Twelfth.—It is a condition of this contract that the Company shall bear the entire expense of all work undertaken by reason of this grant.

Thirteenth.—During the term of this contract or its renewal, the Board shall have absolute power to regulate all charges or rates of the Company for this service, provided that such rates shall be reasonable and fair, but the Company shall not charge at any time during the term of this contract, or its renewal, rates for messenger service in excess of the following:

In any direction from a district office or central station:	
Ten city blocks...	\$0.10
Eleven to fifteen city blocks...	12
Sixteen to twenty city blocks...	20
Twenty to thirty city blocks...	30
— and for each additional twenty city blocks more than thirty city blocks, 5 cents.	

Fourteenth.—The Company shall not require nor receive from its subscribers any deposit or advance payment in excess of what is reasonably necessary to insure payment of current bills, and on such amounts so paid the Company shall pay interest at the statutory rate whenever such money is held for more than one month. Unpaid bills, unless due from its owner, shall never be charged against property, and no person not himself in arrears shall be denied service because any previous occupant of the same premises is in arrears to the Company for service.

Fifteenth.—The wires of the Company shall be employed for no other purposes than those explicitly set forth herein, except by consent of the Board, and the Company binds itself not to lay, use, have or operate wires for illegal purposes or to illegal places.

Sixteenth.—The Company shall assume all liability to persons or property by reason of the construction or operation of the system 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 defaults of the Company.

Seventeenth.—If the said Company, its successors or assigns shall fail to maintain its structures in good condition throughout the full term of its occupancy of such streets, the Board may give written notice to the said Company specifying any default on the part of said Company, and requiring said Company to remedy said default within a reasonable time, and upon the failure of the Company to remedy said default within a reasonable time the said Company shall for each day thereafter during which the default or defect remains, pay to the City a sum of one hundred dollars (\$100) as fixed or liquidated damages, or the said City, in case such structures which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the said 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.

If, for a period of three consecutive months, the messenger, fire alarm or burglary alarm systems of the Company shall not be operated, or if the same shall not be operated for a period of six months out of any consecutive twelve months, the Board may declare the right and franchise and this contract terminated without further proceedings in law or in equity.

Eighteenth.—The Company shall at all times keep accurate books of accounts and shall, on or before November 1 in 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. Such report shall contain a statement of the gross receipts received from the operation of the systems hereby authorized from all subscribers served by the Company, together with such other information and in such form and detail 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.

Nineteenth.—The Company shall submit a report to the Board not later than November 1 of each year, for the year ending September 30 next preceding, which shall state:

1. The amount of such trust, for cash, for property.
2. The amount paid in us 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 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. The amount of dividends paid during the year and the rate of same.
11. The amount paid for damage to persons or property on account of construction and operation.
12. The total income during the year, giving the amount from each class of business.
13. The 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.

For failure to comply with the foregoing the Company shall pay a penalty of one hundred dollars (\$100) per day until such statement is rendered, which may be collected by the Comptroller without notice.

Twenty-ninth—This grant is upon the express condition that the Company, within thirty (30) days after the execution of this contract, and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of the City the sum of five thousand dollars (\$5,000), either in money or securities to be approved by him, which sum shall be security for the performance by the Company of the terms and conditions of the contract, especially those which relate to the payment of the annual charge for the franchise granted, in default of which payment of the annual charge the Comptroller, acting in behalf of the City, shall collect same with interest from such fund after five days' notice in writing to the Company. In case of failure of the Company to comply with the terms of this contract relating to the filing of annual statements and the commencement and increase of construction, or its neglect or refusal to comply with any demand or direction of the Board or other municipal officials, made pursuant to the terms of the contract, or under the authority of any laws or ordinances now or hereafter in force, in such case and in any of these events the Company shall pay to the Comptroller of the City a penalty of \$1,000 for each violation, and in case of any violation of the provisions relating to the illegal use of wires, the Company shall pay to the Comptroller of said City for each violation a penalty of not less than \$100, and not more than \$500, to be fixed by the said Comptroller.

The procedure for the imposition and collection of the penalties provided in the grant shall be as follows:

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

Twenty-first—In case of any violation or breach or failure to comply with any of the provisions of this contract, which shall have been committed for a period of three months after notice given by the Corporation Counsel, the same may be forfeited by a suit brought by the Corporation Counsel on notice of ten days to the Company.

Twenty-second—It 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 abilities herein reserved to or prescribed for the board or other authorities, officer or officers.

Twenty-third—The word "notice" wherever used in this contract shall be deemed to mean a written notice. Every such notice 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, as and when so provided, shall be equivalent to direct personal notice, and shall be deemed to have been given at the time of delivery or mailing.

Twenty-fourth—The Company promises, covenants and agrees on its part and he half 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, theretounto 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 thereto 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 *W. C. LEWIS*, Mayor.

Attest:

*W. C. LEWIS*, City Clerk.

UNITED ELECTRIC SERVICE COMPANY,

(Seal) By *W. C. LEWIS*, President.

Attest:

*W. C. LEWIS*, 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, Queens and Richmond—13.

Negative—The President of the Borough of Brooklyn—2.

#### Triborough Railroad Company.

The public hearing was opened in the petition of the Triborough Railroad Company for a franchise to construct, maintain and operate a double track street surface railway upon, along and through the Flatbush Avenue Extension, from its intersection with Fulton street, Borough of Brooklyn, to the terminus of the Manhattan Bridge, now being constructed, and for the right to use two of the street surface railway tracks upon, along and over the said bridge, when constructed, and for the right to construct, maintain and operate a double track street surface railway from the western terminus of the Manhattan Bridge, upon and along Canal street to the intersection of Canal, Walker and Baxter streets, Borough of Manhattan.

The hearing was fixed for this day by resolution adopted May 14, 1909.

Affidavits of publication were received from the "New York Tribune," "New York Sun" and City Record.

No one appeared in opposition to the proposed grant.

Walter S. Warner appeared on behalf of certain property owners in Atlantic Avenue, Borough of Brooklyn, in favor of the grant and also in favor of extending such railway upon and along Atlantic Avenue to East New York, with a branch or extension in Throop Avenue, Borough of Brooklyn.

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

The matter was then laid over, pending receipt of report from the Select Committee, consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and Brooklyn, to which this matter was referred at the meeting of May 14, 1909.

#### Staten Island Rapid Transit Railway Company.

In the matter of the petitions of the Staten Island Rapid Transit Railway Company for franchises to construct, maintain and operate

(a) Two additional tracks under and across South street, St. George;

(b) Two additional tracks under and across Central Avenue, Union Avenue, Harbor road and South Avenue, and one additional track across Richmond terrace, near Holland's Hook; all in the Borough of Richmond.

At the meeting of May 14, 1909, by resolution duly adopted the terms and conditions proposed were tentatively approved and the form of contract was referred to the Corporation Counsel for his approval as to form and to incorporate therein such matter as he deemed advisable to fully protect the interests of the City.

The Secretary presented the following:

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, JUNE 3, 1909.

#### Board of Estimate and Apportionment.

STATEMENT—I have received from you the following communication, dated May 14, 1909, signed by Joseph Hipp, Secretary:

I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, tentatively approving the terms and conditions proposed in the form of contract this day transmitted to the Board of Estimate and Apportionment with a report, dated May 14, 1909, from the Engineer in charge of the Division of franchises to the Chief Engineer, to govern the grant of a franchise to the Staten Island Rapid Transit Railway Company.

You will note that you are requested to approve the contract as to form and to incorporate therein such matter as you may deem advisable to fully protect the interests of the City.

For your information, I enclose herewith copy of the report and form of contract heretofore mentioned.

I beg to inform you that I have examined carefully the form of contract as contained in the report, dated May 14, 1909, of the Engineer in charge of the Division of franchises, and such contract has my approval as to form.

Respectfully yours,  
G. L. STERLING, Acting Corporation Counsel.

Rever No. P-156.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
JUNE 3, 1909.

#### Hon. George B. McClellan, Mayor, Chairman of the Board of Estimate and Apportionment.

See—On May 14, 1909, the Board of Estimate and Apportionment tentatively approved the conditions proposed in a form of contract which was submitted granting a franchise to the Staten Island Rapid Transit Railway, and referred the form of contract to the Corporation Counsel for his approval. Under date of June 3, 1909, the Corporation Counsel gave his approval as to form, and as all the preliminary steps have now been taken, it remains only to spread the contract and form of resolution approving the same upon the minutes of the Board, to publish the said form of resolution in the City Record for twenty days and twice in two daily newspapers, and to fix the date for the final hearing. As it is impossible to accomplish this before the Board adjourns on July 2, I beg to recommend that September 17, 1909, be fixed as the date for the necessary final hearing, and that meanwhile the contract be printed in the minutes of the Board and published in the City Record and two corporation newspapers to be designated by the Mayor.

Respectfully,  
NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 811, NO. 227 BROADWAY,  
JUNE 7, 1909.

#### Mr. Nelson P. Lewis, Chief Engineer.

Sir—Under date of May 14, 1909, the Board tentatively approved the terms and conditions proposed in a form of contract submitted with a report of this Division dated May 14, 1909, to govern the grant of a franchise to the Staten Island Rapid Transit Railway Company, and referred the same to the Corporation Counsel for his approval as to form.

This opinion has been given by the Corporation Counsel in a communication to the Board dated June 3, and as all the preliminary steps have now been taken, it remains only to spread the contract and the form of resolution approving the same upon the minutes of the Board, to publish the said form of contract in the City Record for twenty days and twice in two daily newspapers, and to fix the date for the final public hearing. As this cannot be done before the Board adjourns on July 2, I would suggest that Friday, September 17, be fixed as the date for final public hearing, and that meanwhile the contract be spread on the minutes of the Board and with notice of public hearing on the same published in the City Record for twenty days and twice in two daily newspapers to be designated by the Mayor.

Respectfully,  
MURRAY P. NICHOLS, Engineer in Charge.

#### The following was offered:

Whereas, The Staten Island Rapid Transit Railway Company has, under date of April 14, 1909, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate two additional tracks under and across South street, St. George, two tracks across Central Avenue, Union Avenue, Harbor road and South Avenue, and one track across Richmond terrace, near Holland's Hook, Borough of Richmond, and

Whereas, 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 law, this Board adopted a resolution on April 30, 1909, fixing the date for public hearing thereon as May 14, 1909, at which citizens were entitled to appear and be heard, and publication was had for at least two (2) days in the "Richmond County Advance" and "The Staten Islander," newspapers designated by the Mayor, and in the City Record for ten (10) days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for and proposed to be granted to the Staten Island Rapid Transit 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 Staten Island Rapid Transit 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 Staten Island Rapid Transit Railway Company the franchise or right fully set out and described in the following form of proposed contract for the grant thereof embodying all the terms and conditions including the provisions as to rates, fares and charges upon and subject to the terms and conditions in said proposed form of contract contained and that the Mayor of The City of New York be and he hereby is authorized

to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

*Proposed Form of Contract.*

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

Whereas, The President of the Borough of Richmond, on October 17, 1907, addressed a communication jointly to the Board of Estimate and Apportionment and the Commissioners of the Sinking Fund, requesting the authorization and approval of the exchange of certain parcels of land in the Borough of Richmond, between the City and the Company, and in connection therewith the granting of the right to the Company to lay additional tracks across and under certain streets and avenues; and

Whereas, This communication was presented to the Board at its meeting held June 12, 1908, and thereupon a resolution was adopted recommending to the Commissioners of the Sinking Fund that they authorize the exchange between the City and the Company of the beforementioned parcels of land situated in the Borough of Richmond, and providing that when such exchange was authorized and made the Board would, upon proper petition, grant to the Company the right to lay additional tracks across certain streets, as set forth hereinafter in this contract; and

Whereas, The Commissioners of the Sinking Fund, at their meeting held April 5, 1909, did, in accordance with the provisions of section 26a of the Greater New York Charter, as enacted by chapter 302 of the Laws of 1907, adopt a resolution authorizing this exchange, subject, however, to the approval of the Board; and

Whereas, Such approval was given by the Board at its meeting held April 16, 1909; and

Whereas, The Company, on April 14, 1909, duly submitted two petitions for franchises, which were presented to the Board at its meeting held April 30, 1909; now therefore,

In consideration of the said exchange of properties and of the mutual covenants and agreements herein contained, and in accordance with the resolution of the Board, adopted June 12, 1908, referred to above, 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) Two additional tracks across and under South street, near Jay street, First Ward, Borough of Richmond, within the lines of said South street as the same is now laid out or may hereafter be widened, said tracks to be constructed immediately to the west of the present two tracks of the Company crossing under South street at this point and constituting the existing right of way of the Company under said South street. All as shown on a map entitled:

"Map Showing Proposed Tracks Under and Across South Street, in the First Ward, Borough of Richmond, City of New York, to Accompany Petition of the Staten Island Rapid Transit Railway Company to the Board of Estimate and Apportionment. Dated April 14, 1909."

—signed by George H. Campbell, Vice-President, and William B. Redgrave, Division Engineer, attached to this contract and made a part hereof.

(b) Two additional tracks across and upon Central avenue, Union avenue, Harbor road, otherwise known as Summerfield avenue, and South avenue, and one track across and upon Richmond terrace, formerly known as Shore road, at a point 550 feet, more or less, east of the intersection of Western avenue with Richmond terrace, and in a line with the right of way fifteen (15) feet wide acquired by the Company from Edward Milliken and wife, all in the Third Ward of the Borough of Richmond. The said additional tracks across and upon Central avenue, Union avenue, Harbor road and South avenue to be constructed, one on either side of the present tracks of the Company, crossing said streets, all as shown on a map entitled:

"Map Showing Proposed Tracks Across Central Avenue, Union Ave., Harbor Road, South Ave., and Richmond Terrace, in The Third Ward, Borough of Richmond, City of New York, to Accompany Petition of the Staten Island Rapid Transit Railway Co. to the Board of Estimate and Apportionment. Dated April 14, 1909."

—signed by George H. Campbell, Vice-President, and William B. Redgrave, Division Engineer, attached to this contract and made a part hereof.

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

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

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

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

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

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

(a) During the first term of ten (10) years the annual sum of six hundred dollars (\$600), being the annual sum of one hundred dollars (\$100) for each crossing herein authorized.

(b) During the second term of fifteen (15) years the annual sum of nine hundred dollars (\$900), being the annual sum of one hundred and fifty dollars (\$150) for each crossing herein authorized.

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. Pro-

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

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.

Third.—The annual charges or payments herein provided for 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 railroad or railway company providing for payment for railroad or railway rights or franchises at a different rate, and no assignment, lease or sublease of the rights or privileges hereby granted, or at 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, especially said conditions as to payments, and the removal of the tracks herein authorized from the surface of the streets crossed by the same, 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.

Fourth.—The consent hereby given shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall title, interest or property therein pass to or vest in any other person 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, acting by the Board, or its successors in authority.

Fifth.—Upon the termination of this contract, or if the same be renewed, then upon 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 equipment of the Company constructed pursuant to this contract within the streets 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 the Company or any other 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 shall be restored to their original condition at the sole cost and expense of the Company.

Sixth.—The Company shall commence the construction of the tracks herein authorized under South street, First Ward, within three (3) years, and complete the same within five (5) years from the date upon which this contract is signed by the Mayor, and shall commence and complete the construction of the other tracks herein authorized within two (2) years from such date, otherwise the rights herein granted shall cease and determine as to such tracks not so constructed. In the event of the rights so ceasing, the Company shall not be required to make any further payments for the privilege of constructing and maintaining said tracks under this contract, but shall continue paying to the City the sum fixed by this contract for each crossing which it constructs within the time limit herein fixed.

Seventh.—The grantee shall pay the entire cost of the construction and maintenance of the tracks herein authorized to be laid, and where the said tracks are authorized to be laid on the surface of the street, in addition shall pay the following:

(a) The cost of the protection of all surface and subsurface structures which shall be in any way disturbed by the construction of such tracks.

(b) All charges in sewer or other subsurface structures made necessary by the construction of the railroad track, including the laying or relaying of pipes, conduits, sewers or other structures.

(c) The replacing or restoring the pavement in said street which may be disturbed during the construction of the tracks.

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

Eighth.—Before the construction shall be begun the grantee shall obtain permits to do the work from the President of the Borough of Richmond and from the Commissioner of Water Supply, Gas and Electricity. Said grantee shall perform all the duties which may be imposed upon the grantee by these officials, as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to these officials working plans, which shall include and show in detail the method of construction of said railroad tracks and the mode of protection or changes in all subsurface structures required by the construction of such tracks.

Ninth.—The said railroad crossings shall, for their entire length between the lines of the streets where they are laid on the surface, be paved between the rails and for a width of two (2) feet outside thereof with asphalt blocks or vitrified brick, laid upon a concrete foundation, or such other material as may be prescribed by the President of the Borough of Richmond, and in a manner acceptable to him. The said crossings shall be constructed, maintained and operated at the expense of the Company, subject to the supervision, control and inspection of the proper authorities of The City of New York who have jurisdiction in such matters under the Charter of The City of New York.

Tenth.—Said grantee shall be liable for all damages to persons or property, including the street and subsurface structures therein, by reason of the construction and operation or maintenance of said railroad tracks, 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.

Eleventh.—Free and uninterrupted access to and passage over said streets where the rails are laid on the surface shall be maintained at all times, both during construction and thereafter, and no cars shall be allowed to stand upon said railroad tracks within the limits of said streets.

Twelfth.—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.

Thirteenth.—The Company shall at all times keep the streets upon which the rails authorized by this contract are laid, between the said rails and for a distance of two (2) feet beyond the said rails, on either side thereof, free and clear from ice and snow.

Fourteenth.—The Company shall, upon being ordered by the Board so to do, remove the track hereby authorized to be constructed on and across Richmond terrace, from the surface of said street, and construct the same over or under the said street, as directed by the Board, and in such manner as the Board may prescribe, under the supervision of the local authorities of the Borough, at its own expense. And it further agrees, that if at any time during the continuance of this contract or any renewal thereof, proceedings shall be taken under the Railroad Law or any law of the State, looking to the removal of the tracks laid by it on the surface of any street, under authority of this contract, then and in that event the Company shall remove the tracks herein authorized and construct the same across said streets, either over or under the same as directed, at its own cost and expense. Nothing contained herein shall be deemed to affect the rights or liabilities of the Company as to the tracks already laid by it.

Fifteenth.—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 hereby conferred, shall deposit with the Comptroller of the City the sum of one thousand dollars (\$1,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privileges hereby granted, the repairs of street pavement, and the removal of those tracks laid on the surface of the streets at its own expense as herein provided, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges,

shall collect the same, with interest, from the said fund after ten (10) days' notice in writing to the Company; or in case of failure to keep the other terms and conditions of this contract, the Company shall pay a penalty of ten dollars (\$10) per day for each day of violation.

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 provision. 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, and without legal procedure direct the Comptroller to withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the City a sum sufficient to restore said security fund to the original amount of one thousand dollars (\$1,000), and in default thereof this contract shall be annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under this or any other provision of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Sixteenth—In case of any violation, or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten (10) days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railroad tracks 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.

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 word "streets," wherever used herein, shall be deemed to mean such streets, avenues, highways, driveways, concourses, boulevards or public places across or under which the Company is hereby granted the right to lay its tracks.

Sec. 3. The City hereby agrees that it will construct a portal in the proposed new tunnel required for the construction of the tracks herein authorized under South street, in the First Ward of the Borough of Richmond. Said portal is estimated to cost not exceeding one thousand seven hundred dollars (\$1,700) in excess of the cost to the City of building a solid retaining wall at this point, as was heretofore proposed. All and every other expense in connection with the rights hereby granted shall be borne and paid for by the Company.

Sec. 4. The City and the Company promise, covenant and agree to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained to be performed or observed by the respective parties hereto.

In witness whereof, the party of the first part, by its Mayor, hereinafter duly authorized by the Board of Estimate and Apportionment of said City, has caused the corporate name of said City to be hereunto affixed and the corporate seal of said City to be hereunto affixed; and the party of the second part, by its officers, hereinafter 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.  
Attest:  
City Clerk  
THE STATEN ISLAND RAPID TRANSIT RAILWAY COMPANY.  
By \_\_\_\_\_, Vice-President.  
Attest:  
Secretary

(Here add acknowledgment.)

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

Resolved, That these memoranda and resolutions, including the said resolution for the grant of the franchise or right applied for by the Staten Island Rapid Transit 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 Friday, September 17, 1909, in the City Record and at least twice during the ten (10) days immediately prior to Friday, September 17, 1909, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York at the expense of the Staten Island Rapid Transit 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 Staten Island Rapid Transit 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 Friday, September 17, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

#### East River Terminal Railroad.

In the matter of the communication from the Acting Chairman, Public Service Commission for the First District, stating certain provisions of the contract entered into with the East River Terminal Railroad, granting said company a franchise, appear to be inconsistent with the provisions of the Public Service Commissions Law and the policies pursued by that Commission and suggesting the incorporation of an additional provision in said contract to eliminate such a condition.

This communication was presented to the Board at its meeting of April 23, 1909, and was referred to the Chief Engineer.

At the meeting of April 30, 1909, the Secretary of this Board was directed to reply to the Commission, suggesting the approval of the contracts which had been passed by the Board, subject to such stipulation as the Commission might see fit to make in each case, should the Commission determine that, under section 53 of the Public Service Commissions Law, the exercises of such franchises or privileges are necessary or convenient for the public service, and the Corporation Counsel was requested

to prepare such a clause as he deemed necessary and advisable to be incorporated in future grants to alleviate the alleged inconsistencies, as set forth in the communication from the aforesaid Commission.

The Secretary presented the following:

CITY OF NEW YORK, LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
New York, May 26, 1909.

#### Board of Estimate and Apportionment:

GENTLEMEN—I have received from you the following communication, dated April 30, 1909, signed by Joseph Haag, Secretary:

"I transmit herewith copy of a communication, dated April 19, 1909, from William McCarron, Acting Chairman of the Public Service Commission for the First District, calling the attention of the Board of Estimate and Apportionment to certain points in the contract entered into by and between The City of New York and the East River Terminal Railroad which appear to said Commission to be inconsistent with the provisions of the Public Service Commissions Law and the policies pursued by that Commission, also a copy of a report from the Engineer in charge of the Division of Franchises in regard thereto, together with a copy of the reply this day transmitted to the Public Service Commission for the First District by direction of the Board of Estimate and Apportionment.

"You are requested to advise the Board specifically upon the points raised by the Public Service Commission and as to the necessity of the insertion of any clause in future grants which may be authorized by the Board of Estimate and Apportionment which would cure the inconsistencies claimed to exist between the provisions of such contracts and those of the Public Service Commissions Law. Should you deem the insertion of such a clause necessary in future grants, you are requested to prepare a draft of the same for use by the Division of Franchises."

I note you have written the Public Service Commission suggesting that as in pending franchise applications, such body should issue its certificate of necessity, subject to such stipulations as it should see fit to exact of the company so applying, or in compliance with all the provisions of the Public Service Commissions Law.

There can, in my opinion, be no objection on the part of the City to the execution of any such stipulation. The Public Service Commission and the Railroad Company would alone be parties to such stipulation, and no further action would be called for on the part of the City. Should it be contemplated that the City should now modify these franchise grants and free the company from the forfeiture of penalty imposed thereon, I seriously question whether this could be done by means of a stipulation, such modification of the franchise being so material as to require a new franchise application and the observance of the full franchise procedure prescribed by the provisions of the Greater New York Charter.

My opinion is particularly asked as to the insertion in all future franchise grants of a clause which will obviate all possible points of conflict between the City and the Commission.

The Public Service Commission in its letter of April 19, to your Board, a copy of which was sent me with the above communication, raises three objections to the form of franchise grant to the East River Terminal Railroad, this being practically the same form followed by your Board in making other grants to street surface railroads. These objections are:

(1) As to power reserved in the Board to order change of motive power.

The Commission calls attention to the fact that it is empowered to order a change of motive power, and suggests that the company should not be compelled to change its motive power without the approval of the Commission, or at least, that if a conflict of opinion arises, that the company should not render itself liable to a forfeiture of its franchise by failing to comply with the order of your Board.

(2) As to clause reserving in your Board the right to regulate rates and fares.

The Public Service Commission claims the regulation of rates and fares is peculiarly within its jurisdiction, and that railroad companies should not be put in the position of rendering themselves liable to forfeiture where the orders of your Board are at variance with those of such Commission.

(3) The Commission objects to the form of section 3, claiming that the wording is somewhat ambiguous.

Any such objection has already been overcome in more recent franchise grants and section 3 as therein provided, is not open to any misconstruction. The following form is now used:

"See 3. This grant is also upon the further and express condition that the provisions of the Railroad Law pertinent thereto shall be strictly complied with by the company."

The other two objections of the said Commission, however, raise a question which calls for the serious consideration of the municipal authorities of The City of New York. It will be remembered the Public Service Commissions Law was imposed by the City and was vetoed by the Mayor, the principal ground therefor being that the creation of this body by the State and the vesting in it of large powers, was in violation of the principles of home rule.

In an opinion to the Hon. Herman A. Myrie, Comptroller, under date of July 13, 1907, I stated that while I believed the statute was open to such objections, after due examination I was forced to the conclusion that it could not be declared unconstitutional. There can be no question, however, that should your Board accede to the request made by the Commission, it will tend to an increase in the powers of the Commission and a correspondent decrease in the powers of your Board in relation to the management of the street surface railroads of the City in the respects referred to in the letter from the Commission.

Should the City now concede that in a case where a railroad company has violated an order made by the City pursuant to the powers reserved in its franchise grant, and such order is inconsistent with an order of the Public Service Commission, said railroad company in default shall not incur any penalty or forfeiture, it would seem a logical conclusion that the rule should be extended to cover the incurring of all penalties in such cases, thus leaving to the City the right to make orders in such matters, but rendering it powerless to enforce the same. The Charter clearly indicates that the City is to reserve a full degree of jurisdiction and control over all public service corporations receiving from the City the right to operate in its streets.

In section 73 of the Charter the following provision appears:

"Every grant shall make adequate provision by way of forfeiture of the grant, or otherwise, to secure efficiency of public service at reasonable rates."

Again in section 74 it is provided:

"Before any grant of the franchise to use any street \* \* \* shall be made by the Board of Estimate and Apportionment, the proposed specific grant embodied in the form of a contract with all of the terms and conditions, including the provisions as to rates, fares and charges, shall be published."

By the Public Service Act the Legislature has vested in the Public Service Commission its right of control in respect to certain matters over common carriers, including street railway companies, and by reason thereof the Commission may by proper orders or proceedings make effective such control in the matters of prescribing maximum rates of fares, the increase or improvement in service, etc., etc., with which the companies so long as their franchise rights exist and are exercised, must comply, but it by no means follows that the City acting through the Board of Estimate and Apportionment may not prescribe such terms and conditions as it may deem proper as a condition of the continued right or power to enjoy and exercise the rights granted by the City. In other words, there is nothing inconsistent with the powers given to the Commission by the Legislature and their proper exercise that the City should reserve to itself the power of terminating the company's rights by forfeiture in case it fails to comply with the requirements imposed in the contract. If the corporation is willing to accept such terms it does not seem within the province of anyone else to object. I fail to see under what provision of law the Public Service Commission can assume to question or pass upon the terms of franchise grants made by The City of New York, or upon what theory it can withhold its certificate on the ground that it thinks the terms and conditions imposed by the City too onerous on the company, especially where such terms and conditions have been accepted by the grantee.

In the form of contracts which have been authorized by your Board, it is usual to provide a maximum fare in excess of which the company cannot charge, and it might possibly be that the Public Service Board should fix some other maximum, but there would be no necessary conflict between the two and the company could

comply with both. The same is true in regard to regulations as to frequency of service, etc. In few, if any cases is it possible that a conflict between the regulations of the one Board and the other could occur where compliance with those of one would be a necessary violation of those of the other, but if such case arises, your Board is, in my opinion, entirely within its rights in prescribing compliance with your regulations as the necessary condition of the continued life of the franchise, nor can such a reservation in the contract between the City and the company be in any way deemed an invasion of the powers of the Commission under the Public Service Act. As above pointed out, the powers and jurisdiction of the Commission are vested in it by legislative enactment, and it is not within the power of your Board to curtail them in any particular by inserting provisions in the contract or otherwise, either directly or indirectly, nor does the form of contract referred to purport so to do. In order, however, that there may be no question on the subject, the Commission might insert an appropriate clause in its certificate, or if preferred, I see no reason in law why a provision should not be inserted in future grants as requested in the first part of the Commission's proposal to your Board to the effect that "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."

As to the remainder of the Commission's proposal, while my opinion as to the law is as above pointed out, if your Board should feel, in view of the fact that the Legislature has seen fit to create a Public Service Commission and endow it with special power over common carriers in matters of service and fares, and given it special facilities for investigation, that the interest of the City would be fully protected by accepting during the existence of the Commission its conclusion in such matters, and that it would be more just to the company not to subject it to two regulating powers, it would be, in my opinion, entirely legal and within your powers, if you should deem it advisable, to insert a clause as requested by the Public Service Commission in the latter part of its proposal to you, viz., to the effect that in case of conflicting regulations by the Board of Estimate and Apportionment and the Public Service Commission, or their successors, in regard to the fixing of rates and fares, changes of motive power, or other matters in regard to which the Public Service Commission has special jurisdiction where compliance with one necessarily involves a violation of the other, obedience to the orders of the Commission shall not constitute grounds of forfeiture of the rights granted, and if desired, I will prepare an appropriate provision.

Respectfully yours,

F. K. PENDLETON, Corporation Counsel.

The Surveyor was directed to forward copy of the opinion to the Public Service Commission for the First District.

*South Shore Traction Company*

The Mayor made the following statement:

In connection with the opinion of the Corporation Counsel upon the powers of the Public Service Commission, as set forth on the calendar, the Chair desires to lay before the Board a communication REB received from the South Shore Traction Company, accompanied by the opinion of the Public Service Commission.

It appears that the franchise granted by this Board to the South Shore Traction Company has been nullified by the action of the Public Service Commission in refusing to approve of an application by that company made pursuant to section 53 of the Public Service Commission Law. The grounds of refusal to so approve are those which this Board is advised do not come within the scope of the Public Service Commission, and in consequence, it would seem necessary that this Board take immediate action to secure a judicial determination of its rights under the Charter, that the serious delay which has already occurred on account of the action of the Public Service Commission may be shortened as much as possible.

The Mayor presented the following:

**SOUTH SHORE TRACTION COMPANY,**  
TIME BUILDING, FORTY-EIGHTH STREET AND BROADWAY,  
NEW YORK, JUNE 10, 1909.

*Board of Estimate and Apportionment, New York City*

**Communication**—Referring to the franchise recently granted by your Honorable Board to the South Shore Traction Company, we beg to advise you that we have today received copies of the opinions written by the Public Service Commission for the First District upon our application for permission to exercise this franchise, denying our application.

We herewith beg to submit to you copies of the prevailing opinion written by Commissioner Glasser and of the dissenting opinion written by Commissioner McCarron.

We hardly need state that we are very much disappointed by the rendering of this decision. We had hoped to be able to proceed with the construction of the road this summer, and with that end in view had also taken up actively the securing of property owners' consent. We had also made every endeavor to bring about what we thought would be the favorable action of the Public Service Commission in time to enable us to run our shuttle service over the Queensboro Bridge on the 12th of this month.

Under date of May 26, 1909, the Hon. Francis K. Pendleton, Corporation Counsel, wrote an opinion addressed to your Honorable Board, questioning whether section 53 of the Public Service Commission Law vests the Public Service Commission with power to pass upon the terms and conditions of franchises granted by your Honorable Body. Our own counsel agrees with this opinion, and we have been advised that it would be proper for us to go through the necessary *certiorari* proceedings to have this order of the Public Service Commission receive proper judicial review.

It is at once apparent that in going through this process, this Company will be subject to a certain amount of delay, even if its application to the Courts be ultimately successful, and even if the Public Service Commission, as a result of such appeal, is hereafter directed by proper authority to grant its certificate under the law.

Under these conditions we feel that it is proper for us to call the attention of your Honorable Body to the existing state of affairs in connection with our franchise, and to respectfully request an expression of opinion from you as to the attitude you will assume in saying as harmless from such injury as our franchise may suffer because of the lapse of time occasioned by these proceedings, for none of what's we are responsible, and which, in fact, we shall have to combat at a large expense to our selves.

In this connection we beg to state that the various items referred to by the Public Service Commission, including the \$20,000 initial payment, have not heretofore been objected to be us.

Respectfully,

**SOUTH SHORE TRACTION COMPANY,**  
By JAMES T. WISE, President.

**STATE OF NEW YORK,**  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,  
Case No. 1032.

In the matter of the application of the South Shore Traction Company for the permission and approval of this Commission for the construction and operation of an extension of its street surface railroad from the County to the Queensboro Bridge Plaza, in the Borough of Queens, and for the exercise of a franchise to operate cars on the Queensboro Bridge.

*Opinion*

This application calls for the approval of the construction of a trunk line street railway from the boundary line of Nassau County through Jamaica to Long Island City, and the exercise of a franchise therefor and for through and local transit across Queensboro Bridge to Second Avenue, Manhattan. The company's route within the City limits covers a distance of thirteen miles in the Borough of Queens and one and a half miles on the Queensboro Bridge. A double track railway is proposed for prac-

ticality the entire route, except the portion on Central Avenue southeast of Jamaica. At present there is no trolley line extending from the eastern limits of the Borough of Queens into Manhattan, or within several miles of the East River. The lines of the Long Island Electric Railway Company and the New York and Long Island Traction Company, which enter the City from Nassau County, extend no further west than the eastern limits of the Borough of Brooklyn, near Woodhaven. On the other hand, the lines of the New York and Queens County Railway Company extend no further east than Jamaica and Flushing, and do not as yet cross the East River into Manhattan. The company's route traverses the heart of the Borough of Queens by a direct line and strikes Manhattan almost exactly at right angles. The territory through which this route is laid out is almost totally undeveloped for residence purposes, except at the Village of Jamaica. Yet it lies directly opposite the densely populated Borough of Manhattan, separated from it only by the East River. The Borough of Queens has an area nearly six times the size of Manhattan. The territory between Long Island City and Jamaica lying one mile on either side of the South Shore route is equal to all that portion of Manhattan north of Fifty-ninth street. This territory has remained almost without population because of the absence of transit facilities. Until 1883 there was no way of getting across the East River except by boat. In that year the New York and Brooklyn Bridge was opened, far below the Borough of Queens, however. It was twenty years before another means of crossing the river was provided. But the period of seven or eight years beginning with December 19, 1903, when the Williamsburg Bridge was opened, will have seen the opening of six different bridges and tunnels with facilities for through operation of cars into Manhattan. Three of these, the Queensboro Bridge, the Pennsylvania tunnels, and the Steinway tunnel, tap the Borough of Queens directly, while the Brooklyn Bridge, the Subway, and especially the Williamsburg Bridge, tap it indirectly. If in these tunnels and bridges are added adequate transit facilities in Queens itself, there must inevitably be a wonderful development in the population of this Borough within the next few years. What may happen in fifty years is utterly beyond our power to calculate. The South Shore Traction Company's route is a trunk line admirably adapted to the development of a great territory within easy reach of the myriads who are now crowding Manhattan because they must live where they can have reasonable access to their work. From Fulton street, Jamaica, to Fifty-ninth street and Second Avenue, Manhattan, is only about eight miles, at the same distance as from the latter point to Kingsbridge.

It is hardly necessary to say that this Commission looks with unusual favor upon the proposed route of the applicant company, running as it does on a great thoroughfare that strikes like an arrow into the heart of Manhattan. It goes without saying that the provision of adequate transit facilities, bringing a vast residence territory lying opposite Manhattan Island within easy reach of the business centers of the City, would be of incalculable benefit to the entire community.

Under these circumstances, the Commission would not think of withholding its prompt approval for the construction of the proposed railway and the exercise by the applicant company of the franchise granted by the local authorities, if it were not compelled to do so by controlling considerations of public policy affecting the future welfare of the Greater City. But much as we may regret it, such controlling considerations exist in the present case.

Under the franchise contract granted by the local authorities the applicant company is put in a position of control for street railway purposes over the only available thoroughfare between Long Island City and Jamaica for a period of fifty years, and no provision is made by which this company can be compelled to build the extensions necessary for the full development of the territory dependent upon this thoroughfare as the needs may arise.

This proposition is established by the following considerations:

1. **The Only Available Thoroughfare**—The route from the Queensboro Bridge passing over the Sunnyside yard by the proposed new viaduct, and thence through Flushing Avenue and Hoffman Boulevard to Jamaica, is the only feasible through route between these termini available with the present layout of streets in the Borough of Queens. A careful examination of the physical condition and the general relations of this district to other parts of the City makes it appear reasonably certain that no other thoroughfare between Jamaica and Queensboro Bridge will be laid out and constructed for many years, if ever. The Sunnyside yard, situated under an agreement between the City on one hand and the Long Island Railroad Company and the predecessor of the Pennsylvania Tunnel and Terminal Railroad Company on the other hand, lies directly across the natural approaches of the Queensboro Bridge from the southern Queens side. A viaduct over this yard, reaching from Flushing Avenue directly to the end of the Bridge Plaza, is provided for in the City's contract with the railroad companies. This viaduct will be nearly two thousand feet long and forms a portion of the route of the applicant company. It is the only viaduct provided for over the Sunnyside yard that brings direct access to the Queensboro Bridge. Directly to the north of the Sunnyside yard and passing between it and the Bridge Plaza is Jackson Avenue, an important thoroughfare connecting north shore points with Long Island City. This avenue is already occupied by the New York and Queens County Railway Company in the exercise of franchises unlied as to time. The provision of another through route from Queensboro Bridge to Jamaica that could in any way compete successfully from the transit standpoint with the route of the South Shore Traction Company would involve an enormous expense and extraordinary difficulties, not only by reason of the position of the Sunnyside yard with reference to the Bridge, but also because it would involve going diagonally across the intervening network of streets. It is also to be noted that several important cemeteries and one large park are to be reckoned with in connection with any future plan for the opening of additional thoroughfares in parallel Thomson Avenue and Hoffman Boulevard on the south. Furthermore, it should be noted that the City has plans on foot to widen Thomson Avenue and Hoffman Boulevard to a width of two hundred feet, which would render the cutting through of other thoroughfares between the same termini less necessary from the standpoint of general traffic.

It is admitted by all parties that the route selected is the only one at present available, and under the circumstances the likelihood of the opening of a competing route is too remote to be seriously considered in dealing with this franchise.

2. **The Exclusiveness of the Grant**—Evidently in recognition of the admitted geographical monopoly, elaborate provisions were inserted in this franchise apparently for the purpose of keeping this thoroughfare open and preserving the City's control over future transit development in the Borough of Queens. The more we examine these provisions, however, the more futile they appear. While making promises pleasant to the ear of the casual observer, and while recognizing the abstract right of the City to let other companies use the applicant's route as the exigencies of the future may demand, they prescribe conditions for such use that would in all human probability be prohibitive.

It has been claimed on behalf of the applicant company that under the terms of this contract the City could permit any number of other companies to parallel this company's tracks on Hoffman Boulevard or any other streets along its route. While a multiplication of tracks on the same street would not in any case be a satisfactory solution of the problem of transit monopoly, except under most extraordinary conditions, a careful examination of the company's contract with the City shows that the claim referred to is substantially unfounded. The South Shore Company binds itself to consent to the construction of any other railroad on the same route "which may necessitate the use of any portion of the railway which shall be constructed by the company pursuant to this contract." The terms upon which such use may be enjoyed are set forth specifically, and are practically prohibitive.

The South Shore Company binds itself to permit any other company duly authorized by the City to use the South Shore Company's tracks upon the payment of an initial sum and of an annual rental. It is this scheme for determining the amount of these payments which is the chief objection to the company's franchise. The plan prescribed would measure the value of the South Shore Company's franchise as an exclusive grant to the only available route for an immense territory with unlimited promise as to future development for residence purposes.

(a) In case the two companies interested cannot agree as to the amount of the initial payment, the matter is to be referred to three disinterested freeholders, one to be chosen by each of the parties, and the third to be chosen by these two. The City, which is one of the principals in this contract, apparently is not to be represented in any way in the appraisal. If the South Shore Traction Company desired to prevent another company from coming in it would bring about a deadlock by seeing to it that no third appraiser not entirely satisfactory to it could be agreed upon. The other company would have difficulty in enforcing the terms of this contract in which only the City and the South Shore Company are parties. Even if some way could be

found ultimately to break the deadlock and complete the appraisal, the delay and difficulties which the South Shore Company could impose if it felt so disposed would be a serious hindrance to any new company which would have to depend on the City for any affirmative litigation to force the matter through.

Inasmuch as the City is a party to this contract and represents the public interest which should be paramount in any matter affecting the future development of the transit system, the simple solution of the appraisal problem in a case of this kind would be to give the appointment of the third appraiser to the City or to some authority representing the State.

(b) In case the appraisal scheme is carried through, it will only apply to the initial lump sum to be paid by the new company before it will have the right to run a single car on the South Shore Company's tracks. The appraisers are not required to fix on a sum that will be fair or reasonable, but are required, in fixing the amount of the payment to "consider compensation to the Company for" certain specific things, as follows:

"First—The sinking fund which may have been or should have been set aside for the retirement of the total investment represented by such property of the company as is used by said individual or corporation, from the date of the granting of this franchise to the date upon which said individual or corporation begins the use of such property of the company.

"Second—The moneys expended by the company in its organization and promotion.

"Third—The increased value of the territory as a district suitable for railway operation, which increase may have resulted from the operation of the company.

"Fourth—The loss of business to the company which may result from direct competition on its own lines.

"Fifth—Any other purpose or purposes which the appraisers may deem as justly due to said company by such individual or corporation for the use of such property.

It is claimed that the appraisers are only required to "consider" these items and are not required in making the award to assign full value to them. While it is doubtless true that appraisers, if biased against the South Shore Company, could underestimate the value of some or all of these bases of compensation, and in the absence of proof of fraud their award would stand, it would be the height of folly, however, to approve this franchise on the strength of the most unfavorable award that could possibly be made in the South Shore Traction Company. We must rather consider the most favorable award that would likely be made to the company, assuming that the City would exercise all due diligence in protecting the public interests in ways left open to it by the terms of its contract. The word "consider" in connection with an appraisal has a legal meaning different from the loose meaning of ordinary conversational use. The directions of the contract are for the appraisers to base their figures on the specified elements, and they may not legally go outside of them. If they do their determination will be set aside. If they adhere to the specified bases it will be upheld even if the lump sum should be greater than the entire cost of the tracks on Hoffman boulevard and Thomson avenue.

The practical fairness or reasonableness of the total award as related to the physical value of the tracks is not a matter with which they have anything to do. They are required to determine the amount of the payment to be made on the basis of the considerations of various items now specifically agreed upon by the parties of the contract, together with such additional enumerated items of compensation as the appraisers may deem "justly due" to the South Shore Company for sharing the use of its privileges with another company. In the normal course of events, following the words of the contract and the usual legal procedure, the appraisers would proceed to set a value upon these items submitted to them without any reference to the magnitude of the sum total arrived at.

It is claimed that all the items enumerated are fair and justly due the pioneer company which builds a railway through this undeveloped territory. In other words, it is practically admitted that the fairness of the arrangement is a matter to be determined now in this contract, and one that is to be left to the appraisers. We should not be so deeply concerned with this issue if this company's route were not practically an exclusive one, or if adequate provision were made in the contract to require this company to build extensions and feeders along its route as the exigencies of the public may from time to time require.

The exclusiveness of the route has already been discussed. In regard to the other point, it is claimed that we can depend upon the self-interest of the company to bring about all necessary extensions as needed. This claim is not supported either by sound theory or practical experience in New York or elsewhere. We should not forget that the only reason for the company's application for a franchise in the Borough of Queens in the first place was that none of the companies already in the field were willing to make the desired extension except on their own terms. What the New York and Queens County Railway Company now refuses to do the South Shore Traction Company could with aggravated effect refuse to do under this franchise. Indeed, if the company should recognize the advantage of extensions and feeders at some future time its exclusive hold on Hoffman boulevard and Thomson avenue would perhaps be to supply only the most remunerative fields, and neglect or save up for an indefinite future the others.

Whenever the five-cent fare would be unprofitable, and wherever people could be induced to pay a double fare rather than walk, the company would naturally follow the example so often set in this city and organize nominally independent companies to make the extensions. Indeed, while the applicant company would under its franchise have a practical monopoly of the only thoroughfare leading through its territory to the Queensboro Bridge for a period of fifty years, there is nothing in its contract to prevent it from refusing to operate over the bridge after the expiration of ten years. In that case the people who had built their homes along the company's route would have to pay a double fare to Manhattan the same as the people who live along the line of the New York and Queens County Railway Company would be compelled to do until that company sees fit to undertake a bridge service. It appears, therefore, that it would be unreasonable to depend on this company's self-interest for a proper extension of its lines.

We are forced to fall back, therefore, on the City's reserved right to let other companies in on this company's main route on the terms set forth in this franchise. It should be borne in mind that the items of appraisal are for initial payment. Every expense chargeable to the use of this company's tracks and physical property is more than provided for in the annual payments required, in which I shall call attention further on. Among the items to be paid for in advance are "the increased value of the territory as a district suitable for railway operation, which increase may have resulted from the operation of the company" and "the loss of business to the company which may result from direct competition on its own line. Under these conditions if, at the end of ten years, a new company applied for trackage rights, the appraisers would have to base their determination upon the value of the territory" and the "loss of business for forty years to come in ascertaining the amount to be paid by the new company in advance."

It is of course proper that a pioneer company entering an undeveloped field should be protected from the possibility of other companies coming in without compensation at some future date, using this company's property and reaping a rich reward without risk or expense. It is wholly improper, however, that any company should be permitted to take advantage of a geographical situation to absorb the value resulting from the development of an immense tract in the heart of a great city for a period of fifty years. We think that the time has passed when the cities of this State, either to obtain a premature advantage of a low fare or to encourage sales of vacant real estate should contract away the welfare of future generations. The requirements of justice could have been met by a much more simple provision, to the effect that any new company desiring trackage rights over the applicant company's route should be required to pay a fair sum to be determined by arbitration. The right of the company in possession could be safeguarded by a provision that this sum should not be less than a certain fraction of the then value to the company of the trackage within the streets. The franchise contract now before us might justify a charge of several times the entire value of the trackage.

(c) In the paragraphs of the franchise contract describing the elements which shall enter into the annual rental to be paid by the new company for the use of the applicant company's tracks, it is provided that the new company shall pay the actual cost of the motive power used by it, its fair proportion of the cost of keeping the tracks and electrical equipment in repair, and of laying and repairing pavements and of removing snow and ice, and of all other expenses of maintenance and operation incurred by the South Shore Company under the terms of the contract with the

City, and interest on a fair proportion of the original cost of construction, together with additions and betterments, and shall also furnish its proportion of the capital required for future additions and betterments. This means that the new company, after meeting all legitimate rental charges, would have to pay annual interest to the old company on that portion of the trackage cost for which it had already made the initial payment.

It has been suggested that, after all, the exclusiveness of the company's rights in the Hoffman boulevard and Thomson avenue is not so serious, because the lines of travel through the territory served lie in part in other directions. This is true. But this route is the one that strikes directly through the centre of Queens to the heart of Manhattan by way of the great bridge that, because of its peculiar location and the service it is expected to perform, has been named "Queensboro." As time goes on the business district of Manhattan will move further in the island and the usefulness of this route will constantly increase. The Pennsylvania tunnels will be for the exclusive use of trains operated over a private right of way. The Steinway tunnel is now private property and unless purchased by the City will doubtless be used by the New York and Queens County Railway Company or be operated by a separate company for a separate fare. The Queensboro Bridge stands out as the principal public gateway of the future from Queens to Manhattan.

There are other provisions in the franchise contract which can be justly criticized. There appears to be no adequate guarantee that the road on Hoffman boulevard will be built promptly or the franchise forfeited for failure to build. There is no provision for extensions. Provisions are inserted which are in conflict with the requirements of the Public Service Commissioners Law and which, if approved by the Commission, can only be rendered harmonious with the existence of that law by assuming that so long as that law exists it supersedes the contractual provisions of the franchise. I prefer, however, not to make objections here to those minor features, but to base this refusal on those considerations which I consider a sine qua non to the approval of this franchise by the Commission. The duty of the Commission to disapprove arises when provisions are inserted that are sure to embarrass a feature and impair the objects of the Public Service Commissioners Law. It should not be in the aim of such a franchise to obtain the greatest possible payment to the City or impose the greatest possible burdens upon the company. To do these things is usually to prevent the company from rendering proper service to the people. In the case of the franchise now before us I think that the financial burdens imposed upon the company might well be mitigated and the rendition of good service, together with the construction of needed extensions, made more readily obtainable.

Ordinarily the necessary consents of abutting owners are filed with the Commission before its permission and approval are granted. Although this is not necessary under the law, we consider it desirable, mainly as the Commission can thus make reasonably sure that the law is in all respects complied with before construction begins. The applicant has not yet obtained these consents and cannot begin construction until they are obtained. While it is proceeding them, or in fact thereof, the consent of the Appellate Division, the present franchise can probably be modified.

The application of the South Shore Traction Company for permission and approval, under section 53 of the Public Service Commissioners Law, for the construction of its road and the exercise of its franchise should be denied.

Respectfully submitted,

E. M. BASSITT, Commissioner.

*Memorandum Submitted in Voting Against the Adoption of the Option and Resolution Disapproving the Franchise of the South Shore Traction Company, June 8, 1909.*

I have examined closely the franchise as proposed by the Board of Estimate and Apportionment. While I am surprised to note it overlooks to a certain extent the provisions of the Public Service Commissioners Law, regard to which several property have been lost, it seems to have been drawn with much care over and provision for the protection of the interests of the City and the public and from that standpoint is to be commended and I believe should be approved for the following reasons:

First—It is by law and justice the right and the power of the City to decide upon the terms on which it will grant a franchise to a street railway company.

Unless it can be shown that in some feature or features the interests of the City, or of the public, are invaded or impeded, it is the duty of the Public Service Commission to approve.

Anything else, in my opinion, violates the City's rights and the principle of "home rule."

In the case of the South Shore Company the franchise terms do much care fully protect the City's interests. Indeed, they might be said to be more favorable to the City in some particulars, but that is a matter between the City and the company. There is no condition now existing, nor as present to be foreseen, which is not safeguarded in the public and the City.

Second—Admitting for the sake of argument the contention which is the basis of the opinion that some difficulty is not beyond the bounds of possibility in connection with permitting terms for operation over the tracks of the South Shore Company by some other which might at a later time receive a franchise from the City, it is to be said that that is at most only a contingency, barely possible, but most remote. To bring even that situation within the bounds of possibility a strained and gracious interpretation of the plain provisions of the contract must be made,—so improbable and impossible as to be negligible as a practical matter. No objection of complications for which there is an substantial basis and of which there is no reasonable ground for apprehension can justify disapproval of a franchise in which there is no other and existing objection.

Third—Even did the conditions arise which are apprehended and set forth in the opinion, the provisions for appraisal and the conditions upon which such operation is to be made are proper and adequate. There is no reason or justice in requiring that the appraisers provided for in the franchise, in the case of the differences contemplated arising, would arrive at any other than a just determination; but that assumption is the basis of the opinion. On the contrary, provision for a just determination, in the case of such differences, by disinterested amateurs is to be commended. It is an ordinary and desirable means of procedure between parties in business matters.

Fourth—It is the duty of this Commission to encourage, and by all proper means promote, the establishment and development of transit facilities and to clear the way rather than to raise obstacles.

The need for this railroad in the Borough of Queens is urgent and in the interest of the public it should be constructed at the earliest possible moment, and only timely and potent reasons can justify the disapproval by this Commission of the City's action with the delay incident thereto.

WM. McCARROLL, Commissioner.

The Mayor offered the following, which was read by the Clerk:

Whereas, The Board of Estimate and Apportionment, as the "local authority" of The City of New York empowered by law to grant franchise rights, did, under and pursuant to the provisions of the Greater New York Charter and the Railroad Law, on May 7, 1909, approve of a grant or franchise to the South Shore Traction Company of the right and privilege to construct, maintain and operate a street surface railway from Second avenue, in the Borough of Manhattan, to, upon and across the Queensboro (Blackwells Island) Bridge, and thence on and open various streets and avenues to and through the former Village of Janssen, in the Borough of Queens, to the boundary line between the Borough of Queens and the County of Nassau, upon certain terms and conditions as fully set forth and contained in a form of contract, and authorized the Mayor and City Clerk to execute such contract for and on behalf of The City of New York; and

Whereas, Such contract was duly executed by the President and Secretary of the South Shore Traction Company, and by the Mayor and the City Clerk of The City of New York, and is dated and became effective May 20, 1909; and

Whereas, The South Shore Traction Company did, under and pursuant to the provisions of section 53 of the Public Service Commissioners Law, chapter 429 of the Laws of 1907, apply to the Public Service Commission for the First District for its permission and approval to the exercise of the said grant or franchise if, after due hearing, the

and Commission shall determine that such construction and such exercise of the franchise or privilege is necessary or convenient for the public service; and

Whereas, The said Commission did on June 8, 1909, deny said application for such permission and approval by a vote of three to one, and one not voting; and

Whereas, The said Commission had before it at the time it took such action two opinions written by two of its members both of which show that the construction and operation of said railway, and therefore the exercise of a franchise or privilege from the local authorities, is necessary and convenient for the public service; and

Whereas, One of said opinions, which opinion was concurred in by three members of the said Commission, criticizes the terms and conditions of the franchise, the principal criticism being directed toward the provision in said grant or franchise which requires that other companies be permitted to also use the tracks of the South Shore Traction Company upon payment to said company amounts to be determined by a board of arbitrators, the criticism being that the board of arbitrators may determine and unjustly arrive at an award to the South Shore Traction Company sufficiently great to prohibit the operation of another railway upon its tracks; and

Whereas, The existing Railroad Law gives to street surface railway companies a monopoly of the use of a street for railway purposes, with the exception of a distance of one thousand feet, upon receiving a franchise from the local authorities, unless such franchise contains a condition which will permit other companies to use its tracks or a waiver upon its part of that portion of the law; and

Whereas, The condition criticized by the Public Service Commission was inserted in the franchise to the South Shore Traction Company by the Board of Estimate and Apportionment in order to prevent the exclusive use of the streets and avenues in the route for reasons fully set forth in reports presented to the Board, and the Board of Estimate and Apportionment believes that said condition is reasonable and just for the company, and amply protects the City as to the use of its property; and

Whereas, The Corporation Counsel of The City of New York has advised the Board that he fails to see under what provision of law the Public Service Commission can assume to question or pass upon terms or conditions of grants made by the local authorities; and

Whereas, The Board of Estimate and Apportionment believes that the action taken by the Public Service Commission in denying the application of the South Shore Traction Company upon the grounds that the terms and conditions of the grant or franchise are not such as meet with its approval is entirely at variance with the law, and is a hindrance to the City in taking action upon franchise applications, in accordance with provisions of law and the policies which have been maintained by the City for a number of years, and that it is an attempt to usurp the power conferred by law upon the Board of Estimate and Apportionment in granting franchises for the use of streets upon terms and conditions which are reasonable and just; and

Whereas, Such action by the Public Service Commission has delayed and obstructed, and will further delay the extension of transportation facilities in The City of New York, to the detriment of the public; now therefore be it

Resolved, That the Board of Estimate and Apportionment of The City of New York, as the local authorities under and pursuant to the provisions of the Charter, intend to maintain all the rights and privileges conferred upon it, and to that end the Corporation Counsel is hereby directed to take all necessary steps to prevent what the Board believes to be an usurpation by the Public Service Commission for the First District of the power conferred upon the Board by the Charter, and which in effect nullifies the action of the Board in fixing terms and conditions in the granting of franchises and renders the performance of the duties imposed upon it by the provisions of the Charter a mere idle ceremony, and to cause from the courts by any means open to the City a construction of the provisions of section 51 of the Public Service Commission's Law which would definitely determine the powers of the said Commission under such law; and be it further

Resolved, That the Secretary be directed to forward a copy of these resolutions to the Public Service Commission for the First District.

And 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, The Bronx and Queens—13.

Present and Not Voting—The Presidents of the Boroughs of Brooklyn and Richmond—3.

The Mayor offered the following, which was read by the Clerk:

Whereas, The Board of Estimate and Apportionment has granted a franchise for a street surface railway to the South Shore Traction Company under a contract bearing date of May 20, 1909; and

Whereas, The Public Service Commission for the First District has denied the application for the exercise of such franchise, thereby effectively preventing the commencement of construction; and

Whereas, Section 2, ninth, of the contract provides for extensions of time for the commencement and completion of the railway on account of causes not within the control of the company, upon written notice from it to the Board; and

Whereas, The South Shore Traction Company has in communication of June 10, formally notified this Board of the delay as occasioned by the Public Service Commission, now therefore be it

Resolved, That when the term of such delay shall be determined this Board will, upon proper petition, extend such time of commencement and completion as may appear just and equitable.

And 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, The Bronx, Queens and Richmond—14.

Present and Not Voting—The President of the Borough of Brooklyn—2

#### Harrison Street Cold Storage Company.

By resolution adopted May 29, 1909, the Harrison Street Cold Storage Company was directed to furnish this Board, on or before June 4, 1909, a copy of any authority it had for the construction and maintenance of certain pipes in Harrison, Jay, Greenwich, Hudson and Staple streets, Borough of Manhattan, and, in case it had not received the consent of the City for the construction, maintenance and operation of such pipes, to file a petition, on or before June 4, 1909, praying for such right, and the President of the Borough of Manhattan was requested to furnish this Board, by such date, a statement in regard to the pipes laid by said company and to accompany such statement with copies of any permits issued to said company, or others, for the laying of such pipes.

The Secretary presented the following:

June 3, 1909.

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

GENTLEMEN—We beg to advise you that a letter addressed by you to the Harrison Street Cold Storage Company, under date of May 28, 1909, has been placed in our hands for consideration. We hope to file the required petition the early part of next week.

Trusting this will be satisfactory, we beg to remain,

Very truly yours,

ROOSEVELT & KOBBE

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, JUNE 2, 1909.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment:

DEAR SIR—Referring to your letter of May 28 asking that the Board of Estimate and Apportionment be furnished with copies of permits issued to the Harrison Street Cold Storage Company for the laying of pipes in Jay, Harrison, Staple and Hudson streets, I beg to say that a report has been received from the Chief Engineer of Highways to the effect that the books of that Bureau have been carefully examined and no record can be found of any permits ever issued for the pipes mentioned.

Very truly yours,

BERNARD DOWLING, Secretary, Borough of Manhattan.

Action was deferred until the meeting of June 25, 1909, to permit filing of petition.

#### New York Centrairink Company.

In the matter of the consent granted to the New York Centrairink Company by resolution adopted April 16, 1909, approved by the Mayor April 19, 1909, permitting said company to install, maintain and operate automatic drinking water fountains under the stairs of the stations of the several elevated railroads within the Boroughs of Manhattan, Brooklyn and The Bronx, for the purpose of automatically vending carbonated water.

The Secretary presented the following:

*To the Board of Aldermen.*

Whereas, The Board of Estimate has granted permission to the New York Centrairink Company to install pay drinking fountains under the elevated stairways; and

Whereas, The Company is bonded in only two thousand dollars, and believing this sum entirely inadequate to pay for street repairs after abandonment of the streets by the said company; and

Whereas, There appears to be reason to believe that newsdealers might in time be come deprived of their stands under said elevated railroad stairways because of a continuance of this permit; therefore be it

Resolved, That this Board call upon the Board of Estimate to rescind any and all action it has taken on which this permission is based; and be it further

Resolved, That this Board hereby petition the Mayor and the Board of Estimate to revoke the ten-year agreement with the New York Centrairink Company under the sixty-day revocation clause contained therein.

Adopted by the Board of Aldermen, June 1, 1909, a majority of all the members elected voting in favor thereof.

P. J. SCULLY, Clerk.

Action was deferred, pending the receipt of the opinion of the Corporation Counsel, as requested at the meeting of May 28, 1909.

#### Consolidated Telegraph and Electrical Subway Company, Samuel J. Hiram C. and Irving I. Bloomingdale, A. T. Stewart Realty Company.

A communication, dated May 27, 1909, was received from Boardley and Hemmens, attorneys for the Consolidated Telegraph and Electrical Subway Company, protesting against the granting of the applications of Samuel J. Hiram C. and Irving I. Bloomingdale and the A. T. Stewart Realty Company, presented to the Board at the meeting of May 28, 1909.

Action was deferred, pending receipt of opinion requested from the Corporation Counsel on the points raised by said attorneys.

#### Crown Brothers Company.

An application was received from the Crown Brothers Company for permission to construct, maintain and use two separate tunnels under and across Broad avenue, between Rose and Grovel streets, Borough of The Bronx, connecting the premises of the petitioner with the railroad yards of the New York Central and Hudson River Railroad Company, and to be used for the purpose of facilitating the unloading of merchandise from cars in the freight yards of the Port Morris Railroad Company by passing said merchandise through the tunnels and avoiding congestion of traffic.

Which was referred to the Chief Engineer and also to the President of the Borough of The Bronx.

#### Third Avenue Bridge Company.

A petition was received from the Third Avenue Bridge Company for a franchise to construct, maintain and operate a double track street surface railway from the intersection of Third avenue and Fifty-seventh street, open and along Fifty-seventh street to Second avenue, to Sixtieth street, Borough of Manhattan, and upon and along the Queensboro Bridge and its approaches to Jackson avenue, Long Island City, Borough of Queens.

Which was referred to the Chief Engineer.

#### South Flatbush Railroad Company.

An amended petition was received from the South Flatbush Railroad Company for a franchise to construct, maintain and operate a single surface railway from the intersection of the Brighton Beach Division of the Brooklyn Union Elevated Railroad Company with Avenue U, upon and along Avenue U to Gerritsen avenue, to Neck road, to Gerritsen avenue, to Avenue U, to Flatbush avenue, to Avenue Q to its intersection with Gerritsen avenue.

Which was referred to the Chief Engineer.

#### New York, New Haven and Hartford Railroad Company, for Itself and as Lessee of the Harlem River and Portchester Railroad Company.

The Secretary presented the following:

NEW YORK, NEW HAVEN AND HARTFORD RAILROAD COMPANY,  
LAW DEPARTMENT,  
NEW YORK, MAY 25, 1909.

HARRY P. NICHOLS, Esq., No. 277 Broadway, New York City.

DEAR SIR—Referring to recent application for extension of time for completion of work on the Harlem River branch, in accordance with the contracts with the City, I enclose original conveyance from the Harlem River and Portchester Railroad Company to The City of New York of a permanent easement or right of way across that company's property at Bartow Station and at Pelham lane, or Split Rock road, and in Pelham Bay Park, which easements cover 80 feet width, as required by the contract between the City and the company for the conveyance of lands in Bronx and Pelham parkways and in Pelham Bay Park, dated June 30, 1906. The remaining

easement called for by the contract, namely, at Baychester avenue, was conveyed to the City by instrument dated April 22, 1907. I think that the present conveyance fully completes the contract so far as relates to the execution of instruments.

Please acknowledge receipt and let me know whether this document should be sent to any other City official.

Yours truly,

CHARLES M. SHEAFFE, Jr., Attorney.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 891, NO. 27 BROADWAY,  
JUNE 3, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

Sir—Under date of June 30, 1906, an agreement was entered into between The City of New York and the Harlem River and Port Chester Railroad Company, and the New York, New Haven and Hartford Railroad Company, its lessee, for the grant of certain lands in Bronx and Pelham Parkway, and in Pelham Bay Park, as authorized by chapter 670 of the Laws of 1905.

Section 15 of article 1 of said agreement provides as follows:

"The said railroad company shall cause permanent rights of way or easements across its property at Baychester avenue of a width one hundred (100) feet, at Bartow station crossing of a width of eighty (80) feet, at Pelham lane (Split Rock road) of a width of eighty (80) feet, and for the additional crossing in Pelham Bay Park to be located near the northerly boundary line thereof of a width of eighty (80) feet to be conveyed by proper instruments in writing to The City of New York within ninety (90) days after the execution of this agreement."

Pursuant to this provision the company, by an instrument dated April 22, 1907, conveyed to the City the easement at Baychester avenue, and in a communication under date of May 25, 1909, has transmitted to this Division an instrument dated May 20, 1909, conveying the remaining easements at Bartow station, Pelham lane and in Pelham Bay Park near its northerly boundary line.

It will be noted that the above quoted provision of the agreement does not state where such instruments are to be filed, but upon investigation I find that the instrument of April 22, 1907, is now on file in the Bureau of Real Estate, Department of Finance, and that it was recorded in the office of the Register of New York County on May 8, 1907, in Liber 60, page 496, of Annexed District Conveyances, after having been approved as to form by the Corporation Counsel. It is therefore, recommended that the present instrument dated May 20, 1909, be forwarded to the Corporation Counsel for approval as to form, and when it shall have been so approved, transmitted to the Department of Finance for recording and filing. When recorded it is suggested that the Corporation Counsel advise the Board of the date of record and liber and page.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

Approved and transmitted:

NELSON P. LEWIS, Chief Engineer.

The Secretary was directed to forward the instrument to the Corporation Counsel for approval, and upon its return transmit it to the Department of Finance for recording and filing.

#### New York City Interborough Railway Company.

A communication was received from the Mayor's office stating his Honor the Mayor had designated the "New York Sun" and the "New York Tribune" as the daily newspapers in which the form of contract and notice of hearing thereon modifying the terms of the ordinance approved by the Mayor March 31, 1908, granting a franchise to the New York City Interborough Railway Company shall be published previous to the final hearing on July 2, 1909.

Which was ordered filed.

#### New York, New Haven and Hartford Railroad Company, for Itself and as Lessee of the Harlem River and Portchester Railroad.

A communication was received from the Mayor's office returning, duly approved by his Honor the Mayor, on June 4, 1909, resolution adopted by this Board May 28, 1909, granting permission to the New York, New Haven and Hartford Railroad Company, for itself and as lessee of the Harlem River and Portchester Railroad Company, to construct, maintain and use, temporarily, as a substitute for its right to carry electric current across East One Hundred and Forty-ninth street, within the limits of its right of way, a duct under and across East One Hundred and Forty-ninth street (or Bangay street), Borough of The Bronx, for the purpose of transmitting electrical power from the power house of the New York Central and Hudson River Railroad Company to operate the transfer bridge of the grantees at its Oak Point yard.

Which was ordered filed.

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

A communication was received from the Mayor's office returning, duly approved by his Honor the Mayor, on June 4, 1909, resolution adopted by this Board May 28, 1909, granting permission to the New York Post-Graduate Medical School and Hospital to construct, maintain and use an 8-inch pipe under and across East Twentieth street, Borough of Manhattan, connecting the hospital and the nurses' home and to contain pipes for the conveyance of steam between said premises.

Which was ordered filed.

The following matters, not on the calendar for this day, were considered by unanimous consent:

#### New York and Portchester Railroad Company.

A petition was received from the New York and Portchester Railroad Company for an extension of time for six months, from July 1, 1909, in which to comply with the provisions of Section 2, Twenty-eighth, of the contract dated May 31, 1906, granting a franchise to said company.

Which was referred to the Chief Engineer.

#### Stage Coach Service Over Queensboro Bridge.

The President of the Borough of Queens offered the following:

Whereas, Pending the granting of the franchise for the operation of a street surface railway across the Queensboro Bridge that the temporary service for the convenience of persons and property would tend to promote the interest and welfare of those compelled by business and necessity to use said bridge; therefore be it

Resolved, That the Commissioner of Bridges be and be hereby is authorized, empowered and directed to grant a permit or permits to install, maintain and operate a stage coach service for the convenience of persons and property upon, along and across the Queensboro Bridge and the approaches thereto between the Boroughs of Manhattan and Queens subject to the following terms and conditions:

First—Said stage coach service shall be confined exclusively to the Queensboro Bridge and its approaches in both the Boroughs of Manhattan and Queens and shall not extend beyond said approaches in either of said Boroughs.

Second—Said permit or permits shall continue only during the pleasure of the Commissioner of Bridges, but in no case shall the same extend beyond the term of ninety days.

Third—Each and every permit or permits so granted shall cease and determine however upon the commencement of operation of a street surface railway along and across said bridge.

Fourth—Said permits so granted shall be upon the express condition that all laws or ordinances now in force or which may hereafter be adopted shall be strictly complied with.

Fifth—Said permits or permits so granted shall be upon the further express condition that the holder or holders thereof shall pay the regular tolls now exacted for vehicles on each and every stage operated back and forth across said bridge.

Sixth—The rate of fare for any passenger upon any such stage coach or coaches shall not exceed the sum of five cents.

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 full minutes of the meeting of this day will appear in the City Record at a later date.

JOSEPH HAAG, Secretary.

## PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

TUESDAY, MARCH 16, 1909.

TRINITY BUILDING, 154 NASSAU STREET  
BROOKLYN, MANHATTAN, CITY OF NEW YORK.

Present: Commissioner Mijo R. Mallie, Acting Chairman, Commissioners William McCarron, Edward M. Bassett.

(472)

#### ACCIDENTS—MONTHLY REPORT FOR FEBRUARY, 1909.

The Secretary presented the following summary of accidents for the month of February, 1909, which was ordered filed:

Car collisions	101
Persons and vehicles struck by cars	881
Boarding	311
Alighting	421
Contact with electricity	13
Other accidents	1,676
Total	5,580

#### Injuries:

Passengers	1,281
Not passengers	697
Employees	290

Total

2,168

#### ACCIDENTS—MONTHLY REPORT FOR FEBRUARY, 1909.

The Secretary presented the following summary of accidents for the month of February, 1909, which was ordered filed:

Killed	27
Fractured skulls	7
Amputated limbs	3
Broken limbs	17
Other injuries	160
Total	191

(473)

Case 706

#### Brooklyn Heights Railroad Company—RESOLVED. Action for DEATH.

The Secretary presented a communication, dated March 10, 1909, from the Counsel to the Commission, transmitting the following form of resolution, the adoption of which was thereupon moved and duly seconded:

WHEREAS: Final Order No. 706 of this Commission, duly made on the 28th day of August, 1908, required the Brooklyn Heights Railroad Company at all times on and after the 8th day of September, 1908, to operate its local service on the Williamsburg Bridge in such a manner as either to give every passenger a seat or to operate a minimum of twenty-four cars in every thirty-minute period past any point of observation on said bridge; and

WHEREAS: Said Order No. 706 was duly served on said company, and

WHEREAS: The Commission on the 18th day of September, 1908, after a hearing duly denied said company's application for a modification of said Order No. 706, and

WHEREAS: The Commission's said order denying the company's application was duly served on said company on the 19th day of September, 1908; and

WHEREAS: The said company has failed, omitted and neglected to obey, observe or comply with the terms of said Order No. 706, and has failed in at least fifteen instances on the 30th day of November and the 1st day of December, 1908, to operate twenty-four cars in every thirty-minute period at times when the number of passengers exceeded the total seating capacity of the cars operated; therefore, be it

Resolved: That the Counsel to the Commission be authorized and directed to commence an action in a court of competent jurisdiction in the name of the People of the State of New York to recover from the said Brooklyn Heights Railroad Company a fine, forfeiture or penalty in an amount not to exceed the sum of five thousand dollars for each and every violation of said Order No. 706 by said Brooklyn Heights Railroad Company up to the time of commencing said action, and to prosecute the said action to final judgment.

Ayes—Commissioners McCarron, Bassett, Mallie.

Nays—None.

Carried.

(474)

Case 838

#### NASSAU ELECTRIC RAILROAD COMPANY ET AL.—MARCH AVENUE LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 838 was adopted, extending to May 1, 1909, the time of the taking effect of the Final Order herein, covering the repair of tracks and the operation of freight cars on March Avenue by the Nassau Electric Railroad Company and the South Brooklyn Railway Company. [See Item No. 47.]

(475)

Case 1059

#### BROOKLYN TRACTION COMPANY—CLASON'S POINT EXTENSION—APPROVAL ORDER.

On motion, duly seconded, an Approval Order in Case No. 1059 was adopted, granting the application of the Brooklyn Traction Company for the approval by the Commission of an extension to its railroad on Clason's Point Road, The Bronx. [See Item No. 290.]

(476)

Case 1085

#### UNION RAILWAY COMPANY—PELHAM AVENUE EXTENSION—MODIFYING ORDER.

On motion, duly seconded, a Modifying Order in Case No. 1085, amending the Hearing Order herein, was adopted on the Union Railway Company as to its application for approval of an extension of its line on Pelham Avenue, The Bronx. [See Item No. 456.]

(477) Case 1087  
CONEY ISLAND AND BROOKLYN RAILROAD COMPANY—TRACKS ON FRANKLIN AVENUE—  
HEARING ORDER.

On motion duly seconded, a Hearing Order in Case No. 1087 was adopted on the Coney Island and Brooklyn Railroad Company, directing a hearing on March 26, 1909, at 2:30 P. M., on the question of repairs and improvements to the tracks of its Franklin Avenue line.

## (478) Pelham Park and City Island Railroad Companies—QUARTERLY REPORTS.

The Secretary presented a communication, dated March 13, 1909, from Bion L. Burtenshaw, President of the Pelham Park and City Island Railroad Companies, asking for a further extension of time of sixty days, in accordance with rule 26 of the Commission, for the filing of their quarterly reports for the quarters ending September 30, and December 31, 1908. The Secretary was thereupon directed to inform the said companies that the time would be extended to May 1, 1909.

(479) 2093-A  
CRANFORD COMPANY—REQUISITION.

The Secretary presented requisition No. 19 of the Cranford Company for \$70,437.51 for work done and materials furnished on section 9-0-3 during the month of February, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2384 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

## (480) VOUCHERS.

The Secretary presented the following vouchers, covering bills which had been duly approved by Commissioner Eustis, as Committee on Audit for the month of March, 1909, whereupon the adoption of the following resolution was moved and duly seconded:

RESOLVED: That the vouchers enumerated below be approved by the Commission and forwarded to the Comptroller of the City of New York for payment:

Voucher No.	In Favor of	Services or Material	Amount
237	Adams Express Company	Expense on annual reports. Bills, February 1, 2, 13, 22, 1909.	\$9.89
238	American District Telegraph Company	Messenger service. Months of January and February, 1909.	32.59
239	Baker, Vosburgh and Company	Legal publications. Bill, February 26, 1909.	3.00
240	Brooklyn Blue Print Works	Blue-prints. Bill, March 3, 1909.	4.00
241	Alvah Bassett Company	Stationery supplies. Bill, February 15, 1909.	112.00
242	Castor Art Metal Company	Furniture. Bills, February 11, 26, 1909.	90.90
243	Samuel Cunliffe Envelope Company	Envelopes. Bill, February 17, 1909.	44.20
244	General Electric Company	Day on a tender to tender tests at Schenectady, N. Y. Bill, March 1, 1909.	38.25
245	A. H. Grant	Publications. Bill, February 16, 1909.	10.00
246	Great Bay Soring Company	Water. Bills, February 27 (2), 1909.	23.10
247	The New Comer	Castor paper. Bill, February 3, 1909.	12.00
248	B. H. Hulsey Hyde	Map case. Bill, February 2, 1909.	25.80
249	Franklin H. Kallitschek Company	Electrotype. Bill, February 9, 1909.	4.45
250	Keller and Smith, Incorporated	Blueprints. Bills, February 15 (3), 1909.	102.09
251	Lamberville Robins Company	Furniture. Bill, February 25, 1909.	62.00
252	Lay Reporting Company	Master tools. Bill, February 8, 1909.	22.80
253	Lawyers Co-operative Publishing Company	Furnishing transcripts of stenographers' minutes, etc. Bills, February 1 (2), 4, 1909.	844.26
254	C. J. Lundstrom Manufacturing Company	Legal publication. Bill, February 24, 1909.	6.00
255	William E. Lynch	Furniture. Bill, February 12, 1909.	14.00
256	Corbin S. Morell	Brassing watch. Bill, February 24, 1909.	5.00
257	New York Blue Print Paper Company	Shelving, etc. Bills, December 21 (2), 1908.	45.30
258	New York Edition Company	Blueprints. Bills, February 8, 1909.	132.50
259	New York Stencil Works	Lighting. Months of December, 1908, and January, 1909.	7.44
260	New York Telephone Company	Holder stamps. Bills, February 9, 1909.	3.20
261	New York and New Jersey Telephone Company	Telephone service. Quarter ending December 31, 1908.	250.38
262	J. W. Pratt Company	Telephone service. Months of November and December, 1908, and January, 1909.	4.08
263	Stationery supplies. Bills, January 25, February 4, 25, 1909.	76.20	
264	S. G. Salmann	Blueprints. Bills, February 8 (3), 1909.	64.94
265	G. E. Sargent and Company	Publications. Bills, February 2, 24, 1909.	4.35
266	Union Towel Supply Company	Toilet service. Bills, January 20, 21, February 27, 1909.	107.24
267	A. A. Weeks-Baskins Company	Stationery supplies. Bill, February 9, 1909.	96.00
268	Chas. G. Wilkingsby	Photographic supplies. Bills, August 31, September 14, October 28, 1908.	269.46
269	Geo. Hollister Clark, Division Engineer	Disbursements. First Division. Month of February, 1909.	15.88
270	George L. Daggett, Chief Clerk	Disbursements. Bureau of Complaints, etc. Month of February, 1909.	31.54
271	Arthur DuBois, Assistant Counsel	Disbursements, Legal Department. Month of February, 1909.	19.43
272	H. A. D. Holloman, Auditor	Disbursements. General Office. Month of February, 1909.	12.43
273	H. A. D. Holloman, Auditor	Disbursements. Contingent Fund. To March 9, 1909.	219.07
274	Thos. D. House, Secretary, Bureau of Gas and Electricity	Disbursements. Bureau of Gas and Electricity. Month of February, 1909.	49.27
275	Chas. W. McInerney, Assistant Engineer	Disbursements. Bureau of Appraisal. Month of February, 1909.	26.01
276	John H. Myers, Division Engineer	Disbursements. Second Division. Month of February, 1909.	6.73
277	John E. Newlands, Inspector of Steel	Disbursements. Bureau of Subway Construction. Months of January and February, 1909.	16.38
278	Frederick H. Nesson, Assistant Electrical Engineer	Disbursements. Bureau of Transportation. Month of February, 1909.	29.03
279	Frederick C. Nott, Division Engineer	Disbursements. Fifth Division. Month of February, 1909.	15.25
280	C. V. V. Powers, Division Engineer	Disbursements. Third and Fourth Divisions. Month of February, 1909.	16.63
281	Anna E. Schaeffer, Division Engineer	Disbursements. Sewer Division. Month of February, 1909.	4.17
282	Chas. R. Thomas, Inspector of Steel	Disbursements. Bureau of Subway Construction. Month of February, 1909.	15.00
283	D. L. Turner, General Inspector	Disbursements. Transportation Bureau. Month of February, 1909.	207.53
284	R. Frank Walker, Cement Inspector	Disbursements. Bureau of Subway Construction. Months of January and February, 1909.	13.69
285	James Dison	Services and disbursements as temporary inspector of electric meters. Bills, March 12 (2), 1909.	44.36
286	W. H. Snow	Expenses. Hulsey to New York and return for conference at request of the Commission.	7.20
	Total		\$3,388.57
287	Geo. S. Young	Services as clerk to commissioners of appraisal or easements under Jerome and other Streets, Brooklyn. February 1 to March 1, 1909.	\$100.00

Voucher No.	In Favor of	Services or Material	Amount
2376	Katherine V. Curry	Stenographic services to commissioners of appraisal or easements in Westchester Avenue, Southern Boulevard, etc. January 15 to February 9, 1909.	371.63
2377	Sterling St. John	Services as clerk to commissioners of appraisal or easements in Westchester Avenue, Southern Boulevard, etc. January 16 to February 15, 1909.	150.00
2378	The City of New York	Reimbursement of the fund for expenses of commissioners of appraisal or easements at Walker and Centre Streets, Manhattan, New York, section 9-0-2, Brooklyn Loop Lines construction.	593.58
2379	The City of New York	Reimbursement of the fund for expenses of commissioners of appraisal or easements on the west side of Centre Street between White and Canal Streets, and on the east side of Centre Street between Walker and Canal Streets, Manhattan, New York, section 9-0-2, Brooklyn Loop Lines construction.	714.61
2380	The City of New York	Reimbursement of the fund for expenses of commissioners of appraisal or easements on property on the western side of Centre Street between Canal and Howard Streets, and on the northeast corner of Canal and Centre Streets, and on the northwest corner of Centre and Lafayette Streets, Manhattan, New York, sections 9-0-2 and 9-0-1, Brooklyn Loop Lines construction.	431.51
2381	The City of New York	Reimbursement of the fund for expenses of commissioners of appraisal or certain fee property, etc., at the northeast corner of Broome Street and Cleveland Place, Manhattan, New York, section 9-0-4, Brooklyn Loop Lines construction.	569.93
2382	The City of New York	Reimbursement of the fund for expenses of commissioners of appraisal or easements, etc., on either side of Delancey Street extension between Bowery and Elizabeth Street, Manhattan, New York, section 9-0-4, Brooklyn Loop Lines construction.	548.33
	Total		\$2,858.18

The following payrolls were approved by Commissioner McCarroll as Acting Chairman:			
2315	Inspectors of Masonry	Week ending March 3, 1909.	\$1,154.21
2316	Gas Meter Testers	Week ending March 3, 1909.	117.00
2318	General Office	Supplementary payroll. Month ending February 28, 1909.	78.38
2319	Bureau of Statistics and Accounts	Supplementary payroll. Month ending February 28, 1909.	56.00
2320	Bureau of Finan-	Supplementary payroll. Month ending February 28, 1909.	5.00
2321	Transportation Bureau	Supplementary payroll. Month ending February 28, 1909.	160.00
2322	Appraisal Department	Supplementary payroll. Month ending February 28, 1909.	105.00
The following payrolls were approved by Chairman Willens:			
2323	Inspectors of Masonry	Week ending March 10, 1909.	\$1,223.49
2324	Gas Meter Testers	Week ending March 10, 1909.	108.00
	Total		\$1,331.49

Ayes—Commissioners McCarroll, Bassett, Maltbie.  
Nays—None.  
Carried.

## (481)

## EMPLOYEES—GENERAL.

The adoption of the following resolution was moved and duly seconded:

RESOLVED: That the Commission hereby takes the following action in relation to employees:

Presentations	Monthly Salary	To Take Effect
	From	To
George McLean (Veteran), Transit Inspector	\$100.00	\$112.50
Robert E. Anthony, Transit Inspector	100.00	112.50
Frederick V. B. Gordon, Transit Inspector	100.00	112.50
Leo E. Gaines, Transit Inspector	100.00	112.50
Chas. J. Pommier, Transit Inspector	100.00	112.50
Leonard P. Bertram, Transit Inspector	100.00	112.50
Chas. A. Stanfield, Transit Inspector	100.00	112.50
Edward D. Hutchinson, Transit Inspector	100.00	112.50
Avery M. Schermerhorn, Transit Inspector	100.00	112.50
Louis Zelena, Transit Inspector	100.00	112.50
Termination of Temporary Restraining:		
G. R. Name, Inspector of Steel		April 1, 1909
Leave of Absence without Pay:		
David N. Henry, Transit Inspector		March 15, 1909, to April 1, 1909, inclusive
Sick Leave with Pay:		
Clifton W. Wilder, Electrical Engineer		February 1, 1909, to March 15, 1909

Ayes—Commissioners McCarroll, Bassett, Maltbie.  
Nays—None.  
Carried.

TRAVIS H. WHITNEY, SECRETARY.

## PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

WEDNESDAY, MARCH 17, 1909

TRIBUNE BUILDING, 154 NASSAU STREET

BOROUGH OF MANHATTAN, CITY OF NEW YORK

## REARINGS.

(482)	Cases 1015, 1016, 1038
METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH STREET CROSSTOWN LINES AND 14TH STREET AND WILLIAMSBURG BRIDGE LINE	
An adjourned hearing was held at 10:30 A. M. Commissioner Maltbie presiding, jointly in the matters of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to Brooklyn, the 8th Street crosstown line to the East 10th Street Ferry and the 14th Street and Williamsburg Bridge line. Appearances: Arthur DuBois for the Commission, Julius M. Mayer for the noteholders of the Central Crosstown Railroad Company. H. Holart Porter and Ernest S. Benson, called in behalf of the noteholders, testified as to the receipts and expenses of operation of the 8th Street crosstown lines, the traffic, and the financial considerations affecting the adequacy of service on these lines. Adjudged to March 22, 1909, at 2:30 P. M. [See Item No. 467.]	
(483)	
BROOKLYN HEIGHTS RAILROAD COMPANY—SERVICE ON FLUSHING AVENUE LINE	
An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in regard to the number of cars operated on the Flushing Avenue line of the Brooklyn Heights Railroad Company. Appearances: Arthur DuBois for the Commission, Arthur N. Dutton for the company. Mr. Dutton, Superintendent of Transportation for the company, testified concerning the service and the number of standing pa-	

sengers per car on the Flushing Avenue line during thirty-minute periods; offered in evidence records of passenger traffic at certain points; discussed in detail the operation of the line; called attention to difficulties and causes of delays, and suggested certain changes in the form of the proposed order. Hearing closed. [See Item No. 442.]

(484) Case 1070  
BROOKLYN HEIGHTS RAILROAD COMPANY—SERVICE ON FLUSHING-KNICKERBOCKER LINE.

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in regard to the number of cars operated on the Flushing-Knickerbocker line of the Brooklyn Heights Railroad Company. Appearances: Arthur DuBois for the Commission, Arthur N. Dutton for the company. Mr. Dutton, Superintendent of Transportation for the company, testified concerning service on this line and other lines using Flushing Avenue (it being understood that the testimony in one case would be read into all cases regarding the number of cars on the lines operated by the Brooklyn Heights Railroad Company); gave details as to operation and traffic; presented tabulations, which were received in evidence, showing the number of passengers carried during certain periods, and discussed the proposed order and plans for improving the service. Hearing closed. [See Item No. 443.]

(485) Case 1071  
BROOKLYN HEIGHTS RAILROAD COMPANY—SERVICE ON GRAHAM AVENUE LINE.

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the service of the Brooklyn Heights Railroad Company on its Graham Avenue line. Appearances: Arthur DuBois for the Commission, Arthur N. Dutton for the company. Mr. Dutton, Superintendent of Transportation for the company, recalled in its behalf, gave in evidence tabulations of service on the Flushing and Flushing-Knickerbocker lines (Cases 1069 and 1070), which were read into this case, testified as to the conditions obtaining in Sands Street between Bridge and Pearl Streets which embarrassed the operation of this line, and said that a track connection for detouring cars through Park Avenue would tend to improve the service. He discussed certain suggestions as to the form of an order providing for service on this line and several other lines using Flushing Avenue. Hearing closed. [See Item No. 444.]

(486) Case 1078  
GAS CORPORATIONS—PREPAYMENT METERS.

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in regard to the condition of gas corporations in the First District. Appearances: Shearman and Sterling, by L. G. Benedict, for the Standard Gas Light Company of the City of New York, the East River Gas Company, the Northern Union Gas Company, the Consolidated Gas Company of New York, the New Amsterdam Gas Company, the Astoria Light, Heat and Power Company and the Central Union Gas Company; E. S. Bellows, Assistant Secretary, for the Westchester Lighting Company; Dikman, Oeland and Kuhn, by P. Gallagher, for the Woodhaven Gas Light Company, the Richmond Hill and Queens County Gas Light Company, the Flatbush Gas Company, the Jamaica Gas Light Company, the Newtown Gas Company and the Brooklyn Union Gas Company; Cravath, Henderson and Detzerdorff, by J. B. Carter, for the Mutual Gas Light Company; M. H. Spear, Manager, for the New York and Queens Gas Company; William J. Welsh and E. P. Fales, for the New York and Richmond Gas Company; Carlton Macy, President, for the Queens Borough Gas and Electric Company; J. J. Humphrey, Jr., Manager, for the Brooklyn Borough Gas Company. P. A. Carter testified as to the number and kind of prepayment meters used by the Consolidated Gas Company, the method of testing and adjusting the meters before placing in use, the working of the meters, the collection of money and the loss by robed meters, and the reading of meters by collectors and the conditions under which they were removed and gas cut off from the consumer. George W. Stuane, representing the New Amsterdam Company, W. Greeley Hoyt, representing the Standard Gas Light Company, and T. S. Young, representing the New York Mutual Company, testified that the practices of their companies were very similar to those testified to by Mr. Carter. Frederick R. Davis testified that the practice of the Northern Union Gas Company was substantially the same as that of the others before mentioned, except that the memorandum taken out by the collectors in cases where there had been a deficiency did not show the amount of gas used, only the amount due. E. S. Bellows, representing the Westchester Gas Company, testified that the practice of that company differed somewhat from that of the others in that their meters were located in cellars, and that they had but few prepayment meters in the Borough of The Bronx; and described in detail the method of collection. W. R. Rosister, representing the Brooklyn Union and other Brooklyn and Queens companies, testified that the practices and methods of these companies were practically the same as those mentioned by the preceding witnesses. Adjourned to March 19, 1909, at 3:30 P. M. [See Item No. 446.]

(487) Case 1079  
BROOKLYN HEIGHTS RAILROAD COMPANY—SERVICE ON FLUSHING-RIDGEWOOD LINE.

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the service of the Brooklyn Heights Railroad Company on its Flushing-Ridgewood line. Appearances: Arthur Dutton for the Commission, Arthur N. Dutton for the company. Mr. Dutton, Superintendent of Transportation for the company, recalled, had the testimony in Case No. 1069 in respect to service on the Flushing Avenue line read into this case, testified that the company's service was reasonable at all hours except for a comparatively brief period during the morning and evening rush hours, and discussed several plans suggested for a short line service to remedy the deficiency. He also testified as to observations made on March 15th to ascertain the effect of the new schedule on the line, and discussed the form of a proposed order providing for service on this line and several other lines using Flushing Avenue. Hearing closed. [See Item No. 447.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

FRIDAY, MARCH 19, 1909

TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

HEARINGS.

Case 1078

GAS CORPORATIONS—PREPAYMENT METERS.

An adjourned hearing at 3:30 P. M., to inquire into the condition of gas corporations in the First District, was adjourned by Commissioner Maltbie to March 24, 1909, at 2:30 P. M. [See Item No. 486.]

(488) Case 1086  
THIRD AVENUE RAILROAD COMPANY—APPLICATION FOR APPROVAL OF EXTENSION OF FOURTH AVENUE.

A hearing was held at 3:30 P. M., Commissioner Maltbie presiding, in the matter of the application of the Third Avenue Railroad Company for the approval by the Commission of the proposed extension of its line on Fort George Avenue, Manhattan. Appearances: H. M. Chamberlain for the Commission, Henry A. Robinson for the company. Mr. Robinson pointed out the disadvantages of the "stub-end" form of terminal of this line, described the proposed extension from the present tracks around Fort George, and called attention to the terms of the franchise granted by the city to the company for two years with a privilege of renewal for three years, because of uncertainty as to the needs of the locality. Thomas F. Midlane, Chief Engineer for the Receiver of the company, testified as to construction of the extension in progress under a temporary permit of the city authorities, though without the prior approval of the Commission. In a discussion which ensued, Mr. Robinson contended that the Board of Estimate and Apportionment possessed the power to grant the temporary permit, that the approval of the Commission under section 53 of the Public Service Commissions Law was not required, and said that he was making the

application to conform to the views of Counsel to the Commission. Commissioner Maltbie referred to a request made by the company to the Commission for a temporary permit, which had been refused, expressed the view that if the approval of the Commission was requisite, then the company could not lawfully proceed with the construction without it, but if the approval was unnecessary, there was no reason for the application, and that the matter was one to be placed before the Commission. An adjournment was therefore taken to March 23, 1909, at 3:30 P. M. [See Item No. 457.]

(489)

A meeting of the Commission was held after the above hearing.

Present: Commissioner William McCarroll, Acting Chairman, Commissioners Edward M. Bassett, Milo H. Maltbie, John E. Eustis.

Commissioner Maltbie informed the Commissioners of the testimony taken in the above hearing and offered a motion, which was duly seconded and carried, for the adoption of the following resolution:

RESOLVED: That the Counsel to the Commission be directed to begin a penalty action against the Third Avenue Railroad Company or its Receivers for violation of section 53 of the Public Service Commissions Law as to the Fort George Avenue extension.

Ayes: Commissioners McCarroll, Bassett, Maltbie, Eustis.  
Nays: None.  
Carried.

The Secretary was instructed to inform Receiver Whitridge of the Third Avenue Railroad Company that the Commission would not proceed further in the matter of the application of the Third Avenue Railroad Company for approval of a franchise for the Fort George Avenue extension, until assurances in writing had been received that the work had been stopped and that it would not be proceeded with until the application before the Commission had been approved. [See Item No. 489.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

MONDAY, MARCH 22, 1909

TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

HEARINGS.

Case 121  
(490)

INTERBOROUGH RAPID TRANSIT COMPANY—BLOCK SIGNAL SYSTEM ON LOCAL SUBWAY TRACKS.

An adjourned hearing at 2:30 P. M., in respect to the block signal system on the local tracks of the subway of the Interborough Rapid Transit Company, was adjourned by Chairman Wilcox, by consent, to April 5, 1909, at 2:30 P. M. [See Item No. 403.]

(491)

METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH AND 14TH STREET LINES.

The adjourned hearing at 2:30 P. M., jointly in the matters of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to Brooklyn, the 8th Street crosstown line to East 10th Street Ferry and the 14th Street and Williamsburg Bridge line, was adjourned by Commissioner Maltbie, by consent, to March 25, 1909, at 2:30 P. M. [See Item No. 482.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

TUESDAY, MARCH 23, 1909

TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

Present: Chairman William R. Wilcox, Commissioners William McCarroll, Edward M. Bassett, Milo H. Maltbie, John E. Eustis.

(492)

MINUTES—Approval.

On motion, the record of the proceedings of the Commission for December 31, 1908, as printed in the CITY RECORD for March 20, 1909, was approved.

(493)

BOARD OF ESTIMATE AND APPORTIONMENT—RESOLUTION AS TO WIDTH OF ST. NICHOLAS TERRACE.

The Secretary presented a communication, dated March 18, 1909, from William M. Lawrence, Assistant Secretary of the Board of Estimate and Apportionment, transmitting a certified copy of a resolution adopted by it on March 12, 1909, establishing the width of the roadway and sidewalks of St. Nicholas Terrace between Convent Avenue and West 135th Street, Manhattan. The papers were referred to the Chief Engineer.

(494)

EXTRA WORK—SUBWAY VENT HOUSE IN BATTERY PARK—PROPOSALS FOR WROUGHT-IRON LOUVRES.

The Secretary presented a communication, dated March 18, 1909, from the Chief Engineer, transmitting the following proposals for furnishing and erecting eighteen panels of wrought-iron louvres at the subway vent house in Battery Park, South Ferry: Paul Scherboer Iron Works..... \$210.00  
The Prince Iron Works..... 287.00  
The Snare and Triest Company..... 300.00

The adoption of the following resolution was thereupon moved, and duly seconded:

RESOLVED: That the contractor under subway Contract No. 2 be and hereby is authorized to furnish and erect complete eighteen panels of wrought-iron louvres at the subway vent house in Battery Park, South Ferry, as shown in drawing No. 1010/2, revised March 1, 1909, for the sum of \$210.00, pursuant to the proposal of the Paul Scherboer Iron Works, as extra work under said contract, such expense to be added to the cost of constructing the said subway upon which the contractor is to pay rental as in the contract provided.

Ayes—Commissioners Wilcox, McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

(495)

FOURTH AVENUE SUBWAY—LETTER FROM CHIEF ENGINEER.

The Secretary presented a communication, dated March 19, 1909, from the Chief Engineer of the Commission, commenting on the communication from the Chief Engineer of the Board of Estimate and Apportionment, dated March 17, 1909, in regard to the construction and operation of subways in general, and in particular the Fourth Avenue subway in Brooklyn and its branches. The communication was ordered filed.

(496)

NEW Utrecht AVENUE, BROOKLYN—CONSULTATION BY COMMITTEE OF ENGINEERS AS TO ACQUISITION PROPERTY.

The Secretary presented a communication, dated March 23, 1909, transmitting a copy of a letter from the Chief Engineer of the Board of Estimate and Apportionment, suggesting that in the matter of acquiring title to portions of New Utrecht, Sixth, Seventh, Eighth and Tenth Avenues, and 36th and 38th Streets, Brooklyn, it

would be desirable to have the general question first considered by a committee consisting of the Chief Engineers of the Board of Estimate and Apportionment, the Public Service Commission and the Brooklyn Rapid Transit Company, and the Consulting Engineers of the Borough of Brooklyn. On motion, duly seconded, a resolution was therupon adopted, authorizing the Chief Engineer of the Commission to attend such conference.

(488) Case 391  
INTERBOROUGH RAPID TRANSIT COMPANY—ESCALATOR AT 125TH STREET AND EIGHTH AVENUE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 391 was adopted, extending to October 1, 1909, the time of the Interborough Rapid Transit Company to comply with the Final Order herein, dated February 3, 1909, directing that an escalator be erected at the elevated station at 125th Street and Eighth Avenue. [See Item No. 267.]

(499) Case 552  
INTERBOROUGH RAPID TRANSIT COMPANY—ELEVATED PLATFORM AT 106TH STREET AND THIRD AVENUE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 552 was adopted, extending to April 1, 1909, the time of the Interborough Rapid Transit Company to reply to the Final Order herein, relative to enlarging the southbound platform at the 106th Street station of the Third Avenue elevated line. [See Item No. 452.]

(500) Case 771  
BROOKLYN UNION ELEVATED RAILROAD COMPANY—VENTILATION ON ELEVATED CARS—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 771 was adopted, extending to March 31, 1909, the time of the Brooklyn Union Elevated Railroad Company to reply to the Final Order herein, directing that ventilators be installed in the cars on the Fulton Street and Fifth Avenue elevated lines, and extending to November 1, 1909, the time of the taking effect of said Final Order. [See Item No. 268.]

(501) 1204  
LENGTHENING OF SUBWAY PLATFORMS—LETTER FROM CHAIRMAN TO INTERBOROUGH RAPID TRANSIT COMPANY.

The Secretary stated that the Chairman had sent the following letter to the Interborough Rapid Transit Company:

March 12, 1909.

THEODORE P. SHAWTS, Esq., Chairman, Executive Committee, Interborough Rapid Transit Company, No. 115 Broadway, New York City.

My Dear Sirs.—In your letter of March 10th you state that your company is now prepared upon proper terms, to undertake certain construction work, and you also set forth in item No. 3 the desirability of lengthening the platforms in existing subway stations, so as to permit the operation of six-car trains on the local tracks, and ten-car trains on the express tracks.

Insomuch as the work of lengthening the platforms would not require any additional legislation but would be considered as an extra under the present contract, and as your idea of such extensions is in conformity with the recommendation made by our Consulting Engineer, the Commission is ready to immediately order its Chief Engineer to prepare the necessary plans for this work.

The Commission feels that there should be no delay in any improvement which would increase the capacity of the existing subway by over twenty-five per cent, and which could be completed, as cost estimate, within the period of ten months, and it therefore suggests that your company submit such plans as you may have regarding the details of such construction, to the end that prompt preparation of plans may be begun with the view to the earliest possible completion of the work.

In order that there may be as little delay as possible, may I ask that you submit such data as you have, or arrange for a conference on this subject at an early date?

Yours very truly,  
(Signed) W. B. WILCOX  
Chairman

(502) 1204  
BRADLEY, GAFFNEY, STEERS COMPANY—PROPOSAL FOR LEXINGTON AVENUE SUBWAY.

The Secretary presented a communication, dated March 18, 1909, transmitting a proposal of the same date from Henry Steers, President of the Bradley, Gaffney, Steers Company, offering to construct and operate a subway along Lexington Avenue from a point in the Bronx to be determined by the Commission to a junction with the bridge loop. The papers were referred to the Committee of the Whole.

(503) 2019  
NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY—SUBWAY AT MOTT AVENUE.

The Secretary presented a communication, dated March 20, 1909, from Alexander S. Lyman, General Attorney for the New York Central and Hudson River Railroad Company, requesting the Commission to make certain changes in the grades and elevations of its proposed subway in Mott Avenue, in order that such subway might not conflict with the proposed subway of the company connecting the Spuyten Duyvil and Port Morris railroad with the New York and Harlem railroad. The communication was referred to the Chief Engineer for a report as to the facts.

(504) Case 1081  
CITIZENS UNION—SUGGESTIONS AS TO CERTIFICATE FOR MCADOO SUBWAY.

The Secretary presented a communication, dated March 18, 1909, from William Jay Schieffelin, Chairman of the Citizens Union, making suggestions as to the form of certificate to be granted to the McAdoo subway company. The communication was referred to the Sub-Committee on McAdoo Subway.

(505) Case 1081  
CIVIC LEAGUE OF THE BRONX—RESOLUTION APPROVING MCADOO SUBWAY EXTENSION.

The Secretary presented a communication, dated March 18, 1909, from John Davis, Secretary of the Civic League of the Bronx, transmitting a resolution adopted by it on the 13th of March, 1909, approving the extension of the subway of the Hudson and Manhattan Railroad Company from 149th Street to the Grand Central station of the New York Central and Hudson River Railroad Company. The communication was referred to the Sub-Committee on McAdoo Subway.

(506) Case 1081  
THE FIFTH AVENUE ASSOCIATION—RESOLUTION FAVORING IMMEDIATE CONSTRUCTION OF EXTENSION OF MCADOO SUBWAY TO GRAND CENTRAL STATION.

The Secretary presented a communication, dated March 19, 1909, from William D. Bloodgood, Secretary of the Fifth Avenue Association, stating that his association had adopted a resolution, endorsing the immediate construction of the extension of the McAdoo subway to the Grand Central station, and recommending the location of a station at 42d Street and Fifth Avenue. The communication was referred to the Sub-Committee on McAdoo Subway.

(507) 1204  
MOSKOW PARKWAY NORTH ASSOCIATION—RESOLUTION DEPOSING SUBWAYS IN MANHATTAN WHICH DO NOT EXTEND THROUGH THE BRONX.

The Secretary presented a communication, dated March 18, 1909, from Oscar R. Meyer, Secretary of the Moskow Parkway North Association, transmitting a resolution adopted by that association on March 16, 1909, opposing the use of any of the longitudinal thoroughfares of Manhattan for rapid transit lines, unless such lines should be extended through The Bronx. The papers were referred to the Sub-Committee on Bronx Subways.

(508)

DEGNON CONTRACTING COMPANY—REQUISITION.

The Secretary presented requisition No. 20 of the Degnon Contracting Company for \$121,196.33 for work done and materials furnished on section 9-O-2 during the month of February, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2385 be transmitted to the City Comptroller for payment of the said amount, which was therupon duly adopted.

(509)

BRADLEY CONTRACTING COMPANY—REQUISITION FOR EXTRA WORK.

The Secretary presented requisition No. 1, for Park Street Bridge, of the Bradley Contracting Company for \$1,613.69 for extra work done and materials furnished during the month of February, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2386 be transmitted to the City Comptroller for payment of the said amount, which was therupon duly adopted.

(510)

RADIO TRANSIT SUBWAY CONSTRUCTION COMPANY—REQUISITION FOR EXTRA WORK.

The Secretary presented requisition No. 5, for Bowling Green shuttle station, of the Radio Transit Subway Construction Company for \$8,751.38 for extra work done and materials furnished during the month of February, 1909, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2390 be transmitted to the City Comptroller for payment of the said amount, which was therupon duly adopted.

(511)

EMPLOYEES—PHOTOGRAPHER—RESOLUTION.

The adoption of the following resolution was moved and duly seconded:  
RESOLVED: That the salary of Pierre P. Pullis, photographer, be increased from \$100.00 to \$150.00 per month, to date from April 1, 1909, and that his work be performed in accordance with the report of Commissioner Bassett, dated March 23, 1909.

Ayes—Commissioners Wilcox, McCarron, Bassett, Maltbie, Eastis.

Nays—None.

Carried.

(512)

EMPLOYEES—GENERAL.

The adoption of the following resolution was moved and duly seconded:  
RESOLVED: That the Commission hereby takes the following action in relation to employees:

	Monthly Salary	To Take Effect
Appointments from Civil Service List:		
John E. Johnson, 2d Grade Stenographer	\$30.00	March 22, 1909
Terence Grant, 2d Grade Stenographer	50.00	March 18, 1909
Leave of Absence without Pay:		
Antonio J. Sparrow, Inspector of Masonry		Months of April, May and June
Retirement:		
Frank D. Halsey, Office Boy		March 19, 1909
Ayes—Commissioners Wilcox, McCarron, Bassett, Maltbie, Eastis.		
Nays—None.		
Carried.		

(513)

ELECTRICAL COMPANIES—FIRM OF ACCOUNTS—RESOLUTION.

The Secretary presented applications from the New York Edison Company and the Edison Electric Illuminating Company of Brooklyn, dated January 8 and February 1, 1909, respectively, for approval of a construction account entitled "Work in Progress," pursuant to the provisions of the Final Order in Case No. 577. The adoption of the following resolution was therupon moved and duly seconded:

RESOLVED: That the applications made by the New York Edison Company and by the Edison Electric Illuminating Company of Brooklyn under the Final Order in Case No. 577, to maintain as a special suspense account an account entitled "Work in Progress," be granted subject to the condition that charges thereto shall not be carried in suspense beyond the end of the fiscal year next succeeding that in which such charges are made.

Ayes—Commissioners Wilcox, McCarron, Bassett, Maltbie, Eastis.

Nays—None.

Carried. [See Item No. 24.]

Case 577

(514)

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY—DOUBLE-TRACKING FLUSHING-JAMAICA AND COLLEGE POINT LINES.

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of double-tracking the Flushing-Jamaica line and the College Point line of the New York and Queens County Railway Company. Appearances: Arthur DuBois for the Commission, A. G. Peacock and Albert J. Kenyon for the company, Arthur E. Clarke, assistant engineer for the Commission, testified as to traffic observations made on the College Point line. Warren R. Thompson, Acting Electrical Engineer of the Commission, testified as to an examination made of the tracks, road-bed and situation of the lines, and gave an estimate of the work of double-tracking the single-track portions. Counsel for the company offered in evidence a statement of improvements for which the proceeds of the bonds under the \$10,000,000.00 mortgage of the company were expended. William O. Wood, President and General Manager of the company, testified as to observations of traffic on the lines and the necessity for double-tracking, and gave estimates of the cost of double-tracking which exceeded the estimates of the Commission's witness. Adjourned to March 30, 1909, at 2:30 P. M. [See Item No. 436.]

Case 1066

(515)

Case 1068

42d STREET, MANHATTANVILLE AND ST. NICHOLAS AVENUE RAILWAY COMPANY ET AL.—LOCATION OF TRACKS AT TIMES SQUARE.

The adjourned hearing at 2:30 P. M., upon the complaint of Wagenhals and Kemper against the 42d Street, Manhattanville and St. Nicholas Avenue Railway Company, the Metropolitan Street Railway Company and the Broadway and Seventh Avenue Railroad Company, as to the location of tracks at Times Square, was adjourned by Commissioner Maltbie, by consent, to April 6, 1909, at 2:30 P. M. [See Item No. 437.]

(516)

Case 1074

INTERBOROUGH RAPID TRANSIT COMPANY—TYPE OF SUBWAY CARS.

An adjourned hearing was held at 2:30 P. M., Commissioner Eastis presiding, in regard to changes in the cars now in use and the type of cars to be purchased for future use in the subway. Appearances: Arthur DuBois for the Commission, Alfred A. Gardner and Frank Hedley for the company. The report of Binn J. Arnold, Consulting Engineer of the Commission, on side-door cars was received in evidence. Mr. Hedley and Mr. Arnold discussed certain door opening devices designed to facilitate more rapid operation. Commissioner Eastis stated that he considered the end side-door train a success. Mr. Hedley, called as a witness, testified that the company had not placed any contracts for the purchase of new subway equipment, that they had about sixty cars not in use out of a total of 850, that the establishment of speed control at express stations would materially increase the present carrying capacity of the subway, that they could not reconstruct eight eight-car trains with side doors at this time without detriment to the service, that heavy repairs to cars were made upon a mileage basis. Adjourned to March 25, 1909, at 2:30 P. M. [See Item No. 392.]

(517)

Case 1086

THIRD AVENUE RAILROAD COMPANY—EXTENSION ON FORT GEORGE AVENUE.

An adjourned hearing was held at 3:30 P. M., Commissioner Maltbie presiding, on the application of the Third Avenue Railroad Company for the approval by the Commission of the proposed extension of its line on Fort George Avenue. Appearances: H. M. Chamberlain for the Commission, Henry A. Robinson for the company. Thomas F. Mullane, Chief Engineer for the company, testified to the location and dimensions of the proposed extension and explained from an engineering standpoint how it would improve conditions in that section. Nicholas M. Schenck, Marcus Loew, David Cardine, Charles J. Jelone, Solomon E. DeBear and George J. Wagner testified that they were interested in the Fort George section, which was devoted wholly to amusement; that on some days there were from 50,000 to 70,000 people there; that there was but one road there, which, as at present constructed, could not get cars out fast enough, and that people blocked the streets and all traffic there and sometimes had to wait until three o'clock the next morning before they could get a car; and that they believed the proposed loop would be a great improvement and would lessen the number of accidents and facilitate rapid operation of cars. Commissioner Maltbie, Henry A. Robinson and Thomas F. Mullane discussed the terms of the proposed franchise, and the route, extent and cost of the proposed extension. Hearing closed. [See Item No. 490.]

TRAVIS H. WHITNEY, SECRETARY.

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PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
WEDNESDAY, MARCH 24, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

## HEARINGS.

(518)

Case 254

INTERBOROUGH RAPID TRANSIT COMPANY—ELEVATED STATION AT 99TH STREET AND COLUMBUS AVENUE.

A hearing was held at 2:30 P. M., Commissioner Eustis presiding, in the matter of a proposal for the construction by the Interborough Rapid Transit Company of an additional station at 99th Street on its Ninth Avenue elevated line. Appearances: Arthur Dubois for the Commission, Alfred A. Gardner and Theodore L. Waugh for the company. Max Simon, F. T. Day, Joseph Koppler, Michael Buchsbaum, Max Bamberger and Michael Grentzthal, having an interest in property abutting the site of the proposed station, testified as witnesses for the Commission, as to their objections to granting the necessary consents to the construction, and remarks in that connection were submitted by Messrs. Horowitz, Krugman and Footer. Frank Hedley, General Manager of the company, testifying in its behalf, gave the company's reasons against the construction of the proposed station. Adjourned to March 30, 1909, at 2:30 P. M. [See Item No. 405.]

(519)

Case 1978

## GAS CORPORATIONS—PREPAYMENT MARKS.

An adjourned hearing at 2:15 P. M., to inquire into the condition of gas corporations in the First District, was adjourned by Commissioner Maltbie sine die. [See Item No. 488.]

TRAVIS H. WHITNEY, SECRETARY.

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PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
THURSDAY, MARCH 25, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

## HEARINGS.

(520)

Cases 1015, 1016, 1038

METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH AND 14TH STREET LINES.

An adjourned hearing was held at 4:30 P. M., Commissioner Maltbie presiding, jointly in the matters of the service of the Metropolitan Street Railway Company on its 8th Street crosstown line to Brooklyn, its 8th Street crosstown line to the East 10th Street Ferry and its 14th Street and Williamsburg Bridge line. Appearances: Arthur Dubois for the Commission, Julius M. Mayer for the stockholders of the Central Crosstown Railroad Company, F. E. Ferris, assistant engineer for the Commission, called in its behalf, presented tabulations, which were submitted in evidence, of observations on the 8th Street crosstown lines as to passenger transfers to and from the Metropolitan lines, passenger traffic and distribution of traffic. Hearing closed. [See Item No. 492.]

(521)

Case 1074

INTERBOROUGH RAPID TRANSIT COMPANY—TYPE OF SUBWAY CARS.

An adjourned hearing was held at 2:40 P. M., Commissioner Eustis presiding, in regard to changes in cars now in use and type of cars to be purchased for future use in the subway. Appearances: Arthur Dubois for the Commission, Alfred A. Gardner for the company. The testimony and exhibits of the previous hearing were received in evidence. Frank Hedley, General Manager of the company, presented in evidence a report on the experimental side-door train and the method of its preparation. He testified as to the method of operation of the train and the observations made, number of car trips and number of accidents, time required by the train preceding the experimental train and the train following it in going over the route, and the average time at stations; and stated that more accidents were caused by the experimental train than by the standard trains, that it could not be operated more rapidly, if in the same time, and that it required more men for its operation. Bion J. Arnold, Consulting Engineer of the Commission, testified as to the method followed in preparing his report on the operation of the side-door train and in collecting the data and making observations. A discussion ensued as to the operation and possible changes in the equipment, between Commissioner Eustis and Messrs. Arnold, Gardner and Hedley. Adjourned to April 1, 1909, at 2:30 P. M. [See Item No. 516.]

(522)

Case 1085

UNION RAILWAY COMPANY—EXTENSION ON PELHAM AVENUE.

A hearing was held at 4:30 P. M., Commissioner Eustis presiding, in the matter of the application of the Union Railway Company of New York City for the approval by the Commission of the proposed extension of its street surface railroad on Pelham Avenue, The Bronx. Appearances: H. M. Chamberlain for the Commission, Henry A. Robinson for the company, Gustav Fry for property owners, J. F. McLaughlin, in person. Edward A. Maher, called in the company's behalf, testified as to the route of the proposed extension from Third and Pelham Avenues easterly on Pelham Avenue to the Southern Boulevard entrance to Bronx Park, and as to the traffic entering the park and the convenience to the public of traveling north and south of Pelham Avenue without change of cars. He stated that the single five-cent fare charged on the Union Railway Company's line would be extended to the proposed extension, and that the Receiver had the necessary authority, funds and equipment for the improvement; and also testified as to the exercise of a franchise across the 237th Street Bridge. John C. Heinrich and R. A. Breidenbach, property owners on Pelham Avenue between Third Avenue and Southern Boulevard, called in the company's behalf, testified that the construction of the extension would be a public benefit, and Mr. Fry, representing Frederick C. Fisher and Jacob Siegel, property owners on Pelham Avenue, and J. F. McLaughlin, a resident on Pelham Avenue, also appeared in favor of the proposed extension. Hearing closed. [See Item No. 476.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
FRIDAY, MARCH 26, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

Present: Chairman William R. Willcox, Commissioners Edward M. Bassett, Milo R. Maltbie, John E. Eustis.

(523)

## STATE CIVIL SERVICE COMMISSION—RESOLUTION MAKING COMPETITIVE THE POSITION OF MECHANICAL ENGINEER.

The Secretary presented a communication, dated March 25, 1909, from John C. Birdseye, Secretary of the State Civil Service Commission, transmitting a resolution adopted by that Commission on March 19, 1909, making competitive the position of Mechanical Engineer in the office of the Public Service Commission for the First District. The communication was ordered filed.

(524)

## STATE CIVIL SERVICE COMMISSION—RESOLUTION EXEMPTING POSITION OF CHIEF GAS ENGINEER.

The Secretary presented a communication, dated March 25, 1909, from John C. Birdseye, Secretary of the State Civil Service Commission, transmitting a resolution adopted by that Commission on March 19, 1909, exempting the position of Chief Gas Engineer in the office of the Public Service Commission for the First District. The communication was ordered filed.

(525)

291-G  
BOARD OF ESTIMATE AND APPORTIONMENT—LETTER AS TO REPORT ON CHAMBERS STREET STATION OF THE BROOKLYN LOOP LINES.

The Secretary presented a communication, dated March 23, 1909, from William M. Lawrence, Assistant Secretary of the Board of Estimate and Apportionment, stating that at a meeting of the Board on March 19, 1909, reports from the Comptroller and from the Chief Engineer of the Board, with regard to the re-tracking of the Chambers Street station of the Brooklyn Loop Lines, had been referred to a Select Committee, consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and Brooklyn, for consideration and report. The communication was ordered filed. [See Item No. 261.]

(526)

3357  
BOARD OF ESTIMATE AND APPORTIONMENT—LETTER AS TO REPORT ON FOURTH AVENUE SUBWAY.

The Secretary presented a communication, dated March 23, 1909, from William M. Lawrence, Assistant Secretary of the Board of Estimate and Apportionment, stating that at a meeting of the Board on March 19, 1909, communications from the Chief Engineer of the Board, the President of the Subway Committee of the Allied Civic Bodies of South Brooklyn and the President of the Borough of Brooklyn, submitting a report made by the Chief Engineer of the Commission, relative to the plans for the Fourth Avenue subway, had been referred to a Select Committee, consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and Brooklyn, for consideration and report. The communication was ordered filed.

(527)

Case 634  
BOARD OF ESTIMATE AND APPORTIONMENT—CONTRACT WITH EAST RIVER TERMINAL RAILROAD COMPANY.

The Secretary presented a communication, dated March 23, 1909, from Joseph Haag, Secretary of the Board of Estimate and Apportionment, transmitting a certified copy of the contract between New York City and the East River Terminal Railroad Company, dated March 15, 1909, covering the construction, maintenance and operation of railroad tracks on certain streets in the Borough of Brooklyn. The papers were ordered filed.

(528)

Case 1085  
BOARD OF ESTIMATE AND APPORTIONMENT—AGREEMENT WITH UNION RAILWAY COMPANY FOR EXTENSIONS IN THE BRONX.

The Secretary presented a communication, dated March 23, 1909, from Joseph Haag, Secretary of the Board of Estimate and Apportionment, transmitting a certified copy of a resolution adopted by it on March 19, 1909, authorizing the execution of an agreement between the City of New York and the Union Railway Company of New York City in connection with its proposed extensions on Pelham Road and on Fordham Road and other streets in The Bronx. The papers were ordered filed.

(529)

263, 2532  
CITY DEPARTMENT OF FINANCE—NOTICES OF DEPOSIT.

The Secretary presented the following notices of deposit from H. L. Smith, Assistant Deputy Comptroller, Department of Finance of New York City, which were ordered filed:

Dated	Authorized	Deposited	Amount	Title of Account
March 12, 1909	October 4, 1907	March 10, 1909	\$20,311.02	Rapid Transit Construction Fund—Manhattan Bronx (96th Street Improvements)
March 17, 1909	January 8, 1909	March 16, 1909	\$100.00	Revenue Bond Fund for Expenses of Public Service Commission for the First District

(530)

293  
CRANFORD COMPANY—SUBCONTRACT FOR ELECTRICAL WORK AT CANAL STREET STATION.

The following resolution was moved, and duly seconded:

WHEREAS: The Cranford Company, contractor for section 9-O-3 of the Brooklyn Loop Lines, has advised this Commission that it has sublet the electrical work in the Canal Street station, in accordance with the provisions of its contract with the city, to the Tucker Electrical Construction Company of 100 West 30th Street, New York City.

RESOLVED: That the Public Service Commission for the First District approves of the Tucker Electrical Construction Company as such subcontractor.

Ayes—Commissioners Willcox, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

(531)

Case 442  
NASSAU ELECTRIC RAILROAD COMPANY ET AL—NOISE ON CURVE AT OCEAN AVENUE AND AVENUE "F"—ABROGATING ORDER.

On motion, duly seconded, an Abrogating Order in Case No. 442 was adopted on the Nassau Electric Railroad Company, the American Railway Traffic Company of New York and the Brooklyn Heights Railroad Company, vacating the Final Order herein, with regard to noise on the curve at the intersection of Ocean Avenue and Avenue "F," Brooklyn. [See Item No. 71.]

(532)

Case 552  
INTERBOROUGH RAPID TRANSIT COMPANY—ELEVATED PLATFORM AT 116TH STREET AND THIRD AVENUE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 552 was adopted on the Interborough Rapid Transit Company, extending to May 1, 1909, its time to make improvements in the southbound platform at the 116th Street station of its Third Avenue elevated line, as covered by the Final Order herein. [See Item No. 499.]

(533) Case 771  
BROOKLYN UNION ELEVATED RAILROAD COMPANY—VENTILATORS IN CARS—MODIFYING ORDER.

On motion, duly seconded, a Modifying Order in Case No. 771 was adopted on the Brooklyn Union Elevated Railroad Company, amending the Final Order herein, with respect to the installation of ventilators in cars on its Fulton Street and Fifth Avenue elevated lines. [See Item No. 500.]

(534) Case 1007  
INTERBOROUGH RAPID TRANSIT COMPANY—ELEVATED STAIRWAY AT 134TH STREET AND THIRD AVENUE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1007 was adopted on the Interborough Rapid Transit Company, extending its time to complete the construction of improvements covered by Paragraph No. 1 of the Final Order herein, in regard to a stairway at the 134th Street and Third Avenue station of the Third Avenue elevated line. [See Item No. 235.]

(535) Case 1015  
METROPOLITAN STREET RAILWAY COMPANY—8TH STREET LINE TO BROOKLYN—ORDERS AFTER REHEARING.

On motion, duly seconded, an Order After Rehearing in Case No. 1015 was adopted, with respect to the inadequacy of service of the Metropolitan Street Railway Company on its 8th Street crosstown line to Brooklyn. [See Item No. 520.]

(536) Case 1016  
METROPOLITAN STREET RAILWAY COMPANY—8TH STREET LINE TO EAST 10TH STREET FERRY—ORDER AFTER REHEARING.

On motion, duly seconded, an Order After Rehearing in Case No. 1016 was adopted on the Metropolitan Street Railway Company, with respect to the inadequacy of service on its 8th Street crosstown line to the East 10th Street Ferry. [See Item No. 520.]

(537) Case 1034  
INTERBOROUGH RAPID TRANSIT COMPANY—COVERINGS OVER ELEVATED STAIRWAYS—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1034 was adopted on the Interborough Rapid Transit Company, extending its time to answer the Final Order herein, with regard to coverings over stairways at certain stations on its elevated lines. [See Item No. 213.]

(538) Case 1038  
METROPOLITAN STREET RAILWAY COMPANY—14TH STREET AND WILLIAMSBURG BRIDGE LINE—ORDER AFTER REHEARING.

On motion, duly seconded, an Order After Rehearing in Case No. 1038 was adopted on the Metropolitan Street Railway Company, with reference to the inadequacy of service on its 14th Street and Williamsburg Bridge line. [See Item No. 520.]

(539) Case 1051  
INTERBOROUGH RAPID TRANSIT COMPANY—SUBWAY CAR FOR WOMEN—COMPLAINT ORDER.

On motion, duly seconded, a Complaint Order in Case No. 1051 was adopted on the Interborough Rapid Transit Company, upon the complaint of the Transportation Committee of Fifty of the Woman's Municipal League of the City of New York, with respect to reserving the rear car on subway express trains for the exclusive use of women and children.

(540) Case 1080  
GAS AND ELECTRICAL CORPORATIONS—FILING ANNUAL REPORT—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1080 was adopted on the New York and Richmond Gas Company, extending to April 20, 1909, its time to file its annual report, as called for by the Final Order herein. [See Item No. 319.]

(541) Case 1085  
THIRD AVENUE RAILROAD COMPANY—EXTENSION OF FORT GEORGE AVENUE—APPROVAL ORDER.

On motion, duly seconded, an Approval Order in Case No. 1085 was adopted on the Third Avenue Railroad Company, granting its application for the approval by the Commission of an extension to its street surface railroad on Fort George Avenue, Manhattan. [See Item No. 517.]

(542) Case 1090  
RAILROAD, STREET RAILROAD, GAS AND ELECTRICAL CORPORATIONS—FILING ORDER.

On motion, duly seconded, an Order in Case No. 1090 was adopted, directing that every railroad, street railroad, gas and electrical corporation within the First District should file with the Commission on or before April 10, 1909, a complete list of its officers and directors and changes thereto.

(543) Case 1091  
INTERBOROUGH RAPID TRANSIT COMPANY—CONNECTING TUNNEL BETWEEN STEINWAY AND INTERBOROUGH TUNNEL.

The Secretary presented a communication, dated March 25, 1909, from the Chief Engineer and a communication from the Counsel to the Commission, dated March 26, 1909, relative to the construction of a passageway between the so-called Steinway tunnel and the subway at 42d Street, and the Chairman thereupon stated that an inquiry would be held under Order No. 615 on Monday, March 29, 1909, at 11:00 A. M. thereon. [See Item No. 263.]

(544) S. P. 49  
STATEN ISLAND RAPID TRANSIT RAILWAY COMPANY—SCHOOL RATES—SPECIAL PERMISSION.

The Secretary presented a communication, dated March 24, 1909, from George J. Brown, General Traffic Agent of the Staten Island Rapid Transit Railway Company, requesting permission to issue a tariff restoring the school rates heretofore in effect on the lines of that company. Thereupon, on motion, duly seconded, Special Permission No. 49 was adopted, granting the desired permission.

(545) Case 1081  
INTERBOROUGH RAPID TRANSIT COMPANY—LETTER AS TO SUBWAYS IN 42d STREET.

The Secretary presented a communication, dated March 24, 1909, from T. P. Shantz, Chairman of the Executive Committee of the Interborough Rapid Transit Company, transmitting a report of the conference between its engineers and the engineers of the Hudson and Manhattan Railroad Company, with regard to the subway situation along 42d Street, and protesting against any plan whereby the proposed extension of the subway of the latter company to the Grand Central station of the New York Central and Hudson River Railroad Company would interfere with the plans for the level belonging to the Steinway tunnel. The communication was referred to the Sub-Committee on McAdoo Subway. [See Item No. 410.]

(546) 2184  
THE MANUFACTURERS' ASSOCIATION OF NEW YORK—REPORT AS TO SUBWAY UNDER FLATBUSH AVENUE EXTENSION.

The Secretary presented a communication, dated March 16, 1909, from James T. Hale, Secretary of the Manufacturers' Association of New York, transmitting a report of its Committee on Bridges and Tunnels, discussing the subject of the proposed subway under the Flatbush Avenue extension and endorsing the action and plans of the Commission with regard to subways in Brooklyn. The papers were ordered filed.

(547) 1259  
J. B. McDONALD—REQUISITION FOR EXTRA WORK.

The Secretary presented requisition No. 5, for 96th Street Improvements, of John B. McDonald for \$13,911.72 for extra work done and materials furnished during the month of February, 1909, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2391 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

## HEARINGS.

(548) Case 1087  
CONEY ISLAND AND BROOKLYN RAILROAD COMPANY—IMPROVEMENT OF FRANKLIN AVENUE LINE.

A hearing was held at 2:30 P. M. Commissioner Bassett presiding, on the question of repairs and improvements to the tracks of the Franklin Avenue line of the Coney Island and Brooklyn Railroad Company. Appearances: H. H. Whitman for the Commission, Dykman, Oeland and Kuhn, by William N. Dykman, for the company. John Hall Barnard, an electrical engineer for the Commission, testified that he had made an examination of the physical condition of the Franklin Avenue line, and presented a report thereon, which was received in evidence. Commissioner Bassett stated that what the Commission desired was progress in having the Franklin Avenue line put in better condition, that he believed that plans for extensive improvements and repairs should be submitted to the Commission, and information furnished as to progress made, that the Commission would not make haste to order things done if work was fairly progressing under the initiative of the company itself along the line of improvements. William N. Dykman stated that the company raised but little question as to the condition of the tracks, but that the question was one of finance, that the company believed the tracks should not be repaired but totally reconstructed, and that the Board of Directors, at a recent meeting had ordered that the work proceed if it could be financed, which matter was receiving attention. Adjourned in April 30, 1909, at 2:30 P. M. [See Item No. 477.]

TRAVIS H. WHITNEY, SECRETARY

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
MONDAY, MARCH 29, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

## HEARINGS.

(549) Case 459  
INTERBOROUGH RAPID TRANSIT COMPANY—ESCALATORS AT 155TH STREET AND EIGHTH AVENUE.

An adjourned hearing was held at 2:30 P. M. Commissioner Eustis presiding, upon the complaint of the Republican Committee, by David G. McCullough, against the Interborough Rapid Transit Company, as to the erection of escalators at 155th Street and Eighth Avenue. Appearances: Arthur Dubois for the Commission, Theodore L. Waugh and J. T. Mason for the company. Plans of proposed escalators from the platform of the railroad station to the viaduct overhead were introduced in evidence, and some remarks were made on the subject by Richard H. Mitchell, representing a civic association. Adjourned to April 6, 1909, at 2:30 P. M. [See Item No. 434.]

(550) Case 846  
BROOKLYN UNION ELEVATED RAILROAD COMPANY—REOPENING OF STATION AT LAFAYETTE AVENUE AND FORT GREEN PLACE.

An adjourned hearing was held at 2:30 P. M. Commissioner Bassett presiding, upon the complaint of the Brooklyn Institute of Arts and Sciences, by Franklin Hooper, Director, against the Brooklyn Union Elevated Railroad Company, as to reopening the elevated station at Lafayette Avenue and Fort Green Place on the Fulton Street line. Appearances: G. H. Hackus for the Commission, Arthur N. Dutton for the company. Mr. Dutton, in the company's behalf, explained that the delay in carrying out the order for reopening the station was due to the company's inability to obtain the necessary permit from the proper borough department, which, however, was to be issued the following day, and testified to the construction work already done. Adjourned to April 19, 1909, at 2:30 P. M. [See Item No. 422.]

(551) Case 1081  
INTERBOROUGH RAPID TRANSIT COMPANY—CONNECTING TUNNEL BETWEEN STEINWAY TUNNEL AND THE SUBWAY.

A hearing was held at 11:00 A. M. before Chairman Wilcox and Commissioners McCarroll, Eustis and Bassett, in regard to the connecting tunnel between the Steinway tunnel and the subway at the intersection of Park Avenue and 42d Street. Appearances: Albert H. Walker and LeRoy T. Harkness for the Commission, Alfred A. Gardner for the Interborough Rapid Transit Company. Henry B. Seaman, Chief Engineer for the Commission, testified that an inspection of the Steinway tunnel in the vicinity of 42d Street and Park Avenue showed a tunnel extending from a door at the point of curve of the loop of the Steinway tunnel to a manhole of the present subway about thirty feet south of the south line of 42d Street. He described the dimensions, grade and construction of the tunnel, and its distance from street lines, and stated that so far as he knew, no notice had been given to the Engineering Department of the Commission of the construction of this tunnel, which passed through a station of the proposed extension of the Hudson and Manhattan Railroad Company to the Grand Central station. Frank Hedley, General Manager of the Interborough Rapid Transit Company, testified that he had heard the work described that was being done near 42d Street and Park Avenue; that the work was being done by George H. Pogram, Chief Engineer of the Interborough Rapid Transit Company, and that he had directed Mr. Pogram to make the connection between the Steinway tunnel and the subway; that he gave that order as Manager for the Trustees of the New York and Long Island Railroad Company; that the work then being done was under his authority in the same capacity; that the Interborough had no objection to the connecting tunnel; that the tunnel was built for the purpose of running electric cables and not for passengers; that he knew of no permits from anyone to make the excavation for the connecting tunnel; that the tunnel could be so changed as not to interfere with the Hudson and Manhattan Company's extension. George H. Pogram, Chief Engineer of the Interborough Rapid Transit Company, testified that the blue-print which was received in evidence was a correct map of the Steinway tunnel; explained the location of the Steinway tunnel, the subway and the connecting tube; and told of the work of construction and cost. He said he knew of no permit to make the excavation, and told the dimensions of the connecting tunnel and its purposes. Adjourned to April 1, 1909, at 10:00 A. M. [See Item No. 263.]

TRAVIS H. WHITNEY, SECRETARY

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
TUESDAY, MARCH 30, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK

Present: Chairman William R. Wilcox, Commissioners William McCarroll, Edward M. Bassett, Milo R. Maibis, John E. Eustis

(552) 2063, 2532  
NEW YORK CITY DEPARTMENT OF FINANCE—NOTICES OF DEPOSIT.

The Secretary presented the following notices of deposit from H. L. Smith, Assistant Deputy Comptroller, Department of Finance of New York City, which were ordered filed:

Dated	Authorized	Deposited	Amount	Title of Amount
March 23, 1909	June	31, 1907	\$30,467.44	Rapid Transit Construction Fund—Brooklyn Loop Lines, Manhattan (Section 5-O-5).
March 25, 1909	June	31, 1907	\$6,254.41	Rapid Transit Construction Fund—Brooklyn Loop Lines, Manhattan (Section 5-O-4).

Dated	Authorized	Deposited	Amount	Title of Account
March 23, 1909	June 26, 1909	March 19, 1909	15,381.72	Rapid Transit Construction Fund—Brooklyn-Manhattan Loop Line—Shuttle Station.
March 24, 1909	January 8, 1909	March 22, 1909	5,000.00	Revenue Bond Fund for Expenses of Public Service Commission for the First District
March 24, 1909	February 26, 1909	March 22, 1909	8,500.00	Rapid Transit Construction Fund—Brooklyn Loop Line, Manhattan (\$1,000,000.00 Requisition)
March 27, 1909	February 26, 1909	March 25, 1909	3,000.00	Rapid Transit Construction Fund—Brooklyn Loop Line, Manhattan (\$1,000,000.00 Requisition)

(553) Case 1092  
LONG ISLAND RAILROAD COMPANY—BAGGAGE FACILITIES AT BROAD CHANNEL STATION.—HEARING ORDER.

On motion, duly seconded, a Hearing Order in Case No. 1092 was adopted, directing a hearing on April 12, 1909, at 2:30 P. M., upon the complaint of H. L. C. Wenk, 227 Fulton Street, New York City, against the Long Island Railroad Company, as to baggage facilities at the Broad Channel station. The Chairman designated Commissioner McCarroll to conduct the hearing.

(554) 124  
INTERBOROUGH RAPID TRANSIT COMPANY—LETTER TRANSMITTING BLUE-PRINTS AS TO LENGTHENING OF SUBWAY PLATFORMS.

The Secretary presented a communication, dated March 26, 1909, from T. P. Shantz, Chairman of the Executive Committee of the Interborough Rapid Transit Company, transmitting blue-prints giving details as to the proposed lengthening of the subway platforms for the accommodation of ten-car trains at the express platforms and six-car trains at the local platforms. The communication was referred to the Chief Engineer for consideration and report. [See Item No. 462.]

(555) BROOKLYN LOOP LINES—SECTION 9-O-2—RESOLUTION APPROVING EXTRA WORK.

The adoption of the following resolution was moved and duly seconded:

WHEREAS: The Chief Engineer, in a communication, dated March 23, 1909, has advised the Commission of the necessity of provision for crossovers at the southerly end of section 9-O-2, which section is in course of construction by the Degnon Contracting Company, and that he considers such construction additional work under the terms of the contract; therefore, be it

RESOLVED: That the Degnon Contracting Company be, and it hereby is, authorized and directed to do the work indicated in said letter of the Chief Engineer as additional work under its contract.

Ayes—Commissioners Willcox, McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

(556) VOUCHERS.

The Secretary presented the following vouchers, covering bills which had been duly approved by Commissioners Eustis, as Committee on Audit for the month of March, 1909, whereupon the adoption of the following resolution was moved and duly seconded:

Resolved: That the vouchers enumerated below be approved by the Commission and forwarded to the Comptroller of the City of New York for payment.

Voucher No.	To Person of	Services or Material	Amount
2394	Adams Express Company	Examination on annual reports. Bills, February 27, March 8, 15, 1909.	44.91
2395	Addressograph Company	Addressograph. Bill, February 27, 1909.	75
2396	American Brass Telegraph Co.	Messenger service. Month of February, 1909. For monthly. Bills, December 31, 1908.	1.20
2397	American Ice Company	Services and expenses in connection with the operation of street railway systems of New York City. Month of February, 1909.	12.27
2398	John J. Arnold	Candles. Bill, March 15, 1909.	3,010.00
2399	William T. Baker	Duplicator supplies. Bill, February 23, 1909.	36.25
2400	Beck Draughtsman Company	Printing. Bills, February 4, 5, 6, 7, 8, 10, 12, 13, 14, 17, 18, 20, 25 (14), 26, March 2 (4), 3, 1909.	1.00
2401	William Beutter and Company	Lead seals. Bill, February 19, 1909.	1,612.45
2402	E. J. Banks and Company	Printing. Bills, December 21, 1908, January 25, February 8, 20, 27, 1909.	175.00
2403	Martin B. Braun Company	Repairing lead. Bill, March 1, 1909.	212.18
2404	Buff and Buff Manufacturing Company	Dyeing. Bills, March 1, 1909.	14.25
2405	J. J. Conlon	Dye lettering. Bills, March 10 (2), 1909.	10.25
2406	Samuel Copley Envelope Company	Printed envelopes. Bill, January 11, 1909.	8.97
2407	A. H. Dick Company	Mimeograph supplies. Bills, February 16, March 17, 1909.	31.60
2408	Doyle Book Shop	Publications. Bill, February 12, 1909.	2.25
2409	Electrical Testing Laboratories	Laboratory services. Bills, February 27 (3), 1909.	12.10
2410	Empire City Savings Bank	Rent. Offices 231 West 125th Street, Manhattan. Quarters ending December 31, 1908, and March 31, 1909.	300.00
2411	Emma Fisch	Rent. Offices 2626 Broadway, Manhattan. Quarters ending March 31, 1909.	230.00
2412	Great Bear Spring Company	Water. Bills, October 31, 1908, February 27, 1909.	32.70
2413	The How Company	Typewriter ribbons. Bill, February 10, 1909.	10.30
2414	E. Becker Hyde	Map. Bill, March 8, 1909.	2.00
2415	Knuffel and Ester Company	Engineering supplies. Bills, February 6, 9, 10 (2), 11, 12, 13, 18, 23 (2), 26, March 3 (2), 5, 6 (2), 8, 13, 1909.	180.96
2416	Knickerbocker Blue Print Company	Prints. Bills, March 10 (7), 1909.	105.68
2417	Ferdinand Kauter	Book binding. Bills, February 26 (2), 1909.	20.98
2418	Law Reporting Company	Furnishing transcripts of stenographers' minutes. Bills, December 31 (2), 1908, February 1 (2), March 1, 6 (3), 1909.	1,147.65
2419	The Leeds and Northrup Company	Electrical instrument. Bill, February 27, 1909.	25.65
2420	Library Bureau	Furniture and stationery. Bills, December 18 (2), 1908, February 6, 10, 16, 18, 1909.	122.43
2421	The Money Company	Lamp cord. Bill, February 26, 1909.	24.00
2422	Manhattan Electrical Supply Company	Carpenter work. Bills, December 21, 1908, March 12, 1909.	1.64
2423	Cornelius S. Morell	Calculating machine. Bill, December 2, 1908.	144.73
2424	Oscar Muller and Company	Lighting. Bills, March 1 (2), 1909.	276.00
2425	New York Edison Company	Stamps. Bill, January 11, 1909.	1.90
2426	New York Stencil Works	Telephone service. Quarter ending December 31, 1908.	1.50
2427	New York Telephone Company	Telephone service. Month of February, 1909.	621.19
2428	New York and New Jersey Telephone Company	Books. Bill, December 24, 1908.	23.21
2429	Martius Nijhoff	Hardware supplies. Bills, December 26, 1908, February 5, 10, March 15, 1909.	7.20
2430	Patterson Brothers	Repairing pencil sharpener. Bill, September 17, 1908.	2.42
2431	The J. W. Pratt Company	Abstract work in office of Secretary of State, Albany, New York. Bill, March 6, 1909.	2.00
2432	J. Harvey Purdy	Photographs. Bill, February 8, 1909.	45.75
2433	Russell and Company	Stationery. Bill, March 16, 1909.	13.00
2434	Edwin W. Salmen	Prints. Bills, March 9 (2), 1909.	1.20
2435	E. G. Salomon	Publications. Bill, March 4, 1909.	32.44
2436	G. E. Stecher and Company	Repair to clock. Bill, February 27, 1909.	3.95
2437	Stern Brothers		2.25

Voucher No.	In Favor of	Services or Material	Amount
2438	Tower Manufacturing and Novelty Company	Stationery supplies. Bills, January 15, February 4 (2), 8, 16 (2), 18, 19 (3), 22 (2), 26 (2), March 3, 6, 10, 11, 1909.	210.92
2439	Tribune Association	Rest. Offices 124 Nassau Street. Month of March, 1909.	4,411.73
2440	Underwood Typewriter Company	Typewriter supplies, etc. Bills, February 1, 2, 9, 18, March 1, 2, 3, 1909.	9.20
2441	Union Towel Supply Company	Towel service. Bill, February 27, 1909.	1.00
2442	W. W. Valley	Furniture. Bill, February 3, 1909.	4.75
2443	H. F. Hindell	Rent. Offices 86 Centre Street. Month of November, December, 1908, February and March, 1909.	300.00
2444	A. A. Weeks-Haskins Company	Furniture and stationery supplies. Bills, January 23, 25, 26, 29, February 4, 15, 1909.	193.75
2445	Western Union Telegraph Company	Telephone service. Bills, February 1, March 1, 1909.	9.84
2446	Arthur J. White	Prints. Bill, March 1, 1909.	6.00
2447	Steve Dahl, General Inspector	Disbursements. Bureau of Subway Construction. Month of February, 1909.	10.00
		Total.	113,890.04
2448	Katherine V. Corry	Stenographic services, etc., in re easements in Westchester Avenue, etc. The Bronx. February 12 to March 12, 1909.	3,077.45
2449	Sterling St. John	Services as clerk in re easements in Westchester Avenue, etc. The Bronx. February 16 to March 16, 1909.	150.00
		Total.	3,227.45
		The following payrolls were approved by Chairman Willcox:	
2450	Inspectors of Masonry	Week ending March 17, 1909.	\$1,247.10
2451	Gas Meter Testers	Week ending March 17, 1909.	108.00
2452	Inspectors of Masonry	Week ending March 24, 1909.	1,216.41
2453	Gas Meter Testers	Week ending March 24, 1909.	108.00
2454	General Office	Month ending March 24, 1909.	5,282.77
2455	Bureau of Statistics and Accounts	Month ending March 31, 1909.	1,890.00
2456	Bureau of Franchises	Month ending March 31, 1909.	990.00
2457	Law Department	Month ending March 31, 1909.	3,346.66
2458	Bureau of Gas and Electricity	Month ending March 31, 1909.	2,200.00
2459	Chief Engineer and Staff	Month ending March 31, 1909.	1,678.44
2460	Transportation Bureau	Month ending March 31, 1909.	7,079.51
2461	Bureau of Subway Construction	Month ending March 31, 1909.	29,083.91
2462	Arbitration Bureau	Month ending March 31, 1909.	5,259.99
2463	Department of Appraisal	Month ending March 31, 1909.	1,547.13
		Total.	482,128.21
		To the State Comptroller, approved by Chairman Willcox:	
2464	Salaries of Commissioners, Secretary and Counsel	Month ending March 31, 1909.	\$7,381.11

(557) EMPLOYEES—APPRAISAL BUREAU.

The Secretary presented a letter recommending that the Civil Service Commission be requested to approve the appointment of George E. Law and Fred G. Tarbell under rule VIII-5, and the provisional appointment of certain other men in the Appraisal Bureau whose terms would expire in the month of April. On motion, duly seconded, the Secretary was therefore instructed to send such request to the Civil Service Commission.

EMPLOYEES—GENERAL.	
The adoption of the following resolution was moved and duly seconded:	
Resolved: That the Commission hereby takes the following action in relation to employees:	
To Take Effect	
Leave of absence without Pay:	
Everett Agor, Auditor	Transit to State Highway Department
MacArthur, Stenographer	March 8, 1909
Resignations:	
L. E. Wilson, Appraiser Draftsman	March 26, 1909
Louis H. Evans, Junior Draftsman	April 1, 1909
Alice L. Rose, Filing Clerk	April 1, 1909
Frederick L. Peirce, Private Secretary (exempt)	April 15, 1909
Change of Rate to Conform to Civil Service Requirements:	To
Pierre P. Paulis, Photographer	\$1,000.00 \$1,500.00 per annum
Ayes—Commissioners Willcox, McCarroll, Bassett, Maltbie, Eustis.	April 1, 1909
Nays—None.	
Carried.	
HEARINGS.	

Case 254	
INTERBOROUGH RAPID TRANSIT COMPANY—ELEVATED STATION AT 99TH STREET AND COLUMBUS AVENUE.	
An adjourned hearing was held at 2:30 P. M., Commissioner Eustis presiding, with regard to the construction of an elevated station at 99th Street and Columbus Avenue. Appearances: Arthur DuBois for the Commission, Theodore L. Waugh for the company. John C. Ciarack testified that he lived in the vicinity of the proposed 99th Street station and gave the time necessary to go from there to various points in the city from the present elevated stations and on the surface cars; that the proposed station at 99th Street would save but about four minutes' time; that it is the time necessary to walk to the next station; and that he believed the station at 99th Street unnecessary and a damage to adjoining property. George L. Slawson testified that he represented a number of property owners in the vicinity of the proposed station, that they desired a station there, and that a station increased the value of nearby property. He said he thought that the property near 99th Street would increase fifteen per cent in value if the station were erected. Adjourned to April 1, 1909, at 3:30 P. M. [See Item No. 518.]	
(560)	
Case 1066	
NEW YORK AND QUEENS COUNTY RAILWAY COMPANY—DOUBLE-TRACKING FLUSHING-JAMAICA AND COLLEGE POINT LINES.	
The adjourned hearing at 2:30 P. M., in the matter of double-tracking the Flushing-Jamaica line and the College Point line of the New York and Queens County Railway Company, Arthur DuBois appearing for the Commission and A. G. Peacock for the company, was adjourned by Commissioner Bassett, at the company's request, to April 13, 1909, at 2:30 P. M. [See Item No. 514.]	

TRAVIS H. WHITNEY, SECRETARY.

JUNE 1, 1909.

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

On reading and filing eligible list of the Municipal Civil Service Commission, dated May 27, 1909.

Ordered: That the following named persons, whose names appear on such eligible list, be and are hereby employed as Patrolmen on probation in the Police Department of The City of New York:

Joseph E. Ackerman, Bernard P. Allen, Cornelius Curtin, Michael Durante, Morris H. Gliemann, Peter A. McGann, John P. Mitchell

## Ordered to Be Paid.

From Pension Fund, sick time of Patrick Ward and seventeen others, \$46877.

## Disapproved.

Applications of the following for appointment of Special Patrolmen: Grand Vanderveil Theatre, No. 314 Grand street, Manhattan, for Tony Banks; and P. Springer, No. 155 Avenue C, for James R. McKenna.

## On File, Send Copy.

Reports of Lieutenant in command of Boiler Squad, dated May 28 and 29, 1909, relative to engineers' licenses granted. For publication in the City Record.

Special Order No. 150, relative to Street Cleaning parade, was this day promulgated by the Police Commissioner.

Special Orders Nos. 149 and 151, dated May 29, 1909, and June 1, 1909, respectively, are hereby made part of the proceedings of the Police Commissioner.

## Special Order No. 151.

The following having been this day employed on probation as Patrolmen are temporarily assigned to the School for Recruits:

Bernard P. Allen, Joseph E. Ackerman, Cornelius Curtin, Michael Durante, Morris H. Gleman, John P. Mitchell, Peter A. McNamee, John G. Neun, Martin G. Steffens, Charles A. Picco, Frank J. Sheehan.

The following members of the Force are hereby relieved and dismissed from the Police Force and service and placed on the roll of the Police Pension Fund and are awarded the following pensions:

To take effect 12 noon, June 11, 1909:

Captain William Knipe, Bridge Precinct D, on his own application, at \$1,375 per annum. Appointed December 8, 1881.

To take effect 12 midnight, May 29, 1909:

## On Police Surgeons' Certificate.

Sergeant Joseph Baker, One Hundred and Seventieth Precinct, at \$750 per annum. Appointed January 4, 1887.

Patrolmen—Edward Markstahler, One Hundred and Sixty-seventh Precinct, at \$700 per annum; appointed April 11, 1889. Willard H. Ennis, Thirtieth Precinct, at \$700 per annum; appointed September 14, 1887. Walter J. Geoghegan, Sixteenth Precinct, at \$800 per annum; appointed July 24, 1890. George W. Behlen, One Hundred and Forty-fourth Precinct, at \$700 per annum; appointed January 7, 1887.

The following transfers and assignments are hereby ordered:

To take effect 8 p. m., June 2, 1909:

Lieutenant Theodore F. Snyder, from Thirteenth Precinct to Twenty-eighth Precinct.

To take effect 8 a. m., June 1, 1909:

Sergeants—Edward F. Howe, from Seventh Precinct to Sixteenth Precinct; Edmund F. Keefe, from Sixteenth Precinct to One Hundred and Sixty-second Precinct.

To take effect 8 p. m., June 2, 1909:

Sergeant James R. Johnson, from One Hundred and Forty-ninth Precinct to One Hundred and Forty-fourth Precinct.

Mounted Patrolman James Brady, from Sixty-fifth Precinct to Traffic Precinct C, without horse and equipments.

Patrolmen—John V. Krach, from One Hundred and Sixty-second Precinct to One Hundred and Forty-fourth Precinct; James H. Dwan, from One Hundred and Fifty-first Precinct to One Hundred and Forty-fourth Precinct; Thomas C. Adams, from One Hundred and Sixty-fourth Precinct to One Hundred and Forty-ninth Precinct; Harry J. Swanson, from One Hundred and Forty-ninth Precinct to One Hundred and Sixty-fourth Precinct; Adam Wagner, from Fifteenth Precinct to Sixteenth Precinct; Herman Grossberger, Thirty-sixth Precinct, transferred to Sixty-fifth Precinct, and assigned to mounted duty; Edward Stoll, Bureau of Electrical Service, assigned to duty in Manhattan.

To take effect 8 a. m., June 4, 1909:

Mounted Patrolman Peter Campbell, from One Hundred and Fifty-third Precinct to One Hundred and Sixty-seventh Precinct, with horse and equipments.

The following temporary assignments are hereby ordered:

Inspector John Daly, Second Inspection District, assigned to command Thirteenth Inspection District, in addition to his own district, during absence of Inspector William G. Hogan, for eighteen hours, from 10 a. m., June 1, 1909.

Lieutenants—Lewis M. Frank, Two Hundred and Eighty-fifth Precinct, assigned to command precinct during absence of Captain John W. O'Connor, for one day, from 12 noon, June 2, 1909; Walter Housa, One Hundred and Sixty-first Precinct, assigned to Bureau of Electrical Service, Manhattan, for thirty days, from 8 a. m., June 1, 1909.

Sergeants—Philip J. Morris, Thirty-third Precinct, assigned as Acting Lieutenant in precinct during absence of Lieutenant John M. Heffron at parade, on May 31, 1909; William J. Green, One Hundred and Forty-seventh Precinct, assigned to Second District Court Squad, Brooklyn, during absence of Sergeant Edward J. Keenan on vacation, from 12:01 a. m., May 30, 1909.

Patrolmen—Gustav Seegers, Thirty-sixth Precinct, assigned to clerical duty in precinct during absence of Patrolman James E. Lister on vacation, from 12 noon, June 3, 1909; John J. Paton, One Hundred and Forty-third Precinct, and Henry C. Fink, Fifteenth Precinct, assigned to Detective Bureau, Manhattan, for twenty days, from 8 p. m., May 29, 1909; Patrick H. Diamond, Two Hundred and Seventy-sixth Precinct, assigned as Acting Doorman in precinct during absence of Doorman Herman Winters on vacation, from 8 a. m., May 27, 1909; James McConville, One Hundred and Sixtieth Precinct, assigned to Detective Bureau, Brooklyn, for thirty days, from 8 a. m., June 1, 1909.

Hostler Richard Wallace, Sixty-third Precinct, assigned to Fortieth Precinct, during absence of Hostlers, for one day, from 8 a. m., May 31, 1909.

The following extensions of temporary assignments are hereby ordered:

Patrolmen—John J. Leidig and Matthew T. Adams, Twenty-first Precinct, in Third Inspection District, duty in plain clothes, for ten days, from 8 p. m., May 28, 1909; Edward M. Leavy, Twenty-first Precinct, and Jerome Murphy, Twenty-second Precinct, in Third Inspection District, duty in plain clothes, for five days, from 8 p. m., May 29, 1909.

The following temporary assignments are hereby discontinued:

Patrolmen—John V. Dawson, One Hundred and Fifty-sixth Precinct, and Willard Kennedy, Sixth Precinct, to Detective Bureau, Manhattan, from 8 a. m., May 30, 1909.

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

Inspector William G. Hogan, Thirteenth Inspection District, from 10 a. m., June 1, 1909.

Captains—Cornelius G. Hayes, Nineteenth Precinct, from 10 a. m., June 2, 1909; John J. Lantry, Twenty-ninth Precinct, from 2 p. m., June 1, 1909; John F. Tappin, Sixty-third Precinct, from 10 p. m., June 1, 1909, with permission to leave city; William J. Lahey, One Hundred and Forty-fifth Precinct, from 10 a. m., June 3, 1909, with permission to leave city; William F. Fenlon, One Hundred and Forty-ninth Precinct, from 9 a. m., June 1, 1909; John Buchanan, One Hundred and Fifty-eighth Precinct, from 3 p. m., June 3, 1909, with permission to leave city; John W. O'Connor, Two Hundred and Eighty-fifth Precinct, from 6 p. m., June 1, 1909.

Acting Captain George G. Farr, One Hundred and Seventy-second Precinct, from 12 noon, June 2, 1909, with permission to leave city.

The following members of the Department are granted one day's leave of absence, with full pay, from 12 midnight, May 30, 1909, in accordance with Circular Order No. 58, 1909:

Sergeant Frank Schick, Two Hundred and Eighty-first Precinct.

Patrolmen—William D. Wehrenberg, Twenty-fifth Precinct; Otto F. Bruns, Twelfth Precinct; Patrick S. Nelson, Twelfth Precinct; Charles N. Silcox, Second Precinct; Henry Sommers, Twenty-fifth Precinct; Daniel M. Foley, One Hundred and Fifty-fifth Precinct; William H. Fordham, Eighteenth Precinct; Emil Carbosell, Twelfth Precinct; Neil Gibbons, Twelfth Precinct; Thomas P. Weber, Twenty-second Precinct; John C. Christensen, Two Hundred and Seventy-seventh Precinct; John J. Murray, Tenth Precinct; Edwin F. England, Detective Bureau, Manhattan.

Hostler Fred Engel, Seventy-fourth Precinct.

The following members of the Department are granted 12 hours' leave of absence, with full pay, as indicated, in accordance with Circular Order No. 64, 1909:

From 8 a. m., May 30, 1909:

Patrolmen—Patrick Byrne, Two Hundred and Seventy-eighth Precinct; Patrick J. Hunt, Two Hundred and Eighty-first Precinct; William Clancy, One Hundred and Forty-fourth Precinct; Daniel Kinnane, Fifth Precinct; Joseph F. O'Neill, One Hundred and Seventy-second Precinct; Martin F. W. Wolf, One Hundred and Fifty-sixth Precinct; John F. Kelly, Brooklyn Borough Headquarters Squad; James B. Rigney, One Hundred and Forty-seventh Precinct; James E. Mitchell, Twenty-first Precinct; Charles C. Henningsen, One Hundred and Sixty-third Precinct; Thomas V. Kelly, One Hundred and Forty-seventh Precinct; D. Loskamp, One Hundred and Fifty-ninth Precinct; James F. Kirk, One Hundred and Seventy-second Precinct; Daniel Undermark, One Hundred and Seventy-second Precinct.

From 8 a. m., May 31, 1909:

Patrolmen—John Christensen, Two Hundred and Seventy-seventh Precinct; Ed. Butler, Two Hundred and Ninetieth Precinct; D. Stapleton, Two Hundred and Seventy-sixth Precinct; W. G. Armstrong, Two Hundred and Ninety-second Precinct.

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

Captain—John W. O'Connor, Two Hundred and Eighty-fifth Precinct, for 1 day, from 12 noon, June 2, 1909, to be deducted from vacation.

Patrolmen—William J. Henry, Forty-third Precinct, for 3 days, from 12:01 a. m., May 29, 1909; John W. Kelly, One Hundred and Seventy-third Precinct, for 3 days, from 12:01 a. m., May 29, 1909.

The following leave of absence is hereby granted without pay:

Patrolman Frank Klein, One Hundred and Sixty-first Precinct, for 1 day, from 12:01 a. m., June 1, 1909, with permission to leave city.

Permission granted to leave city:

Patrolman—Patrick J. Hever, One Hundred and Forty-sixth Precinct, for 20 days, while on sick leave.

The following applications for full pay are hereby granted:

Patrolmen—Daniel Aherne, Traffic Precinct A, from 10:35 p. m., April 4, 1909, to 12 noon, May 8, 1909; James F. McCabe, Traffic Precinct B, from 11:30 a. m., April 30, 1909, to 12:01 a. m., May 24, 1909.

The following advancements to grades are hereby ordered:

The grade checks for the following named Patrolmen will be ready for payment at the office of the City Paymaster on or about June 15, 1909:

To \$1,350 Grade—Julius S. A. Wischert, One Hundred and Sixty-fourth Precinct, April 26, 1909; Charles F. Hayes, Sixty-first Precinct, May 14, 1909.

To \$1,250 Grade—Daniel Reynolds, Twenty-ninth Precinct, May 10, 1909.

To \$1,150 Grade—Bernard J. Coffey, Seventh Precinct, April 4, 1909; George Gross, Fourteenth Precinct, April 19, 1909; Edward A. Finland, Sixty-sixth Precinct, April 19, 1909.

To \$1,000 Grade, April 30, 1909—George A. Harst, Tenth Precinct; Thomas J. Mulligan, Seventeenth Precinct; Henry J. Brown, Seventeenth Precinct; Michael Quilligan, Twenty-first Precinct; Elwood F. Sieburg, Twenty-sixth Precinct; Louis W. Lewis, Twenty-ninth Precinct; August C. Lay, Thirty-first Precinct; James J. Fitzpatrick, Thirty-fifth Precinct; George E. Patton, One Hundred and Fiftieth Precinct; Louis H. Hecht, One Hundred and Sixty-seventh Precinct; Andrew McGinley, Traffic Precinct C.

To \$1,000 Grade, May 4, 1909—Daniel F. Harrington, Ninth Precinct; James Malone, Tenth Precinct; George A. Lawton, Sixty-fifth Precinct; William C. Westfall, One Hundred and Fiftieth Precinct; August Steigerwald, One Hundred and Fifty-third Precinct; Joseph Shepherd, One Hundred and Sixty-seventh Precinct.

To \$1,000 Grade—Thomas J. Henry, Second Precinct, April 1, 1909; William J. Raftis, Eighteenth Precinct, May 17, 1909.

To \$900 Grade, May 4, 1909—Emil F. Muller, Ninth Precinct; William A. Croak, Thirty-second Precinct; Charles H. Schmidt, Forty-third Precinct; Patrick J. Donovan, One Hundred and Sixtieth Precinct; Otto J. Boelsen, Two Hundred and Eighty-second Precinct; John W. Groves, Two Hundred and Eighty-second Precinct.

To \$900 Grade—Frederick Paone, Sixth Precinct, April 27, 1909.

Relieved from suspension and restored to duty:

Patrolman Patrick Cahill, Fourteenth Precinct, is hereby relieved from suspension and restored to duty, to take effect 12 noon, May 29, 1909.

Full pay granted:

Patrolman—Patrick Cahill, Fourteenth Precinct, from 4 p. m., May 4, 1909, to 12 noon, May 29, 1909, while under suspension.

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

To take effect 12:30 p. m., May 29, 1909:

Patrolman—George A. Heinick, Two Hundred and Seventy-seventh Precinct. Charge: Conduct unbecoming an officer.

The following death is reported:

Patrolman Edward McGowan, Traffic Precinct C, at 7:55 p. m., May 30, 1909.

## Special Order No. 149.

The following transfers and assignments are hereby ordered:

To take effect 8 p. m., May 28, 1909:

Patrolman Frederick J. Wislau, from Twenty-ninth Precinct to Traffic Precinct C.

To take effect 8 a. m., May 31, 1909:

Patrolman Harry Uetzmann, from Nineteenth Precinct to Bureau of Electrical Service, as Lineman in Manhattan.

To take effect 8 p. m., May 31, 1909:

Patrolman Arthur P. O'Neill, from One Hundred and Forty-fourth Precinct to Bureau of Electrical Service, as Operator in Brooklyn.

To take effect 8 a. m., June 1, 1909:

Patrolmen Patrick J. McGrath, from Traffic Precinct B to Twenty-ninth Precinct; Charles A. Peterson, from Twelfth Precinct to One Hundred and Forty-fourth Precinct; Frederick P. Penge, from Twenty-second Precinct to Eighty-ninth Precinct, and assigned to mounted duty.

The following temporary assignments are hereby ordered:

Surgeon Thomas A. McGoldrick, to assume charge of Sixteenth Surgical District, in addition to his own district, during absence of Surgeon Charles H. Terry, from 6 p. m., May 29, 1909, to 12 noon, June 2, 1909.

Lieutenant Dennis F. Gallagher, One Hundred and Fifty-ninth Precinct, assigned to command precinct, during absence of Captain Stephen O'Brien, from 12:01 a. m., May 31, 1909, to 6 p. m., June 1, 1909.

Bicycle Patrolman Thomas Kerrigan, Traffic Precinct C, assigned to Twelfth Inspection District, for motorcycle duty in plain clothes on motorcycle 11-168.

The following extensions of temporary assignments are hereby ordered:

Lieutenant John J. Collins, Traffic Precinct D, to Bureau of Electrical Service, duty as Operator in Manhattan, for thirty days, from 8 p. m., May 31, 1909.

Patrolmen Frank Sullivan, One Hundred and Forty-fourth Precinct, to Bureau of Electrical Service, duty as Operator in Brooklyn, for thirty days, from 8 p. m., June 1, 1909; William Madden, One Hundred and Fifty-second Precinct, to Bureau of Electrical Service, duty as Operator in Brooklyn, for thirty days, from 8 p. m., June 2, 1909; George M. Bialafer and Charles O. Damhauser, to One Hundred and Eighty-third Precinct, in Eleventh Inspection District, duty in plain clothes, for ten days, from 8 p. m., May 31, 1909; George Downey, Sixty-fifth Precinct, to Central Office Squad, for ten days, from 8 a. m., May 29, 1909.

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

Surgeon Charles H. Terry, Sixteenth Surgical District, from 6 p. m., May 29, 1909.

Captains—Edward J. Toole, Fifth Precinct, from 8 a. m., June 1, 1909; Michael J. Reidy, Twenty-eighth Precinct, from 3 p. m., June 3, 1909, with permission to leave city; Denis J. Brennan, Sixty-sixth Precinct, from 1:30 p. m., June 1, 1909; Michael Naughton, Seventy-ninth Precinct, from 8 a. m., May 29, 1909; Charles C. Wendell, Two Hundred and Seventy-eighth Precinct, from 10 a. m., June 3, 1909; Cornelius Leary, Two Hundred and Ninety-second Precinct, from 12:01 a. m., June 1, 1909.

Acting Captain William J. Clark, Detective Bureau, Manhattan, from 12 noon, May 29, 1909, with permission to leave city.

The following members of the Department are granted one day's leave of absence, with full pay, from 12 midnight, May 30, 1909, in accordance with Circular Order No. 58, 1909:

Surgeon Charles H. Terry, Sixteenth Surgical District.

Detective John A. McIlhargy, Detective Bureau, Manhattan.

Patrolmen—William W. Allen, Sixth Precinct; Patrick Judge, Ninth Precinct; Michael H. Carley, Eighth Precinct; Charles E. Boyle, Sixteenth Precinct; Arthur H. Weaver, Ninth Precinct; Frederick Pliego, Twenty-second Precinct; James J. McManus, Nineteenth Precinct; Anthony Horlert, Twenty-fifth Precinct; Frank Flanders, Twenty-third Precinct; Edward D. Day, Twenty-eighth Precinct; William P. Rooney, Twenty-eighth Precinct; Thomas Donohoe, Twenty-ninth Precinct; Patrick Kelly, Thirty-third Precinct; J. W. Kennedy, Thirty-fifth Precinct; Frank Allen, Thirty-fifth Precinct; John G. Kirk, Forty-third Precinct; Joseph Dunne, Sixty-first Precinct; Henry J. Staudt, Seventy-seventh Precinct; Martin Walsh, Sixty-fifth Precinct; Thomas G. Bligh, One Hundred and Forty-sixth Precinct; Michael J. Huynes, Twelfth District; Martin F. W. Wolf, One Hundred and Fifty-sixth Precinct; Martin Downey, One Hundred and Forty-sixth Precinct; Edward L. Ratigan, One Hundred and Sixtieth Precinct; Benjamin F. Widdes, One Hundred and Forty-fourth Precinct; Felix J. Rasch, One Hundred and Sixtieth Precinct; Charles H. Hagedorn, One Hundred and Forty-ninth Precinct; Conrad Lohr, One Hundred and Sixty-second Precinct; Franklin B. Voss, One Hundred and Fifty-third Precinct; Joseph O'Neil, One Hundred and Seventy-second Precinct; Thomas B. Goodman, One Hundred and Sixty-fifth Precinct; Charles V. Stevens, One Hundred and Seventy-second Precinct; William A. Mulligan, One Hundred and Sixty-ninth Precinct; Daniel Undermark, One Hundred and Seventy-second Precinct; James F. Rice, One Hundred and Seventy-second Precinct; Arthur J. Williams, Two Hundred and Seventy-fifth Precinct; Daniel Undermark, One Hundred and Seventy-second Precinct; Daniel P. Stapleton, Two Hundred and Seventy-sixth Precinct; Patrick J. Hurn, Two Hundred and Eighty-first Precinct; Bernard F. Byrne, Two Hundred and Seventy-eighth Precinct; John E. Cahill, Two Hundred and Eighty-third Precinct; James B. Rigney, Two Hundred and Eighty-second Precinct; George B. Campbell, Two Hundred and Seventy-eighth Precinct; Alois Nesporek, Traffic Precinct B; Harry A. Taylor, Central Office Squad; James B. Crowley, Bridge Precinct C; John O'Sullivan, Central Office Squad; Patrick L. Flynn, Bridge Precinct A; A. Dister, Bridge Precinct C; Dennis Graney, Bridge Precinct C; Charles Martin, Fifth District.

Doormen—Joseph P. Green, Twenty-third Precinct; Peter Ward, One Hundred and Fifty-first Precinct.

The following members of the Department are granted 12 hours' leave of absence, with full pay, as indicated, in accordance with Circular Order No. 64, 1909:

From 12 noon, May 30, 1909:

Surgeon Charles H. Terry, Sixteenth Surgical District.

Lieutenant George F. Heisschneider, Two Hundred and Ninetieth Precinct.

Patrolmen—William F. Egan, First Precinct; James Tolman, Fifth Precinct; Patrick Nealon, Twelfth Precinct; Charles Peterson, Twelfth Precinct; Harry Falcher, One Hundred and Forty-ninth Precinct; Charles W. Redden, One Hundred and Forty-ninth Precinct; Herman Beissert, One Hundred and Fifteenth Precinct; Henry Frost, One Hundred and Fifty-eighth Precinct; John Barrett, One Hundred and Sixty-first Precinct; Herman Holman, One Hundred and Sixty-fourth Precinct; Charles Wolf, Traffic Precinct A; Herman S. Schilke, Traffic Precinct A; Thomas Dines, Ninth District.

From 8 a. m., May 30, 1909:

Patrolmen—Patrick Gallivan, Bridge Precinct C; John Buckley, Second Court Squad, Manhattan.

The 12-hour leaves granted herein under Circular No. 64 are not intended to reduce any 24-hour leaves previously granted under Circular No. 58.

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

Surgeon Charles H. Terry, Sixteenth Surgical District, for one and one-half days, from 12:01 a. m., June 1, 1909, to be deducted from vacation.

The following leave of absence is hereby granted without pay:

Patrolman—John J. O'Brien, Central Office Squad, for one and one-half days, from 12 noon, May 28, 1909.

The following application for full pay is hereby granted:

Patrolman Joseph J. Donahue, Detective Bureau, Manhattan, from 3:30 a. m., April 5, 1909, to 12:01 a. m., April 15, 1909.

The following advancements in grade are hereby ordered:

The grade checks for the following named Patrolmen will be ready for payment at the office of the City Paymaster on or about June 10, 1909:

To \$800 Grade, May 25, 1909—August A. Gommech, Seventieth Precinct; Vincent F. Valentine, Eighteenth Precinct; Thomas Cahill, Eighteenth Precinct; Joseph M. Gaffney, Twenty-ninth Precinct; James J. McKie, Twenty-ninth Precinct; Patrick F. Cunningham, Thirty-first Precinct; Frederick W. Knopke, Thirty-second Precinct; George W. Mulligan, Thirty-sixth Precinct; Spencer Larkin, Forty-fifth Precinct; Harry A. Stacom, One Hundred and Forty-ninth Precinct; Edward W. Dwyer, One Hundred and Fifty-sixth Precinct; John J. Donnelly, One Hundred and Fifty-seventh Precinct; Michael Fiaschetti, One Hundred and Fifty-seventh Precinct; Louis W. Martin, One Hundred and Sixtieth Precinct; Thomas J. Paynter, One Hundred and Sixty-second Precinct; Allen C. Landwein, Detective Bureau, Manhattan; Robert J. Hamilton, Traffic Precinct B.

Suspended from duty without pay:

Patrolman John F. Eliot, Sixteenth Precinct, is hereby suspended from duty without pay, from 3:30 p. m., May 28, 1909.

The following amendment is hereby ordered:

Special Order No. 147, current series, paragraph 1, to read Patrolman John Madigan, from Sixty-fifth Precinct to Sixty-third Precinct, duty at Interior Public Bath, Elton avenue and One Hundred and Fifty-sixth street, The Bronx, instead of to Public Office Squad.

The following Special Patrolman is hereby appointed.

To take effect May 28, 1909:

Thomas F. Reilly, for Interborough Rapid Transit Company, Manhattan.

The resignation of the following Special Patrolman is hereby accepted and he is re-appointed, to take effect as of date indicated:

May 27, 1909—William H. Wall, for R. H. Macy & Co., Broadway and Thirty-fourth street, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted:

John C. Voorhees, employed by John Wanamaker, Broadway and Eighth street, Manhattan; Reginald Walker, Harry Kaminskas and Matthew Hehir, employed by Thomas J. Smith, No. 99 Chambers street, Manhattan; Patrick F. Masterson and Charles H. Mooney, employed by Interborough Rapid Transit Company, Manhattan; John W. Donlan, Samuel Harmota, C. J. Meara, Charles Evans, J. J. Manning, O. T. Hough, William Brown, Thomas Madden, R. J. Atkins, R. E. Latham, Edward Glynn and E. O'Brien, employed by Jackson Brothers, No. 168 Church street, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

#### POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),  
May 29, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1902 as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, May 28, 1909:

##### First Class.

Charles A. Rogers, No. 490 Degraw street, Brooklyn; George R. Steirly, No. 734 Flushing Avenue, Brooklyn; John Raus, Amsterdam Avenue and One Hundred and Twenty-eighth street; Patrick O'Toole, No. 126 Sixth Avenue; Frank Busse, One Hundred and Sixty-eighth street and Third Avenue; Robert Sinclair, No. 2 West Fifty-fifth street.

##### Second Class.

John H. Leek, No. 351 Jay street, Brooklyn; Edward H. Stumpf, No. 56 Second Avenue; Frank Daly, No. 521 Tenth Avenue; John J. Phelan, No. 424 East Nineteenth street; Julius Ehrenberger, No. 105 Wooster street; Joseph Taylor, No. 64 Jefferson street; William J. Lyall, No. 1 West Ninety-sixth street; John H. Fedeler, No. 2 Beaver street.

##### Third Class.

Michael Furlong, No. 521 Eighth Avenue; Otto K. M. Schulz, Barren Island, N. Y.; Daniel Holland, No. 379 West Broadway; Edward Hegmann, Eighth Avenue and Fifty-eighth street; Frank L. Alturas, No. 43 Gold street; Crawford North, No. 289 Fulton street, Jamaica; Franklin J. Fellows, Jr., No. 446 Forty-seventh street, Brooklyn; Henry Breuning, No. 310 Wall street; William Garvin, No. 1910 Webster Avenue; Stephen J. Reilly, Park and Mott streets; Charles B. Clark, No. 3168 Park Avenue; John W. Curtis, No. 416 West Twenty-sixth street; Henry Hyzer, No. 416 West Twenty-sixth street; Frank Heilmann, No. 607 Broadway; William H. Wyman, One Hundred and Sixty-seventh street and Findlay Avenue; Patrick Cassidy, No. 565 West Broadway; Richard Weller, Corlears and Water streets; James J. Tynan, Eastchester, The Bronx, N. Y.; Thomas Morton, No. 9 West Fourth street; John A. Rowe, No. 32 Broadway; Kristian Elsasser, No. 17 Battery place; Patrick Lynskey, No. 127 West Forty-third street; Lewis S. Gordon, Grand Central Station; Oskar Allen, Stapleton, S. I.; Thomas Brady, No. 320 Broadway; Philip S. Hoffmann, No. 480 East One Hundred and Forty-fourth street; William F. Doyle, No. 416 West Twenty-sixth street; Isaac V. Schulz, Nos. 234 and 236 West Forty-fourth street.

##### Special.

Patrick F. McMahon, No. 231 Radcliffe street, Brooklyn; James A. Elwood, foot of Gansevoort street.

Respectfully,

HENRY BREEN, Lieutenant in Command.

#### POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),  
June 1, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1902 as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, May 29, 1909:

##### First Class.

John J. O'Brien, Manhattan Beach, Brooklyn; William Lindermann, No. 65 East Twelfth street; Thomas F. Donahue, Washington and Jamaica avenues, Richmond Hill, Queens; Christopher Straub, foot of Blackwell street, Long Island City.

##### Second Class.

James Britt, No. 531 First Sixtieth street; Thomas O'Connor, No. 515 Fourth Avenue, Brooklyn; Charles H. Kissam, No. 462 Greenwich street; Alvin Davis, Nos. 242 to 246 Java street, Brooklyn; Adolf Uroth, Boulevard and Saratoga Avenue, Arverne, Rockaway; John J. Goff, No. 223 West Forty-fourth street; John Dougherty, No. 131 Pierrepont street, Brooklyn.

##### Third Class.

Patrick Carroll, No. 925 Park Avenue; Lorenzo Deringer, No. 328 West Thirty-ninth street; John Grace, No. 135 Allen street; Henry Pilgrim, Nos. 119 and 121 Avenue D; William F. McEntee, No. 117 Rutledge street, Brooklyn; DeLaney B. Smith, No. 562 Burnside Avenue; Louis Von Aern, No. 416 West Twenty-sixth street; Arthur E. Martin, Paterson, N. J.; Kings County, No. 416 West Twenty-sixth street; Jacob Hollerith, No. 189 Fort Greene place, Brooklyn; Joseph Reilly, Railroad Avenue and Newtown Creek, Long Island City; Patrick O'Mara, No. 9 Van Brunt street, Brooklyn; Joseph Petit, No. 5 East Eighty-fourth street; Robert M. Anderson, No. 29 Pearl street; Jules Nelson, No. 417 East Fifty-sixth street; Albert Russo, No. 37 Maiden Lane; Eugene P. Moynihan, Elm street and Orchard Avenue, Richmond Hill, Queens; Thomas Keegan, No. 50 West Fortieth street; Edward O'Brien, No. 377 Broadway; Edgar F. Rutland, No. 13 Lawrence street, Flushing.

Respectfully,

HENRY BREEN, Lieutenant in Command.

#### POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),  
June 2, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1902 as amended, the following report will show the names of persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, June 1, 1909:

##### First Class.

John Kisselborth, No. 366 Butler street, Brooklyn; John McMahon, No. 145 Raymond street, Brooklyn.

##### Second Class.

John Hart, No. 293 Douglass street, Brooklyn; Henry Roloff, Sheephead Bay near raw track; Daniel T. Riley, No. 1443 Broadway; Carl E. Stoffenbach, No. 54 Gansevoort street; Joseph S. Garwood, No. 217 Front street; William Tortore, No. 297 Fourth Avenue.

##### Third Class.

John J. Gray, Nos. 3 to 7 West Twenty-ninth street; Patrick Daly, Saratoga Avenue and West Eleventh street, Coney Island; John J. Perry, Manhattan Beach, Brooklyn; William H. Denight, No. 110 Wall street; Walter Moran, No. 669 Kent Avenue, Brooklyn; Gustave Janssen, Surf Avenue, Coney Island (Luna Park); Patrick McGuire, No. 226 West One Hundred and Twenty-fifth street; Frank E. Fritz, No. 115 East Twenty-ninth street; John Walsh, No. 83 East Fifty-sixth street; Otto A. Loehr, Broadway and Twenty-second street; Philip Ehrlich, Tompkinsville, S. I.; Patrick McGinn, No. 1 Broadway; John Donahue, No. 429 East Sixty-fourth street; Charles Bikel, No. 107 Horatio street; Robert A. Edmonds, No. 1448 Broadway; Ralph L. Looby, No. 301 Greenwich street; Andrew P. Anderson, No. 226 Fourth Avenue; Louis Schreiner, No. 96 Wall street (office); William Sperber, No. 140 West Sixty-ninth street; Bernard F. Clark, No. 2 West Thirty-fourth street; Conrad E. Forsell, No. 154 Nassau street; Patrick Pendergast, No. 6 East Thirteenth street; Edward Elgenes, No. 14 Irvington street; Henry Hampton, No. 121 Green street.

Respectfully,

HENRY BREEN, Lieutenant in Command.

#### BOROUGH OF MANHATTAN.

##### BUREAU OF BUILDINGS.

Operations for the Week Ending May 29, 1909.

Plans filed for new buildings (estimated cost, \$2,261,700).....	31
Plans for alterations (estimated cost, \$631,200).....	29
Buildings reported unsafe.....	51
Buildings reported for additional means of escape.....	5
Other violations of law reported.....	70
Unsafe building notices issued.....	102
Fire escape notices issued.....	16
Violation notices issued.....	16
Fire escape cases forwarded for prosecution.....	13
Violation cases forwarded for prosecution.....	35
Iron and steel inspections made.....	3,592

EDW. S. MURPHY, Superintendent.

William H. Clark, Chief Clerk.

## MUNICIPAL CIVIL SERVICE COMMISSION.

Minutes of Meeting of the Municipal Civil Service Commission of New York, Held at the Commission's Offices, No. 299 Broadway, on Monday, May 10, 1909, at 2 p. m.

Present—President Frank L. Polk and Commissioners R. Ross Appleton and Arthur J. O'Keefe.

The President, Mr. Frank L. Polk, presided.

A public hearing was had on the proposed amendment of the classification by striking from the Exempt Class, under the heading, "Office of the Borough President in each Borough," the following:

Executive Clerk.

Secretary to the President, Brooklyn.

Also by striking out "Confidential Inspector" for the Boroughs of Manhattan, Brooklyn and Queens, and including in lieu of same the title "Confidential Inspector" for all Boroughs. Mr. Edward F. Cadley, Clerk in the office of the President of the Borough of Brooklyn, appeared before the Commission and stated that the Borough President was strongly in favor of the classification of the position of Executive Clerk and Secretary to the President in the Competitive Class. Mr. John E. Eastwood and Mr. James P. Kohler opposed the proposed amendment. Mr. Maurice M. Gerstman, Stenographer to the President of the Borough of Queens, appeared before the Commission and stated that the President of the Borough of Queens was of the opinion that the position of Executive Clerk should remain in the Exempt Class, as the duties of the position were of a confidential nature. The Secretary stated that the President of the Borough of The Bronx had telephoned that he was of the opinion that the position of Executive Clerk should remain in the Exempt Class, and that the President of the Borough of Manhattan had requested an adjournment until Wednesday, May 26, of the hearing on the proposed amendment of the classification by striking from the Exempt Class the position of Executive Clerk in his office, also that of Cashier in the Bureau of Highways. No representative of the President of the Borough of Richmond appeared. Mr. Elliot H. Goodwin, Secretary of the Civil Service Reform Association, addressed the Commission in favor of the change, and the Chair declared the hearing closed.

A public hearing was had on the proposed amendment of the classification by striking from the Exempt Class, under the heading "Bureau of Public Works in each Borough," the following:

Cashier, Bureau of Highways.

Mr. Maurice M. Gerstman, Stenographer to the President of the Borough of Queens, appeared before the Commission and stated that the President of the Borough of Queens was in favor of allowing the position to remain in the Exempt Class, as the duties were of a confidential nature. There being no other appearances, the Chair declared the hearing closed.

A public hearing was had on the proposed amendment of the classification by striking from the Exempt Class, under the heading "Department of Parks," the following:

Two Assistant Superintendents of Parks, The Bronx.

Two Assistant Superintendents of Parks, Manhattan and Richmond.

Hon. Joseph J. Berry, Commissioner of Parks for the Borough of The Bronx, appeared in opposition to the proposed amendment and stated that, in his opinion, the positions were properly classified as exempt. Mr. Elliot H. Goodwin, Secretary of the Civil Service Reform Association, appeared in favor of the proposed amendment. Mr. John E. Eastwood appeared before the Commission and stated that, in his opinion, the positions were properly included in the Exempt Class. There being no other appearances, the Chair declared the hearing closed.

A public hearing was had on the proposed amendment of the classification by striking from the Exempt Class, under the heading "Health Department," the following:

One Secretary to the President.

Sanitary Superintendent.

Assistant Sanitary Superintendent in each Borough.

Dr. Thomas Darlington, Commissioner of Health, appeared in favor of the proposed amendment to strike from the Exempt Class the positions of Sanitary Superintendent and Assistant Sanitary Superintendent in each Borough, but stated that, in his opinion, the position of Secretary to the President should remain in the Exempt Class. Mr. Elliot H. Goodwin, Secretary of the Civil Service Reform Association, and Mr. John E. Eastwood also addressed the Commission. There being no other appearances, the Chair declared the hearing closed.

A public hearing was had on the proposed amendment of the classification by striking from the Exempt Class, under the heading "Board of Elections of The City of New York," the following:

Twenty-six Clerks for the Boroughs.

Hon. John T. Deuling, President of the Board of Elections, appeared before the Commission in opposition to the proposed amendment and stated that, in his opinion, the positions in the Board of Elections belonged in the unclassified service. There being no other appearances, the Chair declared the hearing closed.

The hearing on the proposed amendment of the classification by striking from the Exempt Class certain positions in the office of the Mayor was adjourned until Wednesday morning, May 12, at ten o'clock.

The Commission then adjourned to meet Wednesday, May 12, 1909, at ten o'clock in the forenoon.

F. A. SPENCER, Secretary.

## MUNICIPAL CIVIL SERVICE COMMISSION.

Minutes of Meeting of the Municipal Civil Service Commission of New York, Held at the Commission's Offices, No. 299 Broadway, on Wednesday, May 12, 1909, at 10 a. m.

Present—President Frank L. Polk and Commissioners R. Ross Appleton and Arthur J. O'Keefe.

The President, Mr. Frank L. Polk, presided.

A public hearing was had on the proposed amendment of the classification by including in the non-competitive class under the heading "Positions in the Nautical School, Board of Education," the following:

"Water Tender."

Mr. Richard B. Aldercroft, Chairman of the Committee on the New York Nautical School, Board of Education, appeared before the Commission in behalf of the proposed amendment. There was no opposition and the hearing closed.

Mr. Edward F. Cadley, Clerk in the office of the President of the Borough of Brooklyn, appeared before the Commission in reference to the proposed amendment of the classification by striking from the exempt class the position of Cashier in the Bureau of Highways, Borough of Brooklyn, and stated that President Cadley was of the opinion that the position should remain in the exempt class.

Mr. Bernard Downing, Secretary of the Borough of Manhattan, appeared before the Commission in relation to the proposed amendment of the classification by striking from the exempt class under the heading "Office of the Borough President in each Borough" the title "Executive Clerk" for the Borough of Manhattan, also under the heading "Bureau of Public Works in each Borough" the title "Cashier, Bureau of Highways" for the Borough of Manhattan. Mr. Downing stated that he did not care to make any recommendation and that the Borough President was willing to leave the matter entirely with the Commission. There being no other appearances, the Chair declared the hearing closed.

Mr. Francis V. S. Oliver, Jr., Chief of the Bureau of Licenses of the Mayor's office, appeared before the Commission in behalf of the proposed amendment of the classification by striking from the exempt class under the heading "Mayor's Office" the following:

Chief of the Bureau of Licenses.  
Deputy Chief of the Bureau of Licenses, Manhattan and The Bronx.  
Deputy Chief of the Bureau of Licenses, Brooklyn.  
Chief of the Bureau of Weights and Measures.

Mr. Elliot H. Goodwin, Secretary of the Civil Service Reform Association, also appeared. There was no opposition and the Chair declared the hearing closed.

Mr. Peter J. Galligan, Cashier of the Department of Water Supply, Gas and Electricity, appeared before the Commission in relation to the proposed amendment of the classification by striking his position from the exempt class. There being no other appearances the Chair declared the hearing closed.

The President stated that Valentine Standing, Patrolman in the Police Department, had been given one month in which to obtain a birth certificate. The action of the President was approved.

The hearing of Joseph H. Mahoney, of No. 78 Willow street, Astoria, Long Island, on the charge of having been over thirty years of age at the time of his appointment as Patrolman was adjourned for one week.

Harry J. Johnson, of No. 253 Clinton street, New York City, appeared before the Commission, as directed, with reference to his request for permission to correct the date of birth set forth in the various papers of his examination for Patrolman to correspond with the date given in the birth certificate furnished.

Michael Carlson appeared before the Commission, as directed, to show cause why his name should not be removed from the eligible list of Patrolmen and placed upon the black list for having attempted to deceive the Commission as to his age.

After the Commission had gone into regular session, the minutes of the meetings held May 5 and 10 were approved.

On motion, it was

Resolved, That the classification of positions in the non-competitive class be and the same hereby is amended by including therein under the heading "Positions in the Nautical School, Board of Education," the following title:

"Water Tender."

On motion, it was

Resolved, That the request of Harry J. Johnson, of No. 253 Clinton street, New York City, that he be permitted to correct the date of birth in his application for Patrolman appearing as February 24, 1882, to read March 1, 1883, to correspond with the certificate furnished, be and the same hereby is granted, the proof submitted being satisfactory to the Commission.

On motion, it was

Resolved, That the name of Michael Carlson, of No. 420 West Forty-fifth street, New York City, be and the same hereby is removed from the eligible list of Patrolmen and placed upon the black list under paragraph 14 of Rule VII.

On the recommendation of the Committee on Transfers, the following transfers were approved:

Edith J. Smyth, Clerk (\$1,200 per annum), from the Bureau of Collection of Taxes, Department of Finance, to a similar position in the Department of Taxes and Assessments, Borough of Queens.

Frank A. Shelton, Clerk (\$1,050 per annum), from the Department of Taxes and Assessments, Borough of Queens, to a similar position in the Department of Finance.

Miss Katherine A. McNamara, Stenographer and Typewriter (\$750 per annum), from the Tenant House Department, to Stenographer and Typewriter (\$1,050 per annum), in the Department of Water Supply, Gas and Electricity.

Lawrence Dunn, Foreman of Laborers (\$34 per day), from the Bureau of Highways, Borough of The Bronx, to the position of Messenger at \$1,200 per annum, in the Bureau of Street Openings, Law Department.

Eugene D. Reagan, Stairway Engineer (\$4.50 per day), from Gouverneur Hospital (Bellevue and Allied Hospitals), to the Kings County Hospital (Department of Public Charities).

Edwin H. Aschenbacher, first grade Clerk (\$340 per annum), from the Department of Health to a similar position in the Board of Water Supply.

George L. Baker, Assistant Engineer (\$1,500 per annum), office of the President of the Borough of Richmond, to the position of Trustman at a salary of \$1,500 per annum in the Bureau of Highways, Brooklyn.

On the recommendation of the Committee on Reinstatements, the following reinstatement was approved:

Alexander E. Anderson, of No. 241 East Eighteenth street, Manhattan, first grade Clerk in the Department of Finance (salary, \$400 per annum), he having resigned from a similar position in the Board of Estimate and Apportionment on January 12, 1909.

The President presented the following report on transfers, reinstatements, etc., in his favor that was acted upon by him:

Transfers Approved.

John J. Pehr, from the position of Park Laborer in the Department of Parks, Boroughs of Brooklyn and Queens, to that of Laborer in the Department of Bridges, Borough of Brooklyn.

John Kennedy, from Sweeper, Department of Street Cleaning, to Dock Laborer, Department of Docks and Ferries.

James L. Cokerford, Cleaner and Painter, from the Department of Parks, Boroughs of Brooklyn and Queens, to the Department of Parks, Boroughs of Manhattan and Richmond.

Edward Mahady, Cleaner and Painter, from the Department of Parks, Boroughs of Brooklyn and Queens, to the Department of Parks, Boroughs of Manhattan and Richmond.

Robert Hall, from Cleaner and Painter, Department of Parks, Boroughs of Brooklyn and Queens, to Driver, Department of Parks, Boroughs of Manhattan and Richmond.

Giuseppe Carvaldo, from Driver to Sweeper, Department of Street Cleaning.

Joseph J. Wiltshire, from Sweeper to Driver, Department of Street Cleaning.

John M. Riley, from Laborer to Driver, Department of Water Supply, Gas and Electricity.

Alfred Sider, from Driver in the Department of Street Cleaning to Laborer in the Department of Water Supply, Gas and Electricity.

John McLaughlin, from Cleaner and Painter, Department of Parks, Boroughs of Manhattan and Richmond, to Laborer, Department of Water Supply, Gas and Electricity.

William W. Dwyer, from Cleaner and Painter, Department of Parks, Boroughs of Manhattan and Richmond, to Laborer, Department of Water Supply, Gas and Electricity.

Reinstatements Approved.

John F. McGuire, Park Laborer, Department of Parks, Boroughs of Manhattan and Richmond.

Christopher Walsh, Coal Passer, Department of Parks, Boroughs of Manhattan and Richmond.

Edward Scully, Sewer Cleaner, President of the Borough of Brooklyn.

Thomas F. Reynolds, Laborer, President of the Borough of Brooklyn.

Louis J. Lauria, Driver, Department of Street Cleaning.

Philip Ryan, Driver, Department of Street Cleaning.

Reassignments Approved.

John O. Hicks, Bridge Painter, Department of Bridges.

William J. McCoy, Dock Laborer, Department of Docks and Ferries.

Lorenzo Rank, Stone Cutter, Department of Docks and Ferries.

Max O. Schenck, Park Laborer, Department of Parks, Borough of The Bronx.

William Wallace, Park Laborer, Department of Parks, Borough of The Bronx.

Patrick Moran, Laborer, President of the Borough of Manhattan.

Francesco Samoro, Laborer, President of the Borough of Queens.

Luigi Emanella, Sweeper, Department of Street Cleaning.

Giuseppe DeFrances, Driver, Department of Street Cleaning.

Vincent De Paolo, Driver, Department of Street Cleaning.

Michael Byrne, Laborer, President of the Borough of The Bronx.

Daniel McCarthy, Licensed Fireman, Office of the President of the Borough of The Bronx.

George R. Walgrave, Laborer, Office of the President of the Borough of The Bronx.

## Applications Approved.

Request from the President of the Borough of Brooklyn, under date of May 3, for approval of his action in rescinding the dismissal of James Nolan, a Laborer.

Request from the President of the Borough of Brooklyn, under date of May 6, for approval of his action in rescinding the dismissal of John Morrow, a Laborer.

Request from the President of the Borough of Queens, under date of May 6, for approval of his action in rescinding the dismissal of John Fitzgerald, a Laborer.

Request from the President of the Borough of The Bronx, under date of May 3, for approval of his action in rescinding the dismissal of Nicola Angelino, a Laborer.

Request from the President of the Borough of Richmond, under date of May 6, for authority to grant to Giuseppe Veneditto, a Laborer in his Department, a leave of absence without pay for three months in order to visit Italy and settle an estate.

## Application Denied.

Request from the Aqueduct Commissioners, under date of April 21, for authority to transfer William H. Fay from the position of Laborer, Department of Water Supply, Gas and Electricity (Putnam County), to Laborer in the Aqueduct Commission, there being a preferred list for the latter position.

The report was adopted.

The appeals of the following named candidates for a re-taking of their examination papers were denied on the reports of the Examiners that no errors of marking or rating had been pointed out:

Plumbing Inspector—William Tubbly, No. 57 West One Hundred and Twenty-fourth street, City.

Assistant Court Clerk—Isidore L. Hirscher, No. 15 Montgomery street, City; James A. Roe, Surrogate's Office, Jamaica, L. I.; Henry J. Hinck, No. 411 East Eighty-eighth street.

Sergeant, Police Department—George P. Young, No. 1507 Zerega avenue, Westchester.

Promotion, Assistant Engineer—William S. Ryan, Department of Water Supply, Gas and Electricity; William H. Transueck, No. 94 Ash street, Yonkers; William J. Perlman, Room 1334, Park Row Building, City.

Promotion to Foreman, Fire Department—Isaac Ludgate, No. 150 Newell street, Brooklyn.

On motion, it was

Resolved, That Dr. Walter L. Niles, of No. 55 East Seventy-sixth street, New York City, be and he hereby is appointed an Expert Examiner in the office of the Commission to assist the Chief of the Bureau of Physical Examinations, with compensation at the rate of \$10 a day while employed.

On motion, it was

Resolved, That the appointment of Joseph A. Kirk, of No. 310 East Fourteenth street, Manhattan, as first grade Clerk in the office of the Commission, with salary at the rate of \$480 per annum, be and the same hereby is approved for a period of fifteen days, under paragraph 4 of Rule XII.

On motion, it was

Resolved, That the action of the Secretary directing that Joseph A. Kirk, of No. 310 East Fourteenth street, Manhattan, be given a non-competitive examination to qualify him for provisional appointment as first grade Clerk in the office of the Commission, with salary at the rate of \$480 per annum, be and the same hereby is approved.

In the recommendation of the President, applications for Fireman Nos. 24137, 24138, 24139, 24140, 24141, 24142, 24143, 24144 and 24145 were accepted, subject to the furnishing of affidavits by the applicants as to the date and hour of filing. (See minutes, May 5.)

On motion, it was

Resolved, That the title of the following named employees of the Department of Water Supply, Gas and Electricity be and the same hereby is changed from "Tapper's Assistant" to "Tapper," in accordance with the request of the Commissioner of the said Department and his statement that the former title is no longer required.

## Borough of Manhattan.

Michael Bowen, No. 325 East Thirtieth street.

Edmund J. Carley, No. 335 East Forty-first street.

William Churchill, No. 788 East One Hundred and Thirty-fourth street.

James A. Coleman, No. 220 East Thirty-sixth street.

Edward J. Harvey, No. 238 East Thirty-third street.

John J. Kenny, No. 154 East Ninety-second street.

John B. McDonald, No. 300 East Thirty-second street.

William L. McDonald, No. 220 East Thirty-third street.

Robert McDowell, No. 1107 First avenue.

Edward C. Meghan, No. 357 East Nineteenth street.

John A. Moseley, No. 425 Third avenue.

Lawrence Ronch, No. 344 East Thirty-third street.

James F. Roche, No. 312 Avenue A.

John Tunney, No. 154 West Fifty-second street.

William West, Jr., No. 2348 First avenue.

## Borough of Queens.

James J. Dunn, No. 33 Jackson avenue, Long Island City.

On motion, it was

Resolved, That the classification of positions in Part II of the Labor Class be and the same hereby is amended by striking therefrom the following title: "Tapper's Assistant."

On the recommendation of the President, to whom the matter had been referred at a previous meeting, it was ordered that John Halpin, of No. 431 West Thirty-fifth street, whose name appeared upon the eligible list for Patrolman, should be certified for appointment to the position of Police Officer in the absence of an eligible list for that position, it appearing from information furnished by Halpin himself that he was over thirty years of age, and ineligible for appointment as Patrolman.

On the recommendation of the President, to whom the matter had been referred at a previous meeting, it was

Resolved, That, with the approval of the Mayor and the State Civil Service Commission, the Police Commissioner be authorized to continue the employment of Mr. Otto R. Atland, as Expert in temporary charge of the Bureau of Telegraph and Electric Service, for an additional period of three months beginning May 13, 1909, with compensation at the rate of three thousand dollars (\$3,000) per annum.

On motion, it was

Resolved, That, with the approval of the Mayor and the State Civil Service Commission, the Police Commissioner be authorized to continue the employment of Mr. Nathaniel J. Whitehead as Advisory Expert in the purchase of supplies for the use of the Police Department for an additional period of three months beginning May 11, 1909, with compensation at the rate of two thousand dollars (\$2,000) per annum.

Upon the recommendation of the President, to whom the matter had been referred at a previous meeting, it was

Resolved, That, in accordance with the provisions of paragraph 6 of Rule XII, Marian B. McMillan, M. D., of No. 411 West Fifty-seventh street, Borough of Manhattan, be and he hereby is excepted from examination to render expert service in the Department of Health in connection with the work now in progress of filling in and draining certain marsh lands in the various Boroughs of the City, with a view to their destruction as mosquito breeding places; provided, however, that his compensation shall not exceed \$750.

On motion, the Secretary was directed to advertise a public hearing for Wednesday, May 19, at 10 o'clock a. m., on the proposed amendment of the classification by striking from Part II of the Labor Class the title "Marine Sanitator, Department of Docks," and including the same in Grade 1 of Part VII, of the Competitive Class (the Civil Engineers Service).

On motion, the Secretary was directed to advertise a public hearing for Friday, May 21, at 2 o'clock p. m., on the proposed amendment of the classification by striking from the Exempt Class, under the heading "Finance Department," the following titles:

Assistant Deputy Comptroller.

29 Cashiers.

3 Deputy Auditors of Accounts.

10 Bank Messengers.

22 Expert Accountants.

—also by striking therefrom the title "Stenographer to the Receiver of Taxes" and inserting in lieu thereof "Stenographer to the Comptroller."

A communication was presented from the Chief Examiner, dated May 11, concerning a report from Examiner Collingwood, concurred in by Examiner Birkby,

on the request of the Board of Water Supply for authority to change the titles of certain employees. It appeared from the report that the titles sought covered a broader field than the titles already held by the employees in question, and that it would be proper, therefore, to require that the said employees should either qualify themselves by promotion or that the Board of Water Supply should be required to confine them to duties appropriate to the titles of the positions they held. The report was accepted and approved.

A communication was presented from the Chief Examiner, dated May 7, stating that the application of Edward Ritsheimer, of No. 228 Twenty-seventh street, Brooklyn, for the position of Fireman (22957) contained two false statements—one in regard to the date of birth and the other as to his filing a previous application for the position of Fireman; and that he (the Chief Examiner) had therefore rejected the application under Rule VII. The action of the Chief Examiner was approved, and the Secretary was directed to place the name of the applicant on the black list.

A report was presented from the Chief Examiner, dated May 8, with reference to a letter from Marie T. Daley, a candidate for Nurse, which had been referred to him for consideration. The report was ordered filed.

The communication from the Chief Examiner, suggesting subjects and weights for the examination for Police Doorman, Prison Keeper and Pilot, was referred to the President.

A communication was presented from the Chief Examiner, suggesting subjects and weights for the examination for Assistant Engineer, Board of Water Supply. The matter was laid over.

A report was presented from the Certification Clerk, dated May 11, requesting to be instructed as to whether the promotion of John McAuliffe from Transitman to Assistant Engineer in the Bureau of Sewers, Borough of Brooklyn, should be recognized in view of the fact that the promotion list upon which Mr. McAuliffe's name appeared had been superseded by another list on April 17 and the Commission had not been advised of Mr. McAuliffe's promotion until April 24, the letter, however, stating that the promotion had been made to date from April 1. The Secretary was directed to inform the President of the Borough of Brooklyn that the Commission would be unable to recognize the promotion.

A report was presented from Mr. Thomas C. Murray, Examiner in Charge of the Promotion Bureau, dated May 12, in relation to the request of the Superintendent of Buildings, Borough of Brooklyn, for a promotion examination to the position of Third Grade Clerk in his Bureau, in order to fill a vacancy caused by the death of the incumbent of such position. The request was granted in accordance with Rule XV, clause 2.

A report was presented from Mr. Thomas C. Murray, Examiner in Charge of the Promotion Bureau, dated May 11, in relation to the request of the President of the Borough of Manhattan for an examination for promotion from the positions of Officer, Licensed Fireman and Stoker to Stationary Engineer in the Bureau of Public Buildings and Offices, and recommending that the examination be ordered in accordance with Rule XV, clause 11. The recommendation was adopted and the Secretary was directed to request the Borough President to inform the Commission at an early date of the class for which he wished the examination to be held.

A report was presented from Mr. Thomas C. Murray, Examiner in Charge of the Promotion Bureau, dated May 12, in relation to a letter from the Comptroller, dated April 30, in which he requested that promotion examinations be held from the position of Inspector of Regulating, Grading and Paving to that of Inspector of Supplies and Repairs; from the position of Inspector of Sewer Construction to that of Examiner; and from the position of Typewriting Copyist, Second Grade, to that of Stenographer and Typewriter, Second Grade. After consideration of the matter, the examination for change of title from Typewriting Copyist, Second Grade, to Stenographer and Typewriter, Second Grade, was ordered in accordance with clause 2 of Rule XV. The request for the other examinations was laid over, pending the receipt of additional information.

Reports were presented from Mr. James A. Rafferty, Examiner, dated April 29 and May 4, recommending that the following named candidates be marked qualified upon the eligible lists specified.

William E. Cullen, No. 122 East Ninety-eighth street, City, Patrolman on Aqueduct.

Henry L. Schaefer, No. 429 Stanhope street, Brooklyn, Law Clerk.

Mary A. T. Connolly, No. 3012 Rainbridge avenue, Borough of The Bronx, Stenographer and Typewriter.

The recommendation was adopted.

A report was presented from Mr. James A. Rafferty, Examiner, dated May 4, in relation to Joseph Harvis, of No. 58 East One Hundred and Fourth street, an applicant for Assistant Court Clerk (1186), who had resigned from the position of Inspector of Tenements in the Tenement House Department on July 28, 1908. It appeared from the record that on July 24, 1908, charges had been preferred against the candidate and that at a hearing held on July 27 he had been found guilty and fined five days' pay, whereupon he had resigned his position. After careful consideration of the matter, the Secretary was directed to mark the candidate qualified upon the eligible list.

The re-assignment of Samuel E. Condon, Stationary Engineer in the Department of Water Supply, Gas and Electricity, Borough of Brooklyn, was approved, it appearing from the doctor's certificate furnished that his absence from March 11 had been due to illness.

The leave of absence without pay granted Anthony E. Hoffman, a Levee in the Department of Docks and Ferries, until August 1, 1909, was approved subject to the filing of a doctor's certificate.

A letter was presented from the President of the Borough of Brooklyn, dated May 5, requesting authority to appoint William Tortoise, of No. 14 Bush street, Brooklyn, as a Gas Engineer, under the provisions of paragraph 6 of Rule XII, at a total compensation of \$750. The request was denied.

A letter was presented from the President of the Borough of Brooklyn, dated May 6, requesting approval of a leave of absence without pay for a period of 180 months from May 6 granted James Conley, Inspector of Conveyances. It appearing from the doctor's certificate furnished that the leave of absence was required on account of illness, the same was approved.

The appointment of John C. Lynn, of No. 2023 Lexington avenue, New York City, as a first grade Clerk in the Board of Water Supply, was approved for a period of fifteen days, under paragraph 4 of Rule XII.

The following appointments in the Board of Water Supply were approved under paragraph 7 of Rule XII:

Minor—Charles King, Storm King, N. Y., \$2 per diem; Ernest Reed, Storm King, N. Y., \$2 per diem; Barker Wylie, Storm King, N. Y., \$2 per diem.

Clerk, First Grade—Arthur McGowan, White Plains, N. Y., \$200 per annum; Samuel Wilkinson, New Paltz, N. Y., \$200 per annum.

A letter was presented from the Board of Water Supply, dated May 11, stating that owing to a change of address Mr. Harry G. Treadwell, of Atwood, N. Y., had not received his notice for the non-competitive examination for the position of Inspector, Board of Water Supply, and requesting that a new date be fixed for the examination. The request was granted.

A letter was presented from the Board of Water Supply, dated May 3, requesting that the name of William R. Smith be restored to the list of Axesman and re-entitled to the Department for appointment at a salary of \$840 per annum. The Secretary stated that Mr. Smith had been certified on March 20, 1909, and that the notice had been returned by the post office authorities marked "Not found." On motion, the request was granted.

A letter was presented from the Secretary of the Board of Education, dated May 5, requesting approval of the additional leave of absence without pay granted James Mulligan, Inspector, for thirty days from May 5, 1909. It appearing from the doctor's certificate furnished that the leave was required on account of illness, the same was approved.

A letter was presented from the Secretary of the Department of Public Charities, dated May 8, requesting approval of the appointment of Anthony Denney as Pilot, for a period of fifteen days, beginning May 8, with salary at the rate of \$1,400 per annum; also requesting that Mr. Denney be given a non-competitive examination to qualify him for temporary appointment during the vacation season. The appointment of Denney was approved for a period of fifteen days, under paragraph 4 of Rule XII, and the Secretary was directed to request the candidate to file his license in the office of the Commission in lieu of the non-competitive examination required by paragraph 3 of Rule XII.

On motion, it was

Resolved, That under paragraph 6 of Rule XII, the Commissioner of Public Charities be and he hereby is authorized to obtain the services of an expert Gardener from Mr. Charles W. Leavitt, Jr., of No. 220 Broadway, New York City, for a period of three weeks at a salary of \$6 per diem.

A communication was presented from the Secretary of the Department of Public Charities, dated May 10, stating that the Commissioner had rescinded the dismissal of Michael F. Shaughnessy, Pilot, and accepted his resignation to take effect May 7. The Secretary was directed to amend the records accordingly.

The Secretary was directed to certify the voucher of John T. McGovern, for services as Special Investigator in the Police Department, from November 11 to December 15, 1908, amounting to \$202.25, under the provisions of paragraph 6 of Rule XII.

A letter was presented from the Police Commissioner, dated May 5, making requisition for an eligible list from which to appoint three Doormen, and requesting that the name of Max Porges, of No. 227 East Seventy-fourth street, be included in the certification. The Secretary stated that the name of Max Porges had been removed from the eligible list of Doorman on March 12, 1909, he having declined appointment on the score of temporary inability. On motion, the name of Max Porges was restored to the eligible list, and the Secretary was directed to certify the same in accordance with the request of the Commissioner.

A letter was presented from the Tenement House Commissioner, dated May 6, with reference to the request of Patrick J. Reilly, of No. 307 West Fifty-sixth street, New York City, that his name be restored to the list of Lay Sanitary Inspector, and forwarding a copy of the letter addressed by Mr. Reilly to the Tenement House Department on December 29, 1908, declining the appointment which had been proffered him. On consideration of the matter, the Secretary was directed to restore the candidate's name to the eligible list.

A letter was presented from the Tenement House Commissioner, dated May 10, stating that he had rescinded his action in accepting the resignation of Miss Mary A. McWilliams, of No. 289 Pearl street, Brooklyn, Typewriting Copyist, on April 20, 1908, and had re-assigned her to duty. The action of the Commissioner was approved.

A letter was presented from the Police Commissioner, dated May 7, stating that he heartily approved of the suggestions contained in the report of Mr. Thomas C. Murray, Examiner in charge of the Promotion Bureau, dated May 3, in relation to the proposed examination for Assistant Superintendent of Telegraph, and requesting the Commission to hold the examination at the earliest possible date. On motion, it was

Resolved, That the Secretary proceed with an examination for promotion in the position of Assistant Superintendent of Telegraph and Electrical Service in the Police Department, to be open to first grade Patrolmen and all the higher ranks and positions in the uniformed force, such examination to be limited, however, to men who have had at least five years' electrical experience, which must be shown at the time of filing applications.

On motion, the following plan was adopted for the examination for promotion to Assistant Superintendent of Telegraph, Police Department:

Mental, fifty per cent.; record, fifty per cent.

#### Subjects and Weights of Mental Examination.

Technical	5
Rules and regulations	1
Report	1
Experience	3

Necessary to pass, seventy-five per cent. technical; eighty per cent. total.

A letter was presented from the Fire Commissioner, dated May 11, requesting that dates be fixed as soon as possible for promotion examinations to Deputy Chief of Department and Chief of Battalion in the uniformed force. The matter was referred to the President.

A letter was presented from the Secretary of the Borough of Manhattan, dated May 7, requesting approval of the reassignment to duty of Patrick Hunt, Foreman, and Dennis Lennon, Inspector of Regulating, Grading and Paying, in the Bureau of Sewers. It appearing from the doctors' certificate furnished that the said employees' absence from March 27, 1909, had been due to illness, the reassignment was approved.

A letter was presented from N. Taylor Phillips, Secretary to the Commissioners of the Sinking Fund, dated May 10, calling the attention of the Commission to the fact that the Commissioners of the Sinking Fund would hold their last meeting before the summer vacation during the latter part of June. The letter was ordered filed.

A letter was presented from the President of the Borough of Richmond, dated May 10, requesting authority to retain Messrs. Robert W. Hunt & Co., engineers, of No. 90 West street, Manhattan, for special mill inspection and physical testing of reinforcing and building steel for the St. George retaining wall. After consideration of the character of the services to be rendered, the Secretary was directed to certify the vouchers when presented as exempt from the provisions of the Civil Service Rules.

The emergency appointment of five Attendants at the organ recitals conducted by the College of The City of New York on March 7, 14, 21 and 28, 1909, was approved under paragraph 4 of Rule XII.

A letter was presented from the Department of Taxes and Assessments, dated May 15, stating that the services of Miss Lillian Bradley, Stenographer and Typewriter, had been dispensed with on April 12, when her temporary appointment had expired, and that, therefore, the Commission's authorization to continue her services until May 12 was of no value. Authority was requested to employ Miss Bradley again for the longest time allowable. The matter was laid over.

The following reports of Departmental Boards of Examiners for positions in the Non-Competitive Class were approved upon the recommendation of the Chief Examiner:

Department of Correction, May 6 and May 11.

President of the Borough of Brooklyn, April 30.

Board of Water Supply, May 4.

Department of Parks, Brooklyn and Queens, April 26, May 3, May 3.

Brooklyn Disciplinary Training School, May 6.

Department of Public Charities, May 8.

Department of Docks and Ferries, May 7.

The requests of the following named persons for restoration to the eligible lists indicated were granted:

Warten G. Hubert, No. 80 Ludlow street, Yonkers, N. Y., Rodman, Board of Water Supply, for certification after June 15, 1909.

John J. Daly, No. 176 East Seventy-eighth street, Manhattan, Janitor and Stationary Engineer, for appointment at \$4.50 a day. Stated that he had declined appointment at that rate in the Board of Education on March 23, 1909, because help had to be paid out of the said amount, which fact the Department failed to specify.

Peter Alwell, No. 320 East Twenty-eighth street, Manhattan, Attendant (for temporary appointment). Stated that owing to a change in circumstances would be willing to accept a temporary position.

Seth M. Timberlake, No. 74 First place, Brooklyn, N. Y., Rodman, Board of Water Supply. Stated that circumstances had changed and was in a position to accept appointment (declined on account of temporary inability, April 29, 1909).

Samuel Ehrenreich, Dolgeville, N. Y., Rodman, Board of Water Supply, for appointment at more than \$900. Statement of Board of Water Supply that he declined appointment on the score of location, incorrect.

Emmanuel Goldberg, No. 73 Manhattan avenue, Brooklyn, N. Y., Lay Sanitary Inspector, Tenement House Department reported that he had failed to reply on January 11, 1909. Submitted newspaper clipping showing that his address had been given as No. 73 Manhattan avenue, The Bronx, instead of Brooklyn, for which reason he had failed to receive notice.

M. J. Curran, No. 121 South Avenue, Arlington, Staten Island, Janitor and Stationary Engineer, \$1,000 per annum. Owing to renumbering of the street in which he lived, candidate did not receive notice of the certification until after the four days prescribed by the rules in which to reply had elapsed (May 3, 1909).

Matteo Morico, No. 27 Marion street, Manhattan, preferred list for the position of Climber and Pruner. Candidate's failure to appear for appointment due to the fact that the notice was sent to Marion street, Brooklyn, instead of Marion street, Manhattan.

The request of L. M. Davis, West Shokan, N. Y., that certification of his name from the eligible list of Rodman, Board of Water Supply, be withheld for a period of six months was granted.

A letter was presented from Charles L. Liede, No. 171 Douglass street, West New Brighton, Staten Island, dated May 10, requesting that he be given an oral examination to qualify him for appointment to the position of Engineman in the Department of Water Supply, Gas and Electricity, under Chapter 142 of the Laws of 1908, and stating that on April 1 he had attended the written examination accorded the employees of the Staten Island Water Supply Company, but that he had not been aware of the holding of the subsequent oral examination, owing to the fact that he had been detained in his home by illness. The request was granted.

A letter was presented from the President of the Municipal Facts Publishing Company, dated May 10, requesting that the weekly newspaper, "Municipal Facts," be placed on the Commission's mailing list for such notices as were sent out to the City newspapers. The Secretary was directed to state that the list of papers receiving mid-advertisements was sufficiently large, but that the Commission would be glad to place the publication on the mailing list for the receipt of such notices as news items.

The Secretary called the attention of the Commission to a copy of notice of motion, affidavit, etc., in the matter of the application of Florence Marion that her name be changed on the records of the Commission to read "Florence Foye." The paper was ordered filed.

The Commission then adjourned to meet Wednesday, May 19, 1909, at 10 o'clock a. m.

F. A. SPENCER, Secretary.

## DEPARTMENT OF DOCKS AND FERRIES.

New York, April 21, 1909.

The following communications were received, action being taken thereon as noted, to wit:

From the Corporation Counsel (81030)—Transmitting copy of communication from H. L. C. Wenk urging that the City place the boardwalk at Broad Channel, Jamaica Bay, Borough of Queens, in good condition. Answered, that this Department assumes no responsibility for the board walks.

From the Art Commission (81012)—Giving notice of a hearing to be held on the plans for the shed structures on the pier between Thirty-first and Thirty-second streets, South Brooklyn. Filed.

From the President of the Borough of Queens (81013)—Requesting information relative to the pier and bulkhead lines at College Point, Borough of Queens, including that portion fronting on Flushing Bay, between Tenth avenue and First avenue. Answered, that print of survey will be furnished as soon as completed.

From the Delaware, Lackawanna and Western Railroad Company (81141)—Requesting permission to open granite pavement foot of Twenty-third street, North River, to repair a leak in the water supply pipe thereof. Permit granted on usual terms, the work to be done under the supervision of the Chief Engineer.

From the State & Trestle Company, R. P. & J. H. Sissas and the Maryland Steel Company (81172)—Accepting modifications authorized April 6, 1909, under Contracts Nos. 1054, 1090 and 1091, respectively. Filed.

From the Central-Hudson Steamboat Company (80981)—Requesting permission to install new scales on Pier 24, North River. Filed, the work having been done under general order from this Department for repairs to the pier.

From the Chief Engineer (81105)—Recommending that the canal boat "Humble," which is sunk at the outer end of the pier foot of One Hundred and Thirty-third street, North River, be considered abandoned. Filed.

From the Superintendent of Ferries (81106)—Submitting report relative to damage sustained by the ferryboat "Castleton" to her wheel and guard beam on April 14, 1909. Filed.

The Municipal Civil Service Commission (81176) was requested to authorize the following changes of title:

Financial Clerk to Ticket Agent.

Richard Blood, Michael Donnelly, Peter Finn, George W. Huel, John J. Finn, John H. Hunsleman.

Financial Clerk to Gatekeeper.

George Kimball, John O'Dea, William J. Tod, Francis K. Larkin, George W. P. Randolph, Samuel W. Van Nostrand.

Attendant to Ticket Counter.

Frederick C. Ains, James M. Fair, Joseph A. Long, Eugene F. Shannon, John Connors, Francis X. Foley, William J. McGee, William L. Wilson, Peter H. Delaney, Louis Girard, Nicholas Neumann, Frank Dolan, Paul Guertler, James V. Nugent.

Deckhand to Mate.

William L. Allen, John Haurrity, Peter Murphy, William L. Van Pelt, John Carr, Henry J. Johnston, Robert J. Nelson, James F. Vines, John A. Chambers, Michael Keegan, James E. Peterson, John F. Dalton, Thomas H. Kennedy, Jeremiah J. Reardon, Nicholas Delaney, Robert King, William F. Ryan, Patrick J. Donovan, Augustus H. Krose, Nicholas Simott, James H. Dougherty, Patrick McArdle, Frank Stapleton, John Gerrity, Louis T. Moser, Frank E. Waterloo.

Deckhand to Bridgeman.

Fergus M. Callan, Abram B. Van Derzee, John J. Conn, William C. Edwards, Otto Frei, Michael Tomasula, James Dougherty, Miles A. Larey, Maurice Leahy, James E. McGuire, John Kinsella, Anton Olsen, Leonard White, George W. Stinegrave.

Deckhand to Laborer.

Julius Metz.

Deckhand to Doorman.

Joseph E. Garrigan, Thomas F. Nolan, Thomas J. O'Rourke, Daniel L. Kelly, John Persich, Thomas F. Kennedy, Thomas Dineen, Duncan White, James Riechel.

Deckhand to Doorman.

Thomas Burns, John Cooney.

Pilot to Captain.

John E. Allen, William J. Chambers, Jervis Gostches, Gordon O'Brien, Joshua W. Taxier, Edward M. Beardsley, William Cole, Sylvester C. Griffin, Charles E. Ripley, George Troutman, Abraham Bruskin, Charles H. Dents, John Housum, George W. Sheehan, Hilary F. Turner, Frank K. Braisted, Herman F. Denys, James Hendrickson, Thomas R. Smedley, George E. Underhill, George M. Bunc, William L. Emmons, Edward King, Joseph C. Smith, Morris N. Dant, Charles J. Ford, William H. Lockwood, Edward W. Stocking.

Pilot to Quartermaster.

Albert Ackerly, Lawrence Hannaway, William A. Lisk, Frederick B. Rulfs, Frederick C. Weller, Martin Anderson, Arthur Hinchee, John McCaffrey, Austin Silva, John T. Welch, Louis W. Barker, Abram Johnston, Edward Mulrooney, John J. Silva, Thomas T. Thompson, John Edgar Brinley, Ebenezer H. Jordan, Patrick J. Murphy, Walter J. Smedley, Edwin F. Wheeler, Charles A. Dale, George Kimball, Samuel Randolph, Irving T. Stapleton.

Marine Engineer to Chief Marine Engineer.

Charles N. Boylan, Clifford S. Hawking, Edward McMahon, Charles M. Prior, Ingrald Tanning, Morgan M. Brown, John A. Howard, Joseph Mason, John C. Reid, Wilford S. Van Aken, William D. Bush, Archibald Jeffrey, John L. Moran, John R. Safford, James Watt, Emmet G. Charlton, Bernard J. Jennings, John O'Neil, Clement A. Sommer, Jonathan A. Wilson, George Claffy, William J. Johnston, Philip J. O'Reilly, Christopher W. Sorenson, Edgar W. Ellis, James J. Landers, Lawrence F. Oliver, Francis J. Steele, James Gallagher, Thomas McCall, Richard N. Pickering, Theodore S. F. Stoltz.

The Municipal Civil Service Commission was requested to authorize the transfer of Joseph S. Furlong and John T. Ross from the position of Financial Clerk at \$900 per annum to the position of Clerk at \$1,200 per annum, and the transfer of Grace M. Sullivan and Edward J. Morris from the position of Financial Clerk at \$900 per annum to Clerk at \$900 per annum.

The Department of Water Supply, Gas and Electricity was requested to grant permission to Patrick F. O'Connell, contractor, to obtain a supply of water from the hydrants along the North River, between Cortlandt and West Thirtieth streets, and on the East River, between Eighteenth and Twenty-fourth streets, for sprinkling the new-made land.

The Commissioners of the Sinking Fund were requested to return to this Department the letter forwarded under date of April 19, 1909, requesting approval of new plan for the improvement of the water-front between Montgomery street and Gouverneur slip, East River.

The Corporation Counsel was requested to advise whether this Department has the right to revoke the permit granted to the Harway Improvement Company for the construction of a temporary sheet pile bulkhead, and for filling in the rear thereof, between Bay Forty-ninth street and the Gravesend Ship Canal, in the Borough of Brooklyn, and to stop the work of improvement.

Permission (81133) was granted the Bush Terminal Company to maintain tracks on property under the jurisdiction of this Department and designated on plans on file as "Municipal Ferry Site," between the southerly side of Thirty-ninth street extended and the northerly line of Thirty-eighth street extended, Brooklyn.

DENIS A. JUDGE, Deputy and Acting Commissioner.

New York, April 22, 1909.

The following communications were received, action being taken thereon as noted, to wit:

From the Corporation Counsel (80728)—Requesting to be advised as to whether the Prince Line steamer "Tudor Prince" was in charge of a licensed pilot at the time of the damage to the Bay Ridge avenue pier, Brooklyn. Information furnished; Chief Engineer directed to repair pier and to keep a record of the cost.

From the Comptroller (81019)—Requesting information relative to claims filed by James Shewman & Sons for certain work done and materials furnished on the tug "Richmond" and the launch "Genl. McClellan." Information furnished.

From the Municipal Civil Service Commission—

1 (81031, 81032). Submitting lists of persons eligible for appointment to the position of Dock Laborer. The following were appointed at 31½ cents per hour, while employed:

Timothy Coughlin, William P. Guerra, Jacob Hauer, James T. Ritchie, Anthony Williams, John Crandley, William P. Holton, Thomas D. Nolan, Jr., Harry Viner, John Eigo, John F. McGuire, John J. Penhallow, Thomas J. Walsh, James J. Foran, Charles Murphy, Thomas Reilly, Frank P. Whalen.

2 (81179). Requesting to be advised as to the Department's views on the matter of placing the titles of Superintendent of Ferries and Assistant Superintendent of Ferries in the competitive class. Answered that this Department has no objection to the proposed change.

From the Department of Health—

1 (80977). Submitting report relative to the physical condition of Charles W. Egan, Marine Sounder. No pay allowed for Egan for his period of absence.

2 (80935). Submitting report relative to the physical condition of Daniel Sullivan, Ship Caiker. Sullivan's pay fixed at \$24 per week for period of four weeks beginning April 1, 1909.

3 (80799). Submitting report relative to physical condition of Patrick Brady, Dockholder. Filed.

From the New York Central and Hudson River Railroad Company (81020)—Requesting permission to take up and relay the tracks leading to Pier 50, North River, and bring the asphalt and granite pavement up to grade. Permit granted, work to be done under the supervision of the Chief Engineer, and in accordance with plans submitted.

From the Thomson-Henney Company and the R. J. Sovereign Company (81130)—Protesting against the award of Contract 1050, for the mechanical and electrical equipment of the shears on the piers at the Chelsea section, North River. Referred to the Corporation Counsel for advice.

From the Delaware, Lackawanna and Western Railroad Company (81184)—Requesting to be advised as to the number of the pier foot of Twenty-eighth street, North River. Answered that the present designation of the pier is Pier 68, or West Twenty-eighth Street Pier North.

From P. L. McDonald (81109)—Requesting a lease of 94 feet of the bulkhead south of Pier 42, North River. Answered that the property is covered by lease already granted to the Royal Mail Steamship Company.

From Robert P. McCullough (81025)—Requesting permission to occupy Lot No. 32 of Block 30, at Broad Channel, Jamaica Bay, Borough of Queens. Filed, the application having been withdrawn.

From the Pennsylvania Tunnel and Terminal Railroad Company (80724, 80538)—Submitting plans for the reconstruction of the pier foot of Thirty-second street, North River. Plans approved as aseended.

From the Superintendent of Ferries—

1 (81173). Recommending that the title of John A. Lisk be changed from Oiler to that of Water Tender. Municipal Civil Service Commission requested to authorize the change.

2 (81114). Submitting petition from the Deckhands of the municipal ferry service requesting an increase in compensation. Denied.

From the Chief Engineer—

1 (81122). Recommending that the Delaware, Lackawanna and Western Railroad Company, lessee, be directed to make the necessary repairs to Pier 68, foot of West Twenty-eighth street, North River. Company notified to make necessary repairs.

2 (81120). Recommending that the Department of Water Supply, Gas and Electricity be requested to advise as to whether they will accept from this Department certain cast-iron stanchions with covers. Letter forwarded to Department of Water Supply, Gas and Electricity as recommended.

From the Superintendent of Docks—

1 (81128). Recommending that, as Mrs. Nellie Herbert's permit for boathouse and float on the south side of pier foot of One Hundred and Thirty-eighth street, North River, expires on April 30, 1909, she be notified to remove her structures from the premises. Mrs. Herbert notified to vacate the premises on or before April 30, 1909.

2 (80764). Stating that the ferryboats "West Brooklyn" and "South Brooklyn" have been removed from the foot of Thirty-second street, Brooklyn, to the pier at Stapleton, Staten Island. Rental charged to Edward V. Farley, representative of the owner, at the rate of \$5 per day for each boat, payable at the end of each month to the Cashier.

The following open market orders were issued:

No.	Issued To and For.	Price.
142.	Morriss & Clarke Company, printing.	\$50 00
143.	Martin B. Brown Company, vouchers.	32 50
144.	Superintendent of State Prisons, iron castings (estimated).	900 00
145.	Remington Typewriter Company, new machine and overhauling old machine.	124 50

In connection with the charges (81087) preferred against him on April 20, 1909, Frederick C. Washer, Quartermaster, appeared before the Deputy Commissioner, was given a hearing, reprimanded, and ordered reassigned to work.

The Commissioner of Parks was requested to consent to the transfer to this Department of Thomas Bedford, Laborer.

The President of the Borough of Manhattan was requested to consent to the transfer in his Department of Edward F. Engler, Laborer.

DENIS A. JUDGE, Deputy and Acting Commissioner.

## BOARD OF EXAMINERS.

May 25, 1909.

Present—Messrs. Warren A. Conover, Charles Buck, Lewis Harding, Charles G. Smith, Edward F. Croker, William A. Boring and George A. Just, Chairman.

Meeting called to order at 2 p. m.

On motion, minutes approved as read.

Mr. Charles Buck announced that the Real Estate Owners' and Builders' Association had reappointed him as its representative member of this Board of Examiners for the ensuing year, and had so certified him to the Mayor; that he had taken the usual oath of office before the Mayor, and that his certificate of appointment had been duly filed in the City Clerk's office.

Appeal 29 of 1909, Alteration 931 of 1909, premises north side of Harrison street, 186 feet west of Hudson street, known as Nos. 14 to 16 Harrison street, and No. 179 Franklin street, Manhattan; Nelson K. Vanderbeck, appellant.

Appearances: Messrs. Vanderbeck, Getty and Moir.

On motion, moved and seconded—

No. 1. That the appellant be permitted to build the three connecting walls checked on plans of the thickness shown.

No. 2. That the appellant be permitted to remove the present stairway in the Franklin street building, and the single flight of stairs on the westerly side of the Harrison street building, provided that the new staircase shown be made thoroughly fireproof; that they be enclosed in brick walls with an overhead skylight.

No. 5. As to the request that fire escapes be omitted, the appeal is dismissed as not coming within the jurisdiction of this Board.

Adjourned.

EDWARD V. BARTON, Clerk.



Board of Trustees—Dr. John W. Braman, President; James K. Paulding, Secretary; James A. Farley, Samuel Sachs, Leopold Stern, John G. O'Keefe, Arden M. Robbins, Robert W. Hubbard, ex-officio.

## BOARD OF ALDERMEN.

No. 31 City Hall, 8 a. m. to 4 p. m.; Saturday, 10 a. m. to 12 m. Telephone, 226 Cortlandt. Patrick F. McGowan, President. P. J. Scully, City Clerk.

## BOARD OF ASSESSORS.

Office, No. 301 Broadway, 9 a. m. to 4 p. m.; Saturday, 12 m. Antonio Zucca, Paul Weissman, James H. Kennedy, William H. Jasper, Secretary. Telephone, 226 Worth.

## BOARD OF ELECTIONS.

Headquarters General Office, No. 107 West Forty-first street. Commissioners—John T. Dwyer (President); Charles B. Page (Secretary); Rudolph C. Fahey, James K. Paulding, Michael T. Daly, Chief Clerk. Telephone, 240 Broadway.

## BOROUGH OFFICES.

Manhattan. No. 412 West Forty-second street. William C. Baxter, Chief Clerk.

## The Bronx.

One Hundred and Thirty-eighth street and Mott Avenue (Belvoir Building). Cornelius A. Bunker, Chief Clerk.

## Brooklyn.

No. 48 Court street (Temple Bar Building). George Russell, Chief Clerk. Queens. No. 46 Jackson Avenue, Long Island City. Carl Voegel, Chief Clerk. Richmond. Borough Hall, New Brighton, S. L. Charles M. Schwaller, Chief Clerk. All offices open from 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m.

## BOARD OF ESTIMATE AND APPORTIONMENT.

The Mayor, Chairmen; 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. 27 Broadway, Room 146. Telephone, 226 Worth.

Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary. Charles V. Adams, Clerk to Board.

## OFFICE OF THE CHIEF ENGINEER.

Nelson P. Lewis, Chief Engineer, No. 27 Broadway, Room 148. Telephone, 226 Worth.

Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 27 Broadway, Room 146. Telephone, 226 Worth.

Harry P. Nichols, Engineer in charge Division of Franchises, No. 27 Broadway, Room 146. Telephone, 226 Worth.

## BOARD OF EXAMINERS.

Rooms 407 and 408 Metropolitan Building, No. 1 Madison Avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m.

Telephone, 226 Gramercy. Warren A. Conover, Charles Buck, Lewis Harding, Charles G. Smith, Edward F. Croker, William A. Boring and George A. Just, Chairman.

Edward V. Barton, Clerk.

Board meeting every Tuesday at 2 p. m.

## BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY FOR MISDEMEANANTS.

Office, No. 128 East Twentieth street. John J. Barry, Commissioner of Correction.

President; Wm. E. Wyatt, Judge, Special Sessions, First Division.

Robert J. Wilkin, Judge, Special Sessions, Second Division.

Frederick B. House, City Magistrate, First Division.

Edward J. Dealey, City Magistrate, Second Division.

Samuel B. Hascup, John C. Heintz, Dominick D. Dariu, James F. Doyle.

Thomas R. Minnick, Secretary.

## BOARD OF DIVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller. Francis K. Pandison, Corporation Counsel.

Lawson Party, President of the Department of Taxes and Assessments.

## BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First Avenue. Telephone, 446 Madison Square.

Henry J. Storn, Chief Clerk, Finance Department, No. 280 Broadway. Telephone, 200 Worth.

**BOARD OF WATER SUPPLY.**  
Office, No. 280 Broadway. John A. Bassett, Charles S. Chadwick, Charles A. Shaw, Commissioners. Thomas Hassett, Secretary. J. Waldo Smith, Chief Engineer.

**COMMISSIONERS OF ACCOUNTS.**  
Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a. m. to 4 p. m. Telephone, 200 Worth. John Murray Stewart, Henry C. Buncle, Commissioners.

**CHANGE OF GRADE TAXATION COMMISSION.**

TWENTY-THIRD AND TWENTY-FOURTH WARD. Office of the Commission, Room 129, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City. Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams, Lamont McLaughlin, Clerk. Regular adverstisements on Monday, Wednesday and Friday of each week at 2 o'clock p. m.

**CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.**

City Hall, Rooms 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 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1153, 1154, 1155, 1156, 1157, 1158, 1159, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1429, 1430, 1431, 1432, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1449, 1450, 1451, 1452,

John F. Murray, Commissioner of Public Works.  
John A. Hawkes, Assistant Commissioner of Public Works.  
Isaac A. Briggs, Chief Engineer.  
Frederick Griffenberg, Principal Assistant Topographical Engineer.  
Charles H. Graham, Engineer of Sewers.  
Thomas H. O'Neil, Superintendent of Sewers.  
Samuel C. Thompson, Engineer of Highways.  
Patrick J. Reville, Superintendent of Buildings.  
John A. Mason, Assistant Superintendent of Buildings.  
Peter J. Stumpf, Superintendent of Highways.  
Albert H. Lissner, Superintendent of Public Buildings and Offices.  
Telephone, 2880 Tremont.

**BOROUGH OF BROOKLYN.**  
President's Office, Nos. 15 and 16 Borough Hall, 5 a.m. to 5 p.m.; Saturdays, 9 a.m. to 12 m.  
Bird S. Collet, President.  
Charles Frederick Adams, Secretary.  
John A. Heffernan, Private Secretary.  
Thomas R. Farrell, Commissioner of Public Works.  
James M. Power, Secretary to Commissioner.  
David F. Maser, Superintendent of Buildings.  
James Dunn, Superintendent of the Bureau of Sewers.  
Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.  
Patrick F. Lynch, Superintendent of Highways.

**BOROUGH OF MANHATTAN.**  
Office of the President, Nos. 14, 15 and 16 City Hall, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.  
John F. Ahern, President.  
Bernard Downing, Secretary.  
John Clougher, Commissioner of Public Works.  
James J. Hagan, Assistant Commissioner of Public Works.  
George F. Scannell, Superintendent of Highways.  
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Frank J. Goodwin, Superintendent of Sewers.  
John R. Vossius, Superintendent of Buildings and Offices. Telephone, 2880 Cortlandt.

**BOROUGH OF QUEENS.**  
President's Office, Borough Hall, Jackson Avenue and Fifth street, Long Island City, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.  
Lawrence Gresser, President.  
John M. Cagen, Secretary.  
Alfred Denin, Commissioner of Public Works.  
Harry Sutphin, Assistant Commissioner of Public Works.  
Patrick E. Leahy, Superintendent of Highways.  
Carl Berger, Superintendent of Buildings.  
Constance Burke, Superintendent of Sewers.  
Aaron C. Hunkins, Superintendent of Street Cleaning.  
Edward P. Kelly, Superintendent of Public Buildings and Offices.  
Telephone, 2880 Greenpoint.

**BOROUGH OF RICHMOND.**  
President's Office, New Brighton, Staten Island.  
George Cromwell, President.  
Maybury Fleming, Secretary.  
Lewis Lincoln Tribus, Consulting Engineer and Acting Commissioner of Public Works.  
William R. Hillier, Assistant Commissioner of Public Works, Bureau of Engineering—Topography.  
Theodore S. Oshman, Engineer in charge, Bureau of Engineering—Construction.  
John Seaman, Superintendent of Buildings.  
H. E. Buel, Superintendent of Highways.  
John T. Patterson, Assistant Engineer and Acting Superintendent of Street Cleaning.  
Ernest H. Sorenson, Superintendent of Sewers.  
John Timian, 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, 2880 Tompkinsville.

**CORONERS.**  
Borough of The Bronx—Corner of Third Avenue and Tremont Avenue—Telephone, 2880 Tremont and 2880 Tremont.  
Robert J. McDonald, A. F. Schwammeke.  
William T. Austin, Chief Clerk.  
Borough of Brooklyn—Office, Rooms 1 and 3, Municipal Building, Telephone, 400 Main and 4005 Main.  
Henry J. Bresler, M. D., John F. Kennedy.  
Joseph McGinnies, Chief Clerk.  
Open all hours of the day and night.  
Borough of Manhattan—Office, Criminal Courts Building, Centre and White streets. Open at all times of the day and night.  
Clerks: Julius Harburger, Peter P. Acciari, George F. Brady, Jr., Peter Dooley.  
Julius Harburger, President Board of Coroners.  
Jacob E. Banch, Chief Clerk.  
Telephones, 2824, 2827, 2828 Franklin.  
Borough of Queens—Office, Borough Hall, Fulton Street, Jamaica, L. I.  
Samuel D. Nutt, Alfred S. Ambler.  
Martin Mager, Jr., Chief Clerk.  
Office hours, from 9 a.m. to 12 p.m.  
Borough of Richmond—No. 44 Second Street, New Brighton. Open for the transaction of business all hours of the day and night.  
Matthew J. Cahill.  
Telephone, 2880 Tompkinsville.

**COUNTY OFFICES.**  
**NEW YORK COUNTY.**  
**COMMISSIONER OF JURORS.**  
Room 128 Stewart Building, Chambers street and Broadway, 9 a.m. to 4 p.m.  
Thomas Allison, Commissioner.  
Frederick P. Simpson, Assistant Commissioner.  
Frederick O'Byrne, Secretary.  
Telephone, 282 Worth.

**COMMISSIONER OF RECORDS.**  
Office, Hall of Records.  
William S. Andrews, Commissioner.  
James D. Farrell, Superintendent.  
James J. Fleming, Jr., Secretary.  
Telephone, 2880 Worth.

**COUNTY CLERK.**  
Nos. 5, 8, 9, 10 and 11 New County Courthouse  
Office hours from 9 a.m. to 4 p.m.  
Peter J. Dooling, County Clerk.  
John F. Curran, Deputy.  
Joseph J. Gleeson, Secretary.  
Telephone, 2880 Cortlandt.

**DISTRICT ATTORNEY.**  
Building for Criminal Courts, Franklin and Centre streets.  
Office hours from 9 a.m. to 5 p.m., Saturdays, 9 a.m. to 12 m.  
Wm. Truman Jerome, District Attorney.  
John A. Heffernan, Chief Clerk.  
Telephone, 2880 Franklin.

**PUBLIC ADMINISTRATOR.**  
No. 106 Nassau street, 9 a.m. to 4 p.m.  
William M. Hines, Public Administrator.  
Telephone, 2880 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 12 m.  
Frank Gass, Register.  
William H. Simont, Deputy Register.  
Telephone, 2880 Cortlandt.

**SHERIFF.**  
No. 200 Broadway, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m. Except during July and August, 9 a.m. to 2 p.m.; Saturdays, 9 a.m. to 12 m.  
Thomas F. Foley, Sheriff.  
John F. Gilchrist, Under Sheriff.  
Telephone, 2884 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.; Saturdays, 9 a.m. to 12 m.  
Almer C. Thomas and John P. Cahalan, Surrogates; William V. Leahy, Chief Clerk.

**KING'S COUNTY.**

**COMMISSIONER OF JURORS.**

**COMMISSIONER OF RECORDS.**

**COUNTY CLERK.**

**COUNTY COURT.**

**DISTRICT ATTORNEY.**

**PUBLIC ADMINISTRATOR.**

**REGISTER.**

**SHERIFF.**

**SURROGATE.**

**QUEENS COUNTY.**

**COMMISSIONER OF JURORS.**

**COUNTY CLERK.**

**COUNTY COURT.**

**DISTRICT ATTORNEY.**

**PUBLIC ADMINISTRATOR.**

**SHERIFF.**

**SURROGATE.**

**RICHMOND COUNTY.**

**COMMISSIONER OF JURORS.**

**COUNTY CLERK.**

**COUNTY JUDGE AND SURROGATE.**

**DISTRICT ATTORNEY.**

**SHERIFF.**

**THE COURTS.**

**APPELLATE DIVISION OF THE SUPREME COURT.**

**FIRST JUDICIAL DEPARTMENT.**

**SUPREME COURT-FIRST DEPARTMENT.**

**TRIAL TERM.**

**COURTS.**

**CHILDREN'S COURT.**

**SECOND DIVISION.**

**CITY MAGISTRATES' COURT.**

**First Division.**

**Second Division.**

City Magistrate—Edward J. Dooley, James G. Tige, John Nauman, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Gelsmar, John P. Hyatt.

President of the Board, Edward J. Dooley, No. 43 Clermont Avenue.

Secretary to the Board, Charles J. Flanagan, Myrtle and Vanderbilt Avenue, and No. 145 Halsey Street.

Courts.

First District—No. 12 Adams Street.

Second District—Court and Justice Streets.

Third District—Myrtle and Vanderbilt Avenue.

Fifth District—No. 16 Bedford Avenue.

Sixth District—No. 45 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. 125 New Jersey Avenue.

Borough of Queens.

City Magistrate—Matthew J. Smith, Joseph Fitch, Maurice E. Connolly, Eugene C. Glancy.

## Courts.

First District—St. Mary's Lyceum, Long Island City.

Second District—Town Hall, Flushing, L. I.

Third District—Central Avenue, Far Rockaway, L. I.

## Borough of Richmond.

City Magistrate—Joseph B. Handy, Nathaniel Marks.

## Courts

First District—Lafayette Place, New Brighton, Staten Island.

Second District—Village Hall, Stapleton, Staten Island.

## MUNICIPAL COURTS.

## Borough of Manhattan.

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourth 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.

Wadsworth Lynn, William F. Moore, John Hoyer Justice.

Thomas O'Connell, Clerk; Francis Mangin Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 53-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Additional Parts are held at southwest corner of Sixth Avenue and Tenth street and at No. 121 Prince street.

Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second Avenue and on the 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.

George F. Rosch, Benjamin Hoffman, Leon Sanders, Thomas P. Dineen, Justice.

James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 24 and 26 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 2596 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 Forty-sixth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth Avenue, on the west by the westerly boundary of the said borough.

Thomas E. Murray, James W. McLaughlin, Justice.

Michael Shelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 14 West, Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. 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 Blackwell's Island.

Michael F. Blake, William J. Boylan, Justice.

Abraham Bernau, Clerk; James F. Foley, Deputy Clerk.

Location of Court—Part I, and Part II, No. 121 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4420 Riverside.

Fifth District—The Fifth District embraces the territory bounded on the south by the centre line of Fifty-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, Justice.

James V. Gilligan, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4434 77th St.

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 to One Hundred and Tenth street, on the north by the centre line of One Hundred and Tenth street, on the east by the easterly boundary of said borough, including, however, all of Blackwell's Island and excluding any portion of Ward's Island.

Herman Joseph, Jacob Marks, Justice.

Edward A. McQuade, Clerk; Thomas M. Campbell, Deputy Clerk; John J. Dette, Frederick J. Stroh, Assistant Clerks.

Location of Court—Northwest corner of Third Avenue and Eighty-third street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4343 77th St.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth Avenue to the northerly terminus thereof, and north of the northerly terminus of Fifth Avenue, following in a northerly direction the course of the Harlem River, on a line conterminous with the easterly boundary of said borough, on the north and west by the northerly and westerly boundaries of said borough.

Philip J. Sennett, David L. Wall, John E. Davies, Justice.

Herman B. Wilson, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 70 Macbeth Avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 307 Bay Ridge.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth Avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.

Joseph P. Falkin, Leopold Prince, Justice.

William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan Place and One Hundred and Twenty-first street, near Third Avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 307 Bay Ridge.

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 Lexington Avenue, 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 One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington Avenue to the centre line of Fifth Avenue and by the centre line of Central Park West, on the west by the centre line of One Hundred and Tenth street from Fifth Avenue to Central Park West, on the east by the centre line of Seventh Avenue and Central Park West.

Edgar J. Lasser, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justice.

William J. Chambers, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison Avenue and Fifty-eighth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 307 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 1897, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge, East-north, Town Hall, No. 120 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. Shell, 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 1897. Court-room, southeast corner of Washington Avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m.

Court opens at 9 a. m.

John M. Tierney, Justice. Thomas A. Maher, Clerk.

Telephone, 3043 Melrose.

## Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle Avenues, thence along the centre line of Myrtle Avenue to North Portland Avenue, thence along the centre line of North Portland Avenue to Flushing Avenue, thence along the centre line of Flushing Avenue to Navy Street, thence along the centre line of Navy Street to Johnson Street, thence along the centre line of Johnson Street to Hudson Avenue, and thence along the centre line of Hudson Avenue to the point of beginning of the Borough of Brooklyn. Court-house, northwest corner State and Court Streets. Parts I and II.

John J. Walsh, Justice. Edward Moran, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant Avenue and the centre line of Schenectady Avenue, also that portion of the Twenty-first 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 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. 107 Gates Avenue.

Gerard B. Van Wart and Charles J. Doddy, Justice. Franklin B. Van Wart, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr Street between the boundary line of Queens County and the centre line of Central Avenue, and northwest of the centre line of Suydam Street between the centre lines of Central and Bushwick Avenues, and northwest of the centre line of Willetsburg Avenue between the centre lines of Bushwick Avenue and Broadway. Court-house, Nos. 6 and 8 Lee Avenue, Brooklyn.

Philip D. Meagher and William J. Bogenshutz, Justice. John W. Carpenter, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Court opens at 9 a. m.

Telephone, 307 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 Willetsburg Avenue between the centre lines of Bushwick Avenue and Broadway.

Court-room, No. 14 Howard Avenue.

Thomas H. Williams, Justice. G. J. Winterhold, Clerk. Milton L. Williams, Assistant Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect Avenue. Court-house, northwest corner of Fifty-third street and Third Avenue.

Cornelius Ferguson, Justice. Jeremiah J. O'Leary, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 307 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 Ward and the Twentieth Ward 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 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 in the point of beginning.

Lucien S. Baylies and George Flaherty, Justice. Charles P. Bible, Clerk.

Court-house, No. 61 Fulton Street.

Seventh District—The Seventh District embraces the Twenty-fifth, Twenty-sixth and Thirty-second Wards.

Alexander S. Esposito and Edward A. Richards, Justice. Samuel J. Broder, Clerk.

Court-house, corner Pennsylvania Avenue and Fulton Street (No. 3 Pennsylvania Avenue).

Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays.

Clerk's Telephone, 305 East New York.

Court Telephone, 305 East New York.

## Borough of Queens.

First District—First Ward (all of Long Island City formerly comprising Five Woods). 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 Saturday, closing at 12 m. Trial days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kaden, Justice. Thomas P. Kennedy, Clerk.

Telephone, 306 Greenpoint.

Second District—Second and Third Wards, which incide the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court Street, Elmhurst, New York. P. O. Address, Elmhurst, Queens County, New York.

William Ragoon, Jr., Justice. Luke J. Connor, Clerk. James B. Snodder, Stenographer.

Trial days, Tuesdays and Thursdays.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, by Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

Clerk's Office open from 9 a. m. to 4 p. m.

Court held on Mondays, Wednesdays and Fridays at 9 a. m.

Telephone, 303 Tompkinsville.

## 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. Asaing S. Pratt, Clerk.

Clerk's Office open from 8 a. m. to 4 p. m.

Telephone, 303 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tierman, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Court open until close of business. Trial days, Mondays, Wednesdays and Fridays.

Telephone, 303 Tompkinsville.

## OFFICIAL BOROUGH PAPERS.

## BOROUGH OF THE BRONX.

"The Bronx Star," "North Side News," "Bronx Independent."

## BOROUGH OF RICHMOND.

"Staten Island World," "The Staten Islander."

## BOROUGH OF QUEENS.

"Long Island Star" (First and Second Wards). "Flushing Evening Journal" (Third Ward). "Long Island Farmer" (Fourth Ward). "Rockaway News" (Fifth Ward).

## BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

## BOROUGH OF MANHATTAN.

"Real Estate Record and Guide" (Harlem District). "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem District).

Designated by Board of City Record June 19, 1908. Amended June 20, 1908; September 30, 1908; February 24, 1909; March 3 and 16, 1909, and March 18, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 1. FOR FURNISHING AND DELIVERING VARIOUS SUPPLIES FOR THE SUPERINTENDENT OF BUILDINGS.

The time for the completion of the work and the full performance of the contract is December 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING AND DELIVERING PLUMBING MATERIAL FOR THE SUPERINTENDENT OF BUILDINGS.

The time for the completion of the work and the full performance of the contract is December 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 3. FOR FURNISHING AND DELIVERING LUMBER FOR THE SUPERINTENDENT OF BUILDINGS.

The time for the completion of the work and the full performance of the contract is December 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

## MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 15, 1909.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from

TUESDAY, JUNE 15, UNTIL 4 P. M. TUESDAY, JUNE 22, 1909.

for the position of

Assistant Engineer, Board of Water Supply. (No application received by the Commission, by mail or otherwise, after 4 p. m. on June 22 will be accepted.)

The examination will be held on Thursday, August 3, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Technical ..... 50  
Mathematics ..... 15  
Report ..... 15  
Experience ..... 20

The percentage required is 75 on the technical paper and 70 on all others.

Candidates should not apply for this position unless they are ready to accept assignments in any part of the State where their services may be needed. Certification will not be made from the resulting eligible list to any other Department, except, if necessary, to the American Consuls, nor will transfers to them who accept assignments be allowed.

The requirement of residence in the State of New York has been waived so far as it applies to this examination.

This section of Rule VIII, requiring that every applicant shall bear the certificate of four citizens of the City of New York has been waived for this examination.

The provision of Rule VII, to the effect that no person who has entered an examination for appointment to a competitive position and failed therein, or who has withdrawn therefrom, shall be admitted within one month to a new examination for the same position, is waived so far as it applies to this examination.

Applications must be on forms which may be obtained at the office of the Commission, No. 299 Broadway (Room 1129), and must be on file not later than 4 p. m., June 22.

The salary is \$1,650 per annum and upwards.

For further information as to examination and qualifications for the position, address the Board of Water Supply, No. 299 Broadway, New York City.

Minimum age, 21 years.  
F. A. SPENCER, Secretary.  
1129

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 12, 1909.

PUBLIC NOTICE IS HEREBY GIVEN OF the proposed assignment of the classification to be withdrawn from Grade 2 of Class I. of the Ferry Service, the title

"BRIDGEMAN" and including same in Grade 1 of Class I.

A public hearing will be had on the proposed assignment, in accordance with Rule III, at the Commission's office, No. 299 Broadway, on

WEDNESDAY, JUNE 16, 1909,  
at 10 o'clock in the forenoon.  
F. A. SPENCER, Secretary.  
1129

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 8, 1909.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from

TUESDAY, JUNE 8, UNTIL 4 P. M. TUESDAY, JUNE 22, 1909.

for the position of

PILOT. (No application received by the Commission, by mail or otherwise, after 4 p. m. on June 22 will be accepted.)

The examination will be held on Thursday, July 22, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Special ..... 5  
Experience, including the production of a United States license ..... 5Percentage required, 70.  
Vacancies, three.  
Salary, \$1,400 per annum.  
Minimum age, 21 years.Application blanks may be obtained at No. 299 Broadway, Room 1129.  
F. A. SPENCER, Secretary.  
1129

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 8, 1909.

PUBLIC NOTICE IS HEREBY GIVEN THAT applications will be received from

FRIDAY, JUNE 4, UNTIL 4 P. M. FRIDAY, JUNE 18, 1909,

for the position of

CLERK, FIRST GRADE (MALE).

This position is the same as that formerly known as time-keeper.

(No application received by the Commission, by mail or otherwise, after 4 p. m. on June 18 will be accepted.)

The examination will be held on Monday, July 19, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Copy ..... 2  
Arithmetic ..... 3  
Letter writing ..... 2  
Handwriting ..... 2The percentage required is 70.  
A number of vacancies exist.  
Salary, \$300 per annum.  
Maximum age, 18 years.

Application blanks may be obtained at No. 299 Broadway, Room 1129.

F. A. SPENCER, Secretary.  
1129

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, April 6, 1909.

PUBLIC NOTICE IS HEREBY GIVEN that in the forthcoming examination for the position of INTERPRETER the following languages will be omitted:

Arabic, Dutch, Persian, Portuguese, Flemish, Latich, Romanian, Bulgarian and Turkish.

The examination has been postponed indefinitely.

F. A. SPENCER, Secretary.  
1129

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled. No applications will be accepted at the office of the Commission, by mail or otherwise, after the closing

of the Department of Water Supply, Gas and Elec-

tricity, Room 1129, and at Room 28 and 32, Municipal Building, Borough of Brooklyn.

JOHN H. O'BRIEN, Commissioner.

The City of New York, June 5, 1909.

1129

hour for the receipt of same, set forth in the advertisement.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission, Room 1129.

The Commission cannot guarantee that applications made in response to written requests will be received in time to permit of their being prepared and sent to closing hour.

All notices of examinations will be posted in the office of the Commission, and advertised in the City Record for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

However, an examination is of a technical character, due notice is given by advertisement in the technical journals advertising to the particular profession for which the examination is held.

Such notices will be sent to the daily papers advertising news. The scope of the examination will be stated.

No information will be given by telephone, and the Commission will not be responsible for such as given by telephone, either as to date of time application or other information.

Specimen questions of previous examinations may be obtained at Room 1129.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. PARK, President.

R. ROSS APPLINSON,

ARTHUR J. O'KEEFE,

Commissioners.

1129

The percentage required is 75 on the technical paper and 70 on all others.

Candidates should not apply for this position unless they are ready to accept assignments in any part of the State where their services may be needed. Certification will not be made from the resulting eligible list to any other Department, except, if necessary, to the American Consuls, nor will transfers to them who accept assignments be allowed.

The requirement of residence in the State of New York has been waived so far as it applies to this examination.

This section of Rule VIII, requiring that every applicant shall bear the certificate of four citizens of the City of New York has been waived for this examination.

The provision of Rule VII, to the effect that no person who has entered an examination for appointment to a competitive position and failed therein, or who has withdrawn therefrom, shall be admitted within one month to a new examination for the same position, is waived so far as it applies to this examination.

The examination will be held on Thursday, August 3, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Technical ..... 50  
Mathematics ..... 15  
Report ..... 15  
Experience ..... 20

The percentage required is 75 on the technical paper and 70 on all others.

Candidates should not apply for this position unless they are ready to accept assignments in any part of the State where their services may be needed. Certification will not be made from the resulting eligible list to any other Department, except, if necessary, to the American Consuls, nor will transfers to them who accept assignments be allowed.

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The requirement of residence in the State of New York has been waived so far as it applies to this examination.

This section of Rule VIII, requiring that every applicant shall bear the certificate of four citizens of the City of New York has been waived for this examination.

The provision of Rule VII, to the effect that no person who has entered an examination for appointment to a competitive position and failed therein, or who has withdrawn therefrom, shall be admitted within one month to a new examination for the same position, is waived so far as it applies to this examination.

The examination will be held on Thursday, August 3, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Technical ..... 50  
Mathematics ..... 15  
Report ..... 15  
Experience ..... 20

The percentage required is 75 on the technical paper and 70 on all others.

Candidates should not apply for this position unless they are ready to accept assignments in any part of the State where their services may be needed. Certification will not be made from the resulting eligible list to any other Department, except, if necessary, to the American Consuls, nor will transfers to them who accept assignments be allowed.

The requirement of residence in the State of New York has been waived so far as it applies to this examination.

This section of Rule VIII, requiring that every applicant shall bear the certificate of four citizens of the City of New York has been waived for this

The time allowed for doing and completing the entire work and the full performance of each contract is three hundred and sixty-five (365) consecutive calendar days.

The surety required will be Fifty Thousand Dollars (\$50,000).

The bidder will state the 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 Raymond F. Almquist, Assistant, No. 31 Chambers street, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.

Dated June 2, 1909.

18,15

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

## DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock p. m. on

WEDNESDAY, JUNE 23, 1909,

FOR RENTAL OF PIANOS FOR USE IN THE VACATION PLAYGROUNDS IN THE BOROUGHS OF MANHATTAN, THE BRONX AND BROOKLYN.

The time for preparing and delivering the contracts will be July 1, 1909, and for the execution of the work and the full performance of the contract to be at or before September 4, 1909, as provided in the contract.

The amount of the 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 schedule herein contained or herein annexed, by which the bids will be tested. Award will be made to the lowest bidder on each item.

Delivery will be required to be made at the time and 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, Bureau of Manhattan, northeast corner of Park avenue and Fifty-ninth street.

PATRICK JONES,

Superintendent of School Supplies.

Dated June 12, 1909.

18,23

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock a. m. on

TUESDAY, JUNE 22, 1909,

FOR FURNISHING ALL REQUIRED MATERIAL, REPAIRING, TRANSPORTING, DELIVERING, LOADING AND PLACING IN POSITION ALL GYMNASIUM APPARATUS, BABY SWING FRAMES, CARPENTER WORK BENCHES, WORK TABLES, VENETIAN IRON WORK BENCHES, GAS STOVES, GAS BURNERS, GAS RANGES, HOUSEKEEPING MATERIALS, CHALKING TABLES, TABLES, ETC., ETC., AND ALL OTHER MATERIAL INCLUDED IN THE EQUIPMENT OF VACATION PLAYGROUNDS AND VACATION SCHOOLS OF THE BOROUGHS OF MANHATTAN, THE BRONX, BROOKLYN AND QUEENS.

The time for preparing and delivering the materials and the completion of the work, as specified in the contract, will be on or before July 6, 1909, and July 10, 1909, as provided in the contract.

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, northeast corner of Park avenue and Fifty-ninth street.

PATRICK JONES,

Superintendent of School Supplies.

Dated June 11, 1909.

18,22

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock a. m. on

MONDAY, JUNE 21, 1909,  
Borough of Brooklyn.

No. 1. FOR ALTERATIONS, REPAIRS, ETC., AT PUBLIC SCHOOLS 2, 92, 99, 100, 102, 104, 118, 127, 128, 131, 134, 136, 137, 140, ERASMUS HALL HIGH SCHOOL, MANUAL TRAINING HIGH SCHOOL, ANNEX, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work on each school will be fifty-five (55) working days, as provided in the contract.

The amount of security required is as follows:

Public School 2..... \$1,200.00

Public School 92..... 400.00

Public School 99..... 400.00

Public School 100..... 1,000.00

Public School 102.....	700.00
Public School 104.....	600.00
Public School 118.....	200.00
Public School 127.....	600.00
Public School 128.....	500.00
Public School 131.....	600.00
Public School 134.....	600.00
Public School 136.....	1,000.00
Public School 137.....	600.00
Public School 140.....	500.00
Erasmus Hall High School.....	500.00
Manual Training High School, Annex.....	3,000.00

A separate proposal must be submitted for each school and award will be made thereon.

No. 2. FOR ALTERATIONS, REPAIRS, ETC., AT PUBLIC SCHOOLS 25, 26, 35, 36, 37, 38, 57, 58, 59, 104, 114 AND 116, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work on each school will be fifty-five (55) working days, as provided in the contract.

The amount of security required is as follows:

Public School 25..... \$400.00

Public School 26..... 1,000.00

Public School 35..... 200.00

Public School 36..... 1,000.00

Public School 37..... 800.00

Public School 38..... 800.00

Public School 57..... 800.00

Public School 58..... 800.00

Public School 59..... 800.00

Public School 104..... 1,000.00

Public School 114..... 2,000.00

Public School 116..... 700.00

Public School 117..... 2,000.00

Public School 118..... 2,000.00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR NEW WINDOW SHAMES, REPAIRING AND REFINISHING OLD FURNITURE, ETC., IN VARIOUS SCHOOLS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be fifty-five (55) working days, as provided in the contract.

The amount of security required is as follows:

Item 1..... \$1,000.00

Item 2..... 2,000.00

Item 3..... 2,000.00

A separate proposal must be submitted for each item and award will be made thereon.

The No. 1, 2 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 at the office of the Superintendent of School Supplies, Board of Education, Ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan, also at branch office, No. 121 Livingston street, Borough of Brooklyn.

C. B. L. SNYDER,

Superintendent of School Buildings.

Dated June 9, 1909.

## 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, JUNE 23, 1909.

No. 1. FOR REGULATING AND GRADING PLATEBUSH AVENUE AS EXTENDED FROM NASSAU STREET TO CULTON STREET, AND REPAIRING BRIDGE STREET, FROM TILLARY STREET TO NASSAU STREET, CHAPEL STREET, FROM PLATEBUSH AVENUE EXTENSION 180 FEET WESTERLY; CONCORD STREET, FROM PLATEBUSH AVENUE EXTENSION TO DUFFIELD STREET; DUFFIELD STREET, FROM JOHNSON STREET TO A POINT 280 FEET NORTH OF TILLARY STREET, AND TILLARY STREET FROM BRIDGE STREET TO GOLD STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

200 linear feet of old curbstones, to be reset in concrete.

13,250 cubic yards of earth excavation.

6,410 cubic yards of earth filling, not to be bid for.

11,000 linear feet of cement curb.

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 Sixty-eight Hundred Dollars (\$68,000).

No. 2. FOR REGULATING, CURBING AND LAVING SIDEWALKS ON BERMUDA AVENUE, FROM WEST NINETEENTH STREET TO WEST THIRTY-SEVENTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,600 square yards of granite block pavement, with tar and gravel joints, laid outside the railroad area (15 years maintenance).

1,079 square yards of old stone pavement to be reset on sand and foundation.

426 cubic yards of concrete, for pavement foundation, laid outside the railroad area.

21 cubic yards of concrete, for pavement foundation, laid within the railroad area.

3,124 linear feet of new curbstones, furnished and set in concrete.

5,000 cubic yards of earth excavation.

14,270 cubic yards of earth filling, not to be bid for.

20,500 square feet of cement sidewalk.

428 square feet of new granite bridgestones, laid outside the railroad area.

12 square feet of new granite bridgestones, laid within the railroad area.

3,250 square feet of old bridgestones relaid.

100 cubic yards concrete in culverts or retaining walls.

The time allowed for the completion of the work and the full performance of the contract is eighty (80) working days.

The amount of security required is Ten Thousand Dollars (\$10,000).

No. 3. FOR REGULATING AND REPAIRING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CHAPEL STREET FROM PLATEBUSH AVENUE EXTENSION TO A POINT 180 FEET WESTERLY, AND DUFFIELD STREET, FROM TILLARY STREET TO A POINT 280 FEET NORTHERLY, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

1,230 square yards of asphalt pavement, including 180 linear feet (15 years maintenance).

170 cubic yards of concrete, for pavement foundation.

6 manholes covers and heads, complete, for sewer manholes.

The time allowed for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is Eight Hundred Dollars (\$800).

No. 4. FOR GRAVELING A LOT LYING ON THE SOUTHEAST SIDE OF GREENE AVENUE, BETWEEN IRVING AND WYCKOFF AVENUES, AND ON THE NORTHWEST SIDE OF BLUECKER STREET, BETWEEN IRVING AND WYCKOFF AVENUES, KNOWN AS LOT NO. 26, BLOCK 150.

Engineer's estimate of the quantity is as follows:

270 cubic yards earth excavation.

The time for the completion of the work and the full performance of the contract is fifteen (15) working days.

The amount of security required is One Hundred Dollars (\$100).

The bidder will state the price of each item or article contained in the specifications or schedule herein contained or herein annexed, per linear foot, square foot, square yard or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Blank forms and further information may be obtained at the office of the Bureau of Highways, the Borough of Brooklyn, No. 14 Municipal Building, Brooklyn.

BIRD S. COLER, President.

Dated June 6, 1909.

18,22

*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

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, JUNE 16, 1909.

No. 1. FOR REGULATING, CURBING AND LAVING SIDEWALKS ON BAY RIDGE AVENUE, FROM FIFTH AVENUE, TO THIRTEENTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

218 linear feet of old curbstones, to be reset in concrete.

13,250 cubic yards of earth excavation.

6,410 cubic yards of earth filling, not to be bid for.

11,000 linear feet of cement curb.

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 Sixty-eight Hundred Dollars (\$68,000).

No. 2. FOR REGULATING, CURBING AND LAVING SIDEWALKS ON MERMAID AVENUE, FROM WEST NINETEENTH STREET TO WEST THIRTY-SEVENTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

7,150 linear feet of new curbstones, furnished and set in concrete.





lished 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 Friday, July 2, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard; and be it further

Resolved, That previous to the publication of the resolution, form of contract and notice of hearing thereon, the form of contract to be referred to the Corporation Counsel for approval as to form and its bearings therein with respect as to how it may deem advisable to fully protect the interests of the City.

New York "Star" and New York "Tribune" designated.

JOSEPH HAAG, Secretary.

Dated New York, May 28, 1909.

1512

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to increase the width of Alhambra road, from Church avenue to Coney Island avenue, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by reducing the width of Victoria street, between Unionport road and Rhineclander avenue, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by decreasing Alhambra road, from Church avenue to Coney Island avenue, in the Borough of Brooklyn, City of New York.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record and the corporation newspapers for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1518

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out Avenue street, between Rogers avenue and Nastrow street, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out Avenue street, between Rogers avenue and Nastrow street, in the Borough of Brooklyn, City of New York, more particularly shown upon a map or plan bearing the signature of the President of the Corporation of Public Works, and dated September 18, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1518

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to increase the width of Thirty-second street, from Seventh avenue to Broadway, in the Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by increasing the width of Thirty-second street, from Seventh avenue to Broadway, in the Borough of Manhattan, City of New York, more particularly described as follows:

(Alternative Plan).

The width of Thirty-second street, from Seventh avenue to Broadway, is to be increased from 60 feet to 80 feet by adding 10 feet on the north side.

Resolved, That this Board consider the proposed change at a meeting of the Board to be held in the City Hall, Borough of Manhattan,

City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1516

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to reduce the width of Victoria street, between Unionport road and Rhineclander avenue, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by reducing the width of Victoria street, between Unionport road and Rhineclander avenue, in the Borough of The Bronx, City of New York, more particularly described as follows:

The width of Victoria street, between Unionport road and Rhineclander avenue, is to be reduced from 60 feet, as hereunto set, to 50 feet, as shown upon a map or plan bearing the signature of the President of the Borough of The Bronx and dated December 8, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1516

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out One Hundred and Seventy-first street, between Westminster avenue and Height place, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by extending the lines of Davis Avenue, Rogers street, Baldwin street, Haskell street, and Freeman avenue, from the Baldwin line of the East River in the United States pierhead and Baldwin line, to the lines of Johnson street, from Vernon avenue to the United States pierhead and Baldwin line, and establishing grades for the same, and by discontinuing Wallach street, Worth street, Nibley street and Jenkins street, as heretofore laid out between Vernon avenue and the East River, in the Borough of Queens, City of New York, more particularly described as follows:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out One Hundred and Seventy-first street, between Westminster avenue and Height place, in the Borough of The Bronx, City of New York, more particularly shown upon a map or plan bearing the signature of the President of the Borough of The Bronx, and dated April 29, 1909.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1516

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the lines of Ridge street, between the Boulevard and Van Alst avenue; the grades of Ridge street, between Court street and Marion street; and the grades of Hopkins avenue, between Broadway and Dry street, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the lines of Ridge street, between the Boulevard and Van Alst avenue; the grades of Ridge street, between Court street and Marion street; and the grades of Hopkins avenue, between Broadway and Dry street, in the Borough of Queens, City of New York, more particularly shown upon a map or plan bearing the signature of the President of the Borough, and dated October 16, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1516

**NOTICE IS HEREBY GIVEN THAT THE** Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the lines and grades of Barnes avenue, between Burke avenue and Bartholdi street, and of South Oak drive, between Wallace avenue and Brunswick avenue, Borough of The Bronx; and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 18, 1909, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on May 21, 1909, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the lines and grades of Barnes avenue, between Burke avenue and Bartholdi street, and of South Oak drive, between Wallace avenue and Brunswick avenue, in the Borough of The Bronx, more particularly described as follows:

The width of Victoria street, between Unionport road and Rhineclander avenue, is to be reduced from 60 feet, as hereunto set, to 50 feet, as shown upon a map or plan bearing the signature of the President of the Borough of The Bronx and dated December 8, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

prolongation of a line distant 100 feet easterly from and parallel with the easterly line of Academy street, the said distance being measured at right angles to Academy street; thence southwardly along the said line parallel with Academy street and along the prolongation of the said line to a line intersecting the angle formed by the intersection of the prolongation of the south-easterly line of Seaman avenue and the north-westerly line of Broadway, as these streets are laid out between Academy street and Dyckman street; thence southwesterly along the said line parallel with Dyckman street; thence southwardly along the said line to a point distant 100 feet northwesterly from the north-easterly line of the unnamed street, the said distance being measured at right angles to the unnamed street; thence southwardly and parallel with the unnamed street and the prolongation thereof to the intersection with the bisecting line hereinbefore described; thence southwesterly along the said line parallel with Dyckman street and passing through the point of beginning; thence northwardly along the said line parallel with Dyckman street to the point or place of beginning.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 18th day of June, 1909, at 10:30 o'clock a. m., and that at the same time and place a public hearing thereon will then and there be held.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 18th day of June, 1909.

Dated June 5, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

1516

**NOTICE IS HEREBY GIVEN THAT AT** the meeting of the Board of Estimate and Apportionment held on May 21, 1909, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Buena Vista avenue, from an intersection with Haven avenue near West One Hundred and Seventy-first street to West One Hundred and Seventy-second street; and

Whereas, The Board of Estimate and Apportionment is authorized and required, at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement, to fix and determine upon an area or areas of assessment for benefit for said proceeding.

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 920 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the prolongation of a line midway between West One Hundred and Seventy-first street and West One Hundred and Seventy-second street, West One Hundred and Seventy-first street, from Vernon avenue to the United States pierhead and Baldwin line, and establishing a line from the easterly line of Haven avenue, the said distance being measured at right angles to Haven avenue, and running thence northwardly and always distant 100 feet easterly from and parallel with the easterly line of Haven avenue and Vernon avenue to the intersection with the prolongation of a line midway between West One Hundred and Seventy-first street and West One Hundred and Seventy-second street, as these streets are laid out between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, thence easterly along the said line, to the intersection with the prolongation of the easterly line of the unnamed avenue between Vernon avenue and the East River, and always distant 100 feet easterly from and parallel with the easterly line of Vernon avenue and the unnamed avenue between Vernon avenue and the East River, th



proposed marginal street, wharf or place north of West Two Hundred and Ninth street.

The establishing of a marginal street, wharf or place, 50 feet in width, 100 feet westward from and parallel with the pierhead and bulkhead line established by the Secretary of War October 18, 1890, extending from the northerly line of West Two Hundred and Ninth street to the northerly line of West Two Hundred and Fifteenth street.

Also the establishing of eight new piers, 60 feet in width, at the foot of West Two Hundred and Fifth, West Two Hundred and Sixth, West Two Hundred and Ninth, West Two Hundred and Tenth, West Two Hundred and Eleventh, West Two Hundred and Twelfth, West Two Hundred and Thirteenth and West Two Hundred and Fourteenth streets, extending from the easterly line of the above described proposed marginal street, wharf or place to the pierhead and bulkhead line established by the Secretary of War October 18, 1890.

Also the establishing of a new pier, 60 feet in width, at the foot of West Two Hundred and Eighth street, with its centre line coinciding with the centre line of said street, and extending from the easterly line of the proposed marginal street, wharf or place to the pierhead and bulkhead line established by the Secretary of War, October 18, 1890.

Also the establishing of a new pier, 100 feet in width, at the foot of West Two Hundred and Fifteenth street, in the prolongation of the street line extending from the easterly line of the proposed marginal street, wharf or place to the pierhead and bulkhead line established by the Secretary of War, October 18, 1890.

GEO. R. MCLELLAN,  
Chairman, Commissioners of the  
Sinking Fund.

113,19

The above assessment was entered on the day before mentioned, given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Assessments of Taxes and Assessments and of Water Bills, and unless the amount assessed for service on any person or property shall be paid within thirty days after the date of said entry of the assessment, interest will be collected thereon, as provided by section 159 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 the entry in the said record."

The above assessment is payable to the Collector of Assessments and Assessments of the Bureau for the Collection of Assessments and Assessments of Taxes and Assessments and of Water Bills, in the Collector's Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereto on or before August 19, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 11, 1909.

113,28

## DEPARTMENT OF STREET CLEANING.

MAIN OFFICE OF THE DEPARTMENT OF STREET CLEANING, ROOM 1402, NO. 12 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE COMMISSIONER OF STREET CLEANING AT THE ABOVE OFFICE UNTIL 12 O'CLOCK NOON.

WEDNESDAY, JUNE 23, 1909,  
Borough of Brooklyn.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The bids for the delivery of the articles, materials and supplies and the performance of the contract to be on or before September 30, 1909.

The amount of security required is fifty per cent. (50%) of the amount of bid or estimate.

Borough of Manhattan.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The bids for the delivery of the articles, materials and supplies and the performance of the contract to be on or before September 30, 1909.

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Borough of Manhattan.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The bids for the delivery of the articles, materials and supplies and the performance of the contract to be on or before September 3



Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents at the Hackett Building, No. 51 Jackson Avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before August 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance, Comptroller's Office, June 8, 1909.

11.24

## NOTICE TO PROPERTY OWNERS.

**I**N 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:

**EIGHTH WARD, SECTION 3: NINTH AND TWENTY-SECOND WARDS, SECTION 2; TWELFTH WARD, SECTION 1, AND NINETEENTH WARD, SECTION 8.**

**LAVING CEMENT SIDEWALKS** on PROSPECT PARK WEST, west side, between Fourth and Fifth streets; on PROSPECT PLACE, south side, between Clinton and Grand avenues; on FIFTEENTH STREET, south side, between Ninth and Eleventh avenues; on FORTY-FOURTH STREET, south side, between Sixth and Seventh avenues; on SIXTH AVENUE, east side, between Forty-fourth and Forty-fifth streets; FIFTY-EIGHTH STREET, south side, between Fifth and Sixth avenues; on SIXTH AVENUE, west side, between Fifty-eighth and Fifty-ninth streets; on FIFTY-EIGHTH STREET, south side, between Sixth and Seventh avenues; on SIXTH AVENUE, east side, between Fifty-eighth and Fifty-ninth streets; on SMITH STREET, narrowest side, between Nelson and Luquire streets; on SMITH STREET, southern side, between Sixth and Seventh streets, and on KEEAP STREET, narrowest side, between Bedford and Lee avenues. Area of assessment: West side of Prospect Park West, between Fourteenth and Fifteenth avenues, south side of Prospect place, between Grand and Clinton avenues; south side of Fifteenth street, between Fourth and Eleventh avenues; east side of Sixth Avenue, between Forty-fourth and Forty-fifth streets, west side of Sixth Avenue, between Sixty-eighth and Fifty-ninth streets; east side of Sixth Avenue, between Fifteenth and Fifty-ninth streets, and south side of Fifty-ninth street, between Sixth and Seventh avenues; west side of Sixth Avenue, between Nelson and Luquire streets; east side of Sixth Avenue, between Sixty-eighth and Fifty-ninth streets; northeast side of Bedford Avenue and Keeap street, Lot No. 1, in Block 199.

— that the same were confirmed by the Board of Assessors on June 5, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for interest on any person or property shall be paid within sixty days after the date of entry of the assessment, interest will be collected thereon, as provided by section 1018 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 streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens in the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance, Comptroller's Office, June 8, 1909.

11.24

## NOTICE TO PROPERTY OWNERS.

**I**N 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 5: WEST ONE HUNDRED AND SIXTY-SECOND STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS**, from Woodlawn Avenue to Anderson Avenue. Area of assessment: Both sides of One Hundred and Sixty-second street, from Anderson Avenue to Woodlawn Avenue, and to the extent of half the block at the intersecting avenues.

**TWENTY-FOURTH WARD, SECTION 11: WEST ONE HUNDRED AND NINETY-SECOND STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS, LAVING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES**, from Croton Avenue to Augustus Avenue. Area of assessment: Both sides of West One Hundred and Ninety-second street, from Augustus Avenue to a point 58 feet west of Grand Avenue, and to the extent of half the block at the intersecting avenues.

**WEST ONE HUNDRED AND NINETY-SECOND STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS**, between Davidson Avenue and Jerome Avenue. Area of assessment: Both sides of West One Hundred and Ninety-second street, from Davidson Avenue to Jerome Avenue, and to the extent of half the block at the intersecting avenues.

**EAST ONE HUNDRED AND NINETY-SECOND STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS**, from Jerome Avenue to Grand Boulevard and Concourse. Area of assessment: Both sides of One Hundred and Ninety-second street, from Jerome Avenue to the Grand Boulevard and Concourse, and to the extent of half the block at the intersecting avenues.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered on June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for interest on any person or property shall be paid within sixty days after the date of entry of the assessment, interest will be collected thereon, as provided in section 1019 of the Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment, to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third Avenue, Borough of the Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before August 7, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance, Comptroller's Office, June 8, 1909.

11.24

## NOTICE OF CONTINUATION OF MANHATTAN TAX SALE.

**T**HE SALE OF THE LIENS FOR UNPAID TAXES, ASSESSMENTS AND WATER RENTS FOR THE BOROUGH OF MANHATTAN AS IN LIENS REMAINING UNPAID AT THE TERMINATION OF SALES OF JUNE 7 AND 10, 1909, HAS BEEN CONTINUED TO

**THURSDAY, JUNE 17, 1909,** at 10 a. m., pursuant to section 1098 of the Greater New York Charter, and will be continued at that time at the Aldermanic Chamber in the City Hall as hereinafter.

**DANIEL MOYNAHAN,**  
Collector of Assessments and Arrears.  
Dated June 10, 1909.

11.17

## NOTICE TO PROPERTY OWNERS.

**I**N 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 MANHATTAN:

## FIRST WARD.

**EIGHTH AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS**, from Grand Avenue to Washington Avenue. Area of assessment: Both sides of Eighth Avenue, from Grand Avenue to Washington Avenue, and to the extent of half the block at the intersecting avenues.

**ELEVENTH AVENUE—REGULATING, CURBING, FLAGGING AND LAVING CROSSWALKS** in SECOND AVENUE, from Flushing Avenue to a point 280 feet north of Potter Avenue; in PARK PLACE, from Wooley to Potter Avenue; in WOOLEY AVENUE, from Second Avenue to Park Place. Area of assessment: Both sides of Second Avenue, from Flushing Avenue to a point 280 feet north of Potter Avenue; both sides of Park Place, from Wooley to Potter Avenue, and both sides of Wooley Avenue, from Second Avenue to Park Place, and to the extent of half the block at the intersecting streets and avenues.

**REGULATING, CURBING, CURILING, FLAGGING AND LAVING CROSSWALKS** in SECOND AVENUE, from Flushing Avenue to a point 280 feet north of Potter Avenue; in PARK PLACE, from Wooley to Potter Avenue; in WOOLEY AVENUE, from Second Avenue to Park Place. Area of assessment: Both sides of Second Avenue, from Flushing Avenue to a point 280 feet north of Potter Avenue; both sides of Park Place, from Wooley to Potter Avenue, and both sides of Wooley Avenue, from Second Avenue to Park Place, and to the extent of half the block at the intersecting streets and avenues.

— that the same were confirmed by the Board of Assessors on June 5, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

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, at the Hackett Building, No. 51 Jackson Avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance, Comptroller's Office, June 8, 1909.

11.24

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**I**N 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:

## THIRTIETH WARD, SECTION 19.

**SEVENTY-THIRD STREET—PAVING, between Fourteenth and Fifteenth Avenues.** Area of assessment: Both sides of Seventy-third street, from Fourteenth to Fifteenth Avenue, and to the extent of half the block at the intersecting avenues.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Kings Highway and Eighty-sixth Street. Area of assessment: Both sides of Van Sicklen Street, from Kings Highway to Eighty-sixth Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by the Board of Assessors on June 8, 1909, and entered June 8, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 4, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens in the date of payment.

**THIRTY-FIRST WARD, SECTION 20.**

**VAN SICKLEN STREET—CURBING AND LAVING CEMENT SIDEWALKS**, between Forty-fourth and Fifty-first Streets. Area of assessment: Both sides of Van Sicklen Street, from Forty-fourth to Fifty-first Street.

— that the same were confirmed by

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 Bills in the Mechanics Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 2, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien on the date of payment.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

#### NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

**I**N PURSUANCE OF SECTION 1002 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice of the continuation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of assessments for OPENING AND ACQUIRING STREETS to the following named street in the BOROUGH OF QUEENS:

##### FIRST WARD.

**WILHELM AVENUE—OPENING.** from Academy street to Van Alst avenue, commencing March 26, 1909, entered June 2, 1909. Area of assessment includes all those lands, tenements and improvements and premises situated, lying and being in the Borough of Queens in The City of New York, which, taken together, are bounded and described as follows: etc.

Begins at the point of intersection of the northwesterly line of Academy street with the southwesterly line of the blocks between Jane street and Wilson avenue, running thence northwesterly along said southwesterly line of the blocks in its intersection with the northwesterly line of Van Alst avenue, thence northwesterly along the northwesterly line of Van Alst avenue to its intersection with the southwesterly line of the blocks between Parkside avenue and Wilson avenue; thence northwesterly along the last mentioned middle line of the blocks to its intersection with the northwesterly line of Academy street thence northwesterly along the northwesterly line of Academy street to the point or place of beginning.

The above entitled assessment was agreed on the date hereinabove 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 Bills. Unless otherwise 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 1002 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 on the date of entry in the said record."

Section 1002 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 Bills at the Hudson Building, No. 31 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and all payments made thereon on or before August 2, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien on the date of payment.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

#### NOTICE TO PROPERTY OWNERS.

**I**N PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

##### TWENTY-THIRD WARD, SECTION 10.

**GARRISON AVENUE—SEWER.** between Whittier street and Edgewater road. Area of assessment: Both sides of Garrison avenue, from Whittier street to Edgewater road; east side of Whittier street and both sides of Edgewater road, from the tracks of the New York, New Haven and Hartford Railroad to Garrison avenue; —that the same was confirmed by the Board of Assessors on June 1, 1909, and entered on June 1, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Bills, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessments, interest will be collected thereon, as provided in section 1018 of the Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 1002 of this act."

The above assessment is payable to the Collector of Assessments and Arrears of the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Bills in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, 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 July 31, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien on the date of entry in the said record.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

to 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 entitle void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing thereon or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary workmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstance of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walls, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old stones or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water pipes and old service lines, and in place thereof cause to be inserted a brass joint 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 the area shall be properly closed in compliance with the directions of the Bureau of Sewers, Bureau of Richmond, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The person for all opening in the street to be cleared by him at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, etc., and save therefrom within twenty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all money paid by said purchaser on account thereof at the time of the sale, and the bidder's agent to the above conditions being understood to be satisfied by the act of bidding. And The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expenses 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 twenty days from the day of sale and the successful bidder will be liable for all damages to the neighborhood, and will indemnify and save themselves, 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 nature 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 causing the same, or from any manner in defective materials or machinery, implements or appliances used in the removal of said buildings.

Parts walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, shingles, projections, etc., etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self supporting, beams, etc., braced up, and the wall painted and made to exclude wind and rain and present a neat exterior. The costs of adjacent buildings shall be entirely flushed and painted and made water-tight 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 his buildings, parts of buildings and machinery included therein, or to reject any and all bids, and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sliding Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

to the said sale, or to reject any and all bids, and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sliding Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

AVENUE, east side, between Park and Prospect places; on HAWTHORNE STREET, north side, between Elizabeth and Bedford avenues; on FORTY-EIGHTH STREET, north side, between Fourth and Fifth avenues; on FOURTH AVENUE, east side, between Forty-second and Forty-third streets, and the southeast corner of Fifth avenue and Forty-seventh street. Area of assessment: North side of Chauncy street, between Patchen and Ralph avenues, Lot No. 29, in Block 3481; east side of Saratoga avenue, between Prospect and Park places, Lots Nos. 2 and 6, in Block 3484; north side of Hawthorne street, between Elizabeth and Bedford avenues, Lot No. 107, in Block 3482; north side of Forty-eighth street, between Fourth and Fifth avenues, Lot No. 56, in Block 3483; east side of Fourth avenue, between Forty-second and Forty-third streets, Lots Nos. 1 and 6, in Block 3484; and southeast corner of Fifth avenue and Forty-seventh street.

20.17

#### TWENTY-SIXTH WARD, SECTION 12.

**FENCING VACANT LOTS ON BLAKE AVENUE,** south side, between Stone avenue and Sackman street; on POWELL STREET, west side, between Stone and Blake avenues; on DUMONT AVENUE, north side, between Sackman and Powell streets; on CHRISTOPHER AVENUE, east side, between Liberty and East New York avenues; on EAST NEW YORK AVENUE, south side, between Christopher avenue and Sackman street, southeast corner of POWELL STREET AND DUMONT AVENUE; northeast corner of BLAKE AVENUE AND JUNIUS STREET; on POWELL STREET, east side, between Blake and Sutter avenues; southeast corner of JUNIUS STREET AND SUTTER AVENUE; and northeast corner of BLAKE AND STONE AVENUES. Area of assessment: South side of Blake avenue, between Stone avenue and Sackman street, Lots Nos. 24 to 27, inclusive, in Block 3777, and Lots Nos. 28 and 29, in Block 3778; west side of Powell street, between Sutter and Blake avenues, Lots Nos. 29, 31, 32, 33, 34 and 35, in Block 3762; north side of Dumont avenue, between Sackman and Powell streets, Lots Nos. 16 to 19, inclusive, in Block 3779; east side of Christopher avenue, between Liberty and East New York avenues, between Christopher avenue and Sackman street, Lots Nos. 1 and 2, in Block 3781; northeast corner of Powell street and Dumont avenue, Lot No. 1, in Block 3782; northeast corner of Blake and Sutter avenues, Lots Nos. 11, 26 and 46, in Block 3763; northwest corner of Blake and Stone avenues, Lot No. 29, in Block 3747.

20.17

#### THIRTIETH WARD, SECTION 13.

**TENTH AVENUE—CURING AND LAVING CEMENT SIDEWALKS,** between Seventeenth and Eighty-eighth streets. Area of assessment: Both sides of Tenth avenue, from Eighty-eighth street to Eighty-eighth street.

That the same were confirmed by the Board of Assessors on June 1, 1909, and entered June 1, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Bills, 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 1002 of this act."

Section 1002 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 of the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Bills at the Hudson Building, No. 31 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and all payments made thereon on or before August 2, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien on the date of payment.

HERMAN A. METZ, Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

#### INTEREST ON BONDS AND STOCK OF THE CITY OF NEW YORK.

**THE INTEREST DUE ON JULY 1, 1909,** on Registered Bonds and Stock of The City of New York will be paid on that day by the Comptroller, at his office, Room 82, Stewart Building, corner of Broadway and Chambers street.

The transfer books thereof will be closed from June 12, 1909, to July 1, 1909.

The interest due on July 1, 1909, on the Coupon Bonds of the late City of Brooklyn will be paid on that day by the Nassau National Bank of Brooklyn, No. 26 Court street.

The interest due July 1, 1909, on the Coupon Bonds of Corporations in Queens and Richmond Counties will be received on that day for payment by the Comptroller at his office, Room 82, Stewart Building, corner of Broadway and Chambers street.

H. A. METZ, Comptroller.

City of New York, Department of Finance,  
Comptroller's Office, June 2, 1909.

14.17

#### NOTICE TO PROPERTY OWNERS.

**I**N PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

##### EIGHTH WARD, SECTION 3; TWENTY-SECOND WARD, SECTION 4; THIRTY-THIRD WARD, SECTION 18.

**LAVING CEMENT SIDEWALKS** on SIXTH STREET, south side, between Third and Fourth avenues; on GARFIELD PLACE, both sides, between Fourth and Fifth avenues; on the southwest corner of SIXTH AVENUE AND FORTY-EIGHTH STREET; on SIXTIETH STREET, south side, between Third and Fourth avenues; on FIFTY-SECOND STREET, south side, between Fifth and Sixth avenues. Area of assessment: South side of Sixth street, between Third and Fourth avenues, Lots Nos. 5 and 19, in Block 3492; both sides of Garfield place, between Fourth and Fifth avenues, Lots Nos. 8, 19 and 20, in Block 3493; southwest corner of Sixth avenue and Forty-eighth street; south side of Sixth street, between Third and Fourth avenues, Lots Nos. 11 to 15, inclusive, and 36, in Block 3491; south side of Fifty-second street, between Fifth and Sixth avenues, Lot No. 25, in Block 3494.

The buildings will be sold, for removal only, subject to the following:

##### Trade and Occupations.

The buildings and appurtenances, therein will be sold to the highest bidder, who must pay cash or a 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 Fifty dollars, the sum of Fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished.

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 entitle void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale.

The placing thereon or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary workmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstance of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walls, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old stones or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water pipes and old service lines, and in place thereof cause to be inserted a brass joint 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 the area shall be properly closed in compliance with the directions of the Bureau of Sewers, Bureau of Richmond, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The purchaser at the sale shall also remove all parts walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, shingles, projections, etc., etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self supporting, beams, etc., braced up, and the wall painted and made to exclude wind and rain and present a neat exterior. The costs of adjacent buildings shall be entirely flushed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within twenty days from the day of sale and the successful bidder will be liable for all damages to the neighborhood, and will indemnify and save themselves, 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 nature 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 causing the same, or from any manner in defective materials or machinery, implements or appliances used in the removal of said buildings.

Parts walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, shingles, projections, etc., etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self supporting, beams, etc., braced up, and the wall painted and made to exclude wind and rain and present a neat exterior. The costs of adjacent buildings shall be entirely flushed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within twenty days from the day of sale and the successful bidder will be liable for all damages to the neighborhood, and will indemnify and save themselves, 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 nature 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 causing the same, or from any manner in defective materials or machinery, implements or appliances used in the removal of said buildings.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within twenty days from the day of sale and the successful bidder will be liable for all damages to the neighborhood, and will indemnify and save themselves, 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 nature

**New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.**  
 One company on a bond up to \$25,000.  
 Two companies on a bond up to \$75,000.  
 Three companies on a bond up to \$150,000.  
 Four companies on a bond up to \$250,000.  
**Repairs, Ventilating, Heating, Plumbing, Etc.**  
 One company on a bond up to \$25,000.  
 Two companies on a bond up to \$75,000.  
 Three companies on a bond up to \$150,000.  
 Four companies on a bond up to \$250,000.  
 On bonds regarded as hazardous risks additional security will be required as the Comptroller sees fit in each instance.  
 All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.  
 B. A. METZ, Comptroller.

## BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

**SEALED BIDS OR ESTIMATES WILL BE** received by the President of the Borough of The Bronx at the above office until 11 o'clock a. m. on

TUESDAY, JUNE 15, 1909.

**No. 1. FOR FURNISHING AND DELIVERING HARDWARE, PAINTS, ETC., TO THE BUREAU OF HIGHWAYS.**

The time allowed for the delivery of the articles will be during the year 1909.

The amount of security required will be One Thousand Dollars (\$1,000).

**No. 2. FOR FURNISHING AND DELIVERING ENGINEERING INSTRUMENTS AND SUPPLIES TO THE BUREAU OF SEWERS.**

The time allowed for the delivery of the articles will be within 60 days from date of execution of contract, except as to print papers.

The amount of security required will be Four Hundred Dollars (\$400).

**No. 3. FOR FURNISHING AND DELIVERING ENGINEERING SUPPLIES, ETC., TO THE BUREAU OF HIGHWAYS.**

The time allowed for the delivery of the articles will be within 60 days from the date of execution of contract, except as to print papers.

The amount of security required will be Three Hundred Dollars (\$300).

**No. 4. FOR FURNISHING AND DELIVERING STONE MONUMENTS TO THE TOPOGRAPHICAL BUREAU.**

Five hundred stone monuments to be of sandstone, marble, 7 inches by 7 inches by 42 inches long, dressed on four sides and ends, and to be equal in sample.

To be delivered in pairs, One Hundred and Forty-four pairs, street and College Avenue, as directed and required, within 60 days from date of execution of contract.

The amount of security required will be Five Hundred Dollars (\$500).

**No. 5. FOR FURNISHING AND DELIVERING RUBBER ROOTS TO THE BUREAU OF SEWERS.**

The time allowed for the delivery of the articles will be within 60 days from date of execution of the contract.

The amount of security required will be Eight Hundred Dollars (\$800).

**No. 6. FOR CONSTRUCTING RECEIVING BASINS AND APPURTENANCES AT THE NORTHWEST CORNER OF MINFORD PLACE AND EAST ONE HUNDRED AND SEVENTY-SECOND STREET, NORTHEAST CORNER OF MINFORD PLACE AND EAST ONE HUNDRED AND SEVENTY-SECOND STREET, NORTHWEST CORNER OF CHARLOTTE STREET AND EAST ONE HUNDRED AND SEVENTIETH STREET; NORTHEAST CORNER OF CHARLOTTE STREET AND SEABURY PLACE AND SOUTHEAST CORNER OF CHARLOTTE STREET AND SEABURY PLACE.**

The Engineer's estimate of the work is as follows:

160 linear feet of nine culvert, 12-inch.

5 receiving basins, complete.

175 cubic yards of rock to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

The time allowed for the completion of the contract will be forty (40) working days.

The amount of security required will be Nine Hundred Dollars (\$900).

**No. 7. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN TWO HUNDRED AND THIRTY-SEVENTH STREET, BETWEEN VIREO AVENUE AND MARTIN AVENUE.**

The Engineer's estimate of the work is as follows:

317 linear feet of pipe sewer, 12-inch.

42 tons for house connections, over and above the cost per linear foot of sewer.

4 manholes, complete.

200 cubic yards of rock to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

1,000 feet (B. M.) of timber for foundations, furnished and laid and sheeting furnished and left in place.

18 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the contract will be 600 (600) working days.

The amount of security required will be Thirteen Hundred Dollars (\$1,300).

**No. 8. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN TELLER AVENUE, BETWEEN EAST ONE HUNDRED AND SIXTY-SEVENTH STREET AND THE SUMMIT NORTH OF EAST ONE HUNDRED AND SIXTY-EIGHTH STREET.**

The Engineer's estimate of the work is as follows:

720 linear feet of pipe sewer, 15-inch.

250 linear feet of pipe sewer, 15-inch.

120 tons for house connections, over and above the cost per linear foot of sewer.

8 manholes, complete.

1 receiving basin, complete.

1,000 cubic yards of rock, to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

1,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

25 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the contract will be one hundred and fifty (150) working days.

The amount of security required will be Four Thousand Five Hundred Dollars (\$4,500).

**No. 9. FOR CONSTRUCTING A RECEIVING BASIN AND APPURTENANCES ON THE SOUTH SIDE OF EAST ONE HUNDRED AND NINETY-THIRD STREET, AT**

THE INTERSECTION OF MORRIS AVE-  
NUe.

The Engineer's estimate of the work is as follows:

15 linear feet of nine culvert, 12-inch.

1 receiving basin, complete.

3 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

The time allowed for the completion of the contract will be five (5) working days.

The amount of security required will be One Hundred Dollars (\$100).

**No. 10. FOR REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF BERGEN AVENUE, FROM EAST ONE HUNDRED AND FORTY-SEVENTH STREET TO WESTCHESTER AVENUE, AND SETTING CURB WHERE NECESSARY.**

The Engineer's estimate of the work is as follows:

2,340 square yards of completed asphalt paving, including binder course, and keeping the pavement in repair for five years from date of acceptance.

527 cubic yards of concrete.

100 linear feet of new curbside, furnished and set.

25 linear feet of old curbside rejoined, recut on top and reset.

2,300 square yards of old paving blocks, to be purchased and removed by the contractor.

The amount bid for this item will be deducted from the payment at acceptance.

The time allowed for the completion of the contract will be thirty (30) consecutive working days.

The amount of security required will be Two Thousand Dollars (\$2,000).

**No. 11. FOR PAVING WITH ASPHALT BLOCKS AND WITH GRANITE BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF EAST ONE HUNDRED AND SEVENTY-SIXTH STREET, FROM ARTHUR AVENUE TO THE SOUTHERN BOULEVARD, AND SETTING CURB WHERE NECESSARY.**

The Engineer's estimate of the work is as follows:

6,650 square yards of completed asphalt block paving, and keeping the same in repair for five years from date of acceptance.

1,372 cubic yards of concrete, including mortar bed.

1,000 linear feet of new curbside, furnished and set in concrete.

3,000 linear feet of old curbside rejoined, recut on top and reset in concrete.

2,385 square yards of new granite block paving, on a concrete foundation, laid with setting cement joints, and keeping same in repair for one year from date of acceptance.

The time allowed for the completion of the contract will be sixty (60) consecutive working days.

The amount of security required will be Ten Thousand Dollars (\$10,000).

**No. 12. FOR PAVING WITH GRANITE BLOCK PAVEMENT ON A SAND FOUNDATION THE ROADWAY OF LONGWOOD AVENUE, FROM THE SOUTHERN BOULEVARD, 110 THIRTY-EIGHT STREET, AND FIFTH AVENUE, FROM LONGWOOD AVENUE TO THE EAST RIVER, AND SETTING CURB WHERE NECESSARY.**

The Engineer's estimate of the work is as follows:

23,000 square yards of new granite block paving, on a sand foundation, laid with sand joints, and keeping the same in repair for one year from date of acceptance.

1,500 linear feet of new curbside, furnished and set.

6,110 linear feet of old curbside, rejoined, recut on top and reset.

The time allowed for the completion of the contract will be seventy-five (75) consecutive working days.

The amount of security required will be Eighteen Thousand Dollars (\$18,000).

**No. 13. FOR REGULATING, GRADING, BUILDING SIDEWALKS AND APPURTENANCES WITH DRAINS, SETTING CURB STONES, FLAGGING THE SIDEWALKS, LAVING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN LONGFELLOW AVENUE, FROM NELSON AVENUE TO MACOMBS ROAD AND BRANDY PLACE, AND FROM AQUEDUCT AVENUE TO NELSON AVENUE.**

The Engineer's estimate of the work is as follows:

125 cubic yards of earth excavation.

10 cubic yards of rock excavation.

40 cubic yards of filling.

140 linear feet of new curbside, furnished and set.

50 cubic yards of rubble masonry, in mortar.

23 cubic yards of broken range walls.

315 cubic feet of new granite steps.

240 cubic feet of new granite paving and news.

25 linear feet of vitrified stoneware pipe.

1,700 square feet of cement flagging.

120 linear feet of new iron railing, in place.

2 masonry pillars, with granite cover, furnished and set.

300 square yards of sodding.

50 cubic yards of topsoil.

The time allowed for the completion of the work will be sixty (60) working days.

The amount of security required will be Two Thousand Dollars (\$2,000).

**No. 14. FOR REGULATING, GRADING, SETTING CURB STONES, FLAGGING THE SIDEWALKS, LAVING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST TWO HUNDRED AND THIRTY-SEVENTH STREET FROM DEKALB AVENUE TO WAYNE AVENUE.**

The Engineer's estimate of the work is as follows:

3,000 cubic yards of earth excavation.

1,200 cubic yards of rock excavation.

2,700 cubic yards of filling.

2,250 linear feet of new curbside, furnished and set.

9,000 square feet of new flagging, furnished and laid.

1,375 square feet of new bridging for crosswalks, furnished and laid.

100 cubic yards of dry rubble masonry, in mortar.

100 linear feet of guard rail, in place.

The time allowed for the completion of the contract will be sixty (60) working days.

The amount of security required will be Thirty-five Hundred Dollars (\$35,000).

**No. 15. FOR REGULATING, GRADING, BUILDING APPROACHES, ERECTING FENCES, LAVING VITRIFIED PIPE, LUMBER, STEEL MADS, IN PLACE, CONSTRUCTING RECEIVING BASINS AND MANHOLES IN WESTCHESTER AVENUE, FROM MAIN STREET (WEST FARMS ROAD) TO THE EASTERN BOULEVARD AT PELHAM BAY PARK, EXCEPT AT WESTCHESTER CREEK.**

The Engineer's estimate of the work is as follows:

23,100 cubic yards of earth excavation.

1,200 cubic yards of rock excavation.

12,000 cubic yards of filling, exclusive of all material sinking below the surface of the marsh as indicated on the plan.

A lump sum for all material sinking below the surface of the marsh as indicated on the plan.

120 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.

50 cubic yards of rubble masonry in mortar.

550 linear feet of vitrified stoneware pipe.

12 inches in diameter.

1,220 linear feet of vitrified stoneware pipe.

20 inches in diameter.

1,650 linear feet of vitrified stoneware pipe.

24 inches in diameter.

1,000 feet (B. M.) timber, furnished and laid.

6,000 linear feet of guard rail in place.

8 manholes, complete.

The time allowed for the completion of the contract will be two hundred and fifty (250) working days.

The amount of security required will be Thirty Thousand Dollars (\$30,000).

**No. 16. FOR REGULATING, GRADING, SETTING CURB STONES, FLAGGING THE SIDEWALKS, LAVING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN WEST STREET, FROM HONEYWELL AVENUE TO CROTONA PARKWAY.**

The Engineer's estimate of the work is as follows:

750 cubic yards of excavation of all kinds.

35 cubic yards of filling.

100 linear feet of new curbside, furnished and set.

60 linear feet of old curbside, rejoined and laid.

3,500 square feet of new flagging, furnished and laid.

400 square feet of old flagging, rejoined and laid.

400 square feet of new bridge stone for crosswalks, furnished and laid.

The time allowed for the completion of the work will be one hundred and fifty (150) working days.

The amount of security required will be One Hundred Dollars (\$100).

**No. 17. FOR REGULATING, GRADING, SETTING CURB STONES, FLAGGING THE SIDEWALKS, LAVING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN LONGFELLOW AVENUE, FROM LAFAYETTE AVENUE TO THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD.**

The Engineer's estimate of the work is as follows:

550 cubic yards of earth excavation.

200 cubic yards of rock excavation.

## STALLATION OF SAME FOR THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time allowed for making and completing the installation will be sixty (60) days.

The security required will be fifty per cent. (50%) of the amount of the bid or estimate.

The bids will be compared and award made to the lowest bidder.

Bidders are requested to make their bids or estimates upon the blank form prepared by said 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 thereto at the office of the Superintendent of Telegraph and Electrical Service of the said Department, where the plans, which are made a part of the specifications, can be seen.

THEODORE A. BINGHAM, Commissioner.

Dated June 4, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

## POLICE DEPARTMENT—CITY OF NEW YORK.

OWNERS WANTED BY THE PROPERTY OWNER OF THE POLICE DEPARTMENT OF THE CITY OF NEW YORK, No. 309 Mulberry street, Room No. 7, for the following property, now in his 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.

THEODORE A. BINGHAM,  
Police Commissioner.

## POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY OWNER OF THE POLICE DEPARTMENT OF THE CITY OF NEW YORK—Office, No. 207 State street, Borough of Brooklyn—for the following property, now in his 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.

THEODORE A. BINGHAM,  
Police Commissioner.

## DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 24, 1909,

Borough of Manhattan.

FOR FURNISHING AND DELIVERING COAL FOR PARKS IN THE BOROUGH OF MANHATTAN.

The time allowed for the delivery will be as required before October 1, 1909.

The amount of security required is Four Thousand Dollars (\$4,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 14, 1909.

14,24

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 24, 1909,

Borough of Manhattan.

FOR FURNISHING AND ERECTING IRON BALINGS AROUND THE GRASS PLOTS IN BROADWAY, BETWEEN SEVENTY-SECOND AND EIGHTY-SECOND STREETS, BOROUGH OF MANHATTAN.

The time allowed for the completion of the whole work will be one hundred (100) consecutive working days.

The amount of security required is Eight Thousand Dollars (\$8,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 14, 1909.

14,24

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 24, 1909,

Borough of Manhattan.

FOR FURNISHING AND DELIVERING FORAGE FOR PARKS IN THE BOROUGH OF MANHATTAN.

The time allowed for the delivery will be as required before October 1, 1909.

The amount of security required is Thirty-Five Hundred Dollars (\$35,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 14, 1909.

14,24

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

## AUCTION SALE.

THE DEPARTMENT OF PARKS, BOROUGH OF THE BRONX, will sell at public auction at 28nowski Mansion, Claremont Park, in the Borough of The Bronx, on

MONDAY, JUNE 21, 1909,

at 10:30 a.m., the following named property:

GRASS FROM THE LANDS OF VAN CORTLANDT PARK AND PELHAM BAY PARK, BOROUGH OF THE BRONX.

## TERMS OF SALE.

Cash payments in bankable funds at the time and place of sale. The removal of the grass purchased is to be begun immediately after the sale. If the purchaser fails to effect removal of the grass purchased within 30 days from the date of sale he shall forfeit his purchase money and the ownership of the grass purchased. The City further reserves the right to sell the grass over against the money received at said sale is to also become the property of the City.

JOSEPH L. BERRY, Commissioner.

14,21

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Manhattan.

FOR FURNISHING AND DELIVERING ROA HOOKE GRAVEL OR GRAVEL OF EQUAL QUALITY ON PARKS AND PARKWAYS IN THE BOROUGH OF MANHATTAN.

The time allowed for the delivery will be as required before October 1, 1909.

The amount of security required is Twelve Thousand Dollars (\$12,000).

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, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 5, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Brooklyn.

FOR FURNISHING AND DELIVERING FORAGE AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time allowed for the delivery of the supplies will be on or before December 31, 1909.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

The bids will be compared and contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 5, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Brooklyn.

FOR THE CONSTRUCTION OF A PLAYGROUND AT SEIGEL, McKEBBEN AND WHITE STREETS, IN THE BOROUGH OF BROOKLYN.

The time for the completion of the contract is sixty (60) consecutive working days.

The amount of security required is Seven Thousand Dollars (\$7,000).

The bids will be compared and contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 5, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Manhattan.

FOR FURNISHING AND ERECTING WROUGHT IRON PICKET FENCES AROUND THE TWO PLAYGROUNDS IN TOMPICKIN SQUARE IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be forty consecutive working days.

The amount of the security required is Twenty-Three Hundred Dollars (\$2,300).

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, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated June 5, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Manhattan.

FOR FURNISHING AND ERECTING THREE-RAIL PIPE FENCES ALONG VARIOUS WALKS IN ST. NICHOLAS PARK, BOROUGH OF MANHATTAN.

The time allowed for the completion of the whole work will be fifty (50) consecutive working days.

The amount of the security required is Twelve Hundred Dollars (\$12,000).

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, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;  
JOSEPH L. BERRY,  
MICHAEL J. KENNEDY,  
Commissioners of Parks.

Dated May 28, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Park Board at the above office of the Department of Parks until 3 o'clock p.m. on

THURSDAY, JUNE 17, 1909,

Borough of Brooklyn.

FOR FURNISHING AND DELIVERING ROA HOOKE GRAVEL OR GRAVEL OF EQUAL QUALITY ON PARKS AND PARKWAYS IN THE BOROUGH OF BROOKLYN.

The time for the completion of the contract is by or before December 31, 1909.

The amount of security required is Twenty-Two Hundred Dollars (\$2,200).

No. 2, FOR FURNISHING AND DELIVERING FORAGE AT STABLE "A," SWAN STREET, FOMERISSUE, S. L.

The Superintendent's estimate of the quantity and quality of the materials required is as follows:

14,000 pounds of hay.

25,000 pounds of straw.

120,000 pounds of oats.

850 pounds of bran.

50 pounds of rice salt.

12 dozen salt bricks.

The time for the completion of the work and the full performance of the contract is by or before December 31, 1909.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application thereto at the office of the said President. Other information can be obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Brooklyn.

GEORGE CROMWELL, President.  
The City of New York, May 25, 1909.

14,17

*See General Instructions to Bidders on the last page, last column, of the "City Record."*



10th day of May, 1909, Commissioners of Estimate, and Walter C. Burton, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the morning of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of the City of New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York,  
Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to 13 VONIA AVENUE, between 30th avenue and the northwesterly line of Juniper street, between the easterly property line of the land occupied by the Brooklyn and Rockaway Beach Railroad within the limits of Van Sinderen avenue and Hinckley street, and between Van Sinderen avenue and New Lots Avenue, in the Twenty-ninth Ward, Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN THAT Michael P. McCarthy, Andrew J. Conroy and Edward P. Quinn were appointed by an order of the Supreme Court made and entered the 20th day of May, 1909, Commissioners of Estimate, and Edward B. Mulligan, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to 165 ALBANY AVENUE, from Wyckoff Avenue to the Burrough line, and STOCKHOLM STREET, from Wyckoff Avenue to the Burrough line, in the Twenty-seventh and Twenty-eighth Wards, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Charles H. McCarty, George M. Hill and Charles A. Franks were appointed by an order of the Supreme Court made and entered the 20th day of May, 1909, Commissioners of Estimate, and Eugene F. O'Conor, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Works, relative to acquiring right and title to and possession of certain lands, premises, rights and property necessary to be taken for the improvement of the water-front of The City of New York, for temporary purposes, between the easterly line of Forty-eighth street, measured, the northwesterly line of Twenty-ninth street prolonged, the westerly line of Twenty-seventh street, and the northwesterly line established by the Secretary of War in 1906, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Joseph P. Crowley, Joseph P. Conroy and William J. Malone were appointed by an order of the Supreme Court made and entered the 20th day of May, 1909, Commissioners of Estimate, and William J. Malone, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to 100 HOBOKEN STREET, from Nostrand Avenue to Juniper Avenue, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Joseph P. Crowley, Joseph P. Conroy and William J. Malone were appointed by an order of the Supreme Court made and entered the 20th day of May, 1909, Commissioners of Estimate, and William J. Malone, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to ELTON STREET, from Blake Avenue to Van Dyke Avenue, in the Twenty-sixth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Thomas B. Troy, Louis M. Hulsey and Frederick A. Wells were appointed by an order of the Supreme Court, made and entered the 20th day of May, 1909, Commissioners of Estimate, and Thomas B. Troy, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 20th day of June, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at such time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person

#### 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 CASTLETON AVENUE, (although not yet named by proper authority), from Columbia street to Juniper Avenue, in the First 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, bearing date the 20th day of June, 1909, and entered and filed in the office of the Clerk of the County of Richmond on the 20th day of June, 1909, Albert E. Hadlock, James E. Mulligan, Sr., and Carl Kapff were appointed Commissioners of Estimate and Assessment in the above-entitled proceeding.

Notice is hereby further given pursuant to the statute in such case made and provided that the said Albert E. Hadlock, James E. Mulligan, Sr., and Carl Kapff will attend at a Special Term of this Court for the hearing of motions to be held in and for the County of Kings, at the County Court House, in the Borough of Brooklyn, City of New York, on the 20th day of June, 1909, at the opening of the Court on that date, or as soon thereafter as counsel can be heard; and at such time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 773 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, June 12, 1909.

FRANCIS K. PENDLETON,

Corporation Counsel.

115,25

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to 165 VANDERBILT AVENUE, from Wyckoff Avenue to the Burrough line, and STOCKHOLM STREET, from Wyckoff Avenue to the Burrough line, in the Twenty-seventh and Twenty-eighth Wards, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT, BY AN ORDER of the Supreme Court, bearing date the 20th day of April, 1909, and duly entered in the office of the Clerk of the County of Kings on the 20th day of April, 1909, a copy of which order was duly filed in the office of the Register of the County of Kings, John J. Brennan, A. J. Nova and Victor A. Lersner were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the value of the loss and damage to the respective owners, lessors, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and interests required for the purpose by and in consequence of opening and extending the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 20th day of April, 1909; and the said A. J. Nova was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue so to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled in or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment, and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the notice of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 20th day of April, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken to be assessed thereto, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the Acts or parts of Acts supplementary thereto or amendatory thereto.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue, and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate, at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 20th day of June, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proof of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Brooklyn, City of New York, June 12, 1909.

A. J. NOVA,

JOHN J. BRENNAN,

VICTOR A. LERSNER,

Commissioners.

JAMES F. QUINN, Clerk.

115,25

#### 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 FULLER PLACE, from Windsor place to Prospect Avenue, and HOWARD PLACE, from Windsor place to Prospect Avenue, in the Twenty-sixth Ward, Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT, BY AN ORDER of the Supreme Court, bearing date the 20th day of April, 1909, and duly entered in the office of the Clerk of the County of Kings, at his office, in the Borough of Brooklyn, in The City of New York, on the 20th day of April, 1909, a copy of which order was duly filed in the office of the Register of the County of Kings, we, George W. Palmer, George W. Wilson, Michael F. McGoldrick, Roger Gallagher, and David M. Stone, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage, to the respective owners, lessors, parties and persons respectively entitled in the lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the said street or avenue, the same being particularly set forth and described in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 20th day of April, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken to be assessed thereto, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the Acts or parts of Acts supplementary thereto or amendatory thereto.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue, and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate, at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 20th day of June, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proof of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Brooklyn, City of New York, June 12, 1909.

MICHAEL F. McGOLDRICK,  
ROGER GALLAGHER,  
DAVID M. STONE,  
Commissioners.

JAMES F. QUINN, Clerk.

115,25

#### 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 MILBURN STREET, from Columbia Avenue to Park Avenue, in the Twenty-sixth Ward, Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT, BY AN ORDER of the Supreme Court, bearing date the 20th day of April, 1909, and duly entered in the office of the Clerk of the County of Kings on the 20th day of April, 1909, a copy of which order was duly filed in the office of the Register of the County of Kings, we, David M. Stone, Michael F. McGoldrick, and Roger Gallagher, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, lessors, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and interests required for the purpose by and in consequence of opening and extending the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 20th day of April, 1909; and the said Michael F. McGoldrick was appointed Commissioner of Assessment for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue so to be opened and extended, to the respective owners, lessors, parties and persons respectively entitled in or interested in the respective lands, tenements, hereditaments and premises situated within the area of assessment adopted by the Board of Estimate and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the notice of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Kings on the 20th day of April, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken to be assessed thereto, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the Acts or parts of Acts supplementary thereto or amendatory thereto.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue, and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate, at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 20th day of June, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proof of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated Borough of Brooklyn, City of New York, June 12, 1909.

MICHAEL F. McGOLDRICK,  
ROGER GALLAGHER,  
DAVID M. STONE,  
Commissioners.

JAMES F. QUINN, Clerk.

115,25



