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THE CITY RECORD.



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JOHN F. HYLAN, MAYOR.

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DEPARTMENT OF FINANCE.

Abstract of Transactions for Week Ended Dec. 15, 1917.

Deposited in the City Treasury.

To the Credit of the City Treasury	\$11,982,736 10
To the Credit of the Sinking Funds.....	487,451 11
Total	\$12,470,187 21

Warrants Registered for Payment.

Appropriation Accounts, "A" Warrants.....	\$11,867,933 70
Special Revenue Bond Fund Accounts, "B" Warrants.....	241,172 86
Corporate Stock Fund Accounts, "C" Warrants.....	565,944 26
Special and Trust Fund Accounts, "D" Warrants	233,614 31
Total	\$12,908,665 13

Stock and Bonds, Etc., Issued.

Revenue Bills	\$10,000,000 00
Special Revenue Bonds	583,500 00
Total	\$10,583,500 00

Stock and Bonds, Etc., Redeemed.

Stock of former corporations now included in The City of New York.....	\$141,394 76
Bonds of former Corporations now included in The City of New York.....	279,688 22
Revenue Bonds	6,500 00
Revenue Bills	6,000,000 00
Special Revenue Bonds	33,500 00
Assessment Bonds	8,000 00
Total	\$6,469,082 98

Suits, Court Orders, Etc., Filed.

Certified Copies of Orders: Mary J. Boomer, assessments; Christine Johanson, P. 106, Dorsey st., etc.; Gustave Girard, P. 244, etc., E. 7th st., etc.; Thomas J. Kavanagh, offer of judgment, \$1,750; Harry Morganstein, transcript of judgment, \$65.41; Margaret A. Keating and another, summons and complaint; Mary F. Breen, certified copy of order, P. 17, West st., etc.; Alvar W. Burlingame, Jr., and another, certified copy of order, \$500 counsel fees; Florence M. Rainforth, summons and complaint; John W. Smith and another, certified copy of order, counsel fees; Harry T. Weeks et al., order taxing costs. Certified Copies of Orders: Arabella D. Huntington, P. 96, Overing ave., etc.; P. 99, Overing ave., etc.; P. 20, Blondell ave., etc.; P. 21, Blondell ave., etc.; Southwestern Surety Ins. Co., \$1,500 surety. Mary McAlister, summons and complaint; Queens Boulevard, etc., certified copy of order confirming report of Commissioners; Florence M. Tuppin, affidavit and notice of motion; John J. Cunningham, certified copy of order, Surrogates' Court, \$9,515.47; Eureka W. Travers, transcript of judgment, \$5,095.78.

Claims Filed.

For goods: Hull, Grippen & Co. For burial: Burke & Sullivan, Lewis Joseph. For damages: E. P. Graham. For services: Frank O'Connell. For labor: James B. Randall. For personal injuries: Mathilda Castaldi. For loss of coat: Chas. E. Cartwright. For labor, etc.: Consolidated Gas Co. For refund: Cohen & Holdfarb. For salaries: John C. Murphy, Orville R. Todd, John W. Smith, William Lawlor, John E. Dargin, William J. Flynn, Charles E. Bedell, James McCullough, John Mahoney, Richard G. Cashman, William H. Young. For personal injuries: Mrs. Emily A. Linderman, Miss Emily A. Linderman, George J. Vestner, Louisa Franklin. For loss of services: Henry Franklin. For personal injuries: Fanny Jacobs. For refund: Joseph Rosenberg. For burial: Cornelius J. Cregan. For damages: Packard Motor Car Co. For personal injuries: Fanny Fleischman. For damages: Vacuum High Suction Cleaning System, Inc. For building: Ralph Horton. For expenses: Pinkerton's National Detective Agency. For damages: Emily A. Linderman. For advertising: Brooklyn Jewish Daily News. For reassignment: Products Mfg. Co. For damages: James Caplin, Wm. Huemer, Mary Kilcoyne,

Alvina Koell, Samuel Seiller, Harry Reis, Samuel C. Lehrer, Kate Leeman, Anni Eisenberg, Louise Sippell, Carl Bertram. For refund: Miss A. McCabe. For re contract: Charles D. Norton Co. For damages: John Molinelli, Michael J. Horan. For personal injuries: Mrs. Julia Muldoon. For damages: Mrs. M. Collart. For labor: Consolidated Gas Co. of N. Y. For damages: Gus L. Rosenberg. For refund: Arthur Hutter. For damages: Wolff, Simon, Inc., Clarence C. Nathan, Wm. C. Fisher, John Grassman, Abraham Ungar, Fauster Realty Co. Inc. Louise Rose Bunning, Hannah M. Benson, Jacob Axelrod, Wm. Schmalkucke & Son, Morris Hartz. For refund: William Cohen. For coal: Francis M. A. Leach. For advertising: Day Publishing Co. For refund: Benj. Berger. For eggs: Henneberger & Harold. For refund: Samuel W. Gumpertz. For merchandise: William H. Moyer. For amounts due: Shevlin Engineering Co., Inc.; Nickerson & Schroeder. For personal injuries: Minnie E. Allen, Olive B. Anderson. For damages: Frank A. Ringer. For amount due: Edw. Wright. For damages: Mrs. A. R. Helfin. For gas: Brooklyn Union Gas Co., Flatbush Gas Co., Woodhaven Gas Light Co., Jamaica Gas Light Co., Richmond Hill & Queens County Gas Light Co., Newtown Gas Co. For personal injuries: Jeannette Gisser. For loss of services: Lewis Gisser. For personal injuries: Bessie Ward. For extra work: Bradley Contracting Co.

Affirmative Claims Filed.

Burke & Meagher, re contract; Edith P. Kraft, Frank Lafalcia and Caesar Santini, damages; Mr. Brannin, relocating hydrant; Mr. Cosby, Dr. Tiplester, Mrs. Fohey, and Mr. Fitzpatrick, shutting off tap. Spadaro Cont. Co., recontract. Matilda Sussman, L. Green, Falk & Falk, Joseph W. Rowan and Julius Fajans, shutting off tap. Richard Carvel Co., shutting down line. Thomas Conlon, E. A. Mills, G. P. Koelble and Patrick Reville, shutting off tap. A. Basse, locating tap. Francis J. Kelly, damages.

Taxes and 221-A Applications Filed.

Tax Department, re taxes; St. Benedict Joseph's R. C. Church, 221A; Father Farrell, re taxes; U. S. Government, cancelled assessment; Antonio and Anna Farrell, re taxes; William Young, re assessment; Eisman, Levy, Corn & Lewine, re water charges; Title Guaranty & Trust Co., cancelled taxes.

Taxes and 221A Applications Disposed Of.

Marie Demeroto, re interest, granted; Howard P. Weir, refund tax, granted; Father Farrell, re taxes, granted. For 221A: Church of Our Lady of Solace, St. Elizabeth Industrial School, Church of Our Lady of Mt. Carmel, Homecrest Presbyterian Church, St. Malachy's Home, St. Blaise R. C. Church, Brooklyn Baptist Orphanage, Church of the Mediator, German Home for Recreation of Women and Children, and N. Y. University, granted.

Claims Disposed Of.

For services: James O'Malley. For refunds: Consolidated Gas Co., N. Y. Steam Co., N. Y. Mutual Gas Light Co., Standard Gas Light Co., New Amsterdam Gas Co., East River Gas Co., Consolidated Gas Co., Joseph Nicchia. For services: Peter Brady. For burials: Stephen Merritt, Edw. P. Beckett, George H. Harris. For refund: Catts & Oppenheim. For materials, etc.: Bernard Greenwood Co. For damages: Lional Hagemers & Co., R. Kaiser, Robt. Jas. Gillespie, Francis E. Donnelly, Rev. Leon P. F. Vauthier, Dr. Thomas F. Joyce, Frank W. Fox, Joseph M. Sorrentino, Winifred Whelpley, Margaret A. Slattery, Norr. J. Cronin, Thomas J. McManus, Mary B. Harris, Benj. A. Hartstein, Louis & Kelsey. For searching: Title Guaranty & Trust Co. For refunds: Nancy Watkins, Max Frank, Alfred W. Meldon. For burial: J. Wesley Lane. For refunds: Louis Dj Menna, Benj. Cohen, Consolidated Gas Co., Consolidated Gas Co., Consolidated Telegraph & Electric Subway Company. For services: Otto H. Schultz. For refund: N. Y. Times Co. For services: Francis X. Butler. Re Contract: Jos. J. Cunningham. For services: George H. Kirby. For refund: W. Rudnick. For salary: Chandler Davis. For services: Eliz. M. McDonald. For refunds: Empire City Subway Co., Ltd., Henry Hoffman, Jr. For labor: Melrose Const. Co. For refund: Julius Riedler. For breach of contract: Frazier & Burchenal. For personal injuries: Geo. Rawak, Alice J. Manwaring. For damages: Interborough R. T. Co., Jacob Lawson Bag Co. For salary: Geo. A. Hefter. For refund: N. Y. Edison Co. For damages: John H. Hogan.

Approval of Sureties.

The Comptroller approved of the adequacy and sufficiency of the sureties on the following proposals, viz:

Belle Vue and Allied Hospitals—Equipment, Gouverneur Hospital: Tasarella Bros.; Aetna Casualty & Surety Co., surety; Hospital Supply Co.; U. S. Guarantee Co., surety.

Department of Correction—Construction workhouse, B. I.: J. T. Brady & Co.; National Surety Co., Hartford Accident & Ind. Co., surety.

Department of Docks & Ferries—Coal: Pattison & Bowns; U. S. Guarantee Co., surety of N. Y. sureties.

Department of Education—Furniture, Manhattan Trade School: A. Propper & Co.; Royal Indemnity Co., surety. Materials: S. F. Haywood & Co.; American Surety Co. of N. Y., surety. Fire protection work, P. S. 137, Manhattan: S. Rosen; Aetna Casualty & Surety Co., surety. Alterations, P. S. 45, Bronx: Amsterdam Building Co.; Globe Indemnity Co., London & Lancashire Ind. Co., sureties. Election work, P. S. 4, The Bronx: Jandous Electric Equip. Co.; Md. Casualty Co., surety.

Department of Health—Installing low pressure steam heating apparatus, Day Camp "Manhattan": Phillip & Paul; New Amsterdam Casualty Co., surety. Supplies: L. Barth & Son; National Surety Co., surety. Vegetables: United Market & Grocery Co.; Aetna Casualty & Surety Co., surety.

President, Borough of Queens—Reg., etc., Rawson st.: Welsh Bros. Cont. Co., Inc.; National Surety Co., surety. Sewer, etc., North Villa st.: James H. Johnson; U. S. Fidelity & Guaranty Co., surety. General construction, Refuse Destructor, Rockaway: Kelly & Kelley; National Surety Co., Globe Ind. Co., sureties.

President, Borough of Richmond—Reg., etc., Great Kills rd.: Beaver Engineering & Cont. Co.; Fidelity & Deposit Co. of Md., surety.

Opening of Proposals.

The Comptroller by representative attended the opening of proposals at the following departments, viz:

Belle Vue and Allied Hospitals, Departments of Health, and Charities—Fish, oysters and clams.

Belle Vue and Allied Hospitals, Departments of Correction, Health, and Public Charities—Potatoes, etc.

President, Borough of Bronx—Regulating, etc., sewers in various streets.

President, Borough of Brooklyn—Lighting fixtures, etc. Kings County Court House. Regulating various streets.

Board of City Record—Printed or stamped forms, etc., for use in various departments, courts, etc.

Department of Correction—Erection of Laundry Building, etc., New York City Reformatory at Hampton, N. Y.

Departments of Correction, Public Charities, Health and Belle Vue and Allied Hospitals—Coffee, etc.

Department of Correction—Construction of plumbing and heating, West Wing of the Workhouse, B. I.

Department of Education—General construction, etc., for the portable school building on Mermaid ave., bet. 31st and 32d sts., Brooklyn. Repairs, etc., at Commercial High School, Brooklyn. Packing, etc., school supplies to various playgrounds and schools, etc.

Fire Department—Kindling wood, etc. Thirteen motor driven hose wagons, etc.

BOARD OF ESTIMATE AND APPORTIONMENT.

Minutes of Meeting of Board of Estimate and Apportionment, Held in Room 16, City Hall, Friday, December 28, 1917.

The Board met in pursuance of an adjournment.

Present—John Purroy Mitchel, Mayor; William A. Prendergast, Comptroller; Frank L. Dowling, President, Board of Aldermen; Marcus M. Marks, President, Borough of Manhattan; Lewis H. Pounds, President, Borough of Brooklyn; Douglas Mathewson, President, Borough of The Bronx; Maurice E. Connolly, President, and Richard S. Newcombe, Acting President, Borough of Queens; Calvin D. Van Name, President, and Henry P. Morrison, Acting President, Borough of Richmond.

The Mayor, Hon. John Purroy Mitchel, presided.

Approval of Minutes (A).

The minutes of meeting held December 7, 1917, were approved as printed in the CITY RECORD December 28, 1917.

PUBLIC HEARINGS.

On Franchises.

Fifth Avenue Coach Company (Cal. No. 1).

Hearing on the form of contract for the grant of a franchise to the Fifth Avenue Coach Company to establish, maintain and operate additional omnibus lines for public use in the Boroughs of Manhattan and The Bronx, in connection with the extension of the Company's present operation upon various streets and avenues.

(The hearing was fixed for this day by resolution adopted November 30, 1917 (Cal. No. 1).

Affidavits of publication were received from the "New York Times," "Evening Sun" and City RECORD.

His Honor the Mayor stated the Board was enjoined from taking action and suggested that the hearing be continued until January 25, 1918.

The hearing was continued until January 25, 1918.

Rapid Transit Railway—Modification of Southern Boulevard and Whitlock Avenue Route (Cal. No. 2).

Consideration of the communication from the Public Service Commission for the First District transmitting for approval resolutions adopted by said Commission modifying and amending the route and general plan of construction of the Southern Boulevard and Whitlock Avenue Route, Borough of The Bronx, so as to provide for a subsurface passageway connecting the Hunts Point Road Station of the New York, New Haven and Hartford Railroad and the New York, Westchester and Boston Railway Company.

(This communication was presented to the Board at the meeting of December 21, 1917 (Cal. No. 183), when, by resolution duly adopted, this day was fixed as the date for consideration, and the matter also referred to the Committee on Transit and the Comptroller for report.)

An affidavit of publication of the notice of consideration was received from the CITY RECORD.

No one appeared in opposition to or in favor of the proposed route.

At the request of the President of the Borough of The Bronx, consideration was continued until January 18, 1918.

APPROVAL OF MAPS AND PLANS.

Rule, Damage and Profile Maps.

Borough of The Bronx.

Henwood Place, from Morris Avenue to Walton Avenue, Borough of The Bronx—Rule and Damage Maps in Proceeding for Acquiring Title (Cal. No. 3).

The Secretary presented a communication dated December 12, 1917, from the Commissioner of Public Works, Borough of The Bronx, transmitting rule and damage maps for approval; and the following report of the Chief Engineer:

Report No. 17281. December 21, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, bearing date of December 12, 1917, presenting for consideration the rule map and damage map prepared for the court record in the proceeding for acquiring title to Henwood Place, from Morris Avenue to Walton Avenue, in the Borough of The Bronx.

This proceeding was instituted under the provisions of a resolution adopted by the Board of Estimate and Apportionment on September 21, 1917.

The property to be acquired, as shown on the maps now presented, appears to be identical with that needed for the street as laid out upon the City Plan and comprises an area of 16,855 square feet.

The street is not in use excepting by pedestrians, and the topography is such as to require the construction of steps at the easterly end. A few buildings have been erected upon the abutting property, but there are no encroachments other than the porch of one of these, and a number of fences. Through its entire length the street is shown upon maps filed by the property owners on September 21, 1853, and March 20, 1869.

I would recommend the approval of the maps, and that after certification they be forwarded to the Corporation Counsel.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves the Rule and Damage Maps submitted by the President of the Borough of The Bronx for the use of the Supreme Court, in the proceeding authorized by the Board on September 21, 1917, for acquiring title to Henwood place, from Morris avenue to Walton avenue, in the Borough of The Bronx.

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.

Sewerage and Drainage Plans.

Borough of The Bronx.

Sewerage District No. 33-P-5, Borough of The Bronx—Modification in Drainage Plan (Cal. No. 4).

The Secretary present a communication dated January 16, 1917, from the Commissioner of Public Works, Borough of The Bronx, transmitting for approval map showing proposed modification; and the following report of the Chief Engineer:

Report No. 17284. December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, Borough of The Bronx, bearing date of January 16, 1917, requesting approval of a proposed modification in the drainage plan for Sewerage District No. 33-P-5.

This plan relates to sewers in Bedford Park Boulevard from Grand Boulevard and Concourse to Villa Avenue, and in Villa Avenue from Bedford Park Boulevard to Van Cortlandt Avenue.

The changes consist of the incorporation upon the drainage plan of a sewer already built in Bedford Park Boulevard, and of substituting a sewer having a diameter of 15 inches in place of one with a diameter of 12 inches through that portion of Villa Avenue between East 205th Street and a point about 300 feet south of East 204th Street. The latter change is designed to relieve the existing sewer which is of an inadequate capacity.

I see no reason why the plan should not be approved, and would recommend such action. Respectfully NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves modified drainage plan for Sewerage District No. 33-P-5, Borough of The Bronx, City of New York, showing the location, sizes and grades of sewers in Villa Avenue, between Bedford Park Boulevard and Van Cortlandt Avenue; and in Bedford Park Boulevard, between Villa Avenue and the Grand Boulevard and Concourse, bearing the signature of the President of the Borough, and dated December 20th, 1916.

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.

Sewerage District No. 41-C, Borough of The Bronx—Modification in Drainage Plan (Cal. No. 5).

The Secretary presented a communication dated August 3, 1917, from the Commissioner of Public Works, Borough of The Bronx, transmitting for approval map showing proposed modification; and the following report of the Chief Engineer:

Report No. 17288.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, Borough of The Bronx, bearing date of August 3, 1917, requesting approval of a modification in the drainage plan for Sewerage District No. 41-C.

Under this plan, it is proposed to provide for a sewer in Spuyten Duyvil Road for a distance of about 900 feet south of Johnson Avenue, with an outlet crossing private property for a distance of about 400 feet generally north of the old right-of-way of the New York Central Railroad and connecting with a trunk sewer heretofore constructed across old right of way of the New York Central Railroad, this discharging into the Harlem River. The plan submitted appears to be the only method practicable at this time for the provision of drainage facilities along that portion of Spuyten Duyvil Road to which it relates, and its carrying out will necessitate the acquisition of an easement for the outlet through the section intervening between Spuyten Duyvil Road and the existing sewer.

I see no reason why the plan should not be approved and would recommend such action. Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves modified drainage plan for Sewerage District No. 41-C, Borough of The Bronx, City of New York, showing the location, sizes and grades of the sewer in Spuyten Duyvil road near Johnson avenue and continuing easterly about 400 feet across private property, bearing the signature of the President of the Borough and dated July 14, 1917.

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.

Sewerage District No. 43-B-7, Borough of The Bronx—Modification in Drainage Plan (Cal. No. 6).

The Secretary presented a communication dated January 15, 1917, from the Commissioner of Public Works, Borough of The Bronx, transmitting for approval map showing proposed modification; and the following report of the Chief Engineer:

Report No. 17285.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, Borough of The Bronx, bearing date of January 15, 1917, requesting approval of a modification in the drainage plan for Sewerage District No. 43-B-7.

This plan relates to the sewer in Odell Street between St. Raymond Avenue and Lyvere Street. It provides for reversing the direction of flow in the section immediately adjoining Lyvere Street, thereby making it practicable to avoid the construction of a length of about 90 feet of sewer which would otherwise be required.

I see no reason why the plan should not be approved, and would recommend such action. Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves modified drainage plan of Sewerage District No. 43-B-7, Borough of The Bronx, showing the location, sizes and grades of the sewer in Odell street, from Lyvere street to St. Raymond avenue, bearing the signature of the President of the Borough and dated December 20, 1916.

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.

Sewerage District No. 43-G-4, Borough of The Bronx—Modification in Drainage Plan (Cal. No. 7).

The Secretary presented a communication dated July 14, 1917, from the Commissioner of Public Works, transmitting for approval map showing proposed modification; and the following report of the Chief Engineer:

Report No. 17286.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, Borough of The Bronx, bearing date of July 14, 1917, requesting approval of a modification in the drainage plan for Sewerage District No. 43-G-4.

This plan relates to the territory bounded approximately by East Tremont Avenue, the New York, New Haven and Hartford Railroad, East 177th Street and Bronx Park Avenue, comprising an area of about 15 acres. The modifications are, in part, designed to conform with changes recently made in the lines and grades of a number of the streets affected, in part to legalize a privately built sewer in Wyatt Street, between Bronx Park Avenue and Morris Park Avenue, and in part to provide a high level sewer in East 177th Street, between Bronx Park Avenue and the Railroad.

The plan appears to be a proper one, and its approval is recommended.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves modified drainage plan for Sewerage District No. 43-G-4, Borough of The Bronx, City of New York, showing the location, sizes and grades of sewers within the district bounded approximately by East Tremont avenue, the New York, New Haven and Hartford Railroad, East 177th street and Bronx Park avenue, bearing the signature of the President of the Borough, and dated April 18, 1917.

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.

Sewerage District No. 45-B-3, Borough of The Bronx—Modification in Drainage Plan (Cal. No. 8).

The Secretary presented a communication dated July 14, 1917, from the Commissioner of Public Works, Borough of The Bronx, transmitting for approval map showing proposed modification; and the following report of the Chief Engineer:

Report No. 17287.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Commissioner of Public Works, Borough of The Bronx, bearing date of July 14, 1917, requesting approval of a modification in the drainage plan for Sewerage District No. 45-B-3.

This plan relates to the sewers in Morris Park Avenue, from Schuyler Place to Eastern Boulevard. The changes are of a minor character and are designed to harmonize the drainage plan with modifications recently made in the lines and grades of Morris Park Avenue.

The plan appears to be a proper one, and its approval is recommended.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves modified drainage plan for Sewerage District No. 45-B-3, Borough of The Bronx, showing the location, sizes and grades of the sewers in Morris Park avenue, from Westchester avenue to Eastern Boulevard, and in Arnow place, from Schuyler place to Eastern Boulevard, bearing the signature of the President of the Borough and dated June 2, 1917.

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.

REPORTS.

From Standing Committees.

Committee on Franchises.

Operation of Street Surface Railways Across the Williamsburg Bridge (Cal. No. 9).

In the matter of agreement to be executed by the Commissioner of Plant and Structures, authorizing the continuance of operation of street surface railways across the Williamsburg Bridge.

The Secretary presented the following:

Franchise Committee, Board of Estimate and Apportionment, December 20, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—There has been pending for some time before your Committee the matter of the proposed agreement to provide for the continuation of the operation of street surface railways upon the Williamsburg Bridge.

The original agreement for such operation between the Commissioner of Bridges and Companies now operating on the Bridge was executed May 21, 1904. By the terms of this agreement it was to continue for a period of ten years from September 1, 1904, after which it could be terminated on one year's notice by either the Bridge Commissioner or the Companies.

On September 1, 1914, the Commissioner of Bridges notified the Railway Companies, pursuant to his option under the agreement, to cease operation of cars from and after midnight August 31, 1915.

Subsequent to serving such notice on the Companies, the Commissioner of Bridges negotiated with the Companies with respect to the terms of the renewal of the agreement. Finally, at the meeting of the Board of July 29, 1915, the Commissioner submitted informal proposals made jointly by the New York Railways Company, Coney Island and Brooklyn Railroad Company, Brooklyn Heights Railroad Company, Nassau Electric Railroad Company and the Bridge Operating Company, and stated that he was unwilling to proceed further without the benefit, assistance and advice of the Board, or if the jurisdiction of the Board to make the agreement for the City be established, as was then claimed by the Companies, then he did not wish to proceed without the direction of the Board. The Commissioner, in subsequent communications transmitted two other offers for the operation on the Bridge—one from the Third Avenue Railway Company and the other from the Manhattan Bridge Three Cent Line. These communications were referred by the Board to the Transit Committee, and subsequently the reference was changed to the Franchise Committee.

Subsequently, the Bureau of Franchises was directed by the Committee on Franchises to draft a form of contract after negotiations with the Companies. The report of the Bureau of Franchises, together with forms of contracts proposed by the Bureau and by the Companies were presented to the Board at its meeting of March 16, 1917 (Calendar No. 32), which report and contracts are referred to for further detail with respect to the negotiations.

To the contract which had been drafted by the Bureau of Franchises, the Companies had six main objections. The provisions objected to have been the subject of many conferences between representatives of the Companies and President Mathewson, whom the Committee on Franchises had delegated to conduct the negotiations. The objections by the Companies and the result of the negotiations, as embodied in the contract submitted herewith, are as follows:

First—Objection was made to the Bridge Operating Company being a party to the contract, and to any obligation on the part of that Company to either maintain its corporate existence or to waive its right to claim, because of the execution of the new agreement, an estoppel against the City for the recovery of any damages due to the failure of that Company to keep the tracks and electrical equipment in repair, pursuant to the 1904 agreement.

The Companies now agree that the execution of the agreement shall not constitute an estoppel against the City or a waiver in any manner of the City's claim under the agreement of 1904, and further agree that the Bridge Company shall bind itself not to become a party to any proceeding for the dissolution or termination of its corporate existence pending a conclusion of the action which may be brought by the City to recover the obligations under the 1904 agreement. The Companies, however, refuse to assume obligations to pay to the City any moneys adjudged to be due from the Bridge Company in case of the inability or refusal of the Bridge Company to pay such judgment, but do agree that the Bridge Company's assets shall, pending the determination of that Company's liabilities to the City, remain intact and in the same status as such assets or property exist to-day, or the money equivalent thereof. A schedule of the assets is attached to the agreement.

Second—The Companies objected to their being compelled to comply with rules and regulations of the Commissioner of Plant and Structures with respect to certain matters having to do with the operation of the cars on the bridge, it being claimed by the Companies that the Public Service Commission has full jurisdiction.

The Companies now agree to comply with rules of the Commissioner of Plant and Structures with respect to the general control and direction of the operation, save in so far as the Public Service Commission for the First District may have jurisdiction, and agree that the Commissioner shall have full and exclusive control in all matters necessary for the safety of the bridge and its appurtenances.

Third—The Companies objected to the provision requiring verified reports to be made to the Commissioner if such reports were to contain any and all information requested by the Commissioner with respect to operation.

The Companies now agree to make verified reports with respect to the local service and to furnish such data as is procurable with respect to all service.

Fourth—The Companies objected to the payment to the City of annual sums for the purpose of creating a depreciation fund from which the cost of replacement could be paid.

The Companies now agree to keep and maintain the tracks and electrical equipment in good order and repair, but object to renewal and replacement at the Companies' expense. The Companies have, however, modified the offer of compensation, as hereafter shown.

Fifth—The Companies objected to the compensation proposed, namely, \$10,000, for terminal rental with tolls of five cents per car per round trip, as was provided in the original agreement and the additional payment of annual sums to create a depreciation fund, as above described. Objection was also made to the so-called tax clause, which would prohibit the deduction of tolls or rentals from the special franchise tax, should it be determined that the law permitted such deductions. The Companies offered instead a lump sum of \$50,000 per annum for the privilege of operating cars over the bridge and the use of the tracks, terminal facilities, etc., but objected to the so-called tax clause.

The contract herewith submitted provides for the payment of tolls of five cents per car per round trip and the annual sum of \$10,000 for terminal rental. This is the form and the amount of compensation paid to the City under the 1904 agreement. By this agreement, however, the Companies are permitted to carry local passengers on through cars, thus reducing the number of local cars to be operated during certain hours of the day, which will, to some extent, cut down the amount of tolls. The number of cars operated, of course, will depend upon the volume of traffic. It is therefore impossible to state definitely whether or not the tolls will be less than or exceed those which have been paid heretofore. It is the general belief, however, that the number of cars which will be operated across the bridge under the proposed scheme of operation will be somewhat less than heretofore, but the amount which will be paid to the City will exceed that previously offered by the Companies during the former negotiations. The Companies have also accepted the so-called tax clause, which will remove any doubt as to whether or not the payments for the right to operate across the bridge shall be deductible from the special franchise tax.

Sixth—The Companies objected to the clause which provided that if through operation of cars by any other company is permitted by the City, then such other company shall have the right to share in the profits on the local service, but if such other company is given the right to operate exclusively local cars without supplying any through service, then the contract may, at the option of the Companies, be cancelled. There was submitted by the Companies in substitution for this clause a provision by which the City would agree that it would not grant the right to any other company to operate local cars on the bridge, but may grant a right, similar in all respects to the proposed contract, to any company which operates a route of at least twenty-five miles in either the Borough of Manhattan or Brooklyn.

The Companies now offer to accept a clause providing that the City may, upon sixty days' notice to the Companies, grant the right to any other company to operate cars across the bridge, but that upon the commencement of operation by any other such company, the agreement shall come to an end unless the Companies shall, prior thereto, notify the Commissioner that they elect to continue under the agreement.

Your Committee feels that this agreement is the best one which it is able to obtain from the Companies at the present time. Negotiations having been extended over a long period. The Corporation Counsel having stated in a communication presented to the Board on March 16, 1917, that it is his belief that chapter 629 of the Laws of 1905, which gave the Board of Estimate and Apportionment jurisdiction over the granting of rights to use public property, did not in any way interfere with the special and peculiar power of the Commissioner of Bridges under previous laws, which was by chapter 528 of the Laws of 1916 expressly transferred to the Commissioner of Plant and Structures, and did not transfer to the Board of Estimate and Apportionment authority over the Williamsburg Bridge similar to that possessed by the Commissioner of Plant and Structures, it is suggested that the agreement be transmitted to the Commissioner of Plant and Structures, he being possessed of the authority to make such agreements, in order that he may, if he sees fit, execute the same.

The agreement, together with appropriate resolution, is transmitted herewith.

Respectfully, JOHN PURROY MITCHEL, Mayor; FRANK L. DOWLING, President, Board of Aldermen; DOUGLAS MATHEWSON, President, Borough of The Bronx; Franchise Committee.

This contract, made and executed in quadruplicate, this day of by and between The City of New York (hereinafter called the City), party of the first part, by the Commissioner of Plant and Structures (hereinafter called the Commissioner); the Brooklyn Heights Railroad Company, as lessee of the Brooklyn City Railroad Company (hereinafter called the Brooklyn Company), party of the second part; the Coney Island and Brooklyn Railroad Company (hereinafter called the Coney Island Company), party of the third part; the Nassau Electric Railroad Company (hereinafter called the Nassau Company), party of the fourth part; the Brooklyn, Queens County and Suburban Railroad Company (hereinafter called the Suburban Company), party of the fifth part; the New York Railways Company (hereinafter called the New York Company), party of the sixth part; the Dry Dock, East Broadway and Battery Railroad Company (hereinafter called the Dry Dock Company), party of the seventh part (all of which Companies shall be hereinafter collectively referred to as the Companies); and the Bridge Operating Company (hereinafter called the Bridge Company), party of the eighth part and hereinafter separately referred to; witnesseth

Whereas, Under date of May 21, 1904, the then Commissioner of Bridges contracted with certain of the above parties and others for the operation of cars on the surface tracks with the electrical equipment thereof, located on the Williamsburg Bridge and its approaches; and

Whereas, In exercise of his right under said contract, the Commissioner of Bridges, on September 1, 1914, served notice on said surface railway companies using the tracks and equipment on said bridge and its approaches, pursuant to said contract, requiring them to cease operation thereon from and after August 31, 1915; and

Whereas, Said Companies are now using said tracks and equipment under permit, dated November 30, 1917, issued by the Commissioner, with the approval of the Board of Estimate and Apportionment, and accepted by the Companies, under the further conditions approved by the Board of Estimate and Apportionment on January 26th, 1917; and

Whereas, The permit under which the Companies are now operating expires on December 31, 1917.

Now, Therefore, In consideration of the premises and the mutual covenants herein contained, the parties do hereby covenant and agree as follows:

1. The Commissioner hereby consents, pursuant to the provisions of Section 595 of the Greater New York Charter, as amended, to the use by the Companies of the surface railway tracks and electrical equipment and the terminals and terminal facilities which are the property of the City and located on the Williamsburg Bridge and its approaches.

2. The said Companies shall pay to the City for the use of the terminal facilities and the electrical equipment and loops located within the limits of the same a rental of ten thousand dollars (\$10,000) per annum, payable quarterly. Such payments shall be proportioned between the said Companies and they shall enter into a written agreement fixing the amounts or rates of such proportions, and file a duplicate original of the same with the Commissioner within sixty (60) days after the execution of this contract. Such agreement shall fix the liability of the Companies, and each of them, to the City for their respective proportions of this annual payment, and unless and until such agreement is executed and filed the Companies, and each of them, shall be jointly and severally liable for the payment of said rental of \$10,000.

In addition to the said annual rental and for the use of the tracks and equipment owned by the City upon the said Bridge, the City imposes and will exact a sum of five (5) cents per round trip for each and every car operated or transported by each of the Companies, respectively, across the Bridge. Such payments shall be made to the Commissioner by each of the said Companies, respectively, from time to time at such intervals as the Commissioner shall determine.

Any and all payments to be made by the terms of this contract to the City by the Companies 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 of Estimate and Apportionment or any law of the State of New York.

3. Said consent of the City to the use by the Companies of said surface tracks and electrical equipment and of the said terminal and terminal facilities, under the terms of this contract, shall continue until terminated in the following manner; said consent may be terminated at any time upon not less than one year's notice by the Commissioner or the Companies, but such notice shall not be given prior to January 1, 1920.

4. The Brooklyn Company, the Coney Island Company, the Nassau Company and the Suburban Company shall, during the term of this contract, operate cars over the south pair of surface tracks in connection with the street surface railway operated by them in the Borough of Brooklyn, which may now or shall hereafter be connected with the said surface tracks, as hereinafter provided.

5. The New York Company and the Dry Dock Company shall, during the term of this contract, operate cars over the north pair of surface tracks in connection with the street surface railways operated by them in the Borough of Manhattan, which may now or shall hereafter be connected with the said surface tracks, as hereinafter provided.

6. The Companies shall arrange to furnish a local service sufficient for the accommodation of the public. This local service shall be established on either the north or south pair of surface railway tracks, or both, and shall extend from the Brooklyn plaza to a terminal in the Borough of Manhattan, situated either on the surface or underground, or both. The Companies shall operate special cars on the south pair of tracks to provide for at least a part of the local service during those periods of the day when there is insufficient accommodation for local passengers on the through cars. The Companies shall enter into an agreement between themselves with respect to the furnishing of such local service, and shall file a duplicate original with the Commissioner within ten (10) days after the execution of the same. Said agreement shall be entered into within sixty (60) days from the date of the execution of this contract.

7. The Commissioner shall have the right to change the number and location of any of the loops, switches and tracks on the Bridge property at its terminals in any manner which shall seem to him proper to facilitate the movement of passengers from or to the railway cars crossing the Bridge, or for the general City interest, but such changes shall only be made after full consultation with the Companies.

8. The Companies jointly and severally, agree to keep and maintain the surface tracks and the electrical equipment thereof in good order and repair, and in such manner as the Commissioner may approve or direct, during the term of this contract, except in so far as replacements and renewals are concerned.

The question of liability, either of the Companies or of the City, for the cost of replacements and renewals reasonably requisite at or prior to the day of the date hereof shall be and remain unaffected in any way by anything herein contained. Any replacements and renewals in the surface tracks or the electrical equipment, not reasonably requisite at the day of the date hereof, but thereafter becoming necessary, shall be at the expense of the City. Nothing in this contract contained shall authorize the Commissioner to order improvements or betterments as improvements and betterments are classified in accounts approved by the Public Service Commission.

For the purposes of this contract, replacements and renewals are to be considered as the necessary installation of substantial portions of track, track structure, electrical equipment and appurtenances, special track work, or paving as the result of the ordinary wear and tear of the ordinary usage contemplated by this contract, or a change in location, unless such change is desired by and is at the special instance and request of the Companies. The necessary substitution of single units of any kind because of unusual deterioration or any damage done thereto, through whatsoever cause, shall not be deemed replacements or renewals, except in the cases of so-called special track work, in which cases the necessary replacement of a single unit when requisite because of the ordinary wear and tear aforesaid, shall be deemed a renewal and replacement.

In the event that the Engineer representing the Commissioner and the Engineer who represents the Company or Companies involved are unable to agree as to whether the condition of the track structure or of the electrical equipment thereof is such as to require the making of any replacements or renewals other than those which the parties hereto are agreed are reasonably requisite at the day of the date hereof, then the matter shall be determined by arbitration, that is, the Companies shall select an arbitrator, the Commissioner shall select an arbitrator, and the two arbitrators so selected shall choose a third. The decision of a majority of the arbitrators shall be binding upon both the City and upon the Companies involved.

In the event that the Companies desire to do so, they shall have the privilege of installing, at their own expense, in the existing kiosks of the City near the entrance to the Williamsburg Bridge, or if the Companies so elect, upon the bridge approaches at locations to be approved by the Commissioner, a ticket booth or ticket booths of designs to be approved by said Commissioner, where passengers may purchase tickets at the rate of two cents for each ticket, three tickets for five cents, to be valid for fare across the Bridge on such cars as the Companies may designate for this purpose. The Companies shall not be required to pay any rental to the City for the privilege of installing and maintaining a ticket booth or booths in the kiosks as above provided.

9. The City hereby agrees that the Brooklyn Company, the Coney Island Company, the Nassau Company, and the Suburban Company may, subject to the powers of the Commissioner, maintain the present connections of their respective street surface railways in the Borough of Brooklyn with the south pair of surface tracks substantially as at present connected, and the said Companies agree to maintain such connections. No fare in addition to the fare charged and paid over the surface railways of said Companies, respectively, shall be charged by the Brooklyn Company, the Coney Island Company, the Nassau Company or the Suburban Company to through passengers for transportation across the Bridge on the cars of their respective lines.

10. The City hereby agrees that the New York Company and the Dry Dock Company may, subject to the powers of the Commissioner, maintain the present connections of their respective street surface railways in the Borough of Manhattan with the north pair of surface tracks, and the said Companies agree to maintain such connections.

No fare in addition to the fare charged and paid for transportation over the surface railways of said Companies shall be charged by the New York Company or the Dry Dock Company to through passengers for transportation across the Bridge on the cars of their respective lines.

11. For the local service by whomsoever furnished, the Companies or the Company operating the same shall be entitled to charge a rate of fare of not more than two cents for a single ticket or fare, entitling each person actually or apparently over three years of age to one passage across the Bridge between the terminals of the surface tracks, and shall keep on sale in such manner as shall be approved or directed by the Commissioner, tickets at a rate of fare not to exceed three tickets for five cents, each of which tickets shall entitle any person actually or apparently over three years of age to one passage across the Bridge between the terminals of the surface tracks, and the said Companies or Company shall carry any person actually or apparently under three years of age free, when attended by a person over ten years of age. The rate of fare for local service, above set forth, is the rate fixed by the Public Service Commission by its order adopted April 10, 1912, and confirmed by the Courts. Provided that should the Legislature or the Public Service Commission or any other authority having jurisdiction at any time during the term of this contract, order, permit or allow a decrease in the rate of fare herein fixed for local service upon the bridge, the Companies shall have the right to terminate this agreement at any time after this decrease in the rate of fare takes effect upon thirty (30) days' notice in writing, and provided further that should the Legislature or the Public Service Commission at any time during the term of this contract, order, permit or allow an increase in the maximum rate of fare herein fixed for local service upon the Bridge, and should the Companies, or either or any of them, thereafter increase the fare charged by them, or either or any of them, for local service over and above the rate set forth in this paragraph, then and in that event the City shall have the right to terminate this agreement at any time after this increase in rate of fare takes effect upon thirty (30) days' notice in writing.

12. The Companies, or either or any of them, engaged in the furnishing of local service shall, when and as directed by the Commissioner, submit to him verified statements as to the operation of the said local service, setting forth the number of local passengers carried at each rate of fare charged, the total receipts from such traffic, the method of conducting the operation of such local service and for such reasonable period or periods as the Commissioner may prescribe, all procurable data as to the through as distinguished from the local traffic, or as to both jointly, so as to give the best obtainable information to determine the condition and status, financial and otherwise, of both through and local traffic as separate operations.

13. The Companies, jointly and severally, agree to protect and hold harmless the City and the Commissioner from and against all losses, damages and claims for damages, actions, recoveries, costs, disbursements and expenses of every nature arising from, based upon, connected with or in any manner chargeable to injury to persons or property, received or sustained by any person upon or in the cars operated by either of the said six Companies, whenever, however, and wherever upon the Bridge such injuries may arise, be received or sustained, or which may be caused by the cars of either of the said six Companies, or which may arise from or be connected with the presence and operation of such cars upon the Bridge, or which shall in any wise be connected with or arise out of the bringing of the said cars upon the Bridge or transporting or operating them upon, over or across the Bridge, or in any way and every wise growing out of the use of the Bridge by either of the said six Companies; and further to protect and hold harmless the City and the Commissioner from and against losses, damages and claims for damages, actions, recoveries, costs, disbursements and expenses of every nature which may arise or result from any failure or delay on the part of either of the said six Companies to promptly and regularly operate and transport cars across the Bridge in either direction or for any delay or hindrance to said cars while in transit from whatever cause or reason such neglect or refusal or delay may arise, or which may arise to any person using the Bridge in any way or manner, who shall be injured in person or property, or hindered or delayed in the use of the Bridge by reason of any matter, thing or occurrence arising from or connected with the operation of said cars across or upon the Bridge. Provided, however, that the foregoing provisions shall not include indemnity against any such losses, damages, claims, failure, injuries, hindrances or delays caused by public disturbances, acts of God, inevitable accident, or any defect in, or accident to, that portion of the Bridge over which the said aforesaid Companies have no control, or to the fault of the City.

14. The Commissioner shall have general control and direction of the operation provided for herein, save in so far as the Public Service Commission for the First District may have jurisdiction, and notwithstanding that jurisdiction, the Commissioner shall have full and exclusive control and direction in all matters necessary for the safety of the Bridge and appurtenances.

The Commissioner shall have full and complete power from time to time to make

and to adopt rules and regulations relating to the operation of cars over the Bridge, in so far as such operation relates to the safety of the Bridge structure, which rules and regulations shall be complied with by the Companies; and further provided that the Companies shall have reasonable notice of any rules and regulations which the Commissioner shall promulgate for the safety of the Bridge structure.

15. In the event of the Commissioner succeeding to the powers now exercised by the Public Service Commission for the First District, as hereinbefore provided, all cars used on the Bridge by any of the said six Companies and all equipment and appliances relating thereto, located on the Bridge, shall be subject at all times to inspection by the Commissioner or his authorized representative, who shall have power to forbid the use of the tracks on the Bridge to cars that may for any reason be unsatisfactory, and to direct the removal of any old or inadequate appliances, and to substitute therefor others of approved character; and the said supervision, management and control of said cars shall in every particular and at all times be wholly exercised by the Commissioner from the entering of said cars upon the Bridge to the departure of said cars from the Bridge, and the said Commissioner shall at all times regulate and limit in his discretion the total number of cars which may be operated upon the said north pair of surface tracks and the total number of cars which may be operated upon the said south pair of surface tracks.

All employees of each of the Companies, motormen, conductors, inspectors and others employed in connection with the operation of the said cars upon and over the Bridge and in connection with the operation thereof upon the Bridge, shall be of good character and skilled in their occupation.

16. The Companies hereby agree that the City may, at any time during the term of this contract, upon sixty (60) days' previous written notice to the Companies, permit any other company or companies to use for the operation of cars the surface railway tracks and electrical equipment and the terminal and terminal facilities which are the property of the City, and located on the Williamsburg Bridge and its approaches, and the Companies hereby consent to the use of such track equipment, terminals and terminal facilities by any company which shall be permitted by the City to use the same for the operation of its cars. Upon the commencement of operation by any such other company or companies, however, this agreement shall come to an end and terminate, unless prior to the grant of the right to such operation, the Companies shall notify the Commissioner that they elect to continue this agreement in effect according to the terms and tenor thereof.

17. All electrical current or power proper and sufficient for the operation of the cars over the tracks on the Bridge shall be furnished by the Companies at their own cost and expense.

18. All references herein to the Bridge shall be construed to refer to the Williamsburg Bridge and its approaches and terminals, including the Williamsburg Plaza, wherever the text requires such construction.

19. The Companies hereby assume joint and several liability for the performance of the foregoing provisions of this contract.

20. The City and the Commissioner assert, and it is expressly understood by the Companies and the Bridge Company, that the execution of this agreement shall not constitute an estoppel against the City or a waiver in any manner of its claim or claims under the agreement dated May 21, 1904, and the temporary permits under which the Companies and the Bridge Company have been operating since September 1, 1915, heretofore referred to, for the recovery of any damages which the City may allege or has alleged are due to the failure of the Companies and the Bridge Company to keep and maintain the surface tracks and electrical equipment thereof in good order and repair by renewing and replacing the same. It is expressly further agreed between all the parties hereto that nothing herein contained, nor the execution of this instrument is to be deemed in any manner an estoppel against or waiver by any of the Companies, the Bridge Company or the City as to any claim or claims, defense or defenses, existing in favor of any of the parties to this contract against any other party to the same, which claims, if such there be, shall remain unaffected as to all the parties to this contract by the execution of this instrument or by any of its provisions.

21. The Bridge Company agrees and firmly binds itself not to take, or voluntarily to become a party to, any proceeding or action for the dissolution or termination of its corporate existence, pending the conclusion of any action or proceeding brought or to be brought to determine its liability and obligations to the City under the agreement of May 21, 1904, or said permits issued by the Commissioner, hereinbefore referred to, and the Brooklyn Company, the Coney Island Company and the New York Company, jointly and severally, agree and bind themselves to and with the City, that pending a determination of the liabilities, if any, of the Bridge Company to the City, all assets and properties of said Bridge Company shall be conserved and remain intact and undisposed of in any way in the same status as such assets or properties are shown by the statement hereto annexed marked Exhibit A or the money equivalent thereof.

22. This contract shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.

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

In Witness Whereof, The City has caused its corporate name to be hereunto signed by the Commissioner, and each of the other parties hereto has caused its corporate name to be hereunto signed and its corporate seal to be hereto affixed by its officers thereunto duly authorized, the day and year first above written.

THE CITY OF NEW YORK, by Commissioner of Plant and Structures.

(L. S.)

THE BROOKLYN HEIGHTS RAILROAD COMPANY, by

President.

(L. S.)

Attest, Secretary.

THE CONEY ISLAND & BROOKLYN RAILROAD COMPANY, by

..... Vice-President.

(L. S.)

Attest, Secretary.

NASSAU ELECTRIC RAILROAD COMPANY, by

President.

(L. S.)

Attest, Secretary.

BROOKLYN, QUEENS COUNTY & SUBURBAN RAILROAD COMPANY, by

..... Vice-President.

(L. S.)

Attest, Secretary.

NEW YORK RAILWAYS COMPANY, by President.

(L. S.)

Attest, Secretary.

DRY DOCK, EAST BROADWAY AND BATTERY RAILROAD COMPANY, by

..... President.

(L. S.)

Attest, Assistant Secretary.

BRIDGE OPERATING COMPANY, by President.

(L. S.)

Attest, Secretary.

EXHIBIT A.

Bridge Operating Company—Balance Sheet at November 30, 1917.

Assets.

Current Assets:	
Cash	\$10,461 76
Accounts Receivable	2,541 27
Total	\$13,003 03
Fixed Capital:	
Organization Expenses	\$76 97
Cars	72,632 83
Station Construction	1,003 41
Track and Roadway Construction	27,021 34
Total	\$100,734 55
Total	\$113,737 58

Liabilities.	
Current Liabilities: Accounts Payable	\$833 33
Capital Stock	100,000 00
Corporate Surplus	12,904 25
Total ..	\$113,737 58

Note—The foregoing does not include the accrued proportion of an amount equal to 6 per cent. per annum on the capital stock of the Bridge Operating Company payable direct to the stockholders by the operators under the agreement of June 21, 1907.

Accounting Department, December 6, 1917.

F. T. Wood appeared and requested permit be granted for nine months.

The following resolution was offered:

Whereas, The Commissioner of Bridges, on September 1, 1914, pursuant to his authority as contained in an agreement dated May 21, 1904, between various street surface railway companies and the Commissioner of Bridges, for the operation of surface railway cars across the Williamsburg Bridge, notified said Companies to cease the operation of cars upon the surface tracks on the Williamsburg Bridge from and after midnight on August 31, 1915; and

Whereas, At the meetings of this Board on July 29, 1915, and August 5, 1915, there were presented communications from the Commissioner of Plant and Structures transmitting offers of various street surface railway companies to operate cars upon and across the Williamsburg Bridge; and

Whereas, Said Commissioner, in said communication presented July 29, 1915, stated that the question of jurisdiction between his Department and this Board was apparently unsettled and that during his negotiations with the Companies with respect to a new agreement for the operation of cars on the bridge, a situation of such public importance had been created, he was unwilling to proceed further with the negotiations for the new agreement without the benefit, assistance and advice of this Board, or if the jurisdiction be so established, without the direction of this Board; and

Whereas, In an opinion dated March 15, 1917, the Corporation Counsel advised this Board that chapter 528 of the Laws of 1916 did not transfer the powers vested in the Commissioner of Bridges with respect to the Williamsburg Bridge by previous laws to the Board of Estimate and Apportionment, as claimed by the Companies; and

Whereas, The Committee on Franchises, pursuant to the request of the Commissioner of Plant and Structures, has conducted negotiations for such agreement with the Companies and has this day presented a report to this Board transmitting a form of agreement which it feels is the best one it can obtain from the Companies at the present time; therefore, be it

Resolved, That the agreement this day presented by the Committee on Franchises be transmitted to the Commissioner of Plant and Structures for his execution on behalf of the City, pursuant to authority vested in him by law.

Which was adopted by the following vote:

Affirmative—The Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

The following resolution was offered:

Resolved, That the Commissioner of Plant and Structures be requested to issue to the New York Railways Company, successor to the Metropolitan Street Railway Company, the Coney Island and Brooklyn Railroad Company, the Brooklyn Heights Railroad Company, the Nassau Electric Railroad Company and the Bridge Operating Company, a temporary permit to continue operation over the Williamsburg Bridge for the period from December 31, 1917, to and including March 31, 1918, upon the same terms and conditions as the permit under which the Companies are now operating; provided, however, if the said Commissioner agree with the Companies prior to December 31, 1917, with respect to a contract permitting such operation, then such permit shall not be issued.

Which was adopted by the following vote:

Affirmative—The Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Board of Estimate and Apportionment—Reference of Matters from Committee on Franchises to Bureau of Franchises (Cal. No. 10).

The Secretary presented the following:

Franchise Committee, Board of Estimate and Apportionment, December 26, 1917. To the Board of Estimate and Apportionment:

Gentlemen—It is recommended that the following matters which have been from time to time referred to this Committee by the Board be referred back to the Bureau of Franchises. The present status of the matters and the reasons for this recommendation by the Committee are as stated below:

New York Railways Company.

Petition for extension on West 86th Street, from Central Park West to Broadway, Manhattan.

This petition was presented to the Board on October 8, 1915, and a preliminary hearing thereon held November 5, 1915. At this hearing considerable opposition having developed on the part of property owners along West 86th Street, the matter was referred to this Committee, which presented a report November 24, 1916, suggesting alternate routes. Both the Committee and the Board thereafter conducted several hearings on the proposition for alternate routes and on June 29, 1917, the Committee presented another report recommending—

- (a) That the franchise be granted as applied for.
- (b) That legislation be secured which would enable the abutting property owners to recover damages.
- (c) That the Franchise Bureau prepare a contract.

These recommendations were approved. The Bureau of Franchises thereafter prepared a contract and submitted it to the Board and on September 28, 1917, the Board fixed November 26 as the date for the final hearing thereon. At this meeting the Bureau of Franchises reported that the Corporation Counsel had advised that the Governor was not disposed to lay the proposed legislation before the special session of the Legislature. The Company thereafter notified the Bureau of Franchises that it would not pay for the advertising of the notices of hearing and the matter was referred back to this Committee on October 11, 1917, to take up with the Company its specific objections to the form of contract proposed.

On October 19, 1917, the Company stated that capital could not be obtained at this time to construct the extension, but that a proceeding was then pending before the Public Service Commission having to do with a proposed increase of fare and if these proceedings ended favorably to the Company this result might warrant its renewing negotiations for the franchise, in which event the Company would take up the matter of the form of contract. Nothing has since been heard from the Company. The petition for a franchise, however, has not been formally withdrawn and should be referred back to the Bureau of Franchises pending the resumption of negotiations by the Company.

Long Island Railroad Company.

Application for the right to use the subsurface of Atlantic Avenue and other streets in the vicinity of Flatbush Avenue station, Borough of Brooklyn.

This petition was presented to the Board July 6, 1906, and was referred to this Committee on September 30, 1910, several reports having previously been presented by the Bureau of Franchises recommending the grant on certain terms and conditions, which the Company did not find itself able to accept. Several reports have since been made on this matter, both by the Committee and the Bureau of Franchises, in which certain modifications of the original terms were recommended, but it seems that the Company was not willing to accept the amended proposition.

Your Committee suggests that the unit of value used by the Company in fixing the amount to be paid by the City for subway easements which were acquired from the Company in 1916, subject, however, to such deductions, if any, as may be shown by the Company to be justifiable, should be used by the City in fixing the rental for the subsurface occupation of the Long Island Railroad Company.

It is recommended that the matter be referred back to the Bureau of Franchises for further negotiation.

Matter of Elimination of Overhead Wires from White Plains Road, Between 242nd Street and Gun Hill Road, and from Gun Hill Road, Between Webster Avenue and Boston Post Road, The Bronx.

On May 15 and June 5, 1914, communications were presented by the President of The Bronx asking the Board to determine the advisability of the elimination of these

overhead conductors. On June 5 and July 30, 1914, the Bureau of Franchises presented reports and a number of hearings were held on the matter, the last being on September 17, 1915, when the matter was referred to this Committee.

The Committee's consideration of this proposed elimination was delayed for some time owing to serious doubt as to the rights of the Empire City Subway Company, Ltd., and the Consolidated Telegraph and Electrical Subway Company to maintain electrical subways in this section of The Bronx. This doubt was dispelled at such a recent date that the Committee has been unable to consider the matter on its merits and it should be referred back to the Bureau of Franchises for presentation to the incoming Board.

145th Street Crosstown Railroad Company.

Petition for a franchise on West 145th Street, Manhattan.

This matter was referred to the Committee on Franchises on December 19, 1912. The preliminary hearing on this application was held and the Bureau of Franchises submitted to the Board a report containing the terms and conditions recommended for the franchise. The Company refused to accept this contract. The tracks had already been constructed prior to the date of the petition of the Company.

There are legal complications with respect to the rights in that street, due to the fact that a franchise was subsequently granted to the New York City Interborough Railway Company, which Company now operates the tracks, and to the fact that various traffic agreements have been entered into between the latter Company and the New York Railways Company, which controls the applicant.

It is suggested that the matter be referred to the Bureau of Franchises in order that the questions which have arisen may all be considered.

The following matters were referred to the Committee late in the year and, owing to stress of other business, the Committee has not been able to take them up. For this reason it is suggested that they be referred back to the Bureau of Franchises so that they may be presented to the incoming Board for such action as it may desire to take.

Nassau Electric Railroad Company.

Petition for extension on 86th Street, from Third Avenue to Fifth Avenue, Brooklyn.

Presented to Board April 20, 1917, and referred to this Committee September 21, 1917.

New York Central Railroad Company.

Petition for the right to construct a siding on the west side of Tenth Avenue, between 14th and 15th Streets, Manhattan, for the use of Armour & Company.

This petition was presented to the Board June 15, 1917, and was taken up informally by the Committee on June 28. The question before the Committee is as to the proper location of the proposed track. Certain recommendations were made by the Mayor at the Committee meeting on June 28, to which the Company was to reply. No reply has since been received.

Bush Terminal Railroad Company; South Brooklyn Railway Company; New York Consolidated Railway Company.

Joint petition for the privilege of constructing two tracks on 63rd Street and First Avenue, to connect the Bush Terminal Company's railroad on First Avenue with the terminal freight yards of the New York Consolidated Company.

This petition was presented to the Board February 9, 1917, and a report presented thereon by the Bureau of Franchises on June 29, 1917, when it was laid over to September 21, on which date it was referred to this Committee.

The question at issue is the proper charge to be paid for the rights applied for.

Respectfully, JOHN PURROY MITCHEL, Mayor; FRANK L. DOWLING, President, Board of Aldermen; DOUGLAS MATHEWSON, President, Borough of The Bronx; Franchise Committee.

The following was offered:

Whereas, The Franchise Committee has this day presented a report to the Board recommending that certain matters pending in that Committee be referred back to the Bureau of Franchises; now, therefore, be it

Resolved, That said matters be so referred.

Which was adopted by the following vote:

Affirmative—The Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Committee on Transit.

Board of Estimate and Apportionment—Discharge of Committee on Transit from Further Consideration of Matters Pending (Cal. No. 11).

The Secretary presented the following report of the Committee on Transit:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—Certain items which have from time to time been referred to the original Transit Committee of the Board of Estimate and Apportionment and later to the Transit Committee as reorganized on January 14, 1916, have for various reasons remained in the hands of the Committee. Some of these items, while officially still in committee, are in such shape that no further consideration need be given them, while, on the other hand, there are a few which are very much alive and should be considered by the appropriate committee of the incoming Board. With a view to clearing up the matters thus referred, the Transit Committee beg to submit an omnibus report as follows:

On January 16, 1914, there was referred to the original Transit Committee of the Board of Estimate and Apportionment a report of the Comptroller (Calendar No. 15), referring to a communication from the former Commissioner of Bridges relative to the construction of a movable bridge across the Flushing River, in connection with the elevated portion of the new rapid transit line on Roosevelt Avenue, Borough of Queens. This report is entirely contingent upon the extension of the rapid transit route on Roosevelt Avenue beyond its present terminus at Alburtis Avenue, and in view of the fact that the date of the commencement of the construction of this extension seemed to be so far in the future, the matter was held in committee. The present condition in the labor market, as well as in the financial market, not only of the City, but of the world at large, convinces the Committee that nothing can be gained by considering this report further at this time. The Committee therefore asks to be discharged from further consideration.

On September 21, 1914, there was referred to the Transit Committee a communication (Calendar No. 99), from the Commissioner of Bridges, concerning the type of bridge to be built in connection with the Queensboro Plaza-Crosstown Route, which was approved by the Board of Estimate and Apportionment on July 30, 1914. At the meeting of the Committee held on May 31, 1916, a hearing was granted on this matter in connection with the Crosstown Route. However, in view of the fact that the construction of this route, is a matter which cannot be progressed by the present Board, the Committee feels that further consideration of the communication would be of no avail, and therefore requests that it be discharged.

On January 28, 1916 (Calendar No. 88), there was referred to this Committee a report of the Bureau of Franchises on the petition of the Broadway Subway Extension Association, requesting an extension of the subway on Broadway from its present terminus at 242d Street, northward to the City Line. On May 5, 1916 (Calendar No. 83), there was referred to the Committee a further communication from this Association. On September 20, 1916, the Committee held a hearing on this petition, at which every opportunity was afforded those interested to be heard. At the close of the hearing it was the opinion of the Committee that the petition should be denied, without prejudice to taking it up again upon presentation of the Public Service Commission requesting approval of the route. Since this matter was first received, there have been several modifications and suggestions as to the proper point at which to terminate this extension, and the Committee feels that the City would not be justified in building this extension north of Mosholu Avenue. In view of the fact that it is necessary for this matter to come formally before the Board of Estimate and Apportionment in the form of a request from the Public Service Commission for the approval of the route and the further fact that the conditions in both the labor market and the financial market are not such as to warrant the undertaking of the construction of this extension, the Committee feels that no benefit would be derived by continuing the very thorough consideration that this matter has received, and therefore requests that it be discharged.

On May 8, 1914 (Calendar No. 51), there was referred to this Committee a communication from the President of the Brooklyn Heights Association, containing a copy of the resolution adopted by the said Association relative to recommendations made by the Committee of Ten in regard to the removal of the elevated structure from Willoughby Street and Borough Hall Park and lower Fulton Street, and the

improvement of Brooklyn approach to the Brooklyn Bridge by removing the present structure which now defaces the entrance and building a dignified elevated structure in place thereof. On March 16, 1917 (Calendar No. 138), there was referred to the Committee a communication from the Commissioner of Plant and Structures, submitting three drawings showing what, in the opinion of the Commissioner, should be taken up by the Board at the time of its consideration of the communication from the Public Service Commission, which was referred to this Committee on February 2, 1917, in which it submitted for consideration:

1. Third tracking of Fulton Street elevated line.
 - (a) Ashland Place Connection.
 - (b) Adams Street relocation.
2. Station on Willoughby Street Subway.
3. Transfer arrangements between Myrtle Avenue elevated line and Fourth Avenue Subway.
4. Station on Williamsburg Bridge Plaza.

The items here mentioned affect exceedingly large property interests and contemplate the expenditure of vast sums of money in new construction work, and are of vital importance to the Borough of Brooklyn. These communications, however, were submitted simply for the opinion of the Board and required no action in view of the fact that they must necessarily be submitted formally to the Board, first in regard to the approval of routes, and later for appropriation of funds, or approval of contracts if funds are already available. In view of the fact that these formal presentations have been acted upon from time to time as they have been submitted, it would seem that no further special consideration should be given these communications by this Committee, which hereby requests that it be discharged.

On May 8, 1914 (Calendar No. 86), there was referred to this Committee a communication from the Commissioner of Docks relative to a communication from the Taxpayers' Improvement Association of Windsor Terrace, requesting a reduction of fare on the 39th Street Municipal Ferry. On April 17, 1914, there was received a communication from the Commissioner of Docks, setting forth a proposed arrangement for an interchange of transfers between the Staten Island Division of the Municipal Ferry and the surface lines terminating at the foot of Whitehall Street, in which important facts were presented both as regards passengers carried, total deficit, etc., of the 39th Street Ferry, in connection with the other municipal ferries. The question raised in these communications received the careful consideration of this Committee in connection with the transfer arrangement between the Staten Island Ferries and the New York Railways Company, which was settled by the contract which was consummated in September, 1914. The Committee would therefore ask to be discharged from further consideration.

On October 15, 1915 (Calendar No. 57), there was referred to this Committee a communication addressed to Honorable John Purroy Mitchel by the Commissioner of Docks, reporting the results of the first year of operation of the transfer agreement between certain surface lines of the Borough of Manhattan and the Staten Island Division of the Municipal Ferry. This communication gives accurate figures based on the year's operation, and shows that the total loss to the City, based upon the assumption that the City would have received a full 5-cent fare from each passenger instead of two cents, as provided in the agreement with the Railroad Company, is \$117,664.53. This transfer arrangement is still continued in force. As no benefit will be derived from further consideration of this matter by the Committee, formal discharge is requested.

On July 9, 1914 (Calendar No. 21), there was referred to the Committee a communication from the Fifteenth Assembly District Republican Club, setting forth the necessity for a subway route through Greenpoint and the reasons therefor. On May 31, 1916, a hearing was granted in connection with the approval of the Brooklyn Crosstown Route, when an opportunity was afforded all those who desired to be heard. The Crosstown Route has been approved, and in view of the condition of the labor market and the financial market, it would seem that construction work could not start immediately. As the construction of this route is now a matter requiring action by the Public Service Commission, it would seem that no advantage would be gained by further consideration of this communication, and the Committee asks that it be formally discharged. A communication from the North Side Improvement Association was also referred to the Committee on January 30, 1914.

On April 30, 1915 (Calendar No. 131), there was received from the Civic Association of Corona and on October 22, 1915 (Calendar No. 99), from the Business Men's Association of Queens, communications favoring the plan advocated by the United Civic Association of Queens for leasing the tracks of the Long Island Railroad for operation as rapid transit routes in the Borough of Queens. Communications on the same matter were referred to this Committee as follows: October 29, 1915 (Calendar No. 107), from the Flushing Association; December 3, 1915 (Calendar No. 155), from the Upper Flushing Association; December 3, 1915 (Calendar No. 156), from the Men's Society of the First Congregational Church of Flushing; February 11, 1916 (Calendar No. 68); from the College Point Committee, Inc.; April 28, 1916 (Calendar No. 159), from the Real Estate Board of New York; and May 18, 1917 (Calendar No. 130), from the Civic Association of Corona. There was referred to the Committee on August 22, 1915 (Calendar No. 40), a letter from the Business Men's Association of Flushing, dated August 5, 1916, in which they recommended that the operating company be allowed to charge a ten-cent fare from all points east of Main Street and Bridge Street as an inducement to the operating company to take over this extension. Numerous hearings and conferences have been held by the Committee on Transit and the Public Service Commission in the hope that some plan could be worked out whereby the Long Island Railroad tracks from Corona to College Point and to Little Neck could be incorporated into the rapid transit system. The Committee is informed that at the present time the Public Service Commission has this matter in hand, and that there is some probability of an agreement being reached. In view of the fact that no further action of the Board is required until the matter is submitted to it by the Public Service Commission, there would seem to be no advantage to be gained by further consideration of these communications, and the Committee would therefore ask to be formally discharged.

There appears on the Secretary's list of items referred to the Transit Committee a resolution of the Board of Estimate and Apportionment, adopted at the meeting of December 28, 1915 (Calendar No. 4), requesting the Public Service Commission for the First District to furnish the Board with five statements relating to the amount of corporate stock required for different needs under the jurisdiction of the Commission; also a communication from the Public Service Commission, dated February 13, 1917, referred to this Committee at the meeting of February 16, 1917 (Calendar No. 87), relative to the amounts required for construction, real estate, terminals, etc., for the balance of 1917, in connection with dual subway work, exclusive of added allowance for modification of dual plans, mentioning additional sums which would be required for the Ashland Place Connection and other improvements in connection with perfecting the rapid transit system in Brooklyn. These matters have been thoroughly considered by your Committee, especially in connection with the activities of its members in connection with the corporate stock budget work. The necessary actions have already been taken in regard to these requirements, for which reason the Committee requests that it be formally discharged from further consideration.

On April 20, 1917 (Calendar No. 83), there was referred to the Committee a communication from Leach & Williams, attorneys representing 2,840 property owners in the Steinway section of the First Ward, Borough of Queens, asking the Board of Estimate and Apportionment to authorize, legalize and construct and operate an extension of the Second Avenue Elevated from its present terminus through Ditmars Avenue to Steinway Avenue, a distance of approximately 1,600 feet. The first action required on this matter would be the request from the Public Service Commission for the approval of the route. Without considering the condition of the labor market and the financial market, and the claims of other sections of the City for subway extensions, it would seem that no action is desirable on the part of the Committee or the Board, pending the receipt of the above mentioned request from the Public Service Commission, for which reason the Committee asks to be formally discharged.

On October 27, 1916 (Calendar No. 98), there was referred to the Committee a communication from Theodor Auerhahn, suggesting an addition to the Dual Rapid Transit System of a modern mode of transportation through and to the Borough of Richmond by the construction of a spur to connect with the Fourth Avenue Brooklyn system, thence by way of a tunnel under New York Bay to Arrietta Street, Tompkinsville, which appears as a route approved by the Public Service Commission and the Board of Estimate and Apportionment, but which was not included in the dual contracts. Informal conferences have been held on this matter with the representatives of the Public Service Commission, at which rough estimates of cost were presented. The present obligations of the City in connection with rapid transit construction are of such large amounts that, under the existing conditions of the labor and financial

markets, it would seem that active consideration of the construction of this route could not logically be entertained, so that the Committee requests that it be discharged from further consideration of this matter, without prejudice, however, to the merits of the matter itself which will no doubt have to receive the consideration of the proper authorities before many years.

At the meeting of the Board held May 26, 1916 (Calendar No. 135), there was referred to the Transit Committee a communication from the Secretary of the Public Service Commission on the request of the President of Richmond for the construction of an underground passageway connecting the Staten Island Ferry Terminal at the Battery with the present subway station, and with the new Seventh Avenue Subway. On this matter also there was referred on April 28, 1916 (Calendar No. 186), a letter from Hon. Calvin D. Van Name, President of the Borough of Richmond. After careful consideration, the Committee on April 13, 1917, held a hearing on this matter at which an opportunity was afforded all those who wished to speak. While the Dock Commissioner and the Public Service Commission consider the passageway desirable, the Public Service Commission states that since it would be nonrevenue-producing it should not be constructed out of present rapid transit funds. Consideration has been given to the suggestion that this passage could be revenue-producing by constructing it of sufficient size to permit the installation of booths. While under normal conditions this would warrant further consideration, it would seem that at present the City's financial condition is not such as to warrant its construction. The Committee therefore asks to be discharged from further consideration.

There have been referred to the Committee communications in reference to the substitution of a subway for the present Sixth Avenue Elevated Railroad, as follows: May 11, 1917 (Calendar No. 153), and May 18, 1917 (Calendar No. 72), from the 42d Street Association; and June 8, 1917 (Calendar No. 115), from the Sixth Avenue Association of New York. The Committee requested information from the Public Service Commission as to the approximate cost of this improvement, and was informed that, irrespective of necessary real estate or easements, a rough estimate would be \$20,000,000. While the Committee believes that this is a desirable improvement, it would seem that it is one of many similar improvements which must properly be laid aside until normal conditions are established after the end of the war. There are one or two very important engineering considerations in connection with the logical extension of present routes which must be worked out in connection with this request. As no advantage will accrue from further consideration of this matter at this time, the Committee requests to be formally discharged.

On January 26, 1917 (Calendar No. 2), the Board of Estimate and Apportionment granted a hearing on the petition of the Staten Island Railroad Company for a modification of the contract dated December 26, 1912, granting the said Company a franchise to construct, maintain and operate an additional track across eight streets between Annadale and Pleasant Plains on its main line in the Borough of Richmond. While this apparently is not a matter of imperative importance to the welfare of the Borough of Richmond, there is a question of the legalizing of the three existing grade crossings, which would result if the request of the Railroad was granted. The chairman of the Committee has endeavored to personally visit the crossings mentioned, but, unfortunately, has by pressure of what would seem to be more important items, been unable to give this matter the necessary consideration. As the papers are in the hands of the Bureau of Franchises, which Bureau has handled the matter for the Committee on Transit, it would seem that it would be desirable that the Bureau should handle it to its final consummation, and the Committee would therefore request that the matter be referred to the Bureau of Franchises and that it be formally discharged from further consideration.

On April 7, 1916 (Calendar No. 93), on motion of the Mayor, a resolution was adopted requesting this Committee to prepare and submit to the Board a comprehensive report on the present situation of the present rapid transit construction, showing where each contract stands in point of completion or partial completion, when each section of the subway under construction may be expected to be finished and when each particular section may be expected to be put into operation, including also in such report a statement as to the status of the proposed tunnel under the Narrows, the possibility of its construction, and any other matter bearing upon the Richmond rapid transit situation.

A large amount of study has been given to the preparation of this report by the office of the Chairman. The fact that the condition of the construction changed from week to week has made necessary many modifications in the figures in order that the report might be entirely complete and comprehensive and show the conditions existing at the close of the year. This report is now in draft form, but in view of the fact that information on all these different items may readily be procured from the Public Service Commission, the members of the Transit Committee feel that their time would be more profitably devoted to matters where immediate attention is imperative, and would therefore ask that the Committee be relieved from the necessity of completing and submitting this report. Respectfully submitted,

DOUGLAS MATHEWSON, President, Borough of The Bronx; Chairman; FRANK L. DOWLING, President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; President, Borough of Queens; Transit Committee.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby discharges the Committee on Transit from further consideration of the matters set forth in its report to the Board under date of December 24, 1917.

Which was adopted by the following vote:

Affirmative—The Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

The petition of the Staten Island Railroad Company for a modification of contract of December 26, 1912, granting franchise to construct additional tracks, was referred to the Bureau of Franchises.

Committees on Transit and Assessments.

Public Service Commission for the First District—Statement of Cost of Construction, Etc., of Utica Avenue Rapid Transit Route, Borough of Brooklyn, to Be Assessed Upon the Property Benefited (Cal. No. 12).

(On March 9, 1917 (Cal. No. 54), a communication from the Public Service Commission for the First District containing statement of the cost of construction of said route and assessment of expense, etc., and a communication from the Flatlands Property Owners' Association, protesting against the construction of this railroad by assessment, were referred to the Committee on Assessments and to the Committee on Transit.)

The Secretary presented the following communications from the Public Service Commission for the First District, the Flatlands Property Owners' Association, and joint report of the Committee on Transit and the Committee on Assessments:

New York, March 2, 1917.

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

One of the principal moving considerations to the City of New York in making the contract with the Interborough Rapid Transit Company, as Lessee, dated March 19, 1913, for additional rapid transit railroads, known as Contract No. 3, is stated therein to be the agreement of the Lessee Company to equip, maintain and operate extensions which, in the opinion of the Commission, should be operated in conjunction with the city-owned new railroads thereto provided for or with the existing city-owned railroads then operated by the Interborough Rapid Transit Company.

The Public Service Commission for the First District is of the opinion that such an extension should be constructed by the City and equipped, maintained and operated by the Lessee under the provisions of such contract, upon the Utica Avenue Route. The Utica Avenue Route is in the Borough of Brooklyn, in the City of New York, and at Eastern Parkway meets the railroad there in process of construction, pursuant to such Contract No. 3. It continues thence in a general southeasterly direction, under Eastern Parkway and private property to and under Utica Avenue, thence southerly under Utica Avenue to a point between Carroll and Crown Streets, where it emerges from the ground, rising to an elevated structure; thence southerly over and along Utica Avenue to Flatbush Avenue. This Commission is of the opinion that such extension, operated in connection with the rapid transit railroads now owned by the City and operated by the Interborough Rapid Transit Company and to be operated by the said Company under said Contract No. 3, will largely benefit a desirable territory not at present readily accessible and will at an early date be profitable in its operation.

Under the Rapid Transit Act, viz., Chapter 4 of the Laws of 1891, as amended by Section 37 thereof, it is provided that such an extension may be constructed and

property necessary for such work, including equipment other than rolling stock, acquired wholly by moneys obtained through assessment upon property benefited by the railroad, or partly by such assessment moneys and partly by moneys derived from appropriations by the City under other provisions of said Act. Residents of that territory have urged upon the Commission that the railroad be constructed out of the proceeds of assessments upon the benefited property.

The Public Service Commission for the First District accordingly, in pursuance of said Act, hereby states to your Honorable Board:

I.

This Commission heretofore on the 6th day of March, 1914, determined that a rapid transit railroad, for the conveyance and transportation of persons and property, known as the Utica Avenue Rapid Transit Railroad, in addition to such as were then already existing, authorized or proposed, was necessary for the interest of the public and of the City of New York and determined and established the route thereof and the general plan of construction of said railroad. The said route of said Utica Avenue Rapid Transit Railroad, as so determined and established, is as follows:

"Route.

"A route lying wholly within the Borough of Brooklyn, the centre line of which shall begin at a point under Eastern Parkway, between Albany Avenue and Troy Avenue, where connections can conveniently be made with the Eastern Parkway Line described in the contract dated March 19, 1913, between The City of New York and Interborough Rapid Transit Company, and extending thence easterly under Eastern Parkway to a point near Utica Avenue; curving thence in a general southeasterly direction under Eastern Parkway and private property to and under Utica Avenue and continuing thence southerly under Utica Avenue to a point between Carroll Street and Crown Street, where it emerges from the ground, rising to an elevated structure, and continuing thence southerly over and along Utica Avenue to Flatbush Avenue."

Thereafter, on or about the 19th day of March, 1914, this Commission, by a communication dated that day, transmitted to your Honorable Board, the Board of Estimate and Apportionment of The City of New York, a copy of said plans and conclusions as adopted by it, and on the 3rd day of April, 1914, the said Board of Estimate and Apportionment approved said plans and conclusions, and as the local authorities of such City of New York in control of streets and highways which are within or belong to such City, consented to the construction of a railroad in accordance therewith, and such plans and conclusions were also approved by the Mayor of the City of New York on the 10th day of April, 1914, and were thereafter duly consented to by owners of one-half in value of the property, bounded on that portion of each street, bridge, viaduct or highway along the line of said route, as required by law.

III.

After the consents of the local authorities and the property owners were obtained to the construction and operation of said rapid transit railroad this Commission proceeded to prepare and has now prepared detailed plans and specifications for the construction of such rapid transit railroad, in accordance with the said general plan of construction.

IV.

This Commission has estimated and now estimates that the cost and expense necessary to be incurred for the construction of said rapid transit railroad upon the said Utica Avenue Route and for the acquisition of property that will be necessary for the construction and for the operation of said railroad, other than equipment, is the sum of five million two hundred and ten thousand five hundred and thirty-six dollars (\$5,210,536), and this Commission hereby certifies and transmits the said estimate of such cost and expense to the Board of Estimate and Apportionment of The City of New York, pursuant to Subdivision 4 of Section 37 of the said Rapid Transit Act.

Act. V.
This Commission, with such estimate, herewith and hereby transmits to the Board of Estimate and Apportionment of The City of New York a statement as follows:

of Estimate and Apportionment of The City of New York a statement as follows:
This Commission states to said Board of Estimate and Apportionment of The City of New York:

(1) That all of the said cost and expense necessary to be incurred for the construction of said railroad and for the acquisition of property necessary for the construction and for the operation of said railroad (other than equipment), amounting in money to five million two hundred and ten thousand five hundred and thirty-six dollars (\$5,210,536), should be assessed upon the property benefited.

(2) The boundaries of the districts in the City of New York upon which assessments aggregating the said amount of five million two hundred and ten thousand five hundred and thirty-six dollars (\$5,210,536) should, in the opinion of the Commission, be levied are as follows:

Beginning at a point on the east line of Utica Avenue 100 feet north of the north line of Montgomery Street; running thence easterly parallel to Montgomery Street 100 feet; thence southerly parallel to Utica Avenue to the south line of Montgomery Street; thence easterly along said line to the intersection of the south line of Montgomery Street with the north line of East New York Avenue; thence southerly to the intersection of the south line of East New York Avenue and the southwest line of East 92nd Street; thence southeasterly along the southwest line of East 92nd Street to a line drawn at right angles to East 91st Street at a point 150 feet southeast from the southeast corner of East New York Avenue and East 91st Street; thence southwesterly along said line to the centre line between East 91st Street and Remsen Avenue; thence southeasterly along said centre line to a line drawn at right angles to Remsen Avenue, passing through a point where the prolongation of the centre line between Midwood and Maple Streets intersects the west line of East 51st Street; thence southwesterly along said line at right angles to Remsen Avenue to the west line of East 51st Street; thence westerly along the prolonged centre line between Midwood and Maple Streets to a point 100 feet west of the west line of Utica Avenue; thence northerly parallel to Utica Avenue to the centre line between Maple Street and East New York Avenue; thence westerly along said centre line to a point 385 feet west of the west line of Utica Avenue; thence northerly along a line drawn at right angles to the south line of Lefferts Avenue, continuing northerly along a line drawn at right angles to the north line of Malbone Street to a point on the centre line between Malbone and Montgomery Streets, 385 feet west of the west line of Utica Avenue; thence easterly along said centre line 285 feet; thence northerly parallel to Utica Avenue to a point 100 feet north of the north line of Montgomery Street; thence easterly parallel to Montgomery Street to the point or place of beginning.

thence easterly parallel to Montgomery Street to the point or place of beginning.
District No. 2—Winthrop Street Station.
Beginning at a point on the east line of Utica Avenue 310 feet south of the south line of Rutland Road, running thence easterly parallel to Rutland Road to the center line between Utica Avenue and East 51st Street, thence southerly along said center line to a point 200 feet north of the north line of Winthrop Street, thence easterly parallel to Winthrop Street to the center line between East 51st Street and East 52nd Street, thence southerly along said center line 100 feet, thence easterly parallel to Winthrop Street to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Winthrop Street, thence westerly parallel to Winthrop Street to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Winthrop Street to the center line between East 51st Street and Utica Avenue, thence southerly along said center line to a point 200 feet north of the north line of Clarkson Avenue, thence easterly parallel to Clarkson Avenue to the center line between East 51st Street and East 52nd Street, thence southerly along said center line 100 feet, thence easterly parallel to Clarkson Avenue to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Clarkson Avenue, thence westerly parallel to Clarkson Avenue to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Clarkson Avenue to the center line between East 51st Street and Utica Avenue, thence southerly along said center line to the north line of Lenox Road, thence westerly along said line to the center line between Utica Avenue and East 49th Street, thence northerly along said center line to a point 200 feet south of the south line of Clarkson Avenue, thence westerly parallel to Clarkson Avenue to the center line between East 49th Street and East 48th Street, thence northerly along said center line 100 feet, thence westerly parallel to Clarkson Avenue to the east line of East 48th Street, thence northerly along said line to a point 100 feet north of the north line of Clarkson Avenue, thence easterly parallel to Clarkson Avenue to the center line between East 48th and East 49th Streets, thence northerly along said center line 100 feet, thence easterly parallel to Clarkson Avenue to the center line between East 49th

Street and Utica Avenue, thence northerly along said center line to a point 200 feet south of the south line of Winthrop Street, thence westerly parallel to Winthrop Street to the center line between East 49th and East 48th Streets, thence northerly along said center line 100 feet, thence westerly parallel to Winthrop Street to the east line of East 48th Street, thence northerly along said line to a point 100 feet north of the north line of Winthrop Street, thence easterly parallel to Winthrop Street to the center line between East 48th and East 49th Streets, thence northerly along said center line 100 feet, thence easterly parallel to Winthrop Street to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to a point 310 feet south of the south line of Rutland Road, thence easterly parallel to Rutland Road to the point or place of beginning.

District No. 3—Clarendon Road Station

Beginning at a point on the east line of Utica Avenue 150 feet south of the south line of Beverly Road, running thence easterly parallel to Beverly Road to the center line between Utica Avenue and East 51st Street, thence southerly along said center line to a point 200 feet north of the north line of Clarendon Road, thence easterly parallel to Clarendon Road to the center line between East 51st and East 52nd Streets, thence southerly along said center line 100 feet, thence easterly to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Clarendon Road, thence westerly parallel to Clarendon Road to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Clarendon Road to the center line between East 51st Street and Utica Avenue, thence southerly along said center line to a point 300 feet north of the north line of Avenue D, thence westerly parallel to Avenue D to the center line between Utica Avenue and East 49th Street, thence northerly along said center line to a point 200 feet south of the south line of Clarendon Road, thence westerly parallel to Clarendon Road to the center line between East 49th and East 48th Streets, thence northerly along said center line 100 feet, thence westerly parallel to Clarendon Road to the east line of East 48th Street, thence northerly along said line to a point 100 feet north of the north line of Clarendon Road, thence easterly parallel to Clarendon Road to the center line between East 48th and East 49th Streets, thence northerly along said center line 100 feet, thence easterly parallel to Clarendon Road to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to a point 150 feet south of the south line of Beverly Road, thence easterly parallel to Beverly Road to the point or place of beginning.

District No. 4—Glenwood Road Station

Beginning at a point on the east line of Utica Avenue and the south boundary line of the right of way of the Manhattan Beach Division of the Long Island Railroad, running thence northeasterly along said line of the right of way to the center line between Utica Avenue and East 51st Street, thence southerly along said center line to a point 200 feet north of the north line of Glenwood Road, thence easterly parallel to Glenwood Road to the center line between East 51st and East 52nd Streets, thence southerly along said center line 100 feet, thence easterly parallel to Glenwood Road to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Glenwood Road, thence westerly parallel to Glenwood Road to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Glenwood Road to the center line between East 51st Street and Utica Avenue, thence southerly along said center line to a point 315 feet north of the north line of Avenue H, thence westerly parallel to Avenue H to the center line between Utica Avenue and East 49th Street, thence northerly along said center line to a point 200 feet south of the south line of Glenwood Road, thence westerly parallel to Glenwood Road to the center line between East 49th and East 48th Streets, thence northerly along said center line 100 feet, thence westerly parallel to Glenwood Road to the east line of East 48th Street, thence northerly along said line to a point 100 feet north of the north line of Glenwood Road, thence easterly parallel to Glenwood Road to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to the south line of the right of way of the Manhattan Beach Division of the Long Island Railroad, thence northeasterly along said line of right of way to the point or place of beginning.

said line of right of way to the point of
District No. 5—Avenue N. Station.

Beginning at a point on the east line of Utica Avenue 340 feet south of the south line of Avenue M, running thence easterly parallel to Avenue M to the center line between Utica Avenue and East 51st Street, thence southerly along said center line to a point 200 feet north of the north line of Avenue N, thence easterly parallel to Avenue N to the center line between East 51st and East 52nd Streets, thence southerly along said center line 100 feet, thence easterly parallel to Avenue N to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Avenue N, thence westerly parallel to Avenue N to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Avenue N to the center line between East 51st Street and Utica Avenue, thence southerly along said center line to a point 315 feet north of the north line of Avenue O, thence westerly parallel to Avenue O to the center line between Utica Avenue and East 49th Street, thence northerly along said center line to a point 200 feet south of the south line of Avenue N, thence westerly parallel to Avenue N to the center line between East 49th and East 48th Streets, thence northerly along said center line 100 feet, thence westerly parallel to Avenue N to the east line of East 48th Street, thence northerly along said line to a point 100 feet north of the north line of Avenue N, thence easterly parallel to Avenue N to the center line between East 48th and East 49th Streets, thence northerly along said center line 100 feet, thence easterly parallel to Avenue N to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to a point 340 feet south of the south line of Avenue M, thence easterly parallel to Avenue M to the point or place of beginning.

District No. 6—*East New York Avenue Station*

District No. 6—East New York Avenue Station.
Beginning at a point on the east line of Utica Avenue 100 feet north of the north line of Carroll Street, running thence easterly parallel to Carroll Street to a point 100 feet east of the east line of Utica Avenue, thence southerly parallel to Utica Avenue to the center line between Carroll and Crown Streets, thence easterly along said center line to a line drawn parallel to Utica Avenue 415 feet east of the east line of Utica Avenue at Crown Street, thence southerly along said line to the center line between Crown and Montgomery Streets, thence easterly along said center line to a point 100 feet west of the west line of Rochester Avenue, thence northerly parallel to Rochester Avenue to the south line of Crown Street, thence easterly along said line to the intersection with the north line of East New York Avenue, thence southeasterly to a point on the south line of East New York Avenue and the center line between East 95th and East 94th Streets, thence southeasterly along said center line 100 feet, thence southwesterly parallel to East New York Avenue to the center line between East 94th and East 93d Streets, thence southeasterly along said center line to a line at right angles to East 93d Street drawn at a point 320 feet southeast from the southeast corner of East New York Avenue and East 93d Street, thence southwesterly along said line to the center line between East 93d and East 92d Streets, thence southeasterly along said center line to a line drawn at right angles to East 92d Street 580 feet southeast from the southeast corner of East New York Avenue and East 92d Street, thence southwesterly along said line to the center line between East 92nd and East 91st Streets, thence southeasterly along said center line to a point 100 feet northwest of the northwest line of Rutland Road, thence southwesterly parallel to Rutland Road to the center line between East 91st Street and Remsen Avenue, thence southeasterly along said center line to a line drawn at right angles to Remsen Avenue at the point of intersection of the southwest line of Remsen Avenue and the center line between East 53d and East 52nd Streets, thence southwesterly along said line at right angles to Remsen Avenue to the northeast line of Remsen Avenue, thence northwesterly along the northeast line of Remsen Avenue to an intersection with the center line of Rutland Road, thence westerly along said center line to the center line between East 49th and East 48th Streets, thence northerly along said center line prolonged to the center line between Rutland Road and Midwood Street, thence westerly along said center line to a point 260 feet east of the east line of Schenectady Avenue, thence northerly parallel to Schenectady Avenue to the center line between Midwood and Maple Streets, thence westerly along said center line to a point 100 feet west of the west line of Schenectady Avenue, thence northerly parallel to Schenectady Avenue to the center line between Maple Street and East New York Avenue, thence westerly along said center line to a point 340 feet west of the west line of Schenectady Avenue, thence northerly parallel to Schenectady Avenue to the center line between East New York and Lefferts Avenues, thence easterly along said center line to a line drawn at right angles to Lefferts Avenue, thence northerly along said line to the intersection of the north line of Lefferts Avenue with a line drawn at right angles to the north line of Malbone Street 250 feet west of the west line of Schenectady Avenue, continuing northerly along said

Streets, thence southerly along said center line 100 feet, thence westerly parallel to Avenue K to the center line between East 51st Street and Utica Avenue, thence southerly along said center line 170 feet, thence westerly parallel to Avenue K to the center line between Utica Avenue and East 49th Street, thence northerly along said center line to a point 550 feet north of the north line of Avenue L, thence westerly parallel to Avenue L to an intersection with the southeast line of Flatlands Avenue, thence northwesterly to the northeast corner of East 48th Street and Flatlands Avenue, thence northerly along the east line of East 48th Street to a point 100 feet north of the north line of Avenue K, thence easterly parallel to Avenue K to the center line between East 48th and East 49th Streets, thence northerly along said center line 100 feet, thence easterly at right angles to East 49th Street to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to a point 400 feet north of the northwest corner of Utica and Flatlands Avenues, thence easterly at right angles along said line to Utica Avenue to the point or place of beginning.

District No. 13—Flatbush Avenue Station.

Beginning at a point on the east line of Utica Avenue 240 feet south of the south line of Avenue O, running thence easterly parallel to Avenue O to the center line between Utica Avenue and East 51st Street, thence southerly along said center line to a point 200 feet north of the north line of Filmore Avenue, thence easterly parallel to Filmore Avenue to the center line between East 51st and East 52nd Streets, thence southerly along said center line 100 feet, thence easterly parallel to Filmore Avenue to the west line of East 52nd Street, thence southerly along said line to a point 100 feet south of the south line of Filmore Avenue, thence westerly parallel to Filmore Avenue to the center line between East 52nd and East 51st Streets, thence southerly along said center line 100 feet, thence westerly parallel to Filmore Avenue to the center line between East 51st and Utica Avenue, thence southerly along said center line to a line drawn 100 feet northeast of the northeast line of Flatbush Avenue and parallel thereto, thence southeasterly along said line to a line drawn parallel to and 100 feet north of the north line of Avenue S, thence easterly along said line parallel to Avenue S to the center line between East 51st and East 52nd Streets, thence southerly along said center line to a line drawn at right angles to Flatbush Avenue 240 feet northwest of the northwest line of Avenue T, thence southwesterly along said line to the center line between Flatbush Avenue and Hendrickson Street, thence northwesterly along said center line to a point 200 feet southeast of the southeast line of Avenue S, thence southwesterly parallel to Avenue S to the center line between Hendrickson and Coleman Streets, thence northwesterly along said center line 100 feet, thence southwesterly parallel to Avenue S to the northeast line of Coleman Street, thence northwesterly along said line to a point 100 feet northwest of the northwest line of Avenue S, thence northeasterly parallel to Avenue S to the center line between Coleman and Hendrickson Streets, thence northwesterly along said center line 100 feet, thence northeasterly parallel to Avenue S to the center line between Hendrickson Street and Flatbush Avenue, thence northwesterly along said center line to the southeast line of Filmore Avenue, thence northeasterly along said center line to the southwest corner of Flatbush and Filmore Avenues, continuing northeasterly to the intersection of the northeast line of Flatbush Avenue with the center line between East 48th and East 49th Streets, thence northerly along said center line to a line drawn at right angles to East 49th Street 200 feet north of the northwest corner of East 49th Street and Filmore Avenue, thence easterly along said line to the center line between East 49th Street and Utica Avenue, thence northerly along said center line to a point 240 feet south of the south line of Avenue O, thence easterly parallel to Avenue O to the point or place of beginning.

District No. 14—Church Avenue Station.

Beginning at a point on the east line of Utica Avenue and the center line between Lenox Road and Linden Avenue, running thence easterly along said center line to the center line between East 51st and East 52nd Streets, thence southerly along said center line to a point 100 feet south of the south line of Linden Avenue, thence easterly parallel to Linden Avenue to the center line between East 52nd and East 53d Streets, thence southerly along said center line 170 feet, thence easterly parallel to Linden Avenue to the center line between East 53d and East 54th Streets, thence southerly along said center line to a point 100 feet north of the north line of Church Avenue, thence easterly parallel to Church Avenue to the center line between East 54th and East 55th Streets, thence southerly along said center line to a point 100 feet south of the south line of Church Avenue, thence westerly parallel to Church Avenue to the center line between East 54th and East 53d Streets, thence southerly along said center line 250 feet, thence westerly parallel to Snyder Avenue to the center line between East 53d and East 52nd Streets, thence southerly along said center line to a point 100 feet north of the north line of Snyder Avenue, thence easterly parallel to Snyder Avenue to the center line between East 52nd and East 51st Streets, thence southerly along said center line to a point 100 feet south of the south line of Tilden Avenue, thence westerly parallel to Tilden Avenue to the center line between East 49th and East 48th Streets, thence northerly along said center line to a point 200 feet south of the south line of Tilden Avenue, thence westerly parallel to Tilden Avenue to the center line between East 48th and East 47th Streets, thence northerly along said center line to a point 350 feet south of the south line of Snyder Avenue, thence westerly parallel to Snyder Avenue to the center line between Schenectady Avenue and East 46th Street, thence northerly along said center line 250 feet, thence westerly parallel to Snyder Avenue to the center line between East 46th and East 45th Streets, thence northerly along said center line to a point 100 feet north of the north line of Church Avenue, thence easterly parallel to Church Avenue to the center line between East 46th Street and Schenectady Avenue, thence northerly along said center line to a point 320 feet south of the south line of Linden Avenue, thence easterly parallel to Linden Avenue to the center line between Schenectady Avenue and East 48th Street, thence northerly along said center line 220 feet, thence easterly parallel to Linden Avenue to the center line between East 48th and East 49th Streets, thence northerly along said center line to the center line between Linden Avenue and Lenox Road, thence easterly along said center line to the point or place of beginning, excepting that area already included in District No. 11, heretofore described.

District No. 15—Flatlands Avenue Station.

Beginning at a point on the east line of Utica Avenue 360 feet north of the north line of Avenue J, running thence easterly parallel to Avenue J to the center line between Utica Avenue and East 51st Street, thence southerly along said center line 110 feet, thence easterly parallel to Avenue J to the center line between East 51st and East 52nd Streets, thence southerly along said center line 150 feet, thence easterly parallel to Avenue J to the west line of East 53d Street, thence southerly along said line to the northwest corner of Avenue J and East 53d Street, thence southeasterly to the intersection of the southeast line of Flatlands Avenue with the center line between East 53d and East 54th Streets, thence southerly along said center line to a point 100 feet north of the north line of Avenue K, thence easterly parallel to Avenue K to the center line between East 54th and East 53d Streets, thence southerly along said center line 180 feet, thence westerly parallel to Avenue K to the center line between East 53d and East 52nd Streets, thence southerly along said center line to a point 200 feet north of the north line of Avenue L, thence westerly parallel to Avenue L to the center line between East 52nd and East 51st Streets, thence southerly along said center line to the north line of Avenue L, thence westerly parallel to Avenue L to the center line between East 51st Street, thence southerly along said line to the west line of East 51st Street, thence southerly along said line to a point 100 feet south of the south line of Avenue L, thence westerly parallel to Avenue L to the center line between East 51st Street, thence southerly along said line to the point or place of beginning.

line of Avenue L, thence westerly parallel to Avenue L to the center line between East 51st Street and Utica Avenue, thence southerly along said center line 140 feet, thence westerly parallel to Avenue L to the center line between Utica Avenue and East 49th Street, thence northerly along said center line 140 feet, thence westerly parallel to Avenue L to the center line between East 49th and East 48th Streets, thence northerly along said center line to the north line of Avenue L, thence westerly along said line to the center line between East 48th Street and Schenectady Avenue, thence northerly along said center line 100 feet, thence westerly parallel to Avenue L to the east line of East 46th Street, thence northerly along said line to a line drawn 100 feet northwest of and parallel to the northwest line of Flatlands Avenue, thence northeasterly along said line to the center line between East 46th Street and Schenectady Avenue, thence northerly along said center line to a point 100 feet south of the south line of Avenue K, thence westerly parallel to Avenue K to the center line between East 46th and East 45th Streets, thence northerly along said center line to a point 100 feet north of the north line of Avenue K, thence easterly parallel to Avenue K to the center line between East 46th Street and Schenectady Avenue, thence northerly along said center line 250 feet, thence easterly parallel to Avenue K to the center line between Utica Avenue and East 48th Street, thence northerly along said center line to a point 155 feet south of the south line of Avenue J, thence easterly parallel to Avenue J to the center line between East 48th and East 49th Streets, thence northerly along said center line to a point 100 feet north of the north line of Avenue J, thence easterly parallel to Avenue J to the center line between East 49th Street and Utica Avenue, thence northerly along said center line 260 feet, thence easterly parallel to Avenue J to the point or place of beginning, excepting that area already included in District No. 12, heretofore described.

District No. 16—Flatbush Avenue Station.

Beginning at a point on the east line of Utica Avenue and the center line of Avenue O, running thence easterly along the center line of Avenue O to the center line between East 51st and East 52nd Streets, thence southerly along said center line to a point 100 feet south of the south line of Avenue O, thence easterly parallel to Avenue O to the center line between East 52nd and East 53d Streets, thence southerly along said center line to a point 350 feet north of the north line of Filmore Avenue, thence easterly parallel to Filmore Avenue to the center line between East 53d and East 54th Streets, thence southerly along said center line 250 feet, thence easterly parallel to Filmore Avenue to the center line between East 54th and East 55th Streets, thence southerly along said center line to a point 100 feet south of the south line of Filmore Avenue, thence westerly parallel to Filmore Avenue to the center line between East 54th and East 53d Streets, thence southerly along said center line to a line drawn at right angles to Avenue T at a point 160 feet northeast of the southeast corner of East 53d Street and Avenue T, thence southeasterly along said line to a point 100 feet southeast of the southeast line of Avenue T, thence southwesterly parallel to Avenue T to the center line between East 52nd Street and Flatbush Avenue, thence southeasterly along said center line 280 feet, thence southwesterly parallel to Avenue T to the center line between Flatbush Avenue and Hendrickson Street, thence northwesterly along said center line to a point 100 feet southeast of the southeast line of Avenue T, thence southwesterly parallel to Avenue T to the center line between Hendrickson and Coleman Streets, thence northwesterly along said center line to a point 80 feet northwest of the northwest line of Avenue T, thence southwesterly parallel to Avenue T to the center line between Coleman and Kimball Streets, thence northwesterly along said center line to a point 360 feet southeast of the southeast line of Avenue S, thence southwesterly parallel to Avenue S to the center line between Kimball and Ryder Streets, thence northwesterly along said center line 260 feet, thence southwesterly parallel to Avenue S to the center line between Ryder and East 38th Streets, thence northwesterly along said center line to a point 100 feet northwest of the northwest line of Avenue S, thence northeasterly parallel to Avenue S to the center line between Ryder and Kimball Streets, thence northwesterly along said center line 260 feet, thence northeasterly parallel to Avenue S to the center line between Kimball and Coleman Streets, thence northwesterly along said center line to a point 100 feet southeast of the southeast line of Filmore Avenue, thence southwesterly parallel to Filmore Avenue to the northeast line of Kimball Street, thence northwesterly along said line to a point 100 feet northwest of the northwest line of Filmore Avenue, thence northeasterly parallel to Filmore Avenue to the center line between Kimball and Coleman Streets, thence northwesterly along said center line to a point 100 feet northwest of the northwest line of Avenue T, thence southwesterly parallel to Avenue T to the center line between East 48th and East 49th Streets, thence northerly along said center line to the intersection with the south line of Avenue O, thence easterly along said line to the center line between East 48th and East 49th Streets, thence northerly along said center line to the center line of Avenue O, thence easterly parallel to Avenue O to the point or place of beginning, excepting that area already included in District No. 13, heretofore described.

District No. 17.

Beginning at a point on the east line of Utica Avenue and the centre line between Sterling Place and St. Johns Place, running thence easterly parallel to St. Johns Place to the centre line between Rochester and Buffalo Avenues, thence southerly along said centre line to the centre line between East 96th and East 95th Streets prolonged, thence southeasterly along said centre line to a line 100 feet south of the south line of East New York Avenue and parallel thereto, thence southwesterly along said line to the centre line between East 95th and East 94th Streets, thence southeasterly along said centre line to a line drawn at right angles to East 94th Street at a point 390 feet northwest of the north corner of East 94th Street and Rutland Road, thence southwesterly along said line to the centre line between East 94th and East 93rd Streets, thence southeasterly along said centre line to a point 100 feet northwest of the northwest line of Rutland Road, thence southwesterly parallel to Rutland Road to the centre line between East 93rd and East 92nd Streets, thence southeasterly along said centre line to a point 100 feet northwest of the northwest line of Rutland Road, thence southwesterly parallel to Rutland Road to the centre line between East 92nd and East 91st Streets, thence southeasterly along said centre line to the centre line between Linden and Church Avenues, thence southwesterly parallel to Church Avenue to the centre line between East 91st Street and Remsen Avenue, thence southeasterly along said centre line to a point 100 feet southeast of the southeast line of Church Avenue, thence southwesterly parallel to Church Avenue to a line drawn 100 feet east of and parallel to Ralph Avenue, thence southerly along said line parallel to Ralph Avenue to the intersection with the centre line, between East 70th and East 69th Streets prolonged, thence southeasterly along said centre line to the centre line between Avenue L and Avenue M, thence southwesterly parallel to Avenue M to the centre line between East 68th and East 66th Streets, thence southeasterly along said centre line to the centre line between Avenue M and Avenue N, thence southwesterly parallel to Avenue M to the centre line between East 66th and East 65th Streets, thence southeasterly along said centre line to the centre line between Avenue N and Avenue T, thence southwesterly parallel to Avenue T to the centre line between East 64th Street and East 63rd Street, thence southeasterly along said centre line to the centre line between Avenue T and Avenue U, thence southwesterly parallel to Avenue U to the centre line between Mill Avenue and East 61st Street, thence southeasterly along said centre line to the north pierhead and bulkhead line of Mill Basin prolonged, thence southwesterly along said north pierhead and bulkhead line and its prolongation to the west pierhead and bulkhead line of Mill Basin, thence generally southerly along the west pierhead and bulkhead line of Mill Basin to the point where it is intersected by the centre line between Avenue W and Avenue X prolonged, thence southwesterly along said centre line to the centre line between Ryder and East 38th Streets, thence northwesterly along said centre line to the centre line between Avenue W and Avenue V, thence southwesterly parallel to Avenue W to the centre line between East 36th and East 35th Streets, thence northwesterly along said centre line to the centre line between Avenue V and Avenue U, thence southwesterly parallel to Avenue V to the centre line between East 34th and East 33rd Streets, thence northwesterly along said centre line to the centre line between Avenue U and Avenue T, thence southwesterly parallel to Avenue U to the northeast pierhead and bulkhead line of Gerritsen Basin, thence northwesterly along said pierhead and bulkhead line and its prolongation to the centre line between Avenue T and Avenue S, thence southwesterly parallel to Avenue T to the prolongation of the centre line between Burnett and East 30th Streets, thence northwesterly along said centre line to the centre line between Avenue S and Filmore Avenue, thence northeasterly parallel to Avenue S to the centre line between East 30th and East 31st Streets, thence northwesterly

along said centre line to the centre line between Filmore Avenue and Avenue R, thence northeasterly parallel to Filmore Avenue to the centre line between East 32nd and East 33rd Streets, thence northwesterly along said centre line to the centre line between Avenue R and Avenue Q, thence northeasterly parallel to Avenue R to the centre line between East 34th and East 35th Streets, thence northwesterly along said centre line to the centre line between Avenue Q and Avenue P, thence northeasterly parallel to Avenue Q to the centre line between East 36th and East 37th Streets, thence northwesterly along said centre line to the centre line between Avenue P and Flatlands Avenue, thence northeasterly parallel to Avenue P to the centre line between East 38th Street and Ryder Street, thence northwesterly along said centre line to the centre line of East 37th Street prolonged, thence northerly along the centre line of East 37th Street to a line drawn parallel to and 100 feet northwest of the northwest line of Flatlands Avenue, thence northeasterly along said line to the centre line between East 37th and East 38th Streets, thence northerly along said centre line to a line drawn parallel to and 100 feet southwest of the southwest line of Flatbush Avenue, thence northwesterly along said line to the centre line between East 37th and East 36th Streets, thence northerly along said centre line prolonged to the centre line between Avenue K and Avenue J, thence easterly parallel to Avenue J to the centre line between East 38th and East 39th Streets, thence northerly along said centre line to a point 100 feet north of the north line of Avenue J, thence easterly parallel to Avenue J to the centre line between East 39th and East 40th Streets, thence northerly along said centre line and its prolongation to a point 100 feet north of the north line of Lefferts Avenue, thence easterly parallel to Lefferts Avenue to a line drawn parallel to and 100 feet west of the west line of Albany Avenue, thence along said line northerly parallel to Albany Avenue to the centre line between Malbone and Montgomery Streets, thence easterly parallel to Montgomery Street to the centre line between Albany and Troy Avenues, thence northerly along said centre line to the centre line between Montgomery and Crown Streets, thence easterly parallel to Crown Street to a point 100 feet west of the west line of Troy Avenue, thence northerly parallel to Troy Avenue to the centre line between Crown and Carroll Streets, thence easterly parallel to Crown Street to the centre line between Troy and Schenectady Avenues, thence northerly along said centre line to the centre line between St. Johns Place and Sterling Place, thence easterly parallel to St. Johns Place to the point or place of beginning, excepting that area already included in the Districts numbered 1 to 16, inclusive, heretofore described.

Whenever, in the above described areas the position of a point or a line is defined as being a certain distance from a given line it is intended that the said distance shall be measured along a course at right angles or normal to the line to which it is referenced.

(3) The amounts so to be levied in every such district are as follows:

In District No. 1, above described, sixty-six thousand five hundred and sixty-four dollars (\$66,564).

In District No. 2, above described, one hundred eighteen thousand five hundred and eighty dollars (\$118,580).

In District No. 3, above described, sixty-one thousand nine hundred and sixty dollars (\$61,960).

In District No. 4, above described, fifty-nine thousand six hundred and forty dollars (\$59,640).

In District No. 5, above described, sixty-two thousand four hundred and twenty-four dollars (\$62,424).

In District No. 6, above described, ninety-seven thousand two hundred and twenty-three dollars (\$97,223).

In District No. 7, above described, one hundred thirty-two thousand and sixty-nine dollars (\$132,069).

In District No. 8, above described, one hundred thousand four hundred and fifteen dollars (\$100,415).

In District No. 9, above described, ninety-seven thousand and ninety dollars (\$97,990).

In District No. 10, above described, one hundred two thousand nine hundred and forty-two dollars (\$102,942.00).

In District No. 11, above described, one hundred eighty-seven thousand four hundred and fifty-two dollars (\$187,452.00).

In District No. 12, above described, ninety-one thousand eight hundred and sixteen dollars (\$91,816.00).

In District No. 13, above described, one hundred sixty-one thousand six hundred and eighty dollars (\$161,680.00).

In District No. 14, above described, two hundred twenty thousand and twenty-nine dollars (\$220,029.00).

In District No. 15, above described, one hundred ninety-two thousand seven hundred and sixty-five dollars (\$192,765.00).

In District No. 16, above described, two hundred eleven thousand and eighty-three dollars (\$211,083.00).

In District No. 17, above described, three million two hundred forty-six thousand eight hundred and four dollars (\$3,246,804.00).

Wherefore pursuant to Subdivision 4 of Section 37 of Chapter 4 of the Laws of 1891 as amended, known as the Rapid Transit Act, the Commission prays of your Honorable Board as follows:

(1) That the Board of Estimate and Apportionment of The City of New York will fix a time and place for a joint hearing by and before the Public Service Commission for the First District and the said Board of Estimate and Apportionment of The City of New York, which under said statute may be adjourned from time to time, concerning:—

(a) The fixing and determining of the boundaries of the district or districts upon which assessment or assessments of such cost and expense or some portion thereof shall be levied;

(b) The fixing and determining of the amount, or proportion, of the cost and expense to be assessed upon property benefited by said railroad;

(c) The fixing and determining of the amount or proportion of such whole assessment to be levied in said district or in said districts respectively benefited by said improvement;

(d) The taking and authorizing of such action and other and further proceedings as shall be necessary to levy and collect such assessment or assessments.

(2) That the Board of Estimate and Apportionment will designate such newspapers published in the City of New York (other than the City Record) as it shall deem sufficient so that notice stating the time, place and subjects to be considered at said hearing may be published in the City Record and in said newspapers at least one week in advance of the said date of hearing.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, by HENRY W. HONCE, Acting Chairman.

Attest: JAMES B. WALKER, Secretary.

Flatlands Property Owners' Association, 1671 Flatbush Avenue, Brooklyn, N. Y., 966 East 32d St., Brooklyn, February 17, 1917.

Board of Estimate and Apportionment, Municipal Building, New York City:

Gentlemen—The members of this association in regular meeting by a unanimous vote declared themselves unalterably opposed to the principle of building transit lines or similar projects by assessment on adjacent property, as exemplified by the proposed railway on Utica avenue, from Eastern Parkway southward.

We denounce the plan as inequitable, imposing an unfair burden on property already taxed on bond issues for building transit lines; as confiscatory, being an invasion of the fundamental rights of citizens, a violation of the Fifth Amendment of the Constitution of the United States.

We therefore submit that the enactment is without effect and void. Very truly yours,

FRED E. MARTIN, Corresponding Secretary.

December 22, 1917.

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

Gentlemen—At a meeting of your Board held on March 9, 1917, there was referred to your Committees on Assessments and on Transit a proposed form of resolution fixing a joint hearing by the Public Service Commission for the First District and the Board of Estimate and Apportionment of The City of New York in connection with the proposed construction of a rapid transit railroad upon the Utica Avenue Route and the acquisition of property necessary for the construction and for the operation thereof, other than equipment, by assessment, forwarded to the Board by the Public Service Commission for the First District, together with a certificate by the Commission as to the estimated cost and expense necessary to be incurred for the construction of such railroad and the acquisition of property therefor and a statement as to the assessment of such cost; also the communication from the Public

Service Commission forwarding the aforesaid and requesting that the Board fix a time and place for such joint hearing and designate newspapers for the publication of notice of such hearing, said communication being in substitution of a former communication from the Public Service Commission, dated January 17, 1917, which was withdrawn; together with a communication dated February 17, 1917, from the Flatlands Property Owners' Association of Brooklyn, protesting against the construction of this railroad by assessment.

Your Committees have given careful consideration to the matters thus referred to them. The construction and operation contemplated is that of the so called "Utica Avenue Rapid Transit Railroad," being a route adopted by the Public Service Commission for the First District on March 6, 1914, pursuant to the Rapid Transit Act, chapter 4 of the Laws of 1891, as amended, and duly consented to by the local authorities of The City of New York through the action of the Board of Estimate and Apportionment on April 3, 1914. It involves the consideration for the first time of a specific project to build a rapid transit railroad by assessment. The route proposed is as follows:

A route lying wholly within the Borough of Brooklyn, the center line of which shall begin at a point under Eastern Parkway between Albany Avenue and Troy Avenue where connections can conveniently be made with the Eastern Parkway Line described in the contract dated March 19, 1913, between The City of New York and Interborough Rapid Transit Company and extending thence easterly under Eastern Parkway to a point near Utica Avenue; curving thence in a general southeasterly direction under Eastern Parkway and private property to and under Utica Avenue and continuing thence southerly under Utica Avenue to a point between Carroll Street and Crown Street where it emerges from the ground, rising to an elevated structure, and continuing thence southerly over and along Utica Avenue to Flatbush Avenue.

It is the route designated as "Route No. 57." The estimated cost thereof as estimated early in 1916 or possibly even prior thereto, for a three-track line, was \$5,200,000, and for a two track line, \$4,100,000. The estimated cost at the present time under existing industrial conditions would undoubtedly be much higher. It is placed at \$5,210,536 in the papers transmitted and referred.

Prior to the submission of the matters thus referred, and on April 14, 1916, a communication from the Public Service Commission requesting your Board to detail an engineer familiar with fixing areas of assessment to aid the Commission in laying out an area of assessment for the proposed route, was referred to the Chief Engineer of the Board, who was authorized to represent the Board in studying the matter with the Public Service Commission. At the meeting of your Board held July 27, 1916 (Cal. No. 197), Chief Engineer Nelson P. Lewis reported in the matter so referred to him and made a part of his report, one prepared by Deputy Chief Engineer Tuttle, suggesting the definite area of benefit and a distribution of the assessment within this area of benefit, the assessment being graded in accordance with the proximity of the property affected to local and express stations, which report by Mr. Tuttle had been transmitted to the Secretary of the Public Service Commission. Deputy Chief Engineer Tuttle's report set forth that the average assessed value per lot within the area which might be deemed benefited varies from \$352 in Zone D therein mentioned to \$624 in Zone A therein mentioned; that the total number of lots within such area is 41,611 and that the total of assessed valuations of such lots is \$14,942,542; these assessed values being as of 1916.

There is a division of opinion in your Committees as to the advisability of pursuing a policy of constructing rapid transit routes by assessment, but in view of the conclusions hereinafter set forth, a decision upon this point is unnecessary at the present time and consequently no opinion is expressed thereon in this report.

Some consideration, too, has been given to the financial features of a programme involving the construction of rapid transit routes by assessment.

It is provided by section 37 of the Rapid Transit Act, subdivision 7, dealing with the construction of rapid transit railroads and cases where the cost is to be assessed upon benefitted property, as follows:

"In order to provide funds in advance of the collection of such assessments, the comptroller * * * of such city shall * * * issue and sell at not less than par on or after the date when any such assessment shall be confirmed and entered bonds which shall be known as rapid transit construction bonds for the railroad designated as aforesaid and which shall not exceed in the aggregate the amount of the assessment so levied as aforesaid. Except that the City may guarantee in such bonds the validity of the assessment and the regularity of the proceedings to levy it, such rapid transit construction bonds shall not be issued or sold upon the faith or credit of the city and the faith or credit of the city shall not be pledged nor shall the city or any of the city's property be liable for the payment thereof, but such bonds shall be payable only out of the rapid transit construction fund as hereinafter directed to be constituted. Such bonds shall be * * * for such term, not exceeding fifteen years * * * and shall bear the same rate of interest as the assessment installments shall bear. * * *"

Under date of March 31, 1917, Hon. Louis H. Hahlo, Acting Corporation Counsel, in a communication addressed to Hon. Douglas Mathewson, President of the Borough of The Bronx and chairman of your Committees on Assessments and on Transit, expressed the opinion that bonds issued and sold pursuant to subdivision 7 of section 37 of the Rapid Transit Act would not be chargeable against the debt incurring power of the City as fixed by section 10 of Article 8 of the State Constitution and that by issuing such bonds the City would not become "indebted for any purpose or in any manner." It will be noted that the law is, in order to provide funds for the construction of such a rapid transit route in advance of the collection of the assessments provided for: "The Comptroller * * * of such city shall * * * issue and sell at not less than par on or after the date when any such assessment shall be confirmed and entered, bonds which shall be known as rapid transit construction bonds for the railroad designated as aforesaid and shall not exceed in the aggregate the amount of the assessment so levied as aforesaid." The law also provides that such bonds shall not be issued on the faith or credit of the City and that such faith and credit of the City shall not be pledged nor shall the City or any of the City's property be liable for the payment thereof, except that the City may guarantee the validity of the assessment and the regularity of the proceedings to levy it, and that such bonds shall be payable only out of the rapid transit construction fund as directed to be constituted by the terms of the Rapid Transit Law. While it is not necessary that your committees should express an opinion upon the financial aspect of the case, your committees feel it their duty to suggest the consideration by the Board of Estimate and Apportionment of The City of New York preliminary to the consideration of any similar future application, of the practical question of the ability of the Comptroller to issue and sell bonds at not less than par and at a rate of interest which would be permissible, when those bonds have not behind them the faith or credit of the City or the liability of any of the City's property except in so far as there may be a guarantee of the validity of the assessment and the regularity of the proceedings to levy it.

Assuming now for the purposes of the disposition of this application, the adoption of the policy of constructing rapid transit routes by assessment and the ability of the Comptroller to market the bonds necessary for the purpose of construction in the manner provided by statute, your Committees are of the opinion that the Board of Estimate and Apportionment should not at this time fix a time and place for a joint hearing by the Commission and the Board upon the district of assessment for the rapid transit route in question nor designate newspapers for the publication of notice of such hearing and matters germane thereto for the reason that your committees are of the opinion that it would not be good judgment nor sound business policy to construct the route in question under existing conditions. The route which it is proposed to construct and operate is parallel with and distant but one mile east of the Nostrand Avenue Rapid Transit Route now in course of construction. Vast areas of land tributary to the Nostrand Avenue Route are yet open for development and have barely, if at all, commenced to feel the result of the building of that route. Adjacent to many of the routes provided for in the scheme of rapid transit construction now nearing completion are similar areas of great size which have but recently received or shortly will receive transit service justifying their building up and improvement. In the opinion of your committees a proper scheme of rapid transit development does not and should not contemplate the building of routes so that every part of the City of New York shall be within convenient walking distance of rapid transit station. On the contrary, in the opinion of your committees, a substantial percentage of the vacant land adjacent to routes now provided for, should be absorbed for improvement before vast additional tracts are thrown open. In other words, the extension of transit facilities should keep step with the growth of the City and with the demand for accommodations and not too far precede that demand. Your Committees, too, feel that it would be unwise at this time to participate in

the initiation of a proceeding which would result in levying an assessment undoubtedly considerably in excess of \$5,000,000, even if a two-track line rather than a three-track line were constructed, upon property having an assessed valuation of \$15,000,000, having in mind that such an assessment would not be distributable pro rata upon the lots deemed to be benefited but according to the deemed benefit.

Your committees therefore recommend that your Board decline to fix a time and place for a joint hearing by the Public Service Commission for the First District and your Board upon the district of assessment proposed in the matter of assessment upon property deemed to be benefited by the construction of a rapid transit railroad upon the Utica Avenue Route and for the acquisition of property necessary for the construction and for the operation thereof, other than equipment, or to designate newspapers to publish notices in connection with such a hearing and that the Public Service Commission for the First District be so notified with the reasons prompting your Board to such action as set forth in this report.

All of which is respectfully submitted.

DOUGLAS MATHEWSON, President of the Borough of The Bronx; JOHN PURROY MITCHEL, Mayor; WM. A. PRENDERGAST, Comptroller; President of the Board of Aldermen; MARCUS M. MARKS, President of the Borough of Manhattan; LEWIS H. POUNDS, President of the Borough of Brooklyn; President of the Borough of Queens; Committees on Assessments and on Transit.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves the report presented by the Committee on Transit and the Committee on Assessments relative to the request of the Public Service Commission for the First District that the cost of the construction of the Utica Avenue rapid transit road in the Borough of Brooklyn be placed upon a local area, and declines to fix a time and place for a joint hearing by said Commission and this Board upon the proposed district of assessment or to designate newspapers for the publication of notices in connection with such a hearing; and that the Secretary be directed to so notify the Public Service Commission for the First District, giving the reasons for such action as set forth in the aforementioned report.

Which was adopted by the following vote:

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

Present and not voting—The President of the Board of Aldermen.

Committee on Corporate Stock Budget.

Department of Education—Issue of Corporate Stock (Cal. No. 13).

The Secretary presented a resolution adopted November 28, 1917, by the Board of Education, requesting \$250,000 corporate stock to defray the cost of carrying out fire-prevention work in public school buildings; and the following report of the Committee on Corporate Stock Budget relative thereto:

December 13, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 28, 1917, the Board of Education requested \$250,000 corporate stock for fire protection work in various school buildings, all Boroughs.

The Bureau of Contract Supervision, to which the request was referred on December 3, 1917, reports thereon as follows:

"Appropriations of corporate stock for fire protection work at Public Schools have been authorized to date as follows:

April 10, 1908.....	\$1,000,000 00
June 3, 1910.....	450,000 00
July 27, 1911.....	450,000 00
November 19, 1915.....	250,000 00
July 7, 1916.....	250,000 00
April 13, 1917.....	250,000 00
 Total.....	 \$2,650,000 00

"The present balance available for this purpose is \$100,003.15.

"Plans and specifications have been completed for work not yet contracted for estimated to cost \$120,000.

"The sum of \$250,000 requested by the Board of Education is necessary to continue the work if such be the policy of the new Board of Education."

We recommend that the request be returned to the department to be considered by the new Board of Education, which is soon to be constituted, as to the policy involved. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; FRANK L. DOWLING, President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx; Corporate Stock Budget Committee.

In accordance with the recommendation contained in the above report, the Secretary was directed to return the request to the Board of Education.

Department of Water Supply, Gas and Electricity—Issue of Corporate Stock (Cal. No. 14).

The Secretary presented a communication, dated December 15, 1917, from the Commissioner of Water Supply, Gas and Electricity, requesting \$63,855 in corporate stock for salaries of employees assigned to the Division of Design and Construction; and the following report of the Committee on Corporate Stock Budget recommending approval thereof:

December 20, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 15, 1917, the COMMISSIONER OF WATER SUPPLY, GAS AND ELECTRICITY requested an authorization of \$63,855 in corporate stock. The Bureau of Personal Service reports thereon as follows:

"Purpose—To provide funds for the payment or salaries of employees allowed in the 1918 budget chargeable to corporate stock.

"Reason—The Board of Estimate and Apportionment approved two schedules for the Department of Water Supply, Gas and Electricity for 1918, one wholly and the other in part chargeable to corporate stock funds, as follows:

Salaries, Regular Employees, Water Supply, Design.	
2153TCW Corporate Stock Allowance.....	\$17,595.00
Construction.....	
2154C Corporate Stock Allowance.....	46,260.00
 Total Corporate Stock Allowance.....	 \$63,855.00

"The present request is made in order to provide the necessary funds to meet payroll charges of the new year.

"Finding—The request is proper and necessary."

Recommendation—In view of the above report the Committee recommends that the request be granted by the adoption of the attached resolutions. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; FRANK L. DOWLING, President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx, Committee on Corporate Stock Budget.

On motion, Rule 19 was waived in this matter and the following resolution was offered:

Resolved, That, pursuant to the provisions of section 178 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the issue of corporate stock of The City of New York to an amount not exceeding forty-six thousand two hundred and sixty dollars (\$46,260), to provide means for the payment by the Department of Water Supply, Gas and Electricity, during the year 1918, of Salaries, Regular Employees, Water Supply, Construction, Corporate Stock Force, in connection with improving the water supply system, said fund to be administered in accordance with the 1918 budget schedule No. 2154C; and that the Comptroller be and is hereby authorized to issue said corporate stock of the City of New York in the manner provided by section 169 of the Greater New York Charter, the proceeds thereof to the amount of the par value of the stock to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 178 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the issue of corporate stock of The City of New York to an amount not exceeding seventeen thousand five hundred and ninety-five dollars (\$17,595), to provide means for the payment by the Department of Water Supply, Gas and Electricity, during the year 1918, of Salaries, Regular Employees, Water Supply, Design, Tax Levy, Corporate Stock and Water Revenue Force, in connection with improving the water supply system, said fund to be administered in accordance with the 1918 budget schedule No. 2153TCW; and that the Comptroller be and is hereby authorized to issue said corporate stock of the City of New York in the manner provided by section 169 of the Greater New York Charter, the proceeds thereof to the amount of the par value of the stock to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

Commissioners of the Sinking Fund; Department of Docks and Ferries—Amendment of Resolutions Authorizing Issues of Corporate Stock (Cal. No. 15).

(On December 14, 1917 (Cal. No. 147), this matter was referred to the Committee on Corporate Stock Budget.)

The Secretary presented a communication, dated December 6, 1917, from the Secretary, Commissioners of the Sinking Fund, transmitting certified copies of two resolutions adopted by said Commission on that date, (1) reducing 1913 authorization of \$30,000 for hard dredging in New York Harbor to \$22,300 in Code C. D. D.—31A, and (2) requesting an increase of \$7,700 in the authorization for the construction of a pier at the foot of West 46th street in Code C. D. D.—4K; and the following report of the Committee on Corporate Stock Budget recommending approval thereof:

December 11, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 6, 1917, the Commissioners of the Sinking Fund adopted two resolutions recommending that the Board of Estimate and Apportionment take the action necessary (1) to reduce from \$30,000 to \$22,300 a 1913 authorization for hard dredging in New York Harbor, thereby rescinding the sum of \$7,700 in Code C. D. D.—31A, and (2) to increase by \$7,700 an authorization for the construction of a pier at the foot of West 46th Street for which \$140,000 authorized in 1914 was reduced in 1916 to \$53,346, and is now to be increased to \$61,046.

This matter was the subject of a report to the Commissioners of the Sinking Fund by the Corporate Stock Budget Committee dated November 10, 1917, in which the Bureau of Contract Supervision stated as follows:

"On February 6, 1914, a contract was awarded to the Holbrook, Cabot & Rollins Corporation for the construction of the inshore portion of the 1,000-foot pier at West 46th Street, at an estimated cost of \$487,812.90, based on estimated quantities and unit prices therefor, chargeable to the fund 'C. D. D.—4K.' This contract was subsequently modified by eliminating therefrom work amounting in value to \$62,109.72. A supplementary contract was then entered into with the said contractor to do additional work to the value of \$202,109.72, this being also a unit price contract.

"There has been certified against this supplementary contract and paid to the contractor the sum of \$199,629.52.

"In the performance of the contract, the same having been fully and satisfactorily completed in May last, some of the items of the estimated quantities were exceeded to the extent (in value) of \$24,168.50, while in other items there were decreases to the amount of \$16,524.82, showing a net increase of \$7,643.68. This amount has not been paid to the contractor and the fund 'C. D. D.—4K' is exhausted.

"On July 3, 1913, the Board of Estimate and Apportionment authorized \$30,000 corporate stock for hard dredging in New York Harbor. There now remains in this fund which is designated 'C. D. D.—31A,' an unencumbered balance of \$9,841.50.

"It is requisite that the fund 'C. D. D.—4K' be augmented in the sum named, \$7,643.68, in order that the contractor may be paid the amount to which he is justly entitled.

"It is suggested that the sum of \$7,700 be rescinded and reauthorized for the purposes of the request."

We recommend the adoption of the attached resolutions in conformity with the recommendations made by the Commissioners of the Sinking Fund. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; FRANK L. DOWLING, President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx; Corporate Stock Budget Committee.

On motion Rule 19 was waived in this matter and the following resolution was offered:

Resolved, That in accordance with section 180 of the Greater New York Charter and the recommendations of the Commissioners of the Sinking Fund, contained in resolution adopted on December 6, 1917, the resolution adopted by this Board on July 3, 1913, which authorized thirty thousand dollars (\$30,000) to be used by the Department of Docks and Ferries to meet the cost of hard dredging in the harbor of the City of New York, be and the same is hereby amended by striking therefrom the words and figures *thirty thousand dollars* (\$30,000), and inserting in place thereof the words and figures *twenty-two thousand three hundred dollars* (\$22,300), thereby rescinding the sum of seven thousand seven hundred dollars (\$7,700), in the fund "C. D. D.—31A, Hard Dredging in New York Harbor."

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That in accordance with section 180 of the Greater New York Charter and the recommendations of the Commissioners of the Sinking Fund contained in resolution adopted on December 6, 1917, the resolution adopted by this Board on March 17, 1916, which in effect reduced by amendment authorization of corporate stock to be used by the Department of Docks and Ferries for the construction of a pier at the foot of West 46th Street, North River, and the slips adjacent thereto from one hundred and forty thousand dollars (\$140,000) to fifty-three thousand three hundred and forty-six dollars (\$53,346), be and the same is hereby further amended by striking therefrom the words and figures *fifty-three thousand three hundred and forty-six dollars* (\$53,346), and inserting in place thereof the words and figures *sixty-one thousand and forty-six dollars* (\$61,046).

Which was adopted by the following vote:

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

Committee on Salaries and Grades.

President, Borough of Brooklyn—Retirement of James Feeley, Rammer (Cal. No. 16).

(On June 15, 1917 (Cal. No. 86), the request of the President of the Borough of Brooklyn in this matter was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication, dated June 1, 1917, from the President of the Borough of Brooklyn, transmitting application for retirement of James Feeley, Rammer in the Bureau of Highways; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 24, 1917.

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

Gentlemen—At a meeting of your board held June 15, 1917, there was submitted a communication from the President of the Borough of Brooklyn dated June 1, 1917, recommending the retirement of James Feeley, a Rammer in the Office of the President of the Borough of Brooklyn.

The President's communication was as follows:

"I enclose herewith application for retirement of James Feeley, 632 Union Street, Rammer in the Bureau of Highways Department. Mr. Feeley has called

at this office and made a statement to the effect that he was appointed in 1888 as Laborer in the old Department of Public Works of the City of Brooklyn, and has worked continuously in this service since that date, with a few periods when he was working on short time, on account of working conditions."

On July 10, 1917, Mr. Feeley was examined by the Board of Medical Examiners. The report of the said board is attached hereto and states in conclusion:

"In our opinion applicant is permanently unfit for duty and we therefore suggest that you recommend his retirement."

Mr. Feeley's original appointment and subsequent changes in title and rate of compensation were as follows:

April 14, 1878, appointed in the Department of City Works, Brooklyn, and assigned to horse and cart at \$2.75 a day.

May 21, 1879, services ceased.

January, 1879, worked two days at \$3 a day.

May 13, 1880, assigned to horse and cart at \$2.75 a day.

October 14, 1880, title changed to Laborer at \$1.50 a day.

In 1881-1882, employed as Laborer at \$1.50 a day and also as Rammer at \$2 a day.

April 2, 1883, assigned to Purveyor's Bureau as Laborer at \$2 a day.

May 22, 1884, title changed to Gardener.

October, 1884, title changed to Laborer.

April 10, 1886, resigned.

April 26, 1889, appointed Rammer, Bureau of Street Repairs, at \$2.50 a day.

December 12, 1889, services ceased.

September 18, 1892, reappointed at \$3 a day.

November 26, 1892, services ceased.

October 1, 1893, reappointed at \$3 a day.

November 4, 1893, services ceased.

March 15, 1894, reappointed at \$2.50 a day.

May 24, 1896, compensation changed to \$3 a day.

January 14, 1900, compensation changed to \$3.50 a day.

April 10, 1904, compensation changed to \$3.84 a day.

May 13, 1907, compensation changed to \$4 a day.

The total time established by an examination of the payrolls and time sheets is as follows:

	Years.	Months.	Days.
April 14, 1878, to May 21, 1879	..	12	12½
May 13 to December 31, 1880	..	2	36
January 1, 1881, to April 10, 1886	5	3	10
April 26 to December 31, 1889	..	5	13½
April 18 to November 26, 1892	..	2	10
October 1 to November 4, 1893	..	1	3
March 15, 1894, to December 31, 1899	5	10	..
January 1 to December 31, 1900	..	8	41½
January 1 to December 31, 1901	..	8	19½
January 1 to December 31, 1902	..	8	26
January 1 to December 31, 1903	..	7	21
January 1 to December 31, 1904	..	8	5½
January 1 to December 31, 1905	..	9	..
January 1 to December 31, 1906	..	7	54
January 1 to December 31, 1907	..	9	14
January 1 to December 31, 1908	..	9	17½
January 1 to December 31, 1909	..	9	25
January 1 to December 31, 1910	..	8	13
January 1 to December 31, 1911	..	8	16½
January 1 to December 31, 1912	..	9	44
January 1 to December 31, 1913	..	9	14½
January 1 to December 31, 1914	..	9	9½
January 1 to December 31, 1915	..	9	25½
January 1 to December 31, 1916	..	8	25
January 1 to December 13, 1917	..	8	29½
	10	185	447½

-aggregating a total service of 27 years 3 months, 7½ days.

During the winter season very little, if any, work is performed by rammers on account of inclement weather, but during this time the employees must hold themselves in readiness to respond to any call from the Borough President, and are really on a leave of absence without pay.

From this viewpoint and in view of the fact that the average annual time made by ramblers in Brooklyn is 208 days, and that for the past 24 years Mr. Feeley has averaged 212 days annually, it seems only fair to allow Mr. Feeley credit for the full 30 years' service required by the law.

In an affidavit dated December 19, 1917, submitted herewith, Mr. Feeley stated that he had never filed a claim nor brought suit against The City of New York for the payment of salary or wages or for any other claim, except that on December 6, 1899, he recovered the sum of \$939.25, and on March 29, 1912, he recovered \$62.75, balances due him for his services as a rammer in the Department of Public Works, Brooklyn, making a total of \$1,002.

A search of the records in the Law Department discloses that Mr. Feeley commenced an action against The City of New York to recover \$1,012, balance alleged to be due him for services as a rammer in the Department of Public Works, Brooklyn; that on December 6, 1899, a transcript of judgment in his favor in the sum of \$939.25 was forwarded to the Comptroller for payment; that on February 28, 1900, Mr. Feeley commenced an action against the City to recover \$90 alleged balance due for services as a rammer in the Bureau of Highways, Brooklyn, which action was settled for \$62.75 on March 29, 1912.

An examination of the Register of Claims in the Division of Law and Adjustment of the Department of Finance shows that on January 2, 1900, he filed claim No. 36090 for \$90, and on June 25, 1900, he filed claim No. 41694 for \$62.75, and that these claims were settled by the City for \$62.75. The records also show that a judgment obtained by Mr. Feeley in the sum of \$939.25 was paid by voucher B11000, 1899.

For the past three years, Mr. Feeley's compensation has been at the rate of \$4 a day, payable from a fund for temporary employees, the budget line for which did not indicate the number of days each individual was expected to work during the year. In a communication dated December 20, 1917, Mr. E. W. Voorhies, Commissioner of Public Works and Acting President of the Borough of Brooklyn, stated that the average annual time made by Ramblers in the office of the President of the Borough of Brooklyn is 208 days. On this basis his average annual compensation would be at the rate of \$832.

His actual compensation during the same period was:

December 1 to 31, 1914, 17 days at \$4 a day	\$68 00
January 1 to December 31, 1915, 214½ days at \$4 a day	857 50
January 1 to December 31, 1916, 202 days at \$4 a day	808 00
January 1 to November 30, 1917, 193½ days at \$4 a day	772 50

\$2,506 00

-an average annual sum of \$835.33.

Under date of December 19, 1917, Mr. Feeley signed the following consent:

"In consideration of the award to me of an annuity equal to fifty per cent. of my average annual compensation for the past three years, I agree to refund to the City of New York the amounts recovered by me through actions under the prevailing rate of wages law, by having the said amounts deducted in monthly installments to be based on my probable length of life."

The above consent is attached hereto.

We recommend the adoption of the accompanying resolution retiring James Feeley from active service and awarding and granting him an annuity of \$416, being fifty per centum of his average annual rate of compensation for the past three years, less the amount of the annual refund of \$112.71 to reimburse the City for the money recovered by him through successful suits or claims, leaving a net annuity of \$303.29. Respectfully submitted,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following was offered:

Whereas, James Feeley, employed as a Rammer in the office of the President of

the Borough of Brooklyn, who has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York, for a period of thirty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore be it

Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service James Feeley, employed as a Rammer, in the office of the President of the Borough of Brooklyn, and hereby awards and grants to said James Feeley an annual sum or annuity of Four hundred sixteen dollars (\$416), being equal to fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution, less the amount of the annual refund of One hundred twelve dollars and seventy-one cents (\$112.71), to reimburse the City for the money recovered by him through successful suits or claims, leaving a net annuity of Three hundred and three dollars and twenty-nine cents (\$303.29); this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said net annuity of Three hundred and three dollars and twenty-nine cents (\$303.29) to said James Feeley during his lifetime in equal monthly instalments out of the receipts of excise moneys or liquor taxes belonging to The City of New York.

Which was adopted by the following vote:

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

Department of Water Supply, Gas and Electricity—Retirement of James Schollard, Laborer (Cal. No. 17).

(On November 13, 1914 (Cal. No. 118), the request of the Commissioner of Water Supply, Gas and Electricity for the retirement of this employee was referred to the Committee on Salaries and Grades and on August 12, 1915 (Cal. No. 8), the Board denied said application on the ground that the applicant had not served the requisite number of years.)

(On September 21, 1917 (Cal. No. 244), the renewal of said request was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication dated August 31, 1917, from the Mayor's Office, transmitting communication, dated August 27, 1917, from the Commissioner of Water Supply, Gas and Electricity, renewing request for the retirement of James Schollard, Laborer; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 15, 1917.

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

Gentlemen—At a meeting of your Board held September 21, 1917, there was submitted a communication from the Commissioner of Water Supply, Gas and Electricity, dated August 27, 1917, recommending the retirement of James Schollard, a Laborer in the Department of Water Supply, Gas and Electricity.

The Commissioner's communication was as follows:

"August 27, 1917.

"Hon. JOHN PURROY MITCHEL, Mayor, City of New York, New York, N. Y.:

"Sir—I send you herewith application for retirement on pension of James Schollard, a Laborer in this department. A previous application by Mr. Schollard was denied by the Board of Estimate by resolution adopted August 12, 1915, on the ground that the investigation made by the Committee on Salaries and Grades failed to show the requisite amount of service by the applicant. The application is now renewed in the belief that, upon further investigation following the lines indicated by the report of the departmental investigator dated July 28, 1917, and herewith enclosed, it will be found that Mr. Schollard has now served somewhat more than 30 years.

"In arriving at this conclusion, the department has assumed the validity of the applicant's claim that he was employed in the King's County Penitentiary from 1887 to 1892. Although no payrolls or time record can be found to verify this claim, the annual reports of the Department of Charities and Corrections for the fiscal years within that period, as found in the minutes of the Board of Supervisors of Kings County, contained the name of James Schollard as one of the employees. Indeed, the report of the Committee on Salaries and Grades above referred to takes cognizance of this situation, and the department, therefore, assumes that the Board of Estimate and Apportionment will approve the department's action in crediting this time to the applicant.

"A further period of two years and more beyond that found by the Committee is to be credited to the applicant by virtue of his having worked continuously from the date of that Committee's report, namely, July 26, 1915, to the present date. Still more time is given to the applicant as a result of the detailed examination of the payrolls and time records by the departmental investigator. The department believes that its investigation is correct, and for this reason it is renewing the application in the conviction that it is to the interests of the City that Schollard, who, because of advanced years and impaired health is unable to perform a proper measure of work in his position, should be retired. I, therefore, recommend that his renewed application be forwarded to the Board of Estimate and Apportionment for favorable action as soon as may be.

"Mr. Schollard has, during the past three years and more, been paid at the rate of \$2.50 a day. Respectfully, WM. WILLIAMS, Commissioner."

On October 2, 1917, Mr. Schollard was examined by the Board of Medical Examiners. The report of the said board is attached hereto and states in conclusion:

"On November 24, 1914, applicant was recommended for retirement owing to physical incapacity. His diseased cardio vascular system shows considerable advance and as he is permanently unfit for duty we suggest that you recommend his retirement."

Mr. Schollard's original appointment and subsequent changes in title and rate of compensation were as follows:

February 1, 1877, appointed with horse and cart at \$2.75 a day, Bureau of Street Repairs.

1879, 1880, 1885, 1886 and 1887, employed short time each year as Paver, Department of City Works.

February 2, 1887, appointed Shopkeeper, Department of Charities and Correction, at \$1,000 per annum.

January 1, 1888, title changed to Keeper.

June 8, 1892, services ceased.

September 1, 1892, employed as Paver, Department of City Works, at \$4 a day.

December 11, 1897, services ceased.

April 12, 1898, appointed Paver, Department of Water Supply, at \$4 a day.

September 14, 1905, compensation changed to \$4.96 a day.

May 5, 1909, compensation changed to \$5 a day.

April 6, 1910, title changed to Laborer, at \$2.50 a day.

	Years.	Months.	Days.
May 25 to December 11, 1897.....	..	6	17
April 12 to December 31, 1898.....		8	16
January 1, 1899, to December 31, 1908.....	10	..	..
January 1 to December 31, 1909.....		10	14
January 1, 1910, to October 31, 1917.....	7	8	..
	22	91	120

—aggregating a total service of 30 years and 1 month.

In an affidavit dated October 4, 1917, submitted herewith, Mr. Schollard stated that he had never filed a claim nor brought suit against The City of New York for the payment of salary or wages or for any other claim, except that about ten or twelve years ago he filed a claim under the Prevailing Rate of Wages Law to recover the sum of seventeen hundred and fifty dollars; that he never received anything in settlement of said claim and waived any right he might have thereunder.

A search of the records in the Law Department discloses the following actions brought on behalf of Mr. Schollard to recover under the Prevailing Rate of Wages Law as a Paver in the Department of Water Supply:

Action commenced January 16, 1900, to recover \$294.87.

Action commenced April 21, 1900, to recover \$304.75.

Action commenced August 8, 1907, to recover \$1,125.12.

The above actions were discontinued by orders entered on November 9, 1917.

An examination of the Register of Claims in the Division of Law and Adjustment of the Department of Finance shows that he filed claims for \$304.75, \$294.87 and \$1,125.12, respectively, for the difference between the amount which he received for his services as a Paver and the amount alleged to be due him under the Prevailing Rate of Wages Law.

For the period from November 1, 1914, to October 31, 1917, Mr. Schollard's compensation as provided for in the budget was at the rate of \$2.50 a day, payable from a fund for temporary employees, the budget line for which did not indicate the number of days each employee was expected to work during the year. In a communication dated December 12, 1917, Mr. George A. Acken, Secretary of the Department of Water Supply, Gas and Electricity, stated that the budget lines from which Mr. Schollard was paid provided for 330 days' work each year. On this basis his average annual compensation for the past three years would be \$825.

His actual compensation during the same period was:

November 1 to December 31, 1914, 55 days at \$2.50 a day.....	\$137.50
January 1 to December 31, 1915, 337 days at \$2.50 a day.....	842.50
January 1 to December 31, 1916, 340 days at \$2.50 a day.....	850.00
January 1 to October 31, 1917, 204 days at \$2.50 a day.....	510.00

\$2,340.00

—an average annual sum of \$780.

We recommend the adoption of the accompanying resolution retiring James Schollard from service and awarding and granting him an annuity of \$412.50, being fifty per centum of his average annual rate of compensation for the past three years.

Respectfully submitted, WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following was offered:

Whereas, James Schollard, employed as a Laborer in the Department of Water Supply, Gas and Electricity, has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York for a period of thirty years and upward, and is physically incapacitated for the further performance of the duties of his position, therefore be it

Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and Chapter 479 of the Laws of 1912, hereby does retire from active service James Schollard, employed as a Laborer in the Department of Water Supply, Gas and Electricity, and hereby awards and grants to said James Schollard an annual sum or annuity of four hundred twelve dollars and fifty cents (\$412.50), being fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution; this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said annuity to said James Schollard during his lifetime in equal monthly installments out of the receipts of excise moneys or liquor taxes belonging to The City of New York.

Which was adopted by the following vote:

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

Board of Water Supply—Retirement of James Lyons, Inspector of Masonry (Cal. No. 18).

(On September 24, 1915 (Cal. No. 12), the Board adopted a resolution retiring James Lyons on an annuity of \$500.)

(On December 14, 1917 (Cal. No. 141), the request for a reconsideration of this matter was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication dated December 6, 1917, from James Lyons requesting that the annuity granted him by resolution adopted September 24, 1915 (Cal. No. 12), be increased to \$780; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 24, 1917.

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

Gentlemen—At a meeting of the Board of Estimate and Apportionment held December 14, 1917, a communication was presented from James Lyons, formerly an inspector of masonry in the Board of Water Supply, requesting that his annuity be increased to \$780, or fifty per cent. of his average annual compensation for the last three years of his employment.

On September 24, 1915, Mr. Lyons was retired by the Board of Estimate and Apportionment upon a pension of \$500 per annum. His annuity was fixed at less than fifty per cent. of his average annual rate of compensation because of two judgments, aggregating \$590, which he had obtained against the City.

On October 1, 1915, this Board adopted the policy of granting to retired employees who had recovered on claims against The City of New York the full allowance of fifty per cent. upon repayment of amounts recovered, either in cash or in monthly installments based on the probable length of life of the annuitant. In accordance with this policy, on January 31, 1916, Mr. Lyons' annuity was increased to \$709.56, being fifty per cent. of his average annual compensation for the three years immediately preceding his retirement, less an annual refund of \$70.44.

In an affidavit dated October 20, 1914, Mr. Lyons stated that in 1896 he recovered \$530 for salary due him on account of enforced idleness during the period between the date of his appointment and assignment to work, and that in 1912 he recovered \$60 for two weeks' salary during a period of suspension.

In view of the fact that the claims on which recovery was had were for salary withheld, we recommend the adoption of the accompanying resolution granting and awarding to James Lyons an annual sum or annuity of \$780, being fifty per centum of his average annual compensation for the three years immediately preceding his retirement, viz., October 1, 1915. Respectfully submitted,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the following resolution adopted by the Board of Estimate and Apportionment on January 31, 1916:

"Whereas, The Board of Estimate and Apportionment on September 24,

1915, adopted the following resolution:

"Whereas, James Lyons, employed as an Inspector of Masonry in the Board of Water Supply, is an honorably discharged soldier, who served as such in the Union Army during the War of the Rebellion, has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof

thereof which have been incorporated into The City of New York for a period of twenty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore, be it

"Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service James Lyons, employed as an Inspector of Masonry in the Board of Water Supply, and hereby awards and grants to said James Lyons an annual sum or annuity of five hundred dollars (\$500), being less than fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution; this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

"Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said annuity to said James Lyons during his lifetime in equal monthly installments out of the receipts of excise moneys or liquor taxes belonging to The City of New York."

—Whereas, Said annuity has been found to be inequitable, the resolution adopted by this Board on September 24, 1915, retiring the said James Lyons, is hereby amended to read as follows:

"Whereas, James Lyons, employed as an Inspector of Masonry in the Board of Water Supply, is an honorably discharged soldier who served as such in the Union Army during the War of the Rebellion, has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York for a period of twenty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore, be it

"Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service James Lyons, employed as an Inspector of Masonry in the Board of Water Supply, and hereby awards and grants to said James Lyons an annual sum or annuity of seven hundred nine dollars and fifty-six cents (\$709.56), being less than fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution; this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

"Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said annuity of seven hundred nine dollars and fifty-six cents (\$709.56) to said James Lyons during his lifetime in equal monthly installments out of the receipts of excise moneys or liquor taxes belonging to The City of New York."

—be and the same is hereby amended to read as follows:

Whereas, James Lyons, employed as an Inspector in the Board of Water Supply, is an honorably discharged soldier who served as such in the Union Army during the War of the Rebellion, who has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York for a period of twenty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore, be it

Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service James Lyons, employed as an Inspector in the Board of Water Supply, and hereby awards and grants to said James Lyons an annual sum or annuity of seven hundred and eighty dollars (\$780), being fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution; this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said annuity to said James Lyons during his lifetime in equal monthly installments out of the receipts of excise moneys or liquor taxes belonging to The City of New York.

Which was adopted by the following vote:

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

Department of Parks, Boroughs of Manhattan and Richmond—Retirement of Thomas Connell, Foreman (Cal. No. 19).

(On December 7, 1917 (Cal. No. 122), the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for the retirement of the above named employee was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication dated November 30, 1917, from the Commissioner of Parks, Boroughs of Manhattan and Richmond, transmitting application of Thomas Connell, Foreman, for retirement; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 21, 1917.

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

Gentlemen—At a meeting of your board held December 7, 1917, there was submitted a communication from the Commissioner of Parks, Boroughs of Manhattan and Richmond, dated November 30, 1917, recommending the retirement of Thomas Connell, a Foreman in the Department of Parks, Boroughs of Manhattan and Richmond.

The Commissioner's communication was as follows:

"Enclosed herewith you will find application of Thomas Connell, 608 St. Nicholas Avenue, Park Foreman in this department, with pay at the rate of \$1,200 per annum, for retirement in accordance with provisions of sections 165, 166 and 167 of the Greater New York Charter.

"The records of this department show that Mr. Connell was appointed on May 24, 1887, and that his services since have been continuous.

"On July 19, 1917, the Board of Estimate and Apportionment, in a resolution adopted on that date, denied a similar previous application of Mr. Connell, on the ground that he was not at that time incapacitated from the performance of his duty as Foreman (Calendar No. 25).

"Since that time, August 2, 1917, Mr. Connell has met with an accident, which he claims incapacitated him from the performance of his duty, and requests re-examination."

On December 11, 1917, Mr. Connell was examined by the Board of Medical Examiners. The report of the said board is attached hereto and states in conclusion:

"In our opinion applicant is permanently unfit for duty and we therefore suggest that you recommend his retirement."

On July 19, 1917, the Board of Estimate and Apportionment denied a former application for retirement made by Mr. Connell on a report by the Board of Medical Examiners to the effect that his physical defects did not incapacitate him for duty as a foreman.

Mr. Connell's original appointment and subsequent changes in title and rate of compensation were as follows:

May 24, 1887, appointed Gardener, Department of Public Parks, Manhattan, at \$2 a day.

November 11, 1888, compensation changed to \$2.50 a day.

May 1, 1889, title changed to Assistant Foreman at \$75 a month.

December 17, 1890, services ceased.

April 13, 1891, reappointed Gardener at \$2 a day.

September 25, 1892, title changed to Assistant Foreman at \$75 a month.

April 16, 1894, title changed to Foreman at \$100 a month.

February 1, 1912, compensation changed to \$1,200 per annum.

January 1, 1913, compensation changed to \$3.50 a day.

January 1, 1916, title changed to Park Foreman at \$1,200 per annum.

An examination of the payrolls and time sheets has been made sufficient to establish over thirty years of service, as follows:

	Years.	Months.	Days.
May 24 to December 31, 1887.....	..	7	2½
January 1, 1888, to December 17, 1890.....	2	11	17
April 13 to December 31, 1891.....	..	8	12½
January 1, 1892, to December 15, 1917 (on leave of absence without pay during August, September and December, 1917).....	25	11	15
	27	37	46½

—aggregating a total service of over 30 years and 2 months.

In an affidavit dated December 18, 1917, submitted herewith, Mr. Connell stated that his attention had been called to a communication from the Corporation Counsel addressed to the Comptroller under date of June 8, 1917, in which it is stated that an action was brought against the City by one Thomas Connell on November 28, 1904, through Messrs. Smith & Campbell, attorneys, to recover the sum of \$5,000 damages for personal injuries; that he never filed a claim or brought suit against the City of New York for the payment of salary or wages or for any other claim; that he never authorized any one to bring an action in his behalf, and that at the time said injuries are alleged to have been sustained his time record in the Department will show that he was at work and was continuously at work during the entire year 1904.

A search of the records in the Law Department discloses that the only action against the City which the Law Department has any record of, in which the plaintiff's name was Thomas Connell, was an action commenced in Kings County on November 28, 1904, to recover \$5,000 damages for personal injuries.

An examination of the Register of Claims in the Division of Law and Adjustment of the Department of Finance shows that he has filed no claim.

For the past years Mr. Connell's compensation as provided for in the budget was as follows:

January 1 to December 31, 1915, 365 days, at \$3.50 a day.....	\$1,277 50
Years 1916 and 1917, 2 years, at \$1,200 a year.....	2,400 00

—an average annual rate of \$1,225.90.

His actual compensation during the same period was:

January 1 to December 31, 1915, 362 days, at \$3.50 a day.....	\$1,267 00
Years 1916 and 1917, 21 months, at \$1,200 a year.....	2,100 00

\$3,367 00

—an average annual sum of \$1,122.33.

We recommend the adoption of the accompanying resolution retiring Thomas Connell from service and awarding and granting him an annuity of \$612.95, being fifty per centum of his average annual rate of compensation for the past three years.

Respectfully submitted, WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Whereas, Thomas Connell, employed as a Foreman in the Department of Parks, Boroughs of Manhattan and Richmond, has been in the employ of the City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York, for a period of thirty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore be it

Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service Thomas Connell, employed as a Foreman in the Department of Parks, Boroughs of Manhattan and Richmond, and hereby awards and grants to said Thomas Connell an annual sum or annuity of six hundred and twelve dollars and ninety-five cents (\$612.95), being fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution; this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said annuity to said Thomas Connell during his lifetime in equal monthly installments out of the receipts of excise moneys or liquor taxes belonging to The City of New York.

Which was adopted by the following vote:

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

Department of Parks, Boroughs of Manhattan and Richmond—Retirement of Arthur Herbert, Assistant Engineer (Cal. No. 20).

(On November 16, 1917 (Cal. No. 114), the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, in this matter was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication dated November 10, 1917, from the Acting Commissioner of Parks, Boroughs of Manhattan and Richmond, transmitting application of Arthur Herbert, Assistant Engineer, for retirement; and the following report of the Committee on Salaries and Grades recommending denial thereof:

December 18, 1917.

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

Gentlemen—At a meeting of your Board held November 16, 1917, there was submitted a communication from the Acting Commissioner of Parks, Boroughs of Manhattan and Richmond, recommending the retirement of Arthur Herbert, an Assistant Engineer in the Department of Parks, Boroughs of Manhattan and Richmond.

The Commissioner's communication was as follows:

"Attached herewith you will find application of Mr. Arthur Herbert, Cambridge Road, Hartsdale, N. Y., Assistant Engineer in this department, for retirement, pursuant to the provisions of sections 165, 166, 167 of the Greater New York Charter.

"The records of this department indicate that Mr. Herbert has been continuously employed therein since April 1st, 1889.

"He states that previous to that, from July 18, 1887, he was employed by the City as a member of the Engineer's Corps of the old Aqueduct Commission. It would appear, therefore, that the period of thirty years required under the Statute have been accomplished."

On November 13, 1917, Mr. Herbert was examined by the Board of Medical Examiners. The report of said Board is attached hereto and states:

"Upon examination we find the applicant is neither physically or mentally incapacitated for duty and we therefore suggest his request be denied."

As the Board of Estimate and Apportionment is without authority to retire an employee unless he is physically or mentally incapacitated for the further performance of the duties of his position, we recommend the adoption of the accompanying resolution denying the application of Arthur Herbert for retirement.

Respectfully submitted, WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following was offered:

Whereas, Arthur Herbert, employed as an Assistant Engineer in the Department of Parks, Boroughs of Manhattan and Richmond, who has made application for retirement, under the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, has been examined as to his physical condition by the Board of Medical Examiners; and

Whereas, The Board of Medical Examiners in their report state:

"Upon examination we find the applicant is neither physically or mentally incapacitated for duty and we therefore suggest his request be denied,"

—therefore be it

Resolved, That the Board of Estimate and Apportionment, being without authority under the provisions of section 165 of the Greater New York Charter, as amended, to retire any person who is not physically or mentally incapacitated to perform the duties of his position, the application for retirement of Arthur Herbert, employed as an Assistant Engineer in the Department of Parks, Boroughs of Manhattan and Richmond, be and it is hereby denied.

Which was adopted by the following vote:

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

Department of Finance—Transfer of Appropriation and Modification of Schedules (Cal. No. 21).

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds appropriated to the Department of Finance for the year 1918 as follows:

FROM *Personal Service, Salaries, Regular Employees.*

81 Municipal Investigation and Statistics..... \$100 00

TO *Personal Service, Salaries, Regular Employees.*

76 Administration..... \$100 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Finance for the year 1918, to be effective as of January 1, 1918, as follows:

Personal Service, Salaries, Regular Employees, Executive and Advisory.

76 Administration—

Deputy Comptroller, 3 at \$7,500..... \$22,500 00

Assistant Deputy Comptroller..... 6,000 00

Clerk to Comptroller..... 2,100 00

Clerk..... 3,150 00

Clerk..... 2,350 00

Clerk..... 1,680 00

Clerk, 2 at \$1,440..... 2,880 00

Clerk..... 660 00

Stenographer and Typewriter..... 1,200 00

Messenger..... 1,650 00

Messenger, 2 at \$1,500..... 3,000 00

Laborer..... 960 00

Schedule Total..... \$48,130 00

81 Municipal Investigation and Statistics—

Supervising Statistician and Examiner..... \$6,000 00

Accountant..... 4,000 00

Expert Accountant..... 2,700 00

Expert Accountant, 2 at \$2,400..... 4,800 00

Expert Accountant, 2 at \$2,280..... 4,560 00

Expert Accountant..... 2,100 00

Accountant..... 3,180 00

Accountant, 5 at \$2,940..... 14,700 00

Accountant, 2 at \$2,700..... 5,400 00

Accountant, 2 at \$2,460..... 4,920 00

Accountant, 3 at \$2,400..... 7,200 00

Accountant, 3 at \$2,280..... 6,840 00

Accountant, 2 at \$2,100..... 4,200 00

Accountant..... 1,950 00

Accountant, 5 at \$1,920..... 9,600 00

Accountant, 2 at \$1,800..... 3,600 00

Statistician..... 3,060 00

Statistician..... 2,400 00

Statistician..... 2,340 00

Examiner..... 2,580 00

Bookkeeper..... 2,400 00

Bookkeeper..... 1,560 00

Bookkeeper..... 1,320 00

Clerk..... 2,100 00

Clerk, 2 at \$1,980..... 3,960 00

Clerk..... 1,800 00

Clerk..... 1,320 00

Clerk, 2 at \$1,200..... 2,400 00

Clerk, 6 at \$1,080..... 6,480 00

Clerk..... 600 00

Clerk, 2 at \$600..... 720 00

Stenographer and Typewriter, 2 at \$1,020..... 2,040 00

Stenographer and Typewriter..... 960 00

Typewriting Copyist..... 1,140 00

Searcher..... 1,560 00

Searcher..... 1,320 00

Balance unassigned..... 80 00

\$127,890 00

84TS Assessments and Arrears—

Tax Levy and Special and Trust Fund Force—

Financial Clerk	1,800 00
Financial Clerk	1,200 00
Financial Clerk	1,080 00
Financial Clerk	720 00
Searcher	1,560 00
Searcher, 2 at \$1,320.	2,640 00
Searcher, 6 at \$1,200.	7,200 00
Searcher, 2 at \$1,050.	2,100 00
Searcher	720 00
Stenographer and Typewriter.....	1,200 00
Stenographer and Typewriter.....	1,140 00
Adding and Billing Machine Operator.....	960 00
Adding and Billing Machine Operator.....	900 00
Bank Messenger, 3 at \$1,200.	3,600 00
Balance unassigned	90 00
 Schedule Total	 \$148,430 00
 Tax Levy Allowance.....	 \$138,890 00
Special and Trust Fund Allowance.....	9,540 00
 Total Allowance	 \$148,430 00

Which was adopted by the following vote:

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

President, Borough of The Bronx—Transfer of Appropriation and Modification of Schedule (Cal. No. 22).

The Secretary presented a communication dated December 20, 1917, from the Acting President, Borough of The Bronx, requesting transfer of funds within appropriation for 1917; and the following report of the Committee on Salaries and Grades recommending approval thereof and modification of schedule:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 20th, 1917, the PRESIDENT OF THE BOROUGH OF THE BRONX requested modification, involving cash transfer, of Code 469 for his office for the year 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To increase the Tax Levy Allowance by \$2,959, and reduce that for other funds a like amount.

"Reason Given—To provide sufficient funds to carry the laboring force in the Bureau of Highways and Sewers to the end of the year.

"Result of Investigation—The request is reasonable and necessary. Funds are to be provided by transfer within the Tax Levy Accounts of the Department."

Recommendation—In view of the above report, the Committee recommends that the request be granted by adoption of the attached resolution. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the office of the President of the Borough of the Bronx for the year 1917, as follows:

FROM	
463T.C. Engineering, General	\$200 00
470 Care of Public Buildings and Offices, Light, Heat and Power.....	759 00
499T.S. Transportation, Hire of Horses and Vehicles with Drivers.....	2,000 00
	 \$2,959 00

TO

469T.S. Care of Sewers and Highways	\$2,959 00
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Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule total as revised for the Office of the President of the Borough of The Bronx for the year 1917, as follows:

469TS. Care of Sewers and Highways, Summary—	
Tax Levy Allowance	\$305,882 12
Special and Trust Fund Allowance	9,204 23
 Total Allowance	 \$315,086 35

Which was adopted by the following vote:

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

President, Borough of Richmond—Transfer of Appropriation and Modification of Schedules (Cal. No. 23).

The Secretary presented a communication dated December 17, 1917, from the President, Borough of Richmond, requesting modification of schedules, involving transfer of funds within appropriation; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 17th, 1917, the PRESIDENT OF THE BOROUGH OF RICHMOND requested modification, involving cash transfer of code 764 for his office for the year 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To reduce the line 'Foreman, 5 at \$1,140,' by one, and increase from 7 to 8 the Foremen at \$1,200.

Reason Given—In order to provide for the promotion of a Foreman in the Bureau of Street Cleaning, who is provided for at \$1,200 per annum in the budget for 1918, and who is now eligible under civil service rules for this change in compensation, but this eligibility expires at the close of the year.

"Result of Investigation—The request is reasonable. The necessary funds are to be provided by transfer from balance unassigned in Code 754TC."

Recommendation—In view of the above report, the Committee recommends that the request be granted by adoption of the attached resolution. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated for the office of the President of the Borough of Richmond for the year 1917, as follows:

FROM	
754TC. Street Cleaning, Executive	\$60 00
 Personal Service, Wages, Regular Employees.	 \$60 00

764 Street Cleaning, Sweeping and Cleaning, Carting and Stables	\$60 00
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Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the

schedule, as revised, for the office of the President of the Borough of Richmond for the year 1917, as follows:

	Paid from Tax Levy Appropriation.	Paid from Special Revenue Bonds.	Total.
764 Sweeping and Cleaning, Carting and Stables, and Final Disposition—			
Foreman, 8 at \$1,200	\$9,600 00	.....	\$9,600 00
Foreman, 4 at \$1,140	4,560 00	.....	4,560 00
Sweeper, 126 at \$72	93,744 00	\$6,048 00	99,792 00
Sweeper	792 00	.....	792 00
勞工, 16 at \$3 per day (330 days)	15,840 00	.....	15,840 00
勞工, 2 at \$2.50 per day (303 days)	1,515 00	.....	1,515 00
Driver, 54 at \$840	42,672 00	2,688 00	45,360 00
Driver, 2 at \$900	1,800 00	.....	1,800 00
Driver (Motor)	924 00	.....	924 00
Driver (Motor), 2 at \$852	1,704 00	.....	1,704 00
Hostler, 11 at \$72	8,712 00	.....	8,712 00
Stationary Engineer, 4 at \$4.50 per day (365 days)	6,570 00	.....	6,570 00
Stoker, at \$3.50 per day (365 days)	1,277 50	.....	1,277 50
Painter, at \$5 per day (277 days)	1,385 00	.....	1,385 00
 Schedule Totals	 \$192,895 50	\$8,736 00	\$201,631 50

754TC Executive, Tax Levy and Corporate Stock Force—	
Superintendent	\$3,000 00
Assistant Superintendent	2,000 00
Clerk	1,920 00
Clerk	1,650 00
Clerk	1,200 00
Clerk	840 00
Clerk	300 00
Stenographer and Typewriter	1,080 00
Inspector, 5 at \$1,620	8,100 00
Transitman and Computer	1,740 00
Automobile Engineman	1,080 00
Balance unassigned	480 00
 Schedule Total	 \$23,390 00
 Tax Levy Allowance	 \$22,900 00
Corporate Stock Allowance	550 00
 Total Allowance	 \$23,390 00

Which was adopted by the following vote:

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

President, Borough of Richmond—Transfer of Appropriation and Modification of Schedule (Cal. No. 24).

The Secretary presented a communication dated November 13, 1917, from the Acting President of the Borough of Richmond, requesting transfer of funds within appropriation and modification of schedule; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 13th, 1917, the PRESIDENT OF THE BOROUGH OF RICHMOND requested modification, involving cash transfer of code 765 for his office for the year 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To increase the pay of Plumbers from \$5.50 to \$6 per day.

"Reason Given—In order to comply with resolution adopted by the Board of Estimate and Apportionment on October 19th, 1917, fixing the rate for Plumbers at \$6 per day from July 1st, 1917.

"Result of Investigation—The request is reasonable and necessary. Funds required in the amount of \$69 are to be transferred from Code 764."

Recommendation—In view of the above report, the committee recommends that the request be granted by the adoption of the attached resolutions. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the office of the President of the Borough of Richmond for the year 1917, as follows:

FROM	
764 Street Cleaning, Sweeping and Cleaning, Carting and Stables	\$69

Stuyvesant High School, and the Hall of the Board of Education. The Secretary of the Committee on Education reports thereon as follows:

"For the janitors assigned to the temporary care of the following three schools, the usual temporary rates are requested, which rates represent the gross compensation of each school on the old measurement basis less the respective amounts included therein as rent allowances for the regular janitors.

	Regular Rate.	Rent Allowance.	Temporary Rate.
Public School 82, Brooklyn.....	\$2,064 00	\$221 00	\$1,843 00
Public School 18, Queens	744 00	221 00	523 00
Public School 26, Richmond	2,052 00	221 00	1,831 00

"For the janitor of P. S. 45, The Bronx, additional compensation is proposed at the rate of \$4 per day effective as of July 28, 1917, and at \$5 per day effective as of September 1, 1917, in order to permit him to engage the services of two watchmen, one for day service and one for night service, to care for the new addition to P. S. 45, now under construction.

"For the janitor of P. S. 116, Manhattan, assigned to the care of a classroom for ungraded children located in the Presentation Day Nursery at 230 East 32d Street, Manhattan, additional compensation at the rate of \$10 per month is proposed.

"For the janitor of P. S. 19, The Bronx, assigned to the care of a leased annex containing four classrooms located at 265 East 235th Street, The Bronx, additional compensation is proposed at the rate of \$55 per month.

"For the janitor of P. S. 89, Brooklyn, compensation at the rate of \$3,398 is proposed for the care of both the old building and the new addition thereto, this rate being computed on the measurement schedule and including additional compensation of \$164 per annum for the care of special equipment installed in connection with the use of the swimming pool.

"For the janitor of P. S. 13, Richmond, an increase in compensation is proposed from \$3,324 to \$3,396 on account of an additional classroom being occupied for school purposes.

"For the janitor of new P. S. 93, Queens, a rate of \$4,860 is proposed computed on the measurement schedule, which rate is \$420 per annum higher than the rate \$4,440, computed for that school according to the plan adopted by the Efficiency Staff of the Commissioner of Accounts. In computing the gross compensation of \$4,440 for the janitor and his help under the indirect system, the Efficiency Staff allows the janitor the following rates for cleaners:

	Rate per Month.
Female Cleaner	\$35 00
Female Cleaner (Part-Time)	20 00
Owing to the condition of the labor market these allowances are obviously inadequate. In view of this fact the Board of Education requests the fixation of compensation at the rate of \$4,860, computed on the measurement schedule which will permit the janitor to pay higher rates of compensation to his help.	
For the janitor of P. S. 52, Manhattan, who has been assigned to the care of both the old and the new building, a rate of \$4,380 per annum is proposed, computed on the measurement schedule, which rate is \$336 per annum higher than the corresponding rate under the Efficiency Staff plan.	

"In connection with the Stuyvesant High School, Manhattan, the Board of Education proposes a change in its janitorial organization which if approved will, it is stated, effect a saving of \$4,266 per annum and afford better service. This school since its opening has been in charge of a janitor-engineer receiving compensation under the indirect system at the rate of \$8,946 who looks after the lighting and heating of the building and a janitor receiving a salary of \$6,480, under the indirect system, whose duties are to keep the building clean, making the total cost for the care of the building \$15,426 per annum. The Board of Education proposes to put this building in charge of one janitor-engineer who is to have supervision over both the engineering and janitorial work. The janitorial compensation for this school computed on the measurement schedule would be only \$8,922, due to the fact that the schedule makes no provision for an electric generating system with which this building is equipped. A survey of this building was accordingly made by the assistant supervisor of janitors of the Department of Education with a view to determine the proper janitorial compensation. Following is the recommendation made by him as to the force which will be required and the rates of compensation to be paid:

	Rate per Month.	Number of Months.	Amount per Annum.
Janitor Engineer .....	.....	12	\$2,500 00
Mechanic	\$83 33	12	1,000 00
Fireman	80 00	7	560 00
Coal Passer	60 00	7	420 00
Foreman Cleaner	60 00	12	720 00
5 Male Cleaners	50 00	12	3,000 00
2 Female Cleaners	40 00	12	960 00
4 Male Cleaners	50 00	10	2,000 00
Total Allowance			\$11,160 00

"The Board of Education has approved the amount of \$11,160 as being the proper compensation for the Stuyvesant High School and requests its fixation. It should be noted that this rate is only \$72 in excess of the rate computed for this building according to the method formulated by the Efficiency Staff.

"For the janitor assigned to the care of the Hall of the Board of Education at 59th Street and Park Avenue, an increase in compensation is proposed from \$6,240 to \$7,940 per annum. In the report to the Board of Education by its Committee on Care of Buildings relative to the proposed increase it is stated as follows:

"The Committee on Care of Buildings respectfully reports that it has given careful consideration to the readjustment of the compensation attached to the position of janitor in the Hall of the Board of Education. The compensation at present allowed for the care of this building is \$6,240 per annum. The janitor employs six female cleaners, who receive \$7.50 per week each for fifty-two weeks; two male cleaners, who receive \$12 per week each for fifty-two weeks, and one watchman, receiving \$900 per annum, making a total expenditure of \$4,488 per annum, which leaves him \$1,752 per annum for his own services. The Committee believes that the salaries paid to these cleaners and that netted by the janitor to be inadequate. It was therefore decided to fix the compensation for the care of the Hall of the Board of Education on the following basis, with the distinct understanding that the janitor will employ this staff of help and pay the salaries enumerated, and also submit to the Supervisor of Janitors once a month a statement showing that this has been done:

1 Janitor Engineer

Evening and Extra Work

1 Watchman

6 Female Cleaners, \$600 per annum each.....

2 Male Cleaners, \$720 per annum each

Total

"In the Budget for 1918, there is included a specific appropriation of \$157,029 for increasing rates of compensation of janitors employed under the indirect system. The various rates hereinabove requested should be fixed without prejudice to any necessary adjustment in said rates consequent upon the distribution of the above mentioned allowance."

In view of the foregoing report, the Committee recommends that the request be granted by the adoption of the attached resolution. Respectfully,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of rates of compensation for Janitors in the

Department of Education, in addition to those heretofore established, in accordance with the following list:

Janitor, Public School 52, Manhattan, per annum.....	\$4,380 00
Janitor, Public School 116, Manhattan, for care of annex at 230 East 32nd Street, Manhattan, per month.....	10 00
Janitor, Public School 19, The Bronx, for care of annex at 265 East 235th Street, The Bronx, per month.....	55 00
Janitor, Public School 45, The Bronx, per day, taking effect July 28, 1917.	4 00
Janitor, Public School 45, The Bronx, per day, taking effect September 1, 1917.....	5 00
Janitor, Public School 18, Queens, per annum, less \$221.....	744 00
Janitor, Public School 93, Queens, per annum.....	4,860 00
Janitor, Public School 82, Brooklyn, per annum, less \$221.....	2,064 00
Janitor, Public School 89, Brooklyn, per annum.....	3,398 00
Janitor, Public School 13, Richmond, per annum.....	3,396 00
Janitor, Public School 26, Richmond, per annum, less \$221.....	2,052 00
Janitor, Stuyvesant High School, Manhattan, per annum.....	11,160 00
Janitor, Hall of the Board of Education, per annum.....	7,940 00

Which failed of adoption, receiving the following vote:

Affirmative—The Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx—8.

Negative—The President of the Board of Aldermen, the Acting President of the Borough of Queens and the President of the Borough of Richmond—5.

Section 226 of the Charter requires 12 affirmative votes for the adoption of a resolution of this character upon its original presentation.

The matter was laid over one week (January 4, 1918).

Department of Education—Amendment of Resolution Modifying Schedule (Cal. No. 26).

(On September 21, 1917 (Cal. No. 84), the Board modified a salary schedule for the Department of Education to permit the payment of these increases.)

The Secretary presented a communication dated November 28, 1917, from the Board of Education, requesting that this Board take action as will enable John T. Cunningham and Edward J. Barlow, auto-truck drivers, to receive compensation at the rate of \$960 per annum from the date fixed by the Board of Education, July 25, 1917; and the following report of the Committee on Salaries and Grades recommending denial thereof:

December 19, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 28, 1917, the Committee on Supplies of the Board of Education requested your Board to take such action as may be necessary to enable Messrs. Cunningham and Barlow, auto-truck drivers in the Bureau of Supplies, to receive compensation at the rate of \$960 per annum from July 25, 1917. The Secretary of the Committee on Education reports thereon as follows:

"On July 25, 1917, the Board of Education adopted a resolution increasing the compensation of Mr. John T. Cunningham and Mr. Edward J. Barlow from \$744 to \$960 per annum. On September 21, 1917, the Board of Estimate and Apportionment modified salary schedule No. 857 for the year 1917 for the Bureau of Supplies so as to permit of the payment of the increase in the salaries of the aforesaid employees from \$744 to \$960 per annum. Under the rule adopted by the Board of Estimate and Apportionment on May 18, 1911, a modification of a salary schedule takes effect from the first day of the month in which the resolution authorizing the modification is passed, unless otherwise specifically stated in the resolution. In accordance with this rule, the promotion of the two employees in question became effective as of the first day of September, 1917, instead of July 25th, the date upon which action was taken by the Board of Education in increasing their salaries."

It is recommended that the request be denied by the adoption of the attached resolution. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby *denies* the request of the Committee on Supplies, Board of Education, dated November 28, 1917, to make the increase in salary from \$744 to \$960 per annum, respectively, for Mr. Cunningham and Mr. Barlow, auto-truck drivers in the Bureau of Supplies, effective as of July 25, 1917, instead of September 1, 1917.

Which was adopted by the following vote:

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

Department of Health—Transfer of Appropriation and Modification of Schedule (Cal. No. 27).

The Secretary presented a communication dated December 13, 1917, from the Secretary, Department of Health, requesting transfer of funds within appropriation for 1917; and the following report of the Committee on Salaries and Grades recommending approval thereof and modification of schedules:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 13, 1917, the DEPARTMENT OF HEALTH requested modification of Codes No. 1844 and No. 1847 for 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—The request as amended is as follows:

"(1) In Code No. 1844 to change the line Nurse, at \$600 per annum, 759 2-5 months, \$37,970, to 779 2-5 months \$38,970.

"Reason Given—(1) Owing to the rapidly increasing census in our hospitals, due principally to the admission of United States Government cases, the funds for the employment of temporary Nurses will not be sufficient to provide the necessary force up to the end of this year. The approximate census at the present time of soldiers and sailors in war service at the various hospitals is as follows: Willard Parker, 190; Kingston Ave., 120; Riverside, 5; Queensboro, 4. The diseases from which they are suffering include scarlet fever, mumps and German measles.

"Result of Investigation—(1) The request is necessary.

"Proposed Change—(2) In Code No. 1847, to reduce the line 'Domestic, at \$216, 288 months, \$5,184,' to read 'Domestic, at \$216, 232 months, \$4,176,' and schedule \$8 as balance unassigned.

"Reason Given—(2) To secure funds for the purpose mentioned in change No. 1.

"Result of Investigation—(2) The balance in Code No. 1847 warrants the transfer of \$1,000 to Code No. 1844."

Recommendation—In view of the facts set forth above, we recommend that the request be granted by the adoption of the attached resolutions transferring the funds and modifying the schedules. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Health for the year 1917, as follows:

FROM	Personal Service, Salaries, Temporary Employees.
1847 Laundry	\$1,000 00
TO	Personal Service, Salaries, Temporary Employees.
1844 Nurses	\$1,000 00

Which was adopted by the following vote:

Affirmative—The Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx, the Acting

President of the Borough of Queens and the President of the Borough of Richmond—13.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the Department of Health, for the year 1917, as follows:

Salaries, Temporary Employees, All Hospitals.		
1844 Nurses—Nurse, at \$600 (779 2-5 months)		\$38,970 00
1847 Laundry—		
Domestic, at \$312 (9 months)	\$234 00	
Domestic, at \$264 (9 months)	198 00	
Domestic, at \$300 (3 months)	75 00	
Domestic, at \$240 (27 months)	540 00	
Domestic, at \$216 (232 months)	4,176 00	
Balance unassigned	8 00	
Schedule Total	5,231 00	

Which was adopted by the following vote:

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

Board of Inebriety—Modification of Schedule and Waiver of Appointment at Minimum of Grade (Cal. No. 28).

The Secretary presented communications dated December 12 and 17, 1917, from the Board of Inebriety, requesting modification of schedule for 1917; and the following report of the Committee on Salaries and Grades recommending approval thereof and waiver of appointment at minimum of the grade:

December 21, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 12, 1917, the BOARD OF INEBRIETY requested modification of Code No. 2,681 for 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change.—To add a line Superintendent at \$3,500, the funds being secured by abolishing a vacant position of Correction Officer at \$960 and a vacant position of Trained Nurse at \$600, and using \$1,940 of an unassigned balance of \$2,520.

"Reason Given.—The Board states as follows in support of this request:

"Referring to request for modification of salary schedules to permit the appointment of a Medical Superintendent at \$3,500, I have to state that it is simply impossible, with the conditions existing in the medical world today, to secure an incumbent qualified for the duties at a salary of \$2,500, as provided in the budget for 1918, particularly while the appointment is temporary. As you know, the position of Medical Director paid \$6,000 and maintenance. The budget for 1918, as passed by the Board of Estimate and Apportionment, provided for a superintendent at \$5,000 and maintenance. On November 26, 1917, the Board appointed Dr. Theron J. Vosburgh temporarily at a salary of \$3,500 and maintenance. The Board contracted with Dr. Vosburgh in good faith. Funds are available for this amount. He has endured considerable inconvenience on account of the lack of accommodations to which he would be entitled, and it is the earnest hope of the Board of Inebriety that the schedules will be modified as requested."

"Result of Investigation.—The work of the position falls in the 4th grade of the Physician Group of the specifications, with a minimum compensation of \$2,520 per annum with maintenance, and the position has been allowed in the budget for 1918 at \$2,500 per annum."

Recommendation.—In view of the facts set forth above, particularly the arrangements made by the Board of Inebriety and Dr. Vosburgh on November 26, 1917, it is recommended that request be granted by the adoption of the attached resolution modifying the schedule and waiving appointment at the minimum of the standard grade. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The matter was laid over one week (January 4, 1918).

Register, New York County—Modification of Schedule (Cal. No. 29).

The Secretary presented communications dated December 4 and 10, 1917, from the Register, New York County, relative to modification of schedule for 1918; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 26, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 4, 1917, as amended by letter of December 10, 1917, the Register of New York County requested modification of Codes Nos. 3107 and 3109 for 1918. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To schedule the lump sum amounts allowed in Codes Nos. 3107 and 3109.

"Reason Given—To provide for the payment of salaries of a force now employed and which, on January 1, will commence the work of revising the alphabetical index.

"Result of Investigation—At the time of the consideration of the 1918 budget a lump sum of \$38,000 was allowed in Code No. 3107 as a part of a \$75,000 allowance for the purpose of revising the alphabetical index. This appropriation was to provide funds to take care of the then existing force, which otherwise would have been dropped, owing to the completion of the locality index plant. In addition to the provision for this force is included increases in salaries for two Examiners from \$1,440 to \$1,560, four Abstractors from \$1,320 to \$1,440 and nine Abstractors from \$1,200 to \$1,320. These increases are for men who have been in the service from four to seven years and would have been granted under the rules adopted by the Board of Estimate and Apportionment regulating salary increases at the time of the consideration of the 1918 budget. All of these increases are single increments.

"In Code No. 3109 the allowance of \$27,000 was made to provide for the employment of Typists, whose remuneration was to be one cent per index entry."

Recommendation—In view of the above report the Committee recommends for consideration resolutions revising the schedules as requested. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The Secretary also presented a communication dated December 28, 1917, from the Register, New York County, requesting that consideration of the matter be deferred.

Walter Fairchild, representing the Register, New York County, appeared and requested that the matter be laid over.

The matter was laid over one week (January 4, 1918).

Register, Kings County—Modification of Schedules (Cal. No. 30).

The Secretary presented a communication dated December 18, 1917, from the Register, Kings County, requesting transfer of funds, etc.; and the following report of the Committee on Salaries and Grades relative thereto:

December 26, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 18, 1917, the REGISTER OF KINGS COUNTY requested a transfer of funds within the 1917 appropriation and modification of a salary schedule. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To increase the salaries of twenty-two employees of the office in Code No. 3395 and provide funds therefor.

"Reason Given—To make necessary adjustments in the office force due to the absence on war duty of part of the staff.

"Result of Investigation—There are now seven employees of the office away on war service. The Register has not appointed any substitutes in their places and does not contemplate so doing. He has adjusted the work of the office so that the remaining employees will carry on, in addition to their regular work, the duties of those in war service. This requires extra work and overtime, on occasions, by the remaining staff. It is also stated that there may be a further

depletion of the force due to men called into the service who are within the draft age. It is contemplated that no substitutes will be asked for in such event. In view of the fact that these extra duties are imposed upon the force, the Register desires to make certain increases in salary of employees who are doing their bit to obviate the necessity of employing substitutes for men on war service. The men who are recommended for the increases are not within the draft age, and have each averaged over 12 years service in the office. It is proposed to give thirteen increases of \$60 per annum each, seven increases of \$90 per annum each, and two increases of \$180 per annum each. Of these twenty-two employees six are now receiving \$1,200, seven \$1,350, seven \$1,500, one \$1,650, and one \$1,800. This adjustment of force and proposed increase of salaries has been investigated by the Register-elect who has given it his approval. It is proposed that these changes date from December 1, 1917. On account of the accruals in Code No. 3395 for the month of December, 1917, there will be sufficient funds in the Code for the month to provide for all of the proposed increases. No transfer of funds is, therefore, necessary to meet the increases. It will be necessary to make modifications of the 1917 and 1918 schedules for the office to conform with this adjustment. The increases for 1918 may be also met from the general monthly accruals anticipated for 1918."

Recommendation—The Committee recommends the adoption of the attached resolutions modifying Code No. 3395 for 1917, and Code No. 3395 for 1918, to provide for the increases in salaries requested by the Register of Kings County, due to the adjustment of his force on account of war service conditions, and to be provided for from accruals. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The matter was laid over one week (January 4, 1918).

Kings County Fund for Salary and Wage Accruals; Register, Kings County—Transfer of Appropriation (Cal. No. 31).

The Secretary presented the following report of the Committee on Salaries and Grades:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 14, 1917, the Register of Kings County requested transfer of funds to his office. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To transfer \$125 from Code No. 3509 for 1917 to No. 3395 for 1914 and \$62.50 from Code No. 3509 for 1917 to Code No. 3396 for 1917.

"Reason Given—To provide funds to pay supplementary payrolls.

"Result of Investigation—The requested transfer of \$125 may not be made from the 1917 account to the 1914 account. The Register should make a request to have the transfer made within the 1914 appropriation. The request of the transfer of \$62.50 from Code No. 3509 for 1917 to Code No. 3396 for 1917 is a proper one."

Recommendation—The Committee recommends the adoption of a resolution transferring \$62.50 from Code No. 3509 to Code No. 3396. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated for the year 1917 as follows:

FROM

MISCELLANEOUS.

3509 Kings County Fund for Salary and Wage Accruals from Schedule-supported Appropriations to be expended as provided in the budget resolutions herewith \$62 50

TO

REGISTER, KINGS COUNTY.

3396 Recopying and Indexing Conveyances and Mutilated Records \$62 50

Which was adopted by the following vote:

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

Bronx County Fund for Salary and Wage Accruals; County Court, Bronx County—Transfer of Appropriation and Modification of Schedule (Cal. No. 32).

The Secretary presented a communication dated December 5, 1917, from the County Judge, Bronx County, requesting transfer of appropriation for 1917; and the following report of the Committee on Salaries and Grades recommending approval thereof and modification of schedule:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 5, 1917, the COUNTY COURT, BRONX, requested transfer of funds within the 1917 appropriation. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To transfer the sum of \$200 from Code 3354, Salary and Wage Accruals Fund, to Code 3340, Salaries, Temporary Employees.

"Reason Given—To provide funds for the payment of compensation of Temporary Court Stenographer and of visiting Judges.

"Result of Investigation—The request is proper and necessary. Unusually heavy calendars in the County Court during the year have made it necessary to operate almost continuously an additional part of the Court, necessitating the calling from other counties different County Judges. The funds requested transferred are sufficient only to meet the necessary expenses of operating the court for the remainder of the year."

Recommendation—In view of the above report, the Committee recommends the request be granted by the adoption of the attached resolutions. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the County Court, Bronx County, for the year 1917, as follows:

FROM

3354 Bronx County Fund for Salary and Wage Accruals from Schedule-supported Appropriations to be Expend as Provided in the Budget

Resolutions Herewith \$200 00

TO

COUNTY COURT, BRONX COUNTY.

Personal Service.

3340 Salaries, Temporary Employees \$200 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the County Court, Bronx County, for the year 1917, as follows:

Personal Service.

3340 Salaries, Temporary Employees—

Compensation of Visiting Judge, at \$10 per day (124 days).... \$1,240 00

Interpreter, at \$5 per day (40 days)..... 200 00

Temporary Court Stenographer, at \$10 per day (109 days).... 1,090 00

Schedule Total \$2,530 00

Which was adopted by the following vote:

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

President of the Borough of Queens and the President of the Borough of Richmond—16.

From the Department of Finance.

New York County Fund for Salary and Wage Accruals; Department of Taxes and Assessments; County Clerk, New York County; Board of City Record—Transfers of Appropriations (Cal. No. 33).

The Secretary presented communications dated December 17 and 21, 1917, from the County Clerk, New York County; Department of Taxes and Assessments, and the Supervisor of the City Record, requesting transfers of funds within appropriations; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—The following requests have been received for transfer of funds appropriated for the year 1917:

December 18, 1917—Department of Taxes and Assessments.....	\$32 00
December 18, 1917—County Clerk, New York County	450 00
December 21, 1917—City Record	50 00

The Bureau of Contract Supervision, to which these requests were referred, reports thereon as follows:

Department of Taxes and Assessments.

"The sum of \$32 is necessary to meet bills of the Deputy Commissioners for the hire of vehicles used in the assessing of property in outlying districts of the Boroughs of Queens and Richmond.

"The transfer can be made from an available unencumbered balance in Code 163, Contingencies, of this department.

County Clerk, New York County.

"It is proposed to transfer the sum of \$300 to provide funds for the exchange of ten typewriting machines. The exchange contracts expired in September of this year, but the time has been extended.

"It is considered economical to make the exchange at this time.

"An amount of \$150 is further requested to purchase five volumes of the new atlas for the block index system.

"Several hundred changes in the block system have been made by the Board of Assessors and to obtain correct information a new set will be required.

"The new block index system becomes effective on January 1, 1918, therefore it is essential that the atlases be provided at this time.

"As there are no available unencumbered balances in the accounts of this office, the transfer of \$450 may be made from the New York County accrual fund.

Board of City Record.

"The transfer of \$50 from an excess appropriation in Code 2999 is necessary to meet anticipated invoices amounting to approximately \$96 for miscellaneous repairs, supper money, carfare."

I recommend the adoption of the attached resolution granting the requests, which action requires the unanimous vote of your Board. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds appropriated for the year 1917 as follows:

FROM

DEPARTMENT OF TAXES AND ASSESSMENTS.

163 Contingencies	\$32 00
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BOARD OF CITY RECORD.

2999 Printing, Stationery and Blank Books.....	50 00
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MISCELLANEOUS.

3222 New York County Fund for Salary and Wage Accruals.....	450 00
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TO

DEPARTMENT OF TAXES AND ASSESSMENTS.

158 Hire of Automobiles.....	32 00
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BOARD OF CITY RECORD.

3001 Contingencies	50 00
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COUNTY CLERK, NEW YORK COUNTY.

3069 Equipment	450 00
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Which was adopted by the following vote:

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

New York and Richmond County Funds for Salary and Wage Accruals; Board of City Record—Transfer of Appropriations (Cal. No. 34).

The Secretary presented a communication dated December 10, 1917, from the Supervisor of the City Record, requesting transfers from New York and Richmond County Funds for Salary and Wage Accruals for 1917; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 10, 1917, the Supervisor of the City Record requested transfer of New York and Richmond County accruals to meet certain deficiencies in appropriations made to the Board of City Record for New York and Richmond County purposes which has since been verbally amended. The Bureau of Contract Supervision, to which the request was referred on December 11, 1917, reports thereon as follows:

"The accounts to be credited, the amounts and reasons therefor are as follows:

New York County, Code 3220, Printing, Stationery and Blank Books, \$6,600.

"There was included in the 1917 budget for printing, stationery and supplies for use by all the New York County offices other than the Supreme Court an appropriation of \$33,610, all of which has been either expended or encumbered with the exception of \$125.29. The amount allowed in the budget was the same as requested by the Supervisor in his departmental estimate for the year 1917.

"On October 3, 1917, the County Clerk sent a requisition to the City Record consisting of 54 different items of printing, principally books to contain the minutes of the courts, indices thereto, clerks' fee books, certificate and other books, delivery of which is required this year so that they can be opened on January 2, 1918. These books cost \$4,397.24. The Register sent a requisition on October 24, 1917, for printing estimated at \$40 and on December 3, 1917, a requisition for binding 292 volumes of duplicate block index of reindexed conveyances and mortgages, and block diagrams costing \$2,205. The total cost of these three requisitions is \$6,642; and as it is essential that delivery be made before January 1, 1918, the contracts for this work have been awarded and in order to liquidate this indebtedness a transfer is necessary. The deficiency in the appropriation is due very largely to the increased price of paper and printing.

Richmond County, Code 3725, Printing, Stationery and Blank Books, \$132.50.

"The original appropriation for this purpose was \$1,705, which was the amount requested by the Supervisor in his 1917 departmental estimate. Since January 1, 1917, there have been two transfers into this fund amounting to \$445. The total sum of \$2,150 is now practically exhausted. On October 2, 1917, the County Clerk sent in a requisition for printing statement and return forms used by the County Board of Canvassers in making a canvass of the vote cast for the various State, County and City offices at the recent election. In order to meet the bill incurred in this printing, which amounts to \$132.50, it will be necessary to provide the transfer requested.

"To meet the liabilities referred to above there are sufficient balances in New York and Richmond County Accrual Funds to permit of the transfers to the codes mentioned."

I recommend the adoption of the attached resolution granting the request.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds within appropriations for the year 1917, as follows:

NEW YORK COUNTY.

FROM

MISCELLANEOUS.

3222 New York County Fund for Salary and Wage Accruals.....	\$6,600 00
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TO

BOARD OF CITY RECORD.

Contract or Open Order Service, Purchase, Storage and Distribution of Stationery and Supplies, County Offices and Courts, Other than Supreme Court.

3220 Printing, Stationery and Blank Books.....	\$6,600 00
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FROM

MISCELLANEOUS.

3729 Richmond County Fund for Salary and Wage Accruals.....	\$132 50
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TO

BOARD OF CITY RECORD.

Contract or Open Order Service, Purchase, Storage and Distribution of Stationery and Supplies, County Offices and Courts, Other than Supreme Court.

3725 Printing, Stationery and Blank Books.....	\$132 50
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Which was adopted by the following vote:

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

President, Borough of Queens—Transfer of Appropriation (Cal. No. 35).

The Secretary presented a communication dated December 21, 1917, from the Acting President, Borough of Queens, requesting transfer of funds within appropriation for 1917; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 21, 1917, the President of the Borough of Queens requested transfer of funds within appropriations to his office for the year 1917. On December 24, 1917, this request was verbally amended.

The Bureau of Contract Supervision, to which this request was referred, reports thereon as follows:

"As amended, the request proposes to transfer \$1,400 from Code No. 682, Fuel Supplies; \$4,500 from Code No. 705, Highway Materials, and \$450 from Code No. 723, Transportation, Storage of Motor Vehicles. The accounts to be credited, the amounts and the reasons therefor are as follows:

"Code No. 684, Office Supplies, \$300—To provide for the purchase of postage stamps and for the necessary furnishing of ice and towels during the months of November and December.

"Code No. 686, Laundry, Cleaning and Disinfecting Supplies, \$50—For the payment of an open market order for lime, the quantity delivered being in excess of the amount of the order.

"Code No. 689, Motor Vehicle Supplies, \$1,500—To meet bills for motor supplies furnished for the anticipated needs during the remainder of the year.

"Code No. 691, General Plant Supplies, \$250—For field book fillers, crayons, blue print cloth and paper, and to meet the estimated requirements for the month of December.

"Code No. 693, Office, Equipment, \$400—To provide for the purchase of equipment, such as chairs, desks, tables and filing cabinets, which are very much needed, for which funds have not been available during the year.

"Code No. 697, Motor Vehicles and Equipment, \$450—To meet a bill for tires and tubes, and to meet the anticipated requirements for the month of December.

"Code No. 707, Building Materials, \$100—To purchase iron plate, weather strips and varnish and for the needs of the department during the month of December, 1917.

"Code No. 709, General Plant Materials, \$200—To provide for the payment of bills for materials required for urgent repairs to the elevators and disposal plants, and for the requirements for the month of December, 1917.

"Code No. 711, Motor Vehicle Repairs, \$1,100—To meet bills for repairs to the auto equipment and to permit of the issuance of open market orders for repairs during the month of December, 1917.

"Code No. 730, General Plant Service, \$2,000—To pay bills for water service to the disposal plants, asphalt plant and refuse destructor, for rental of tabulating machine, and for litho prints.

"Sufficient excess balances appear in the accounts to be debited to permit of the transfer.

"To obviate the necessity of the issuance of revenue bonds or, to avoid a transfer from the salary and wage accrual account, the department deferred requesting the transfer of funds to provide for the current expenses until such time as it could be determined what balances within their own appropriations were available."

I recommend the adoption of the attached resolution granting the request, as amended. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds within appropriations to the office of the President of the Borough of Queens for the year 1917, as follows:

FROM

682 Fuel Supplies	\$1,400 00
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705 Highway Materials	4,500 00
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723 Transportation, Storage of Motor Vehicles.....	450 00
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\$6,350 00

TO

684 Office Supplies	\$300 00
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686 Laundry, Cleaning and Disinfecting Supplies.....	50 00
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689 Motor Vehicle Supplies	1,500 00
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691 General Plant Supplies	250 00
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693 Office Equipment	400 00
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697 Motor Vehicles and Equipment	450 00
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707 Building Materials	100 00
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709 General Plant Materials	200 00
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711 Motor Vehicle Repairs	1,100 00
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730 General Plant Service	2,000 00
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\$6,350 00

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; President, Borough of Queens—Transfer of Appropriation (Cal. No. 36).

rolls, the balances in the above mentioned accounts are insufficient to meet the payrolls for the second half of December.

The adoption of the attached resolution providing for the desired transfer is therefore recommended. This resolution requires the unanimous vote of the Board.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter hereby approves transfer of funds within the appropriations for 1917, as follows:

FROM
MISCELLANEOUS.
3039 City Fund for Salary and Wage Accruals..... \$136 27

TO
PRESIDENT, BOROUGH OF QUEENS.
655 Care of Sewers, Executive \$88 85
658 Janitorial Service, Cleaning, etc. 47 42
\$136 27

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; Brooklyn Institute of Arts and Sciences, Central Museum—Transfer of Appropriation (Cal. No. 37).

The Secretary presented a communication dated November 24, 1917, from the Brooklyn Institute of Arts and Sciences, requesting transfer of funds within appropriations for 1917; and the following report of the Comptroller relative thereto:

December 21, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 24, 1917, the President of the Board of Trustees of the Brooklyn Institute of Arts and Sciences requested transfer of funds to the Central Museum account for the year 1917.

The Bureau of Contract Supervision, to which this request was referred on December 1, 1917, reports thereon as follows:

"It was proposed to transfer \$10,478.25 from any available source to the Central Museum.

"At a conference between representatives of the Trustees of the Museum and the Bureau of Contract Supervision this request was verbally amended by reducing the amount of the request to \$7,341.

"The appropriation for 1917, amounting to \$110,000, has proved inadequate, owing to the increased prices of fuel, materials and supplies over the prices on which the budget allowance was based.

"This transfer is requested to meet outstanding bills and anticipated deficits for the balance of the year as follows:

"Fuel, \$4,316. This amount is required to meet bills for coal and to provide for the balance of the year.

"Office Supplies, \$100. This amount is necessary to meet the increased postal rates; also for notices to schools regarding special lectures and exhibitions.

"Supplies, \$450. This amount is necessary to provide for the increased cost of electric lamps, taxidermic supplies, chemicals, developing compounds and papers, some of which have increased almost two hundred per cent. in price.

"Equipment, \$100. This amount is necessary to meet outstanding bills amounting to \$25, and to provide for the balance of the year for miscellaneous case fittings.

"Materials, \$1,400. This amount is necessary to meet bills for the purchase of lumber, glass and other materials needed principally in the construction of cases for the Natural Science Department, in which to exhibit specimens of the Avery gift collection of Cloisonne (valued at \$100,000).

"Cartage, \$375. This amount is necessary to meet an estimated deficiency in the appropriation, owing to the increase of the Museum activities in holding special exhibitions and collecting specimens.

"Printing, \$300. This amount will be necessary to provide for the printing of the Museum Bulletin for the last quarter. The deficit in this account is due to the advanced prices in paper and the increased cost of the character of the work.

"Insurance, \$300. This amount is necessary to meet the increased rates for workmen's compensation policy and increase of insurance on general liability policy.

"It is suggested that the sum of \$7,341, to meet the estimated deficiencies referred to above, be provided by transfer from the fund for Salary and Wage Accruals."

The adoption of the attached resolution, which requires unanimous vote, will grant the request. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds appropriated for the year 1917, as follows:

FROM
MISCELLANEOUS.
3039 City Fund for Salary and Wage Accruals..... \$7,341 00

TO
BROOKLYN INSTITUTE OF ARTS AND SCIENCES, CENTRAL MUSEUM.
1340 Salaries and Expenses \$7,341 00

Which was adopted by the following vote:

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

Debt Service; Charitable Institutions; Police Department—Transfer of Appropriation and Issue of Special Revenue Bonds (Cal. No. 38).

(On December 14, 1917 (Cal. No. 80), the Board by transfer from Debt Service to the Police Department allowed \$300,000 on account of the \$1,050,203.38 special revenue bonds requested.)

The Secretary presented the following report of the Comptroller:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—Under date of December 5, 1917, the Comptroller received a communication from the Police Commissioner requesting an issue of special revenue bonds to the extent of \$1,050,203.38 to meet an anticipated deficit in Code 1602, Salaries, Regular Employees, Uniformed Force, Surgeons, etc., for the year 1917.

The facts on which the request is based are as follows: On account of conditions which existed in the city following the declaration of war, the Police Commissioner deemed it necessary to appoint a considerable force of special policemen for the better protection of subways, bridges, dock properties, water works, etc., in and about the City. The authority for appointment of this force was based on an opinion of the Corporation Counsel, dated September 20, 1916, a copy of which is attached hereto and made a part of this report.

The cost of this special force for the year 1917 is estimated to be \$1,080,357.84. Payment of the salary of the men so employed has been made from the appropriation of the regular force resulting in the deficit before mentioned. The Police Commissioner has submitted a tabulation showing the weekly distribution of the cost of the special force since its organization up to and including December 5, 1917, classified by the nature of the properties protected. This tabulation shows the following distribution:

Aqueduct protection \$14,337 93
Subway protection 78,146 31
Bridge protection 419,479 42
Protection of water works, railway terminals, ammunition plants, power houses, etc 497,011 73

\$1,008,975 39

The greatest number employed at one time was in May, when 1,783 men were employed; the force December 5th numbering some 761. According to the tabulation furnished by the Police Commissioner, the force employed for the week ending December 5th was distributed over the following properties:

Public service utilities	46
Public buildings	19
Bridges	478
Waterworks	195
Tunnels	10
Munition factories	18
Police boats	14
Absent	13

793

Total

In a report to the Board of Estimate and Apportionment, by the Comptroller, dated December 10, 1917, the facts mentioned herein were recited and it was recommended that \$300,000 of the amount requested by the Police Commissioner be provided by the transfer of \$150,000 from Code 3016, Interest on Bonds, Corporate Stock, etc., and \$150,000 from Code 3017, Interest on Revenue Bonds, etc. The transfer of this \$300,000 which was authorized by the Board of Estimate and Apportionment on December 14, 1917 was necessary in order that the regular payrolls for the Police Department for the first half of December might be met. The balance of the funds required, \$750,203.38, are to meet the rolls for the remainder of the year.

During the past week I have communicated with the heads of all departments having jurisdiction over appropriations for City purposes, and endeavored to procure such unencumbered balances in the 1917 funds as might be available for transfer. The amounts thus far released are so insignificant as to hardly justify their use for the purpose of offsetting the shortage in the appropriation for the uniformed force of the Police Department. There is, however, available for transfer the sum of \$110,000, from appropriations made to Charitable Institutions, City of New York, which may be used for this purpose. There is also available for further transfer \$25,000 from Code 3016 and \$75,000 from Code 3017. The total of these amounts, \$210,000, should be applied to the sum required, and the balance of \$540,203.38 I shall authorize be provided by the issuance of special revenue bonds under authority of subdivision 7, section 188 of the Greater New York Charter. Inasmuch as the appointments of this special force were made pursuant to advice of the Corporation Counsel, I have requested an opinion as to how the funds may be legally provided, and in reply have received from the Corporation Counsel the following communication, dated December 13, 1917:

"City of New York, Law Department, Office of the Corporation Counsel, New York, December 13, 1917.

"Hon. WILLIAM A. PRENDERGAST, Comptroller:

"Sir—I have received your communication under date of December 10, 1917, which reads as follows:

"Herewith is a copy of a letter dated December 5, 1917, applying for funds to the amount of \$1,050,203.38. This amount is estimated to be the deficit as of December 31, 1917, in account 1602, from which the regular uniformed police force is paid. The deficit is due to the appointment of a special emergency police force during 1917 at a cost for the year of \$1,080,357.84. The Commissioner states in his letter:

"These men have been employed under authority vested in the Police Commissioner by chapter 583, Laws of 1888, in accordance with an opinion of the Corporation Counsel rendered on September 20, 1916, a copy of which is forwarded herewith."

"This special force has been paid from the appropriation made for the regular uniformed force, which appropriation must now be augmented. Of the amount requested, it is intended to provide \$300,000 from available balances in other appropriate accounts and it is believed it will be necessary to provide the balance of \$750,203.38 by the issue of special revenue bonds. Please advise me immediately if these bonds may legally be issued for the purpose indicated under subdivision 7, section 188 of the Charter."

"I am of opinion that the expense incurred in the employment of emergency police in pursuance of the opinion of this department to the Police Commissioner under date of September 30, 1916, comes within subdivision 7 of section 188 of the Charter, and that payment therefor may be provided for by the issue of special revenue bonds. Respectfully yours,

"LOUIS H. HAHLO, Acting Corporation Counsel."

In view of the facts herein recited and the necessity of providing the funds requested, the adoption of the attached resolution transferring \$110,000 from various appropriations made to the Charitable Institutions, City of New York, \$25,000 from Code 3016 and \$75,000 from Code 3017 to Code 1602 is recommended. I would also request that you give favorable consideration to another resolution also transmitted herewith approving the proposed action of the Comptroller in directing the issue of special revenue bonds amounting to \$540,203.38 in the manner provided in subdivision 7, section 188 of the City Charter. Respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves the transfer of funds within appropriations to The City of New York for the year 1917, as follows:

FROM
CITY OF NEW YORK.

PAYMENTS TO CHARITABLE INSTITUTIONS.

Fixed Charges and Contributions.

2453 American Female Guardian Society and Home for the Friendless	\$1,000 00
2454 Brooklyn Training School and Home for Young Girls	500 00
2457 Beth David Hospital	500 00
2458 Brooklyn Home for Blind, Crippled and Defective Children	2,000 00
2468 Brooklyn Children's Aid Society	2,000 00
2473 Brooklyn Eastern District Dispensary and Hospital	500 00
2575 Columbus Hospital	1,000 00
2480 Catholic Home Bureau	2,000 00
2481 Catholic Guardian Society	1,000 00
2482 Catholic Guardian Society of the Diocese of Brooklyn	1,000 00
2487 Dominican Convent of Our Lady of the Rosary	2,000 00
2488 Flushing Hospital and Dispensary	2,000 00
2489 Five Points House of Industry	3,000 00
2491 German Hospital of Brooklyn	1,000 00
2492 German Odd Fellows' Home and Orphan Asylum	500 00
2494 Good Counsel Training School for Young Girls	1,500 00
2497 Hebrew Orphan Asylum	1,500 00
2499 House of Calvary	1,000 00
2502 House of St. Giles the Cripple	2,500 00
2503 House of the Good Shepherd	2,000 00
2504 Har Moriah Hospital	2,000 00
2505 Hospital for Deformities and Joint Diseases	1,500 00
2507 Institution of Mercy	6,000 00
2508 Industrial School Association of Brooklyn, E. D.	1,000 00
2509 Italian Hospital of the Borough of Manhattan	1,000 00
2511 Jamaica Hospital	500 00
2512 Jewish Maternity Hospital	500 00
2513 Knickerbocker Hospital	500 00
2514 Lebanon Hospital Association	2,500 00
2516 Long Island College Hospital	1,500 00
2518 Lincoln Hospital and Home	2,500 00
2519 Missionary Sisters, Third Order of St. Francis	2,000 00
2521 Methodist Episcopal Hospital in the City of Brooklyn	2,500 00
2522 Maternity of the Long Island College Hospital	500 00
2523 Mary Immaculate Hospital	2,000 00
2524 Misericordia Hospital	1,000 00
2532 New York Eye and Ear Infirmary	1,000 00
2533 New York Post Graduate Medical School and Hospital	2,000 00
2537 New York Polyclinic Medical School and Hospital	1,000 00
2539 New York Infirmary for Women and Children	1,000 00
2540 New York Ophthalmic Hospital	1,000 00
2541 Norwegian Lutheran Deaconess Home and Hospital	1,000 00

2545	Orphan Home (Brooklyn).....	3,000 00
2546	Orphan Asylum Society of the City of Brooklyn.....	1,500 00
2548	Peabody Home for Aged and Indigent Women.....	500 00
2551	Rockaway Beach Hospital and Dispensary.....	500 00
2554	St. Marks Hospital of New York City.....	1,000 00
2556	St. Mary's General Hospital of the City of Brooklyn.....	3,000 00
2558	St. Catherine's Hospital	1,000 00
2559	Society for the Aid of Friendless Women and Children.....	1,500 00
2560	St. John's Long Island City Hospital.....	500 00
2561	St. Zita's Home for Friendless Women.....	1,000 00
2564	St. Vincent's Hospital of The City of New York.....	1,500 00
2565	St. Anthony's Hospital	4,000 00
2566	St. Joseph's Hospital (Queens).....	1,000 00
2567	Sydenham Hospital	2,000 00
2568	St. Joseph's Hospital (New York City).....	3,000 00
2571	St. Agatha's Home for Children.....	1,500 00
2572	St. Michael's Home	1,500 00
2574	St. Germain's Home for Juvenile Delinquents (Branch of the House of Good Shepherd).....	1,000 00
2579	Seton Hospital, New York City.....	1,000 00
2580	St. Agnes' Hospital for Crippled and Atypical Children.....	1,000 00
2581	St. Vincent's Hospital (Borough of Richmond).....	3,000 00
2584	The Convent of the Sisters of Mercy in Brooklyn.....	1,500 00
2587	The Children's Home at Mineola, N. Y.....	500 00
2589	The Society of the Lying-in Hospital of The City of New York.....	2,500 00
2590	The Mount Sinai Hospital of The City of New York.....	1,000 00
2591	The Jewish Hospital	2,500 00
2601	The Brooklyn Eye and Ear Hospital.....	1,000 00
2602	The Staten Island Hospital.....	1,500 00
2606	Volunteer Hospital	1,000 00
2613	Home Hospital	2,000 00
2614	New York Skin and Cancer Hospital.....	1,000 00

\$110,000 00

DEBT SERVICE.

Fixed Charges and Contributions.

3016	Interest on Bonds, Corporate Stock and Corporate Stock Notes, to be issued from October 1 to December 31, 1916, and to September 30, 1917	25,000 00
3017	Interest on Revenue Bonds and Revenue Bills outstanding September 30, 1916, and on Bonds to be issued.....	75,000 00
		\$210,000 00

TO

POLICE DEPARTMENT.

Personal Service, Salaries Regular Employees, Safeguarding Life and Property.

1602	Uniformed Force, Surgeons, etc.....	\$210,000 00
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Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves and concurs in the proposed action of the Comptroller, as indicated in a report made by him to this Board under date of December 24, 1917, in the issue of special revenue bonds, pursuant to the provisions of subdivision 7, section 188 of the Greater New York Charter, to the extent of five hundred forty thousand two hundred three and 38-100 dollars (\$540,203.38), the proceeds whereof to be used to augment 1917 budgetary appropriation for the Police Department, Code 1602, Salaries Regular Employees, Uniformed Force, said bonds being redeemable from the tax levy of the year succeeding the year of issue.

Which was adopted by the following vote:

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

Fire Department—Transfer of Appropriation (Cal. No. 39).

The Secretary presented a communication dated December 19, 1917, from the Fire Commissioner, requesting transfer of funds within appropriation; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 19, 1917, the Fire Commissioner requested transfer of funds within appropriations to his department for the year 1917.

The Bureau of Contract Supervision to which this request was referred on December 20, 1917, reports thereon as follows:

"The accounts to be credited, with the amounts and reasons therefore, are as follows:

"Code 1674, Food Supplies, \$250.

"Account practically exhausted. Unpaid bills for supper money for fire marshal for November amount to \$110.25 and it is estimated that the bills for December will approximate the balance.

"Code 1678, Office Supplies, \$150.

"Account exhausted. The expenditures in Brooklyn for October, which have not been reimbursed up to the present time, amount to \$25. Unpaid laundry bills for October and November amount to \$50. The estimate for postage for November and December is \$53, and for laundry for December, \$25.

"Code 1681, General Plant Supplies, \$850.

"The unencumbered balance is \$55.80. A contract for lubricating oils will be exceeded this year by five per cent, amounting to \$151.

"A bill for water supplies by private companies to various fire houses in the Borough of Queens, was included in the amount requested for this fund, but is properly chargeable to Code 1699, General Plant Service, which is practically exhausted. It is therefore recommended that \$450 be transferred to Code 1699.

"The remainder of the amount requested is in order to forward for payment a number of small bills for supplies such as tracing cloth.

"Code 1689, General Plant Equipment, \$1,000; Code 1691, Materials, \$1,000.

"The unencumbered balances are \$86.51 and \$282.19, respectively.

"These transfers are requested to make up shortages in sheets, pillow cases and other articles of household supplies and equipment. These articles were ordered from States Prison some time ago but have not been delivered.

"Code 1694, Repairs and Replacements, \$4,000.

"The unencumbered balance is \$2,831.71. Unpaid bills for repairing three motors amount to \$2,295. The cost of an intercommunicating telephone system for the Manhattan Repair Shop, which is partly finished will be \$753.90.

"It is desired to purchase wire for Fire Alarm Telegraph repairs which may be needed in the outlying districts due to coming winter storms, costing \$931. In addition to this emergency repairs due to an accident to the Fireboat "Zophar Mills" are estimated to cost \$2,500. The balance may be required for emergency repairs to other fire apparatus for balance of year.

"Code 1696, Carfare, \$250.

"The unencumbered balance in this fund is \$416.78. It is estimated that at the present rate of expenditures the sum requested will be needed.

"Code 1700, Contingencies, \$150.

"The unencumbered balance is \$5.33. This sum is requested to be provided as it is expected that various small miscellaneous bills for which balances will not be available at the end of the year will be paid from this account.

"The excess unencumbered balance in the account Code 1655, Personal Service, Salaries, Regular Employees, Fire Fighting, Extinguishing Fires, is stated by the Department to be \$10,000, which is sufficient to permit of the proposed transfer."

I recommend the adoption of the attached resolution granting the request. Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds within appropriations to the Fire Department for the year 1917, as follows:

FROM

1655	Personal Service, Salaries, Regular Employees, Fire Fighting, Extinguishing Fires	\$7,650 00
1674	Food Supplies	\$250 00
1678	Office Supplies	150 00
1681	General Plant Supplies	400 00
1689	General Plant Equipment	1,000 00
1691	Materials	1,000 00
1694	Repairs and Replacements	4,000 00
1696	Carfare	250 00
1699	General Plant Service	450 00
1700	Contingencies	150 00

Which was adopted by the following vote:

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

Present and Not Voting—The President of the Borough of The Bronx.

Department of Water Supply, Gas and Electricity—Appropriation from Brooklyn Water Revenues (Cal. No. 40).

The Secretary presented a communication dated December 19, 1917, from the Commissioner of Water Supply, Gas and Electricity, requesting an appropriation of \$1,133,947.25 from the 1918 Brooklyn water revenues; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 22, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 19, 1917, the Commissioner of Water Supply, Gas and Electricity requested an appropriation of \$1,133,947.25 from the 1918 Brooklyn water revenues to provide for the several water revenue allowances set forth in the schedules supporting the 1918 budget.

The Bureau of Contract Supervision, to which this request was referred, reports thereon as follows:

The 1918 budget schedules, as revised by the deductions made by the Board of Aldermen, include water revenue allowances, as shown in the following table. The amount stated for salaries and wages has been furnished by the Bureau of Personal Service:

Water Revenue Allowances, 1918.

Salaries and Wages	\$78,029 25
Supplies	87,830 00
Equipment	22,236 00
Materials	17,756 00
Contract or Open Order Service	71,531 00
Contingencies	65 00
Fixed Charges and Contributions	152,500 00

Total

\$1,133,947 25

"In order that appropriate accounts, for payroll and other purposes, may be set up on the books of the Department of Finance and Department of Water Supply, Gas and Electricity, in accordance with past custom, an appropriation at this time from the 1918 Brooklyn water revenues of the amount requested is recommended."

I recommend the adoption of the attached resolution approving the sum of \$1,133,947.25 from the 1918 Brooklyn Water Revenues apportioned as therein stated. Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The matter was laid over one week (January 4, 1918).

Board of Inebriety—Transfer of Appropriation (Cal. No. 41).

The Secretary presented a communication dated December 15, 1917, from the Board of Inebriety, requesting transfer of funds within appropriation; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 22, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 15, 1917, the Executive Secretary of the Board of Inebriety requested transfer of funds within appropriations for the year 1917. This request has since been verbally amended. The Bureau of Contract Supervision, to which this request was referred on December 17, 1917, reports thereon as follows:

"The accounts to be credited, the amounts and reasons therefor are as follows: "Code 2687, Forage and Veterinary Supplies, \$35. The balance in this account is \$69.19, which, with the additional \$35, is necessary to meet an emergency order for bran costing \$96.

"Code 2688, Fuel Supplies, \$85.94. The present balance is \$1.46. In August a carload of coal was ordered which was estimated at 30 tons. When delivered it was about 8 tons over the estimated amount, costing \$57.40 additional. The transfer is to meet this amount and to liquidate orders for kerosene and oil estimated at \$30.

"Code 2696, Household Equipment, \$383.65. With the balance of \$11.60 and the amount of the transfer certain equipment is to be purchased for the Manor House, located on the farm, such as china, \$28.50; range, \$60.50; rugs and curtains, \$187.50; and furniture, \$118.75. This house is to be used by the superintendent. Heretofore a furnished house was rented at Warwick, about 3 miles away, costing \$1,200 per annum; it is now proposed to have the superintendent located at the farm. No allowance for this purpose was made in the 1918 budget.

"Code 2700, Wearing Apparel, \$40.50. The transfer is requested to permit the purchase immediately of some jackets, khaki shirts and trousers, shoes and brogans that are not in stock and are urgently needed for winter use. This clothing is to be used by those inmates who have been committed, and is similar to the apparel used at New Hampton farms.

"Code 2701, General Plant Equipment, \$30.15. The transfer and the present balance will amount to \$135, which will be required to meet anticipated deficits for paint

2692 Botanical and Agricultural Supplies.....	6 07
2694 General Plant Supplies.....	31 93
2695 Office Equipment	136 01
2698 Live Stock	125 00
2699 Motorless Vehicles and Equipment.....	20 00
2702 Materials	20 00
2705 Shoeing Horses and Veterinary Service.....	5 00
2707 Expressage and Deliveries.....	120 00
	\$1,630 00

2687 Forage and Veterinary Supplies.....	TO	\$26 81
2688 Fuel Supplies		85 94
2696 Household Equipment		383 65
2700 Wearing Apparel		402 60
2701 General Plant Equipment		30 15
2703 Repairs and Replacements.....		525 85
2706 Carfare		45 00
2708 Telephone Service		30 00
2710 Taxes		100 00
		\$1,630 00

Which was adopted by the following vote:

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

Department of Plant and Structures—Issue of Special Revenue Bonds (Cal. No. 42).

The Secretary presented a communication dated December 17, 1917, from the Commissioner of Plant and Structures, requesting an issue of \$2,000 special revenue bonds for emergency snow removal work on the various bridges under the jurisdiction of that department; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 17, 1917, the Commissioner of Plant and Structures requested that the Comptroller be authorized to issue special revenue bonds to the amount of \$2,000, or such portion thereof as may be required to replenish the budget appropriation for "Hire of Horses and Vehicles with Drivers," used in emergency snow removal during the present month on the various bridges under the jurisdiction of that department. The Bureau of Contract Supervision, to which this request was referred on December 18, 1917, reports thereon as follows:

"Section 603 of the Greater New York Charter, as amended by chapter 528

of the Laws of 1916, provides that

"If the necessary cost of removing snow or ice from the bridges, or any of them under the jurisdiction of the Department of Plant and Structures shall in any one year exceed the amount appropriated to such department therefor the Board of Estimate and Apportionment may authorize such additional expenditure as may be required for the removal of such snow or ice, to be paid out of any unexpended balance made for the purpose of such department; and the Comptroller shall raise the amount of such additional expenditure by the issue and sale of revenue bonds and place the amount so raised to the credit of such department."

"Up to date the cost of hiring horses and vehicles with drivers is about \$1,200. To meet this expense and to provide for possible contingencies during the balance of the month the additional \$2,000 in special revenue bonds for this purpose is now requested. To this fund will be charged only such items that have been certified as incurred in connection with snow removal."

"This amount is in addition to the \$2,000 provided at the meeting of December 21, 1917, which was provided to pay laborers."

I recommend the adoption of the attached resolution granting the request.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

On motion, Rule 19 was waived in this matter, and the following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 603 of the Greater New York Charter, hereby authorize the Comptroller to issue special revenue bonds of The City of New York to an amount not exceeding two thousand dollars (\$2,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds thereof to be used to defray the cost of the hire of horses and vehicles with drivers used in the emergency removal of snow and ice from bridges and approaches thereto under the jurisdiction of the Department of Plant and Structures.

Which was adopted by the following vote:

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

New York County Fund for Salary and Wage Accruals; Surrogates' Court, New York County—Transfer of Appropriation (Cal. No. 43).

The Secretary presented a communication dated December 12, 1917, from the Surrogates, New York County, requesting a transfer of funds; and the following report of the Deputy and Acting Comptroller recommending approval thereof by transfer from New York County Fund for Salary and Wage Accruals:

December 26, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 12, 1917, the Surrogate, New York County, requested the transfer of \$2,360 from New York County Fund for Salary and Wage Accruals for 1917.

The Bureau of Contract Supervision, to which this request was referred on December 17, 1917, reports thereon as follows:

"Additional space has recently been allotted to this office in the Hall of Records.

"The larger offices have been divided into smaller rooms, which necessitates additional chairs. At present there are no chairs in the two galleries of the court rooms, which often prove inconvenient at a big trial. The sum of \$660 is requested to purchase five dozen imitation mahogany chairs to be distributed throughout the offices.

"A thorough examination of the filing equipment disclosed the fact that four large steel cabinets are necessary for the Guardian Clerk, the Guardian Accounting Clerk, Accounting Clerk and Assistant Deputy Chief Clerk.

"It is proposed to use some steel cabinets left from the 'alterations' contract, which will only require changes in construction, repairs and setting up. By this method the cost of material will be saved, which is considered to be very economical, in view of the fact that the cost of new stock equipment would exceed the requested sum of \$1,700 for this purpose.

"No request was made in the 1917 budget for the equipment, as at that time the moving was unforeseen. No allowance has been made in the 1918 budget.

"There are no available unencumbered balances in the accounts of this office to permit of the transfer."

I recommend the adoption of the attached resolution granting the request, which action requires the unanimous vote of your Board. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated for the year 1918 as follows:

FROM

3222 New York County Fund for Salary and Wage Accruals.....	\$2,360 00
	TO

SURROGATES' COURT, NEW YORK COUNTY.....	\$2,360 00
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Which was adopted by the following vote:

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

Kings County Fund for Salary and Wage Accruals; Contingencies, County of Kings—Transfer of Appropriation (Cal. No. 44).

The Secretary presented the following report of the Deputy and Acting Comptroller:

December 21, 1917.

To the Board of Estimate and Apportionment:
Gentlemen—A voucher for \$28 has been filed in the Department of Finance in favor of Clyde H. Marshall, one of the official stenographers of the Supreme Court, Kings County, for furnishing the County Clerk transcript of the minutes in the case of The People vs. Louis Konigsberg. The minutes furnished comprised 133 pages, 280 folios at 10 cents per folio, and were the minutes of a hearing held June 11 and 18, 1917, before Mr. Justice Callaghan, as provided in section 456 of the Code of Criminal Procedure. Under date of December 14, 1917, the Justice issued an order directing payment of the bill subject to audit and verification.

There being no specific appropriation in the 1917 budget for the payment of charges of this character, and there being no available balance in account No. 3514, Contingency, Kings County, the suggestion is made that transfer of \$28 be made to that account from Code 3509, Salary and Wage Accrual Fund, Kings County, in order that the bill referred to may be liquidated.

The adoption of the attached resolution effecting such transfer is therefore recommended.

Respectfully, E. D. FISHER, Deputy and Acting Comptroller.

The following resolution was offered:
Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves the transfer of funds within appropriations made to the County of Kings, for the year 1917, as follows:

<i>FROM</i>	
3509 Kings County Fund for Salary and Wage Accruals.....	\$28 00
	TO
3514 Contingencies, the County of Kings.....	\$28 00

Which was adopted by the following vote:

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

Bronx County Fund for Salary and Wage Accruals; County Clerk, Bronx County—Transfer of Appropriation (Cal. No. 45).

The Secretary presented the following report of the Deputy and Acting Comptroller:

December 21, 1917.

To the Board of Estimate and Apportionment, The City of New York:
Gentlemen—A claim of George A. Heftel for the sum of \$75 for unpaid salary due him as Assistant Deputy County Clerk, Bronx County, from September 1 to September 9, 1917, inclusive, has been settled and adjusted in his favor by the Bureau of Law and Adjustment of the Finance Department. This claim is known as No. 86086 and arose because the County Clerk of Bronx County declined to certify the payroll for Mr. Heftel's salary for the period mentioned. Mr. Heftel resigned his position as of the close of business September 9, 1917. Inasmuch as this date is the official date of his separation from the service, as shown in a letter dated December 1st from the State Civil Service Commission, it was decided he should be paid for the first nine days of September.

It appears, however, that the unpaid portion of his salary, which was provided for in code 3250, 1917, was transferred to code 3354, Bronx County Fund for Salary and Wage Accruals. As there is no available balance in code 3250 to permit of the claim, it is necessary to provide such funds by the transfer of \$75 from code 3354 to code 3250.

The adoption of the attached resolution, effecting such transfer, is, therefore, recommended. Respectfully, E. D. FISHER, Deputy and Acting Comptroller. John Kadell, representing the County Clerk, Bronx County, appeared in opposition.

The matter was laid over one week (January 4, 1918).

Bronx County Fund for Salary and Wage Accruals; Law Library, Bronx County—Transfer of Appropriation (Cal. No. 46).

The Secretary presented a communication dated November 21, 1917, from the Trustees, Bronx County Law Library, requesting an appropriation of \$1,980 for the purchase of law books; and the following report of the Deputy and Acting Comptroller, recommending approval thereof by transfer of funds:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 21, 1917, the Trustees of the Bronx County Law Library (District Attorney, Surrogate and County Judge, Trustees), requested an appropriation of \$1,980 for the purchase of law books. The Bureau of Contract Supervision reports as follows:

"The purpose of the present request is to provide funds to permit the purchase of a complete set of the National Reporters System published by the West Publishing Company. This set consists of 910 volumes and 7 blue books, and will cost \$1,980, the amount requested by the Trustees.

"This library, which was started in 1914, contains approximately 3,500 volumes among which are the following:

- "United States Reports, 244 volumes, complete.
- "United States Reports, Digest, 8 volumes.
- "United States Revised Statutes, 5 volumes.
- "United States Federal Reporter, 244 volumes, complete.
- "United States Federal Reporter Digest, 10 volumes.
- "Encyclopedia, 40 volumes, complete.
- "Corpus Juris, 12 volumes.
- "Cox's Criminal Cases, 25 volumes, complete.
- "Lawyers' Reports Annotated, old series, 70 volumes.
- "Lawyers' Reports Annotated, new series, 68 volumes.
- "Lawyers' Reports Annotations, 60 volumes.
- "Lawyers' Reports Digests, 5 volumes.
- "New York Annotated Digests, 18 volumes.
- "New York Revised Statutes, 35 volumes, complete.
- "New York Court of Appeals Reports, 220 volumes, complete.
- "New York Appellate Division Reports, 176 volumes, complete.
- "New York Miscellaneous Reports, 99 volumes, complete.
- "New York Session Laws, 120 volumes, complete.
- "New York Practice Reports, 205 volumes, complete.
- "New York Inferior Court Reports, 62 volumes, complete.
- "New York Chancery Reports, 32 volumes.
- "New York Criminal Reports, 50 volumes, complete.
- "New York Supreme Court Reports, 175 volumes, complete.
- "New York Supplement, 165 volumes, complete.
- "New York Common Law, 80 volumes, complete.
- "New York Surrogates' Reports, 50 volumes, complete.
- "New York Common Pleas Report, 22 volumes.
- "Encyclopedia of Evidence, complete.
- "Sheppard's Annotated, New York, complete.
- "Sheppard's Annotated Federal Reporter, complete.
- "Sheppard's Annotated United States Reporter, complete.

"From the foregoing, it will be seen that the library is a fairly good working library.

"The District Attorney and the Surrogate are particularly anxious that the National Reporters' System be added to the library, notwithstanding the fact that it was not included in the departmental estimates for the years 1917 and

1918. There is no question but that these books, like many others not yet acquired, would greatly increase the value of the library.

"There is maintained at the County Court House, located at 161st Street and 3d Avenue, a library used exclusively by the Supreme Court, consisting of about 1,500 volumes. This library does not contain the National Reporters' System, and when the judges of this court require the use of one of these volumes, it is necessary for them to send to the library maintained by the Supreme Court in the Emigrant Industrial Savings Bank Building, located in Chambers Street, Manhattan. The Bronx County Law Library, which is located in the Bergen Building, about a mile from the County Court House, is used by the District Attorney, Surrogate, County Judge and other County Officers, including the Justices of the Court of Special Sessions, who hold court in the building.

"A representative of the District Attorney's office states that the nearest library containing this system is located in West 44th Street, to which he frequently goes to get information contained only in these books.

"All the good working libraries in Greater New York have this set of books, among whom are the Supreme Court Library, Bar Association, Kings County Library, Library of the Corporation Counsel, United States Express Company Building Library, Sixty Wall Street Library and the New York Law Institute Library.

"Should the books be acquired, it will be necessary to provide annually an appropriation of \$130, to provide for additional books, so that the system can be kept up to date.

"Furthermore, it will be necessary at this time to provide an additional \$250 for shelving, which has not been requested by the Trustees, but which must be provided if the books are to be properly accommodated.

"Should your Board desire to provide this additional sum, it is suggested that it do so by transfer from Code 3354, Salary and Wage Accruals, in which there is at the present time a balance of \$2,093.08."

The attached resolution, which requires the unanimous vote of your Board, if approved, will grant the request. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The matter was laid over one week (January 4, 1918).

John DeWitt Warner—Claim of (Cal. No. 47).

(On June 5 (Cal. No. 34) and June 19 (Cal. No. 104) this matter was laid over; on the latter date to July 30, 1914, and the claimant was invited to appear before the Board in support of his claim. On July 30, 1914 (Cal. No. 322), claimant appeared, and, on motion, the matter was referred to a special committee consisting of the Comptroller and the President of the Borough of The Bronx.)

The Secretary presented the following communication from the Deputy and Acting Comptroller and certificate of the Comptroller:

December 22, 1917.

To the Honorable Board of Estimate and Apportionment:

Sirs—Will you kindly have restored to the calendar for the next meeting of the Board of Estimate and Apportionment the application of John DeWitt Warner for the payment, pursuant to the provisions of section 246 of the Charter, of a claim for \$7,264.02, for services as special counsel assigned to the Dock Department in connection with freight terminal matters, which was certified by the Comptroller on June 2, 1914? Yours very truly,

EDMUND D. FISHER, Deputy and Acting Comptroller.

August 27, 1914.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of section 246 of the Greater New York Charter I hereby certify that an application has been presented by John DeWitt Warner for adjustment by you, under said section, of his claim for \$6,023.39, alleged to be due for professional services rendered as special counsel to the Dock Department of the City of New York during the year 1912; that on or about February 1, 1911, the applicant was retained by the Corporation Counsel to act as special counsel to the Dock Department, and from that date to December 21, 1911, rendered services to the Dock Department and to the Committee on Terminal Improvement of your honorable Board, which were paid for upon the approval of the Corporation Counsel out of the Contingent Counsel Fee Fund for the year 1911; that subsequent to the 28th day of December, 1911, the applicant continued to render similar services to the Dock Department and in conference with said Committee on Terminal Improvement under his original retainer, but as no appropriation had been made therefore, in accordance with the provisions of section 1541 of the Charter, a claim for compensation for said services rendered during the year 1912 is illegal and invalid against the City; that the reasonable value of the services performed for which the applicant has not been paid is \$6,023.39, which is the value of the benefit derived by the City by reason of the performance of said services, in which amount, in my judgment, it is equitable and proper for the City to adjust said claim, notwithstanding its illegality and invalidity against the City of New York.

Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 246 of the Greater New York Charter, being chapter 601 of the Laws of 1907, as amended, hereby determines that the City has received a benefit from and is justly and equitably obligated to pay to John DeWitt Warner, without interest, the sum of six thousand and twenty-three dollars and thirty-nine cents (\$6,023.39), for services as Special Counsel to the Dock Department of the City, rendered between December 28, 1911, and December 31, 1912, in connection with the Freight Terminal Development of the Port of New York; that the said sum shall be paid in full satisfaction of the claim which has been presented by said John DeWitt Warner; that the interests of the City will be best subserved by the adjustment of said claim in said sum, and that payment shall only be made upon the execution by the said John DeWitt Warner of a full release in favor of the City, in such form as may be approved by the Corporation Counsel, and that the Comptroller is hereby authorized to pay said claim from the account "Revenue Bond Fund for Claims, Miscellaneous, R. C. L.—11."

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; Various City Departments—Transfers of Appropriations (Cal. No. 48).

The Secretary presented the following report of the Comptroller:

December 22, 1917.

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

Gentlemen—When the Tax Levy Budget for 1917 was adopted, the following resolution was approved by your Board:

"Second (f). There shall be credited to the 'Funds for Salary and Wage Accruals from Schedule Supported Appropriations, to Be Expended as Provided in the Budget Resolutions Herewith,' established in this Budget for The City of New York and for each of the five counties therein, as soon as practicable after the expiration of each salary or wage period, the accruals during such period of 'Salaries Regular Employees' and 'Wages Regular Employees,' but these credits shall be made only upon the submission of reports thereon by the Comptroller to the Board of Estimate and Apportionment, pursuant to section 237 of the Greater New York Charter."

In accordance therewith, a list of apparent accruals in appropriations for salaries and wages, regular employees, for December, has been prepared, and the various departments affected informed of the intention of the Comptroller to recommend the transfer of these accruals, as provided in the above resolution, unless the departments dissent.

The resolution herewith gives the details of the proposed transfers to the City Fund for Salary and Wage Accrual account:

3039 City Fund for Salary and Wage Accruals \$93,176 64

The adoption of the attached resolution approving these transfers is recommended. Very respectfully,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves the transfer of funds appropriated to the various departments, commissions, boards, etc., of The

City of New York for personal service, salaries or wages, regular employees, for the year 1917, as follows:

FROM	
BOARD OF ALDERMEN AND CITY CLERK.	
1 Board of Aldermen	\$32 20
3 City Clerk	30 11
	<u>\$62 31</u>

BOARD OF ESTIMATE AND APPORTIONMENT.	
20 Bureau of Records and Minutes	\$519 71
21 Bureau of Public Improvements	578 37
23 Bureau of Franchises	85 21
24 Bureau of Contract Supervision	2,132 97
25 Bureau of Personal Service	1,474 23
27 Committee on Education	155 28
28 Committee on City Plan	230 07
Total	\$5,175 84

THE MAYORALTY.	
61 Salaries Regular Employees	\$190 50

DEPARTMENT OF FINANCE.	
76 Executive	\$61 66
77 Chief Clerk	105 00
78 Law and Adjustment	267 50
79 Real Estate	300 00
80 Stock and Bond	97 50
81 Investigation and Statistics	210 00
82 Engineering	194 16
83 Taxes	752 82
84 Assessments and Arrears	654 16
86 Bureau of Audit	1,208 34
	<u>\$3,851 14</u>

CITY CHAMBERLAIN.	
110 Salaries, Regular Employees	\$139 04

MUNICIPAL CIVIL SERVICE COMMISSION.	
190 Salaries, Regular Employees	\$2,048 42

COMMISSIONER OF ACCOUNTS.	
210 Salaries, Regular Employees	\$3,500 00

DEPARTMENT OF LICENSES.	
259 Administration	\$1,078 20

PRESIDENT, BOROUGH OF MANHATTAN.	
350 Executive	\$950 00
351 Audit and Accounts	400 00
353 Care of Highways	950 00
354 Engineering and Inspection	1,500 00
355 Roadways, Viaducts and Pavements	2,400 00
357 Sidewalks, Street Signs and Encumbrances	250 00
358 Care of Sewers, Executive	150 00
362 Care of Public Buildings and Offices	1,100 00
363 Janitorial Service, Cleaning and Attendance	1,800 00
364 Care of Municipal Building	1,000 00
365 Engineering Topography	600 00
373 Sidewalks, Street Signs and Encumbrances	1,300 00
Total	<u>\$12,400 00</u>

PRESIDENT, BOROUGH OF THE BRONX.	
450 Executive	\$210 00
451 Audit and Accounts	38 40
452 Operation of Motor Vehicles	75 00
454 Sewers, Viaducts and Streets	75 00
455 Permits, Subsurface Construction	500 02
457 Cleaning and Attendance	30 00
458 Supervision of Building Construction	150 00
461 Drainage and Sewerage Plans	162 50
Total	<u>\$1,240 92</u>

PRESIDENT, BOROUGH OF RICHMOND.	
750 Executive	\$50 00
751 Audit and Accounts	4 98
752 T.S. Care of Highways, Tax Levy Force	417 22
754 T.C. Street Cleaning	45 00
755 Care of Public Buildings, etc., Executive	30 00
757 Supervision of Building Construction, Executive	52 00
761 Cleaning and Attendance	09
764 Sweeping and Cleaning, etc	638 04
765 Repairing	47 75
766 Janitorial Service, etc	42 50
Total	<u>\$1,327 58</u>

1651	Factory Inspection	100 00	CENTRAL PURCHASE COMMITTEE
1652	Investigation	400 00	
1653	Recording	600 00	
1654	Fire Fighting and Supervision	300 00	
1658TC	Alarm Service	2,000 00	
1662	Maintenance of Apparatus, etc.	300 00	
1665	Care of Buildings and Grounds	250 00	
	Total	\$5,250 00	
DEPARTMENT OF HEALTH.			
1817	Executive	\$750 00	
1818	Audit and Accounts	500 00	
1819	Purchase and Storage of Supplies	90 00	
1820	Care of Buildings and Grounds	800 00	
1823	Vital Statistics	300 00	
1824	Child Hygiene	1,500 00	
1825	Preventable Diseases	1,000 00	
1827	Foods and Drugs	1,000 00	
1828	Research and Vaccine	600 00	
1830	Willard Parker and Reception	1,000 00	
1831	Riverside	700 00	
1832	Kingston Avenue	1,200 00	
1833	Tuberculosis Sanatorium, Otisville	800 00	
1835	Queensboro Hospital	500 00	
1836	Laundry	300 00	
	Total	\$11,040 00	
DEPARTMENT OF PUBLIC CHARITIES.			
	Salaries Regular Employees.		
1886	Social Investigations	\$784 22	
1889	Steamboats	1 94	
1891	Institutional Administration, City Hospital	115 98	
1892	Metropolitan Hospital	867 42	
1894	Randalls Island	523 95	
1895	Kings County Hospital	402 36	
1896	Brooklyn Pathological Laboratory	79 20	
1898	Cumberland Street Hospital	76 29	
1899	Greenpoint Hospital	125 90	
1900	Coney Island Hospital	91 37	
1901	Sea View Hospital	370 97	
1902	Farm Colony	126 29	
	New York City Home for Aged and Infirm—		
1903	Blackwells Island	119 52	
1904	Central and Neurological Hospital	107 79	
1907	Pelham Bay Home	6 45	
	Total	\$3,799 65	
BELLEVUE AND ALLIED HOSPITALS.			
2026	Bellevue Hospital	\$13,000 00	
2027	Gouverneur Hospital	140 00	
2028	Harlem Hospital	250 00	
2029	Fordham Hospital	130 00	
	Total	\$13,520 00	
TENEMENT HOUSE DEPARTMENT.			
2126	Audit and Accounts	\$12 50	
2127	Keeping of Records	2,442 32	
	Inspection—		
2128	New Buildings, Investigating Complaints, etc.	413 02	
2129	Review of Inspection	165 00	
	Total	\$3,032 84	
DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.			
2145TW	Executive	\$400 00	
2146	Tax Levy Force	200 00	
2147TW	Audit and Accounts	2,200 00	
2148TW	Purchase and Storage of Supplies	300 00	
2150TW	Water Supply, Executive	1,200 00	
2151	Tax Levy Force	200 00	
2153TW	Design	300 00	
2157TW	Pumping	700 00	
2159	Distribution	1,900 00	
2163	Water Revenue Collection	1,800 00	
2165	Illumination, Power and Heat Control	200 00	
2167	Inspection	1,400 00	
2180	Tax Levy Force	200 00	
2182	Collection and Storage	100 00	
2186	Distribution	100 00	
2187	Tax Levy and Water Revenue Force	100 00	
	Total	\$11,300 00	
DEPARTMENT OF PLANT AND STRUCTURES.			
2747	Operation	\$150 00	
2782	Administration	40 00	
	Total	\$190 00	
DEPARTMENT OF DOCKS AND FERRIES.			
2800	Executive	\$454 48	
2801	Audit and Accounts	113 47	
2804	Engineering	350 00	
2808	Ferries, Administration	250 00	
2809	Operation	1,735 51	
2814	Maintenance	69 50	
	Total	\$2,972 96	
THE CITY COURT OF NEW YORK.			
2875	Salaries Regular Employees	\$442 56	
COURT OF SPECIAL SESSIONS, ADULT COURT.			
2885	Salaries Regular Employees	\$362 45	
COURT OF SPECIAL SESSIONS, CHILDREN'S COURT.			
2895	Salaries Regular Employees	\$500 00	
CITY MAGISTRATES' COURTS.			
2905	Administration	\$2,463 13	
2906	Fingerprint System	30 00	
	Total	\$2,493 13	
BOARD OF CITY RECORD.			
2987	Executive	\$138 17	
2988	Audit and Accounts	12 33	
2989	Purchase and Storage of Supplies	172 49	
2990	Publication of City Record	11 50	
2991	Purchase, Storage of Stationery, etc.	2 06	
	Total	\$336 55	

3001A Salaries Regular Employees \$1,159 75
 Total, City Departments, to be transferred \$93,176 64

TO
MISCELLANEOUS.

3039 City Fund for Salary and Wage Accruals \$93,176 64

Which was adopted by the following vote:

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

Special Security Deposit Account; General Fund for Reduction of Taxation—Transfer of Funds (Cal. No. 49).

The Secretary presented the following report of the Deputy and Acting Comptroller:

Department of Finance, City of New York, Bureau of Municipal Investigation and Statistics, December 26, 1917.

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

Gentlemen—This report has to do with special security deposits made in connection with permits issued by Borough Presidents for the use of public streets for the storage of building material.

Section 142, Article 13, of chapter 23, of the Code of Ordinances of The City of New York, treating of this subject, reads, in part, as follows:

"1. *Permit.* The president of each borough shall have power to grant permits to builders to occupy not to exceed one-third of the carriage-way of any street with building material; provided in his opinion the interests and convenience of the public will not suffer thereby. At the time of placing such material in the street, the permit so granted shall forthwith be posted in some conspicuous place on or near the material and shall be kept there so as to be readily accessible to inspection.

"2. *Conditions.* Such permits shall expressly provide that they are given upon condition that the sidewalks and gutters shall at all times be kept clear and unobstructed and that all dirt and rubbish shall be promptly removed, from time to time, by the party obtaining such permit, and that all such permits may be revoked by the borough president, at pleasure.

"3. *Deposit.* Except as otherwise specifically provided in this article, no such permit shall be granted to any builder unless he shall, at the time said permit is granted, have on deposit with the borough president the sum of \$50, as a guarantee that he will promptly comply with the conditions of all permits which may be so granted, including the prompt removal of all dirt and rubbish placed upon the street from time to time, and also for the prompt removal, after the expiration or revocation of any such permit, of any building material placed upon any street thereunder. Each borough president is hereby authorized and empowered to use so much of the money so deposited as may be required to effect the prompt removal of such dirt or rubbish, as may, from time to time, be left upon the streets by the party making the deposit, and also for the purpose of removing any building material which may remain thereon after the expiration or revocation of any permit under which it was so placed. In case any deposit shall become impaired or exhausted, by its use by a borough president in the removal of dirt, rubbish or building material, the amount shall be made up immediately, to the sum of \$50, on notice from the borough president, and, in default thereof, all permits theretofore issued to the builder failing to comply with such notice shall be revoked, and no permit shall thereafter be granted to him until such deposit be made good. Any builder may at any time withdraw his deposit, provided he shall hold no unexpired permits and have fully complied with all the conditions of all permits theretofore issued, otherwise said builder shall be only entitled to withdraw and receive as much of the deposit as may remain unexpended after the provisions of this section, relative to the use of said money for the removal of dirt, rubbish or building material as the case may be, have been carried into effect."

Many of the deposits made in accordance with the ordinance quoted have remained upon the books of the Borough Presidents or the Department of Finance for considerable periods of time.

For reasons which will hereafter appear the deposits above referred to are grouped in three statements, hereto attached.

Statement No. 1 contains a list of special security deposits received by the Borough Presidents prior to January 1, 1911, remaining inactive on January 1, 1917.

This statement follows the resolution herewith.

Statement No. 2 shows special security deposits made prior to January 1, 1911, against which the Borough Presidents hold claims for the cost of restoring streets to the condition existing prior to the issuance of the permits.

Statement No. 3 lists the special security depositors in the Borough of Brooklyn as of January 1, 1917, who received successive permits on money deposited prior to January 1, 1911.

It is the custom of the Borough Presidents to return the deposits to the permittees upon request, provided that the encumbrances are removed and the pavements remain undamaged. This is done by the issuance by the Borough Presidents of orders upon the Comptroller, the former being by law required to forward the original deposits weekly to the latter. So far as the books of the Borough Presidents are concerned, these orders close the matters, but many of the deposits for which orders have been issued are still credited on the books of the Department of Finance.

Prior to 1911, inspection was not made in any of the boroughs, except Brooklyn, until the permittee requested the return of his deposit. In Brooklyn, the inspection was continuous from the time the permit was granted. Inspection is now continuous in all of the boroughs, Richmond having adopted this procedure in 1916.

In December, 1912, the Corporation Counsel was requested to furnish an opinion as to the propriety of returning to the contractors deposits more than six years old made in connection with contracts for supplies. In this opinion it is stated that:

"The statute begins to run from the time the cause of action accrues. Generally it accrues only when the creditor has the right to demand present payment. A party cannot prevent the running of the statute by neglecting to make a demand. Dickerson v. Mayor, 92 N. Y., 584.

"I advise you that the claims of contractors, whose right to demand the return of their deposits arose more than six years ago, for the return of their deposits, are barred by the Statute of Limitations, whether they were notified that they were entitled to the refund of their deposits or not."

These deposits are so analogous to the security deposits under consideration that this opinion would seem to cover the latter. However, on January 18, 1917, another opinion was rendered, directly in point, in connection with a claim for the refund of a deposit on a building material permit which was transferred from permit to permit until August 17, 1909. With regard thereto it was stated by the Corporation Counsel that:

"In order to enforce his rights, it was necessary for claimant to demand the return of the deposit.

"It was also necessary for claimant to demand the return of the money within six years and thirty days from the time he was in a position to make the demand.

"It also appears by the papers submitted, that claimant did not demand repayment of the money until November 24, 1916, when he filed this claim.

"Having failed to make the demand within the time allowed, the Statute of Limitations applies, and I therefore advise that the City is not legally liable in the premises."

Inasmuch, therefore, as the City is under no legal obligation to return to the depositors the deposits listed in Statement No. 1, aggregating \$12,840.25, it appears proper to transfer them to the general fund of the City for the reduction of taxation, and a resolution to that end is herewith submitted for your consideration.

As regards the deposits listed in Statement No. 2, the Borough Presidents of Brooklyn, The Bronx and Richmond feel that they should be applied as far as may be necessary to liquidate the expenses incurred by them for restoring pavements which should have been borne by the permittees. There would appear to be no objection to this procedure.

Statement No. 3 contains a list of deposits against which successive permits have been issued. As they for the most part represent what might be termed "running

accounts," it would appear improper to transfer any of these deposits to the general fund. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That, pursuant to section 216 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves the transfer of twelve thousand eight hundred and forty dollars and twenty-five cents (\$12,840.25), as set forth in Statement No. 1 herewith from the Comptroller's Special Security Deposit Account to the General Fund of The City of New York for the Reduction of Taxation.

Statement No. 1—Containing a List of Special Security Deposits Received by the Borough Presidents Prior to January 1, 1911, Remaining Inactive on January 1, 1917.

Department of Finance.									
Borough President, Manhattan, Entered in Special Security Deposit Record.		Name of Depositor.		Date Received.		Entered in Special Security Deposit of Cash Book.		Amount of Deposit.	
Permit No.	Vol.	Fol.	Receipt,	Date of Receipt,	Vol.	Page.	Vol.	Page.	
Borough of Manhattan.									
1899				1900					
22726	1	41	Mar. 7	J. McGee	Mar. 22	1	3	\$50 00	
14	1	21	Mar. 31	Vassar Sons Co.	Mar. 12	1	2	10 00	
22905	1	41	Apr. 1	F. Van Pelt	Mar. 22	1	3	50 00	
22945	1	41	Apr. 5	E. D. Hawes	Mar. 22	1	3	25 00	
23095	1	42	Apr. 18	W. Wahle	Mar. 22	1	4	25 00	
23129	1	42	Apr. 20	M. Goldstein	Mar. 22	1	4	25 00	
23166	1	42	Apr. 24	M. Wahle	Mar. 22	1	4	25 00	
23303	1	43	May 4	G. H. Toop	Mar. 22	1	5	50 00	
23405	1	43	May 13	Fay and Stacom	Mar. 22	1	5	25 00	
23532	1	43	May 23	J. & G. Archer	Mar. 22	1	5	23 00	
23553	1	44	May 24	Christman and Hogan	Mar. 22	1	6	23 00	
23624	1	44	May 31	L. Frank	Mar. 22	1	6	25 00	
23677	1	44	June 3	Christman and Hogan	Mar. 22	1	6	25 00	
23682	1	44	June 3	Robinson and Wallace	Mar. 22	1	6	25 00	
24	1	21	June 3	Canavan Bros.	Mar. 12	1	2	19 00	
23834	1	44	June 17	F. J. Schung	Mar. 22	1	6	25 00	
23882	1	45	June 22	J. A. Zimmerman	Mar. 22	1	7	25 00	
23877	1	45	June 23	Est. Berheimer	Mar. 22	1	7	25 00	
33	1	21	July 25	Christman and Hogan	Mar. 12	1	2	10 00	
24234	1	46	Aug. 7	W. A. Clark	Mar. 22	1	8	35 00	
39	1	21	Aug. 18	L. Frank	Mar. 12	1	2	10 00	
24458	1	47	Sept. 9	C. Casey	Mar. 22	1	9	25 00	
24907	1	48	Nov. 6	J. J. Loughran	Mar. 22	1	10	25 00	
1063	1	31	Nov. 6	New York Telephone Co.	Apr. 3	1	28	25 00	
1900									
25236	1	50	Jan. 18	A. Kelly	Mar. 22	1	11	25 00	
25249	1	50	Jan. 22	F. H. Woods	Mar. 22	1	12	25 00	
25279	1	50	Jan. 29	Matthews and Co.	Mar. 22	1	12	25 00	
1212	1	31	Feb. 24	John Laura and Co.	Apr. 3	1	28	25 00	
1225	1	31	Mar. 6	F. New Construction Co.	Apr. 3	1	28	25 00	
1222	1	31	Mar. 8	Moens Asphaltic Cement Co.	Apr. 3	1	28	25 00	
1235	1	31	Mar. 13	Thomas O'Leary	Apr. 3	1	28	25 00	
1239	1	31	Mar. 15	Yale and Munroe	Apr. 3	1	28	25 00	
A309	1	31	Mar. 23	Pelham Hod Elevator Co.	Apr. 3	1	28	25 00	
25085	1	52	Apr. 14	J. W. Fischer	Apr. 20	1	34	25 00	
25874	1	54	June 4	Thompson-Starrett Co.	June 8	1	52	200 00	
67	1	21	June 7	J. W. Cody	June 8	1	52	10 00	
B26020	1	54	June 25	Stabler and Smith	June 30	1	57	50 00	
26145	1	55	July 12	Walter Cohen	July 20	1	60	25 00	
26157	1	55	July 16	Thos. J. Reilly	July 20	1	60	25 00	
26372	1	55	Aug. 16	J. S. Heisler	Aug. 30	1	66	25 00	
1901									
27488	1	58	Feb. 18	Philip Herter	Feb. 25	2	2	25 00	
27532	1	59	Mar. 7	P. J. Kane	Mar. 15	2	2	20 00	
27783	1	60	Apr. 10	Wm. C. Hunter	Apr. 12	2	4	25 00	
28050	1	63	May 7	North West Wrecking Co.	May 10	2	5	25 00	
28146	1	64	May 14	T. Collins New and Co.	May 17	2	6	25 00	
28242	1	65	May 22	A. Nathan Brown	May 24	2	7	45 00	
28254	1	65	May 23	F. C. Schuler	June 1	2	7	25 00	
28331	1	66	May 31	David Finligte	June 7	2	7	25 00	
28349	1	66	May 31	L. R. Mestaniz	June 7	2	8	25 00	
28400	1	67	June 5	Mathilda Levey	June 7	2	8	25 00	
1953	1	32	June 5	Casement Roofing Co.	June 7	2	8	25 00	
1975	1	32	June 26	Acme Roofing Co.	June 28	2	9	25 00	
28569	1	67	July 2	Cort Construction Co.	July 6	2	9	25 00	
A29054	1	69	Sept. 25	T. E. and Thos. Crimmins	Sept. 27	2	10	25 00	
1902									
29503	1	70	Dec. 28	Degnon and McLean	Jan. 2	2	11	25 00	
1902									
29588	1	70	Feb. 4	Andrew Brose	Feb. 7	2	12	25 00	
29636	1	71	Mar. 3	Thompson-Starrett Co.	Mar. 7	2	12	25 00	
29795	1	73	Mar. 25	Marc Eidlitz and Son	Mar. 27	2	13	25 00	
29973	1	74	Apr. 14	Degnon and McLean Contracting Co.	Apr. 18	2	14	25 00	
30316	1	25	May 21	Freedman and Forber	May 23	2	15	20 00	
30434	1	26	June 4	Manley and Mühler	June 6	2	16	25 00	
12475	1	27	June 9	V. J. Heddon and Son	June 12	2	16	1,000 00	
30511	1	28	June 12	Schneider and Herter	June 20	2	17	25 00	
16	1	29	June 14	Joseph W. Cody and Co.	June 20	2	17	50 00	
30660	1	34	July 7	J. T. McCabe	July 10	2	19	25 00	
B287	1	40	Sept. 20	Republican County Committee	Sept. 25	2	22	12 00	
31440	1	91	Oct. 29	F. V. Moore	Oct. 30	2	24	15 00	
77	1	92	Nov. 25	Robert McBride	Nov. 28	2	24	4 50	
31688	1	92	Nov. 26	W. E. D. Stokes	Nov. 28	2	25	25 00	
1903									
31918	1	94	Jan. 29	S. Barkin	Feb. 5	2	26	25 00	
31939	1	94	Feb. 3	Patrick Norton	Feb. 5	2	26	15 00	
32058	1	95	Mar.						

Department of Finance.											
Borough President, Manhattan, Entered in Special Security Deposit Record.				Name of Depositor.		Date Received.	Entered in Special Security Deposit of Cash Book.	Amount of Deposit.	Entered in Special Security Deposit Book.		
Permit No.	Date of Vol.	Fol.	Receipt,								
				Vol.		Page.					
62065	2	51	May 26	Common Sense Construc-		June 2	4	9	25 00		
62504	2	51	June 20	Dakota Realty Co.		June 23	4	9	25 00		
Total, Borough of Manhattan (195 items).....				\$6,260 00							
Borough of The Bronx.											
Department of Finance.											
Borough President, The Bronx, Entered in Special Security Deposit Record.				Name of Depositor.		Date Received.	Entered in Special Security Deposit of Cash Book.	Amount of Deposit.	Entered in Special Security Deposit Book.		
Permit No.	Date of Vol.	Fol.	Receipt,								
				Vol.		Page.					
781	2	1	July 26	Christman and Hogan....		Apr. 9	1	30	\$25 00		
800	2	1	Aug. 15	H. Berwin		Apr. 9	1	30	19 00		
805	2	1	Aug. 18	J. S. Sherwood		Apr. 9	1	30	25 00		
815	2	1	Aug. 31	Joseph Hogan		Apr. 9	1	30	18		
1899				1900							
1035	2	1	Oct. 20	S. D. Rosenfield		Oct. 26	1	75	25 00		
1901				1902							
1144	2	1	May 8	Amsterdam Construction Co.		May 17	2	64	10 00		
1902				1903							
B....	1	..	Jan. 24	Frank Falk		Jan. 30	2	67	25 00		
1230	2	1	Jan. 29	Thomas Graham		Jan. 30	2	67	89		
1258	2	1	Apr. 23	S. P. Corrigho		Apr. 24	2	67	10 00		
1340	2	1	Oct. 14	J. F. Byrnes		Oct. 17	2	70	25 00		
1903				1904							
1486	2	1	July 18	Belmont and Bolz		July 23	2	74	15 00		
1509	2	1	Sept. 14	Dr. N. B. VanEtten		Sept. 18	2	75	15 00		
1904				1905							
1768	2	1	Aug. 30	Leo Fleischman		Sept. 2	2	83	15 00		
1905				1906							
2109	2	1	May 22	Bronx Theatre Co.		May 25	2	92	70 00		
B....	2	1	May 26	P. J. Kane		June 1	2	92	20 00		
2180	2	1	July 11	Hawthorn Construction Co.		July 13	2	94	25 00		
1906				1907							
2194	2	1	July 25	Eva F. Robinson		July 27	2	94	15 00		
2282	2	1	Oct. 2	William Muss		Oct. 5	3	62	25 00		
2301	2	1	Oct. 16	George Brown		Oct. 19	3	63	25 00		
1907				1908							
2494	2	1	Feb. 26	Barnet Mason		Mar. 1	3	68	15 00		
2584	2	1	Apr. 10	Eugene Lieb		Apr. 12	3	71	15 00		
2616	2	1	Apr. 19	J. H. Meyer		Apr. 26	3	71	15 00		
2646	2	1	May 9	Harlem Realty Co.		May 10	3	72	23 00		
2774	2	1	July 24	B. M. McQuade		July 26	3	76	15 00		
2778	2	1	July 25	Joseph Forest		Aug. 2	3	76	15 00		
2846	2	1	Aug. 31	J. S. Maher		Sept. 6	3	78	15 00		
2851	2	1	Sept. 5	Hornden and Bellmorit ..		Sept. 6	3	78	15 00		
2986	2	1	Dec. 3	J. C. Rogers, Jr.		Dec. 6	3	83	15 00		
1907				1908							
3141	2	1	Apr. 15	Frank Harrison, Pres., United Am. Const. Co.		Apr. 18	3	86	15 00		
3302	2	1	July 25	William Kerr		Aug. 1	3	92	15 00		
3372	2	1	Sept. 30	Gus T. Smith		Oct. 3	3	94	50 00		
B....	2	1	Oct. 14	Robert C. Morris, Re- ceiver, Atlantic Cement Co.		Oct. 17	3	94	15 00		
B....	2	1	Dec. 2	Douglas Knox Domestic Realty Co.		Dec. 5	3	95	15 00		
1908				1909							
3673	2	1	July 22	Edward Simmons		July 31	3	102	15 00		
3727	2	1	Sept. 5	Herman Aaron		Sept. 10	4	61	25 00		
1909				1910							
A....	2	1	July 28	William Blumenauer		Aug. 5	4	75	15 00		
A....	2	1	Oct. 11	A. W. Eustis		Oct. 14	4	79	15 00		
4412	2	1	Oct. 13	Tannebaum Const. Co.		Oct. 21	4	79	18 25		
4506	2	1	Nov. 29	Crotona Construction Co.		Dec. 2	4	82	56		
1910				1911							
4627	2	1	Feb. 17	Max Manning		Feb. 25	4	83	15 00		
A4661	1	55	Feb. 28	Frank Del Balso		Mar. 3	4	84	15 00		
A4711	1	55	Mar. 18	W. C. Bergen		Mar. 24	4	85	15 00		
A18678	1	56	Mar. 21	John W. Cornish		Mar. 24	4	85	25 00		
A4761	1	56	Apr. 5	W. C. Bergen		Apr. 7	4	87	15 00		
4798	2	1	Apr. 21	H. A. Beder		Apr. 28	4	88	15 00		
4939	2	2	June 24	Alonzo Jackson		June 30	4	93	15 00		
Total, Borough of The Bronx (46 items).....				\$846 88							
Borough of Brooklyn.											
Department of Finance.											
Borough President, Brooklyn, Entered in Special Security Deposit Book.				Name of Depositor.		Date Received.	Entered in Special Security Deposit of Cash Book.	Amount of Deposit.	Entered in Special Security Deposit Book.		
Permit No.	Date of Vol.	Fol.	Receipt,								
				Vol.		Page.					
8	2	1	Oct. 7	Carpenter & Woodruff...		Mar. 22	1	13	\$50 00		
1893				1900							
33	2	1	Sept. 25	Andrew Montgomery....		Mar. 26	1	14	50 00		
37	2	1	Oct. 15	David H. Brown.....		Mar. 26	1	14	50 00		
42	2	1	Dec. 15	Peter H. Phillips.....		Mar. 26	1	15	50 00		
1895				1896							
52	2	1	Apr. 11	Edward Stenson		Mar. 26	1	15	50 00		
55	2	1	Apr. 29	McKnight Flintic Stone Co.		Mar. 26	1	15	50 00		
58	2	1									

Borough President, Queens, Entered in Special Security Deposit Record.										Department of Finance.										President, Borough of Richmond, Bureau of Highways—Record of Special Security Deposits.										Department of Finance.									
Permit	Date of No. Vol.	Fol.	Receipt.	Name of Depositor.				Date Received.	Entered in Special Security Record Book.	Amount of Deposit.	Name of Depositor.				Date Received.	Entered in Special Security Record Book.	Amount of Deposit.	Name of Depositor.				Date Received.	Entered in Special Security Record Book.	Amount of Deposit.															
				Vol.	Fol.	Vol.	Fol.				Vol.	Fol.	Vol.	Fol.				Vol.	Fol.	Vol.	Fol.				Vol.	Fol.	Vol.	Fol.											
13350	1	114	Jan. 30	Thomas Young	.....	Feb. 1	3	189	6 00	785	A	80	May 20	Pasquale Cellio	.....	Apr. 30	1	37	5 00	785	A	80	May 20	Pasquale Cellio	.....	Apr. 30	1	37	5 00							
1392	1	115	Feb. 1	William Krouse & Co.	....	Feb. 8	3	189	10 00	548	A	94	May 2	L. E. Tuttle	.....	Apr. 30	1	37	5 00	548	A	94	May 2	L. E. Tuttle	.....	Apr. 30	1	37	5 00							
B1490	1	130	Apr. 13	James Tisdale	.....	Apr. 19	3	195	10 00	493	A	131	Aug. 29	Mrs. Tranitor	.....	Apr. 30	1	37	2 00	493	A	131	Aug. 29	Mrs. Tranitor	.....	Apr. 30	1	39	5 00							
1516	1	135	Apr. 26	Jacob Bartscherer	.....	May 3	3	197	10 00	121	B	303	Sept. 26	Christopher Archer	.....	Apr. 30	1	39	5 00	121	B	303	Sept. 26	Christopher Archer	.....	Apr. 30	1	39	5 00							
14398½	1	140	May 10	E. H. Thompson	.....	May 17	3	199	6 00	500	A	137	Nov. 11	T. Sullivan	.....	Apr. 30	1	37	5 00	500	A	137	Nov. 11	T. Sullivan	.....	Apr. 30	1	37	5 00							
14287	1	148	June 12	John Loeffler	.....	June 14	3	203	30 00	570	A	138	Nov. 23	Thomas Ostick	.....	Apr. 30	1	37	5 00	570	A	138	Nov. 23	Thomas Ostick	.....	Apr. 30	1	37	5 00							
14407	1	150	June 21	Ralph W. Covert	.....	June 28	3	203	6 00	953	A	79	Mar. 15	South Shore Water Co.	.....	Apr. 30	1	40	25 00	953	A	79	Mar. 15	South Shore Water Co.	.....	Apr. 30	1	40	25 00							
15061	1	165	Aug. 16	Robert Jephson	.....	Aug. 23	3	210	6 00	1046	B	303	Mar. 27	Christopher Archer	.....	Apr. 30	1	39	5 00	1046	B	303	Mar. 27	Christopher Archer	.....	Apr. 30	1	39	5 00							
1714	1	167	Aug. 28	Art Concrete and Con- struction Co.	.....	Aug. 30	3	211	10 00	1238	B	3	Apr. 12	Wm. Corry	.....	Apr. 30	1	37	5 00	1238	B	3	Apr. 12	Wm. Corry	.....	Apr. 30	1	37	5 00							
5365	1	176	Sept. 28	Charles Smith	.....	Oct. 4	3	215	20 00	1488	B	5	Apr. 29	Thomas O'Brien	.....	Apr. 30	1	37	5 00	1488	B	5	Apr. 29	Thomas O'Brien	.....	Apr. 30	1	37	5 00							
B15704	1	177	Oct. 5	L. M. Marx	.....	Oct. 11	3	215	20 00	2337	B	10	July 10	McKnight Flintic Stone Co.	.....	Apr. 30	1	38	2 00	2337	B	10	July 10	McKnight Flintic Stone Co.	.....	Apr. 30	1	38	2 00							
1862	1	185	Nov. 14	Fred Freimuth	.....	Nov. 15	3	219	10 00	2630	B	12	Aug. 10	Richmond Construction Co.	.....	Apr. 30	1	38	5 00	2630	B	12	Aug. 10	Richmond Construction Co.	.....	Apr. 30	1	38	5 00							
1866	1	185	Nov. 15	Roeder & Heuser	.....	Nov. 22	3	219	10 00	2899	B	13	Sept. 9	E. K. Whitford	.....	Apr. 30	1	38	5 00	2899	B	13	Sept. 9	E. K. Whitford	.....	Apr. 30	1	38	5 00							
1887	1	187	Nov. 26	Terminal Building Co.	.....	Nov. 30	3	220	10 00	2964	B	13	Sept. 18	John Winnans	.....	Apr. 30	1	38	5 00	2964	B	13	Sept. 18	John Winnans	.....	Apr. 30	1	38	5 00							
B1900	1	189	Dec. 7	P. J. Conway	.....	Dec. 13	3	221	10 00	3583	B	15	Dec. 11	E. K. Whitford	.....	Apr. 30	1	38	5 00	3583	B	15	Dec. 11	E. K. Whitford	.....	Apr. 30	1	38	5 00							
1916	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00	4173	B	17	Mar. 27	E. K. Whitford	.....	Apr. 30	1	40	5 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
1935	4	2	Jan. 11	D. J. McCoy	.....	Jan. 17	3	222	10 00	4212	B	303	Apr. 2	Christopher Archer	.....	Apr. 30	1	40	5 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
5677	4	3	Jan. 17	Henry Kayfetz	.....	Jan. 24	3	222	10 00	4397	1	1	Apr. 24	A. C. Brown	.....	Apr. 30	1	42	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
1966	4	6	Feb. 23	Burkhardt and Schmidt	.....	Feb. 28	3	224	10 00	4550	1	3	May 14	Fred Bachmann	.....	May 21	1	48	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
2008	4	9	Mar. 21	Priscitta & Naid	.....	Mar. 28	3	225	10 00	4557	1	3	May 14	John Waters	.....	May 21	1	48	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
B16955	4	11	Mar. 23	E. W. Boecklen	.....	Mar. 28	3	225	6 00	4583	1	3	May 18	Jeffrey White	.....	June 4	1	50	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
B16956	4	11	Mar. 23	E. W. Boecklen	.....	Mar. 28	3	225	6 00	4608	1	4	May 22	Patrick Child	.....	June 4	1	50	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
B16957	4	11	Mar. 23	E. W. Boecklen	.....	Mar. 28	3	225	6 00	4642	1	4	May 28	Charles Missall	.....	June 4	1	51	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
B17001	4	12	Mar. 26	Wm. H. Murphy	.....	Mar. 28	3	226	6 00	4712	1	4	June 1	Standard Varnish Works	.....	June 15	1	54	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
16858	4	19	Mar. 18	Adolf Lievendag	.....	Mar. 21	3	230	20 00	4744	1	5	June 11	Chas. Howarth	.....	June 15	1	55	2 00	1907	1	191	Dec. 29	Daniel J. McCoy	.....	Jan. 3	3	221	10 00							
16863																																							

Which was adopted by the following vote:
Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx, the Acting President of the Borough of Queens and the President of the Borough of Richmond—16.

Departments of Parks, Boroughs of Brooklyn and Queens; General Fund for Reduction of Taxation—Transfer of Funds (Cal. No. 50).

The Secretary presented the following report of the Deputy and Acting Comptroller:

December 21, 1917

The Board of Estimate and Apportionment, The City of New York.
Court House, Included in Annex at S. 102 C. Special 1 or 1 Trust F.

Gentlemen—Included in Account S 102 C, Special and Trust Fund for Restoring and Repaving, Department of Parks, Brooklyn and Queens, are security deposits made prior to January 1, 1911, aggregating \$1,133.79, as per list hereto attached. The Corporation Counsel has ruled in similar cases that by reason of the running of the Statute of Limitations the City is under no legal obligation to return these deposits to the depositors, and a resolution is therefore submitted herewith recommending that they be transferred to the general fund of the City for the reduction of taxation. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller

*List of Deposits Made for Permits Issued by the Department of Parks, Brooklyn and
Queens, Prior to January 1, 1911, and Remaining Unclaimed by the Depositors on
January 1, 1917.*

Entered in

Entered in
Permit Journal Date of Iss
No. Folio.

93	Prior to Jan. 1, 1902	West Brooklyn Water Co.	\$15 00
93	Prior to Jan. 1, 1902	C. Stutzman	20 00
93	Prior to Jan. 1, 1902	David Cullen	25 00
93	Prior to Jan. 1, 1902	A. E. Donovan	10 00
93	Prior to Jan. 1, 1902	Geo. W. Burnes	20 00
93	Prior to Jan. 1, 1902	Edward Cunningham	20 00
93	Prior to Jan. 1, 1902	F. Hornby	20 00
93	Prior to Jan. 1, 1902	Owen O'Keefe	20 00
93	Prior to Jan. 1, 1902	E. C. Chapman	25 00

\$175 00

Less Amounts Paid to Asphalt Companies

\$120 00

Secretary this 11th day of October, 1917.
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, by JAMES
P. WILSON, Secretary.

WALKER, Secretary
(S-1)

December 24, 1917

47	93	Sept. 10, 1902	Shapiro & Wright	\$120 00	B. WALKER, Secretary. (Seal.)
115	93	Nov. 10, 1902	S. Katins	20 00	
127	93	Nov. 25, 1902	W. H. Spellman	10 00	
278	93	May 27, 1903	T. K. Timony	25 00	
375	93	July 24, 1903	N. Sneider	10 00	
397	93	Sept. 6, 1903	J. Reilly	10 00	
427	93	Sept. 31, 1903	Joseph Doeljer	10 00	
488	93	Oct. 27, 1903	Joseph Doeljer	10 00	
507	93	Nov. 13, 1903	C. Bauer	10 00	
563	93	Jan. 25, 1904	S. Palley	30 00	

In a communication dated November 8, 1917, addressed to this Board, I called

"The proposed agreement covers the construction of a triangular mesh wire fence, 1,104 feet high with metal posts, about 2,214 feet long, 1,104 feet of

fence about five feet high with metal posts, about 2,214 feet long, 1,104 feet of which will be built upon the dividing line between the property of the City of New York and that of the New York, Westchester and Boston Railway Company. About 944 feet of the fence will be built 20 feet from the dividing line and upon the property of the New York, Westchester and Boston Railway Company because of the condition of the two filled portions of the roadways of the adjacent railroads. The balance of the length consists of short connections

"At this location the New York, Westchester and Boston Railway Company operates by an overhead trolley system, while the Interborough Rapid Transit Company operates with the third rail. The purpose of this fence is to prevent trespassing upon the property of the City and the endangering of the lives of those who may so trespass and come in contact with the live third rail.

"The agreement further provides that the Interborough Company and the Westchester Company shall each maintain and keep in repair, at its own expense, practically one-half of the fence and it also provides that if, in the future, a masonry retaining wall is constructed along the line of the City property that the Interborough Company and the New York, Westchester and Boston Company will jointly remove and reconstruct at their own expense the wire

"The work is to be done by the New York, Westchester and Boston Railway Company. The price seems reasonable in view of the existing market conditions.

"I believe the Board may properly consent to the proposed agreement." A further examination has been made, and the Director of the Bureau of Contract Supervision in his report to me states, in part, as follows:

"* * * We are still unable to see why the construction of this fence is not a wise and proper precaution to be undertaken by the City.

"Between 180th Street and Unionport Road the City maintains at practically grade level three tracks, each equipped with two so-called third rails for the transmission of high tension electric current.

"There is nothing to prevent trespassers upon the New York, Westchester and Boston Railway from going upon the right-of-way of the City and incurring more or less danger from contact with the exposed rails.

"Our examination disclosed a very marked pathway along the right-of-way between the two railroads, and a covered box adjacent to the third rail for the carrying and protection of signal apparatus affords a definite pathway for such trespassers throughout a considerable portion of the distance between the north end of the station of Unionport Road.

"The Westchester and Boston people built a wire fence on the easterly and street line of their property, but such fence is an insecure protection from trespassers. It has already been taken down and removed in places so that for a considerable distance to the eastward trespassers can and do freely enter upon the property of the Westchester Railway and pass northward between the rights-of-way of the two railroads and into Bronx Park by the underground crossing at Unionport Road.

"I am firmly of the opinion that the fence is worth all that it will cost as a precaution against accident, and a proper expenditure for the City. I again recommend that the Board consent to the proposed agreement."

In view of the foregoing and the necessity of preventing trespassing upon the property of the City and the endangering of the lives of people who may trespass and come in contact with the live third rail, I again recommend for adoption the resolution heretofore presented, approving the proposed agreement and authorizing the issue of corporate stock in the sum of \$1,125 to provide the necessary means to meet the City's obligations under the agreement submitted by the Public Service Commission for the First District. Respectfully,

WM. A. PRENDERGAST, Comptroller.

(Copy of agreement referred to herein is on file.)

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 37 of the Rapid Transit Act, being chapter 4 of the Laws of 1891, as amended, and the provisions of section 45 of the Greater New York Charter, and the requisition of the Public Service Commission for the First District, duly made by said Commission on October 11, 1917, the Board of Estimate and Apportionment hereby consents to the proposed agreement to be entered into by and between The City of New York, acting by said Commission, the Interborough Rapid Transit Company, and the New York, Westchester and Boston Railway Company, for the construction by the New York, Westchester and Boston Railway Company of a fence on the dividing line of the properties of The City of New York and the New York, Westchester and Boston Railway Company at 180th Street and Unionport Road, at an estimated cost to The City of New York of one thousand one hundred and twenty-five dollars (\$1,125); and be it further

Resolved, That the Board of Estimate and Apportionment prescribes that the limit to the amount of proceeds of corporate stock available for the said purposes shall be one thousand one hundred and twenty-five dollars (\$1,125); and be it further

Resolved, That the Comptroller be and is hereby authorized and requested to issue corporate stock of The City of New York to the amount of one thousand one hundred and twenty-five dollars (\$1,125), at such rate of interest as the Commissioners of the Sinking Fund shall prescribe, the proceeds to the amount of the par value of the stock to be applied to the purposes of the said agreement with the Interborough Rapid Transit Company and the New York, Westchester and Boston Railway Company, as set forth in this resolution and described in the requisition of the Public Service Commission to this Board, dated October 11, 1917; said issue of corporate stock to be a sub-authorization from and to be charged against the appropriation made by this Board on March 18, 1913, of Twenty-eight million two hundred thousand dollars (\$28,200,000), and the supplemental or additional appropriations thereto, for the purpose of meeting the City's obligations under the terms and provisions of Contract No. 3.

Which was adopted by the following vote:

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

Negative—The President of the Borough of The Bronx—1.

Public Service Commission for the First District—Approval of Agreement with D. Donegan Company for the Construction of Sewer to Connect an Existing Storm Drain with Existing Sewers and Other Work of a Similar Nature on the Queensboro Subway Rapid Transit Railroad over Queens Boulevard, Borough of Queens (Section No. 3, Routes Nos. 36 and 37), and Issue of Corporate Stock Therefor (Cal. No. 52).

The Secretary presented the following requisition of the Public Service Commission for the First District; and report of the Comptroller:

State of New York, Public Service Commission for the First District, 120 Broadway, New York, December 3, 1917.

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

Pursuant to the direction contained in such resolution, I transmit herewith a certified copy of the resolution adopted by the Commission on December 3, 1917, requesting your Honorable Board to consent to a proposed agreement herewith transmitted between The City of New York, acting by the Commission, and the D. Donegan Company for the construction of a sewer to connect an existing storm drain with existing sewers, for connecting a portion of the station drainage with such storm drain, for extending an outlet of such storm drain and for lowering three drain manhole heads and two duct manhole heads in connection with the construction of the Queensboro Subway Rapid Transit Railroad over Queens Boulevard, Borough of Queens, Section 3, Routes No. 36 and 37, and requesting your Honorable Board to appropriate the sum of two thousand six hundred and fifty dollars (\$2,650) for the purpose of providing the necessary means for meeting the City's obligations under such agreement.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, By JAMES B. WALKER, Secretary.
(Seal.)

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 3, 1917, the Public Service Commission for the First District formally transmitted to the Board of Estimate and Apportionment for its approval a proposed agreement to be entered into between the City of New York, acting by the Commission, and D. Donegan Company, for the construction of a sewer connecting an existing storm drain with existing sewers and other work of a similar nature at an estimated cost of \$2,650. The Board of Estimate and Apportionment is requested to authorize an issue of corporate stock to provide the necessary funds to meet the City's obligations under the proposed agreement.

The Director of the Bureau of Contract Supervision, in a report to me ament the proposed agreement, states, in part, as follows:

"At the time the elevated rapid transit railroad was constructed in Queens Boulevard that street was not graded to its full width, and the leaders from the elevated structure were not extended or connected with the existing sewer system but left to discharge upon the ungraded portion of the Boulevard. Quite recently the Borough has undertaken the grading of the street to its full width, and it becomes necessary to take care of the drainage from the elevated structure in a more definite and comprehensive way.

"The plans submitted for the proposed work provide for the picking up of the open ends of the existing drains in the vicinity of the station at Queens Boulevard and Rawson Street, connecting the same with the sewer, and the construction of a sewer from the vicinity to an existing sewer in Van Dam Street. The plans also provide for the extension of an open drain at Laurel Hill Avenue and Queens Boulevard to and beyond the limits of the proposed grading of the Boulevard.

"The inclement weather which has prevailed since this matter was presented to this Bureau has prevented an examination of the location of the work and the checking up on the ground of the advisability or necessity of proceeding with the improvement now. The engineers of the Public Service Commission

who have been consulted have represented the work as urgent, and the price is the lower of two bids received for the work.

"I believe the Board may properly consent to the proposed agreement." In view of the foregoing I recommend for adoption the following resolution approving the agreement with D. Donegan Company and authorizing the necessary funds required thereunder. Respectfully,

WM. A. PRENDERGAST, Comptroller.

(Copy of agreement referred to herein is on file.)

William Fallon, representing the Public Service Commission for the First District, appeared and requested that Rule 19 be waived.

On motion, Rule 19 was waived in this matter and the following resolution was offered:

Resolved, That, pursuant to the provisions of section No. 37 of the Rapid Transit Act, being chapter 4 of the Laws of 1891, as amended; the provisions of section 45 of the Greater New York Charter, and the requisition of the Public Service Commission for the First District, duly made by said Commission on December 3, 1917, the Board of Estimate and Apportionment hereby consents to the proposed agreement to be entered into by and between The City of New York, acting by the said Commission, and D. Donegan Company, for the construction of a sewer to connect an existing storm drain with existing sewers, for connecting a portion of the station drainage with such storm drain, for extending an outlet of such storm drain, and for lowering three drain manholes and three duct manhole heads in connection with the construction of Section No. 3, Routes Nos. 36 and 37, of the Queensboro Rapid Transit Railroad (over Queens Boulevard, Borough of Queens, extending from Rawson Street to Moore Street, at or near the Rawson Street station), at an estimated cost of two thousand six hundred and fifty dollars (\$2,650); and be it further

Resolved, That the Board of Estimate and Apportionment prescribe that the limit to the amount of corporate stock available for the said purposes shall be two thousand six hundred and fifty dollars (\$2,650); and be it further

Resolved, That the Comptroller be and is hereby authorized and requested to issue corporate stock of The City of New York to the amount of two thousand six hundred and fifty dollars (\$2,650), at such rate of interest as the Commissioners of the Sinking Fund shall prescribe, the proceeds thereof to the amount of the par value of the stock to be applied to the purposes set forth in this resolution and described in the requisition of the Public Service Commission for the First District dated December 3, 1917; said issue of corporate stock to be a sub-authorization from and charged against the appropriation authorized by this Board on March 18, 1913, of twenty-eight million two hundred thousand dollars (\$28,200,000), and the supplemental or additional appropriations thereto, for the purpose of meeting the City's obligations under the terms and provisions of Contract No. 3.

Which was adopted by the following vote:

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

Negative—The President of the Borough of The Bronx—1.

From Bureaus of the Board.

Bureau of Public Improvements.

Board of Estimate and Apportionment—Engineer's Financial Statement (Cal. No. 53).

The Secretary presented the following report of the Chief Engineer, which was ordered printed in the minutes and filed:

Financial Statement No. D-97.

December 24, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—I beg to submit the following tabular statement showing the estimated cost of physical improvements and the number of opening proceedings for each borough and total for all boroughs, which have been authorized by the Board of Estimate and Apportionment since January 1, 1916, together with the physical improvements for which preliminary authorization is now outstanding:

Surface and Subsurface Improvements Given Final Authorization in 1916 and 1917.

Borough.	Surface Improvements.		Sewer Improvements.			
	Total, 1916.	1917 to Date.	Total, 1916.	1917 to Date.		
No.	Amount.	No.	Amount.	No.	Amount.	
Manhattan	13	\$168,200 00	16	\$503,300 00	23	\$446,200 00
Brooklyn	140	934,800 00	65	429,100 00	63	1,245,800 00
The Bronx	37	722,600 00	35	763,400 00	19	920,000 00
Queens	57	561,800 00	57	448,200 00	60	971,600 00
Richmond	11	67,300 00	3	28,900 00	10	21,300 00
Total	258	\$2,454,700 00	176	\$2,172,900 00	*175	\$3,604,900 00

*Includes two improvements for which partial authorization only has been given.

Surface and Subsurface Improvements for Which Preliminary Authorization Is Now Outstanding.

Borough.	Surface Improvements.		Sewer Improvements.	
	No.	Amount.	No.	Amount.
Manhattan	7	\$156,900 00	9	\$1,103,800 00
Brooklyn	11	82,000 00	*13	1,281,800 00
The Bronx	7	111,800 00	4	201,400 00
Queens	53	450,600 00	31	1,348,300 00
Richmond	2	10,500 00	..	..
Total	80	\$811,800 00	*57	\$3,935,300 00

*Includes one improvement for which partial final authorization has been given.

Street and Park Opening Proceedings Authorized in 1916 and 1917.

Borough.	Total, 1916.		1917 to Date.	
	Number of Streets Affected.	Number of Parks Affected.	Number of Streets Proceedings.	Number of Parks Proceedings.
Manhattan	6	6	..	..
Brooklyn	20	13	6	5
The Bronx	8	7	15	14
Queens	70	33	26	13
Richmond	2	2	1	1
Total	106	61	48	33

A comparison of the estimated cost of physical improvements for which final authorization has been given since January 1, 1917, and of all outstanding preliminary authorizations, with the value of assessment lists relating to improvements authorized since January 1, 1902, returned in 1917, and with the 1917 collections, up to and including December 20, in each case, shows the following:

Borough.	Authorizations.			
	Outstanding Preliminary Authorizations.	Final Authorizations in 1917.	Total	

Amounts Available for Preliminary and for Final Authorization During 1917 Under the Interpretation of the Resolution Adopted on July 30, 1914, as Submitted on October 19, 1917.

Borough.	Preliminary Authorizations Which May Be Outstanding, Including Those Which Are Not to Be Converted Into Final Authorizations During 1917.	Final Authorizations to Be Granted During 1917.
Manhattan	\$472,800 00	\$524,300 00
Brooklyn	1,345,700 00	2,111,900 00
The Bronx	699,000 00	1,092,700 00
Queens	1,080,400 00	1,082,900 00
Richmond	54,000 00	88,200 00
Total	\$3,651,900 00	\$4,900,000 00

The following table shows the additional amounts for which preliminary authorizations may now be outstanding, as deduced from the resolution of July 30, 1914, the value of the preliminary authorizations now outstanding which the Borough Presidents desire to have converted into final authorizations during 1917, and the balance available for final authorizations, as determined under the interpretation of the July 30, 1914, resolution, as submitted on October 19, 1917:

Borough.	Additional Preliminary Authorizations Which May Be Outstanding on the Basis of the Resolution of July 30, 1914, as Interpreted on October 19, 1917.	Preliminary Authorizations Now Outstanding the Urgency of Which Has Been Established or Which It Is Expected to Establish in 1917.	Balance Available for Final Authorization as Provided by the Resolution of July 30, 1914, as Interpreted on October 19, 1917.
Manhattan	-\$787,900 00	\$1,108,900 00	-\$274,100 00
Brooklyn	-18,100 00	1,311,100 00	-1,009,100 00
The Bronx	385,800 00	283,200 00	-97,200 00
Queens	-718,500 00	1,381,500 00	12,300 00
Richmond	43,500 00	10,500 00	52,800 00
Total	-\$1,093,200 00	\$4,095,200 00	-\$1,315,300 00

From the above table it will be noted that the limit placed upon the total value of preliminary authorizations which may be outstanding has been exceeded by \$1,095,200 for the entire city, and in the boroughs of Manhattan, Brooklyn and Queens by \$787,900, \$18,100 and \$718,500, respectively. It will also be noted that the balance available for final authorizations has been exceeded by \$1,315,300 for the entire city, and in the boroughs of Manhattan, Brooklyn and The Bronx by \$274,100, \$1,009,100 and \$97,200, respectively.

The value of the authorizations given in this report does not include an item of \$15,700, representing the probable expense of planting shade trees in the Borough of Manhattan, for which authorization was granted by the Board at its meeting of May 18. Respectfully,

NELSON P. LEWIS, Chief Engineer.

Chambers Street, Between Broadway and Centre Street, Borough of Manhattan—Removal of Encroachments (Cal. No. 54).

The Secretary presented a communication dated July 13, 1917, from the President, Borough of Manhattan, requesting the adoption of a resolution providing for the removal of encroachments on Chambers Street, from Broadway to Centre Street; and a report of the Chief Engineer stating that this question has been the subject of considerable correspondence with the office of the Borough President. The south side of Chambers Street, being occupied by City Hall Park, has no encroachments. On the north side there are only four separate properties, namely, the Stewart Building, the Emigrant Industrial Savings Bank, the Martin B. Brown Building and the Hall of Records; the Stewart Building is likely to be replaced by a modern structure in the near future. The estimates of the cost of removing of obstructions vary, from a very small amount in the case of the Martin B. Brown Building to \$13,600 in the case of the Emigrant Bank, but it is proposed that only a small part of the encroachments in front of the Hall of Records would be removed; the Borough President asks that the Board adopt the resolution with the understanding that he will exercise the authority only to such extent as may be deemed necessary and advisable, and recommending that the resolution be not approved, as the necessity of incurring any expense at this time appears doubtful, especially when the benefit to be derived does not appear to be commensurate with the cost and inconvenience.

The request was withdrawn by the President of the Borough of Manhattan.

Greenwich Street, Westerly Side, from Rector Street to a Point 200 Feet Southerly Therefrom, Borough of Manhattan—Removal of Encroachments (Cal. No. 55).

The Secretary presented a communication dated May 11, 1917, from the President, Borough of Manhattan, requesting the adoption of a resolution providing for the removal of encroachments on the west side of Greenwich Street, from Rector Street to a point 200 feet southerly therefrom; and the following report of the Chief Engineer:

Report No. 17293. December 20, 1917.
Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the President of the Borough of Manhattan, bearing date of May 11, 1917, requesting the adoption of a resolution providing for removing sidewalk encroachments on the west side of Greenwich Street, from Rector Street to a point 200 feet southerly therefrom.

Under general ordinance adopted by the Board on July 11, 1912, encroachments were prohibited within 100 feet of the corner of any street upon which are or may be located the entrances or exits of subway or elevated transit lines. In the case now under consideration a subway stairway is about to be constructed adjoining the curb line on the west side of Greenwich Street, between points 140 feet and 160 feet south of Rector Street, and the Borough President requests that special treatment be here accorded.

An inspection shows that the sidewalk has a total width of 15 feet and that the encroachments are of a very minor character, consisting principally of stairways to basements extending in some cases 5 feet beyond the building line. It is believed that the removal of these encroachments will impose no serious hardship upon the abutting owners and that access to the subway stairway referred to will be materially facilitated.

It is recommended that the resolution submitted by the President of the Borough be approved. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, By the Board of Estimate and Apportionment, that all ordinances, resolutions, permits or licenses heretofore adopted, issued or granted by the City of New York, or by any board, body, council or officer thereof, or by any department, division, bureau or officer thereof, permitting, licensing, or allowing any stoop, steps, courtyard, area, platform, porch, fence, railing, show-case, bay window, ornamental entrance, storm door, or any other projection or encroachment of whatsoever nature or description, either temporary or permanent, on the west sidewalk of Greenwich Street, from the south house line of Rector Street to a point 200 feet south, upon which are located the entrances or the exits of subway or elevated transit lines now under construction or which may hereafter be built, in the Borough of Manhattan, of the City of New York, between levels ten (10) feet above the curb grade and a sufficient depth below said curb to provide proper support for the street and walk surfaces, and for necessary and proper subsurface structures, be and they are hereby in all respects repealed, cancelled and revoked; and be it further

Resolved, That the President of the Borough of Manhattan be and he is hereby

authorized to remove or cause to be removed all said encroachments or encumbrances in accordance with the foregoing resolution.

Resolved, That nothing in the above mentioned resolution shall interfere with the continuance of a newsstand within the area affected by such resolution prior to the opening of the rapid transit lines for operation, provided the President of the Borough shall file with the Department of Licenses a statement that such newsstand will not interfere with the construction of the rapid transit railway or with the public use of the street and will promote the public convenience.

Which was adopted by the following vote:

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

59th Street, Southerly Side, from the Westerly Line of the Plaza at 5th Avenue to a Point 350 Feet Westerly Therefrom, Borough of Manhattan—Removal of Encroachments (Cal. No. 56).

The Secretary presented a communication dated July 19, 1917, from the President, Borough of Manhattan, requesting the adoption of a resolution providing for the removal of encroachments on the southerly side of West 59th Street, from the westerly line of the Plaza at 5th Avenue to a point 350 feet westerly therefrom; and the following report of the Chief Engineer:

Report No. 17295.

December 21, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from the Acting President of the Borough of Manhattan, bearing date of July 19, 1917, requesting the adoption of a resolution providing for removing sidewalk encroachments on the southerly side of West 59th Street, from the westerly line of the Plaza at 5th Avenue to a point 350 feet westerly therefrom.

Action on this matter is desired in order to facilitate access to two subway stairways to be located on the sidewalk at points about 200 and 250 feet west of the Plaza at 5th Avenue. The Board has heretofore recognized the advisability of providing an unobstructed sidewalk space immediately adjacent to stairways to subway and elevated lines through the adoption of a general resolution automatically prohibiting encroachments within 100 feet of the street corner near which they are located, but this ordinance is not sufficiently broad in its scope to properly relate to the case now under consideration.

An inspection of the ground shows that the sidewalk on the southerly side of West 59th Street has a total width of 15 feet, that opposite 50 per cent. of the frontage affected encroachments extend five feet beyond the building line and that these encroachments are concentrated near the proposed subway stairways. Both of these stairways meet the sidewalk grade near the westerly end of the Plaza Hotel and this property will be most seriously affected inasmuch as the work will here involve the removal of steps opposite three entrances to the main floor of the building as well as two stairways leading to the basement. The remaining conspicuous encroachments are located opposite the westerly half of the property known as No. 24-28 West 59th Street and consist of an areaway about five feet wide and 15 feet deep, protected by a fence inside of which is located a stairway leading to the basement.

The necessity of providing more adequate facilities for the increased volume of pedestrian traffic which it will be necessary to accommodate by reason of the opening of this branch of the subway is apparent and it is believed that the work can be carried out in such a way as not to interfere with the uses to which the buildings are now devoted.

It is recommended that the resolution submitted by the President of the Borough of Manhattan be approved. Respectfully,

NELSON P. LEWIS, Chief Engineer.

E. P. Doyle, representing the Plaza Hotel, appeared and requested an adjournment.

The matter was laid over one week (January 4, 1918).

Hancock Street, from Irving Avenue to the Borough Line, Borough of Brooklyn—Discontinuing Proceeding for Acquiring Title (Cal. No. 57).

The Secretary presented a resolution adopted May 5, 1915, by the Local Board of the New Lots District, Borough of Brooklyn, rescinding resolution for this improvement; and the following report of the Chief Engineer:

Report No. 17291.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the New Lots District, Borough of Brooklyn, adopted on May 5, 1915, rescinding its resolution of May 20, 1908, to open Hancock Street from Irving Avenue to the Borough Line.

A proceeding for acquiring title to this section of Hancock Street was instituted by the Board of Estimate and Apportionment on December 15, 1910, but has not been materially advanced. In response to a request from this office the Acting Corporation Counsel in a communication bearing date of December 12, 1917, which is herewith presented, advises the Board that the land required for the street was ceded to the City on March 6, 1912, and on November 6th following, an order was entered withdrawing the application to appoint Commissioners. He advises that charges have been made against the proceeding of \$64.24 for maps and of \$81.32 for incidental expenses, or a total of \$145.56, but that the City would not be liable to the property owners for disbursements under section 1000 of the Charter in case the proceeding is discontinued by the Board.

It is evident that the proceeding cannot be maintained and that the expense of \$145.56 incurred in advancing it will have to be borne by the City.

In order that the records of the Board may be cleared, it is recommended that the proceeding be discontinued. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 1000 of the Greater New York Charter, as amended, hereby discontinues the proceeding authorized by the Board on December 15, 1910, for acquiring title to the real property required for the opening and extending of Hancock Street, from Irving Avenue to the Borough Line, Borough of Brooklyn.

Which was adopted by the following vote:

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

Thames Street, from Flushing Avenue to Varick Avenue, Borough of Brooklyn—Discontinuing Proceeding for Acquiring Title (Cal. No. 58).

The Secretary presented a resolution adopted May 26, 1915, by the Local Board of the Williamsburg District, Borough of Brooklyn, rescinding resolution for this improvement; and the following report of the Chief Engineer:

Report No. 17292.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Williamsburg District, Borough of Brooklyn, adopted on May 26, 1915, rescinding its resolution of July 9, 1908, to open Thames Street, from Flushing Avenue to Varick Avenue.

A proceeding for acquiring title to this section of Thames Street was instituted by the Board of Estimate and Apportionment on September 21, 1911, but has not been materially advanced. In response to a request from this office the Acting Corporation Counsel in a communication bearing date of December 12, 1917, advises the Board that the land required for the street was ceded to the City by the Long Island Railroad Company by deed recorded on August 23, 1912, and that on October 26 following an order was entered withdrawing the motion to appoint Commissioners. He advises that charges have been made against the proceeding of \$118.63 for maps and of \$109.69 for incidental expenses, or a total of \$228.32, but that the City would not be liable to the property owners for disbursements under section 1000 of the Charter in case the proceeding was discontinued by the Board.

It is evident that the proceeding cannot be maintained and that the expense of \$228.32 incurred in advancing it will have to be borne by the City.

In order that the records of the Board may be cleared, it is recommended that the proceeding be discontinued. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 1000 of the Greater New York Charter, as amended, hereby discontinues the proceeding authorized by the Board on September 21, 1911, for acquiring title to the real property required for the opening and extending of Thames Street, from Flushing Avenue to Varick Avenue, Borough of Brooklyn.

Which was adopted by the following vote:

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

Eliot Avenue, from Metropolitan Avenue to Mount Olivet Avenue, and Juniper Avenue to Queens Boulevard, Borough of Queens—Amendment of Proceeding for Acquiring Title (Cal. No. 59).

The Secretary presented a petition dated October 5, 1917, from Mr. Henry Schoenherr on behalf of property owners requesting an amendment of this proceeding; and the following report of the Chief Engineer:

Report No. 17294.

December 21st, 1917.

Hon. JOHN PURROY MITCHELL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a communication from Mr. Henry Schoenherr, dated October 5th, 1917, presenting a petition from a number of property owners requesting an amendment of the proceeding for acquiring title to Eliot Avenue from Metropolitan Avenue to Mount Olivet Avenue and from Juniper Avenue to Queens Boulevard, Borough of Queens, by eliminating therefrom the section between Metropolitan Avenue and the Long Island Railroad.

The proceeding for acquiring title to Eliot Avenue was instituted under a resolution adopted by the Board on January 11th, 1912, and amended on October 30th, 1913. The Commissioners filed their oaths on April 25th, 1914, and are now engaged in taking testimony. Under the resolution of the Board, provision was made for placing the entire cost of the proceeding upon a local area of benefit, this comprising the adjacent territory extending in general to the middle of the blocks on each side of the street.

The proceeding relates to the entire length of Eliot Avenue as laid out upon the City Map with the exception of the short section between Juniper Avenue and Edith Place. The street has been given a width of 80 feet and was designed to become an arterial thoroughfare, over two miles in length, connecting Metropolitan Avenue with Queens Boulevard, it being assumed that the street would be carried across the property of the Mount Olivet and Lutheran Cemeteries as soon as appropriate legislation could be secured.

The petitioners call attention to the fact that the section of Eliot Avenue as laid out between Metropolitan Avenue and the Long Island Railroad, comprising a length of two blocks, or about 500 feet, is inconsistent with property subdivisions and that its acquisition would result in leaving a number of gores of little value having frontage on the street. They claim that the cost of opening this section would be excessive and out of proportion to the benefit to be derived therefrom, and that Mary Street might properly be substituted as an outlet into Metropolitan Avenue. They also direct attention to the fact that a bridge carrying Eliot Avenue over the railroad at Mary Street would have to be built before this section of Eliot Avenue could be extensively used.

The importance of Eliot Avenue with respect to the adjoining street system makes it essential that a more adequate connection with Metropolitan Avenue than is afforded by Mary Street should be provided.

In response to a request from this office the Acting Corporation Counsel, in a communication bearing date of December 17th, 1917, which is herewith transmitted, advises the Board that the expense, already incurred in the proceeding, chargeable to the section between Metropolitan Avenue and the Long Island Railroad, is \$225.42, but that he is unable to furnish the information requested relative to the amount of the damage which will result from carrying out the present plan, the probable assessments, and the amount of a bond which would protect the City against claims for disbursements of property owners, for the reason that the Commissioners have not yet prepared their preliminary report.

From a study of the damage map it would appear that a change might possibly be made in the lines of Eliot Avenue in the section immediately adjoining Metropolitan Avenue of such a character as to decrease the property damage and at the same time retain a suitable connection between these important arteries.

I would recommend that the petition now presented be denied, but with the suggestion that the petitioners take up the matter with the Borough President to the end that a modification in the street plan may be made to serve as a basis for an amendment of the opening proceeding, providing, however, that, before such a change in the street plan is given serious consideration by the Board, the property owners present tangible evidence to show that they are prepared to reimburse the City for such expense as may have been incurred in advancing the proceeding through sections no longer to be retained as well as waivers from all of the owners who might otherwise be entitled to present claims against the City under the provisions of Section 1000 of the Charter, or a suitable bond to protect the City against such claims. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The matter was laid over four weeks (January 25, 1918).

Bureau of Contract Supervision.

President, Borough of Manhattan—Expenditure of Corporate Stock Funds (Cal. No. 60).

The Secretary presented a communication dated December 19, 1917, from the President, Borough of Manhattan, requesting permission to expend \$702.25 for furniture and equipment for the new Psychopathic Clinic in the Children's Court Building; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 26, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 20, 1917, you referred to the Bureau of Contract Supervision a communication from the Borough President of Manhattan, dated December 19, 1917, requesting permission to expend \$702.25 from the corporate stock fund "C. P. M. 49A, Erection, Equipment and Furnishing of New Building for Children's Court, First Division, Borough of Manhattan."

It is proposed to purchase two typewriter desks, six flat top desks, twenty-six chairs, four wardrobes, five letter files, two index cabinets and three metal racks for furnishing the recently altered quarters for the new Psychopathic Clinic, which is to be provided, pursuant to section 39A, chapter 659 of the Laws of 1910, as amended (Inferior Criminal Courts Act).

The quarters to be occupied by the Clinic have never been equipped, the present work being carried on under make-shift arrangements in the office of the chief clerk of the court.

The regular force consists of three doctors, one clerk and two stenographers assisted by two other volunteers assigned by the chief clerk of the court.

The furniture is necessary to facilitate the business of the office and the amount requested to cover its purchase is reasonable.

The attached resolution, if approved by you, will grant the request.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the provisions of section 419 of the Greater New York Charter, hereby approves the expenditure of seven hundred and two dollars and twenty-five cents (\$702.25) for furniture and equipment for the new Psychopathic Clinic in the Children's Court Building, under the jurisdiction of the President of the Borough of Manhattan, to be paid from the fund entitled "C.P.M. 49A, Erection, Equipment and Furnishing of New Building for Children's Court, First Division, Borough of Manhattan."

Which was adopted by the following vote:

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

Department of Education—Approval of Contracts, Plans, Specifications, Etc. (Cal. No. 61).

The Secretary presented a resolution adopted December 12, 1917, by the Board of Education, requesting reconsideration of the action of this Board upon requests for approval of contracts, specifications, plans and estimates of cost for alterations and equipment of various school buildings in the Boroughs of Manhattan, The Bronx and Brooklyn, in connection with the duplicate school plan organization; and the following report of the Bureau of Contract Supervision relative thereto:

December 23, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 18, 1917, you referred to the Bureau of Contract Supervision a resolution adopted by the Board of Education on December 12, 1917, requesting reconsideration of the action of the Board of Estimate and Apportionment upon requests for the approval of forms of contracts, specifications, plans and estimates of cost for alterations and equipment of various school buildings in the Boroughs of Manhattan, The Bronx and Brooklyn, in connection with the duplicate school plan organization in such schools.

All of the requests referred to in the resolution of the Board of Education have been heretofore acted upon by your Board. Some have been approved and the others have been disapproved.

The Bureau of Contract Supervision in reporting upon those requests which have heretofore been disapproved by your Board has stated all the facts in connection therewith. There is no change in the conditions as stated in these previous reports, so that there is no urgency which at the present time requires reconsideration of the action of your Board.

It is suggested, if the matters are not now approved, that the attached resolution returning the request of December 12, 1917, to the Board of Education for action by the new Board of Education, be adopted. Respectfully,

TILDEN ADAMSON, Director.

M. Warshauer appeared in support of the request.

The matter was laid over one week (January 4, 1918).

Department of Education—Approval of Contract, Plans, Specifications, Etc. (Cal. No. 62).

The Secretary presented communications dated December 18 and 19, 1917, from the Board of Education transmitting contract, plans, specifications and estimate of cost, in the sum of \$41,200, for fire protection work at Public Schools 23 and 43, Borough of Manhattan, and Public Schools 67 and 158, Borough of Brooklyn; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—Two communications from the Board of Education requesting approval of the form of contract, specifications, plans and estimates of cost for fire protection work at Public Schools were referred by you to the Bureau of Contract Supervision as follows:

Date of Communication—

	Estimated Cost.
December 18, 1917— Borough of Manhattan— Public School 23.....	\$10,750 00
Public School 43— Item 1, Construction Work	10,400 00
Item 2, Heating Work	1,500 00
Item 3, Electrical Work	1,100 00
December 19, 1917— Borough of Brooklyn— Public School 67—Item 1 Alterations, repairs and heating work..	2,100 00
Public School 158— Item 1, Alterations, electric and heating work.....	14,300 00
Item 2, Plumbing and gasfitting work.....	1,050 00
Total estimated cost.....	\$41,200 00

The costs are to be charged to the corporate stock fund entitled "C.D.E. 9A, School Building Fund, All Boroughs, Providing Fire Protection," in which there is a sufficient unencumbered balance to pay the estimated cost.

The work specified on all these schools is similar in character, consisting of closing up openings in walls, erecting fireproof stair enclosures, constructing wardrobes in class rooms to replace those removed from corridors and replacing wood doors and trim with kalamein work. At Public School 23, Manhattan, a new brick enclosure for coal storage is to be constructed, new entrance steps are to be constructed and the cooking room and workshop are to be enclosed with fireproof partitions. At Public School 43, Manhattan, new teachers' lockers and a fireproof enclosure for the supply room are to be installed. At Public School 158, Brooklyn, a new fireproof storeroom for janitors' supplies and additional exits are to be constructed.

The form of contract, specifications and plans are satisfactory, the estimates of cost are reasonable.

The work is necessary to comply with the rules and regulations for fire protection work adopted by the Board of Education and approved by the Fire Department and is in accordance with suggestions of the Fire Department.

I recommend the adoption of the attached resolution granting the request.

Respectfully,

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution adopted on July 11, 1912, hereby approves the form of contract, specifications, plans and aggregate estimate of cost, forty-one thousand two hundred dollars (\$41,200), for fire protection work at Public Schools 23 and 43, Borough of Manhattan, and 67 and 158, Borough of Brooklyn, the cost to be charged to the corporate stock fund entitled "C.D.E. 9A, School Building Fund, All Boroughs, Providing Fire Protection," under the jurisdiction of the Fire Department, provided that if no bids are received for said work within the estimated cost, the amount of such estimated cost upon the bids so received may be reconsidered in its discretion by the Board of Estimate and Apportionment or by any official designated by the Board, provided that any of the bids is within the amount authorized and available for said work.

Which was adopted by the following vote:

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

Present and not voting—The President of the Borough of The Bronx.

Department of Parks, Boroughs of Manhattan and Richmond—Expenditure of Corporate Stock Funds (Cal. No. 63).

The Secretary presented a communication dated December 18, 1917, from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting permission to expend \$300 for furnishing and driving 400 linear feet of fender piles in front of the new concrete bulkhead wall on the water front of Corlears Hook Park; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 22, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 18, 1917, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested authority to incur an expenditure of \$300 for the furnishing and driving of 400 linear feet of fender piles in front of the new concrete bulkhead wall on the water front of Corlears Hook Park.

The new wall at the location named is now in course of construction. There is a water plug at the foot of Corlears Street for supplying tugs and other water craft with water. The current is extremely swift at this point in the river and boats are liable to swing in and damage the wall when landing unless preventive measures are taken.

The cost is to be paid from a corporate stock fund of \$45,000 authorized for the construction of the wall on June 26, 1913, entitled "C. D. P. 77 A, Department of Parks, Manhattan and Richmond, Construction of Bulkhead at Corlears Hook Park," in which there is an available balance.

I recommend the adoption of the attached resolution granting the request.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the expenditure of three hundred dollars (\$300) for the furnishing and driving of about four hundred (400) linear feet of fender piles in front of the new concrete bulkhead wall on the waterfront of Corlears Hook Park, under the jurisdiction of the Department of Parks, Boroughs of Manhattan and Richmond, to be paid from the corporate stock fund "C. D. P. 77-A, Department of Parks, Manhattan and Richmond, Construction of Bulkhead at Corlears Hook Park."

Which was adopted by the following vote:

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

Department of Parks, Boroughs of Manhattan and Richmond—Expenditure of Corporate Stock Funds (Cal. No. 64).

The Secretary presented a communication dated December 10, 1917, from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting permission to expend \$3,185 for equipment of the Egyptian Study in the basement of Addition "H" Metropolitan Museum of Art; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 22, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 14, 1917, you referred to the Bureau of Contract Supervision a request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, in behalf of the trustees of the Metropolitan Museum of Art, for approval of the expenditure of \$3,185 for equipment to be used in the completion of the Egyptian Study in the basement of Addition "H" of the Metropolitan Museum, the cost to be charged to the corporate stock fund entitled "C. D. P. 61 A, Metropolitan Museum of Art, Completion and Equipment of Extension 'H'."

Practically all of the furniture and cases used in the Museum are constructed in their own shops and the equipment to be secured under this request, which consists of wallcases, bookcases, drawing case, label cabinet, tables and chairs, is to be so constructed.

The finish is to be oak, and, owing to the facts that the cases and tables are all to be of special size and design to conform with the present museum equipment, and to be suitable for the purpose for which they are to be used, and to the fact that the workmanship and durability of hand-made equipment is superior to anything that can be purchased in the market, the amount requested is reasonable.

The Egyptian Study is complete except for this equipment, and the museum authorities state that there is considerable demand for the use of this room for educational purposes at this time.

The funds are to be expended about in the proportion of sixty-five per cent. for material and thirty-five per cent. for labor.

The rates to be paid for labor are lower than is the case in most City Departments.

There is sufficient unencumbered balance in the fund to which it is proposed to charge the cost of the work to permit the expenditure.

I recommend the adoption of the attached resolution granting the request.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the resolution of July 11, 1912, and subject to the provisions of section 419 of the Greater New York Charter, hereby approves of the expenditure of three thousand one hundred and eighty-five dollars (\$3,185) for equipment for the Egyptian Study at the Metropolitan Museum of Art, under the jurisdiction of the Commissioner of Parks, Boroughs of Manhattan and Richmond, to be charged to the corporate stock fund entitled "C. D. P. 61 A, Metropolitan Museum of Art, Completion and Equipment of Extension 'H'."

Which was adopted by the following vote:

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

Negative—The President of the Borough of The Bronx—1.

Department of Public Charities—Approval of Contract, Plans, Specifications, Etc. (Cal. No. 65).

The Secretary presented a communication dated December 5, 1917, from the Commissioner of Public Charities, transmitting contract, plans, specifications and estimate of cost, \$13,680, for alterations in the Reception Hospital at Randall's Island; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 24, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 6, 1917, you referred to the Bureau of Contract Supervision a communication from the Commissioner of Public Charities, dated December 5, 1917, requesting the approval of plans and specifications for alterations in the Reception Hospital at Randall's Island and an estimate of cost, as follows:

General Construction	\$9,840 00
Plumbing	3,390 00
Heating	450 00

Total \$13,680 00

The cost of the work is to be paid from the fund entitled "C. C. H. 57 E, Department of Public Charities, Construction, Alteration and Equipment of Buildings on Randall's Island," in which there is a sufficient balance for the work proposed.

The plans provide for the strengthening of the floor of the building, which at present sags badly, for the removal of partitions and the erection of others, and all painting, plumbing, including fixtures, and heating work to provide an adequate operating suite and an "X-ray" Room.

The proposed changes are necessary to properly provide for the examination and reception of the enlarged institution, which, when the new buildings now being constructed on Randall's Island are completed, will provide for the care of approximately 2,500 inmates.

Minor modifications of the plans submitted have been made after consulting with the architect.

The plans and specifications, as modified, are satisfactory and the estimate of cost is reasonable.

I recommend the adoption of the attached resolution granting the request.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves the plans and specifications, as modified, for the alterations in the Reception Hospital on Randall's Island, under the jurisdiction of the Commissioner of Public Charities, and an estimate of cost as follows:

General Construction	\$9,840 00
Plumbing	3,390 00
Heating	450 00

\$13,680 00

—the cost to be paid from the fund entitled "C.C.H. 57E, Department of Public Charities, Construction, Alteration and Equipment of Buildings on Randalls Island;" provided that in the event that the aggregate sum of the lowest bids received for the three items of work is equal to or less than the aggregate sum of the three items herein approved (although the amount of the lowest bid for one or more items may exceed the amount approved for said item or items) then the award for the three items, provided all three are awarded, may be made without further approval of the Board of Estimate and Apportionment, and be it further provided that in the event that the aggregate sum of the lowest bids received for the three items exceeds the aggregate sum of the three items herein approved, no award for any item shall be made, and the amount of such estimated cost upon the bids so received may be reconsidered, in its discretion, by the Board of Estimate and Apportionment or by any official designated by the Board, provided that any of the bids is within the amount authorized and available for said work.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Alder-

men, the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx, the Acting President of the Borough of Queens and the President of the Borough of Richmond—16.

Department of Public Charities—Expenditure of Corporate Stock Funds (Cal. No. 66).

The Secretary presented a communication dated December 10, 1917, from the Commissioner of Public Charities, requesting permission to expend \$278.74 for furnishing and installing electric conduit and cables from the building line to the switchboard of the New Cumberland Street Hospital; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 18, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 14, 1917, you referred to the Bureau of Contract Supervision a communication from the Commissioner of Public Charities dated December 10, 1917, requesting approval of the expenditure of \$278.74 to be charged to the corporate stock fund entitled "C.C.H. 1-D," in which there is a sufficient unencumbered balance for the purpose, for furnishing and installing electric conduit and cables from the building line to the switchboard of the New Cumberland Street Hospital.

The proposed work was not included in the contract for the construction work and the approval of the request will permit the award of the order for the work to the lighting company who will carry the lines directly from the street to the switchboard, thereby reducing the number of splices or fuses in the circuit.

The work is necessary in order to connect the house service with the street service beyond the point that the lighting company would ordinarily have to go.

I recommend the adoption of the attached resolution approving of an expenditure *not to exceed \$278.74* for the purpose, subject to the usual audit by the Finance Department before final payment.

Respectfully,

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the provisions of section 419 of the Greater New York Charter, hereby approves of the expenditure of a sum not to exceed two hundred and seventy-eight dollars and seventy-four cents (\$278.74), for furnishing and installing electric conduit and cable from the building line to the switchboard of the New Cumberland Street Hospital, Borough of Brooklyn, under the jurisdiction of the Department of Public Charities, to be charged to the corporate stock fund entitled "C.C.H. 1-D, Construction and Equipment of Building to replace Cumberland Street Hospital," the final amount to be determined by audit of the Finance Department.

Which was adopted by the following vote:

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

TILDEN ADAMSON, Director.

Department of Public Charities—Expenditure of Corporate Stock Funds (Cal. No. 67).

The Secretary presented a communication dated December 12, 1917, from the Commissioner of Public Charities, requesting permission to expend \$225 for the installation of two toilets in a room off the Auditorium at the Greenpoint Hospital, Borough of Brooklyn; and the following report of the Bureau of Contract Supervision relative thereto:

December 18, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 14, 1917, you referred to the Bureau of Contract Supervision a communication from the Commissioner of Public Charities dated December 12, 1917, for permission to expend \$225, to be charged against the corporate stock fund entitled "C.C.H. 1-A," in which there is a sufficient unencumbered balance for the purpose, for the installation of two toilets in a room off the Auditorium on the fourth floor of the Greenpoint Hospital, Borough of Brooklyn.

The proposed improvement is to provide necessary toilet accommodations for sick soldiers taken from camps adjacent to New York, 98 of which were at the hospital on December 18, 1917.

Subsequent to the above request an order has been issued for the work on the sum of \$200.

I recommend the adoption of the attached resolution approving of the expenditure of a sum not to exceed \$200, for the purpose, subject to the usual audit by the Finance Department, before final payment.

Respectfully,

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the provisions of section 419 of the Greater New York Charter, hereby approves of the expenditure of a sum not to exceed two hundred dollars (\$200) for the installation of two toilets in a room off the auditorium on the fourth floor of the Greenpoint Hospital, Borough of Brooklyn, under the jurisdiction of the Department of Public Charities, the cost of the work to be charged to the corporate stock fund entitled "C.C.H. 1-A," the final amount to be determined by audit of the Finance Department.

Which was adopted by the following vote:

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

TILDEN ADAMSON, Director.

Department of Docks and Ferries—Approval of Contracts, Specifications, Etc. (Cal. No. 68).

The Secretary presented a communication dated December 22, 1917, from the Acting Commissioner of Docks, transmitting contracts, specifications and estimate of cost in the sum of \$3,500 for repairs to the Municipal Ferryboat "Manhattan"; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 26, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 22, 1917, the Acting Commissioner of Docks requested approval of the forms of two contracts, classes 1 and 2, specifications and estimates of cost for repairs to the Municipal Ferryboat "Manhattan."

The estimates of cost for the separate contracts are as follows:

Class 1	\$2,500 00
Class 2	3,500 00

The work to be done under class 1 includes all repairs necessary to complete a defaulted contract.

Bids on the defaulted contract (No. 1533) were opened on November 14, 1916, as follows:

John W. Sullivan	\$3,000 00
Union Drydock Company	3,300 00
Thomas W. Guidera	1,494 00
James Tregarthen	3,150 00

The contract was awarded to the low bidder. Difficulty was encountered in withdrawing the stern bushing at the Staten Island end of the boat and upon failure of the contractor to complete the work as called for, the contract on November 8, 1917, was declared abandoned.

The work now to be done to complete the contract (class 1) includes drydocking the boat, removing the propeller wheel at the Staten Island end, cutting out and removing the old lignum vitae in the stern bushing, fitting and installing new in place thereof, replacing the propeller wheel and performing other work incidental thereto, as called for in the contract.

Under contract for class 2, the boat is to be drydocked, the tail shaft at the Staten Island end is to be removed, its diameter increased for the full length of the propeller wheel taper by welding process, properly refitted and replaced.

The propeller wheel, which is to be furnished to the contractor by the Department, is to be installed, caps placed and other work performed in connection therewith, as called for in the contract.

The cost of the work under both classes is to be chargeable to the 1918 Budget "Code 2850, Contract or Open Order Service, Repairs and Replacements."

The estimates of cost in view of the prevailing prices are considered reasonable.

The forms of contracts and specifications are satisfactory.

The need for letting two contracts instead of one for this work is due to the legal requirement in connection with recovering from the surety on the abandoned contract, of furnishing a clear-cut statement of the cost of completing such abandoned contract.

I recommend the adoption of the attached resolution granting the requests.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of the 1918 Budget, hereby approves the form of contract No. 1589, Class One (1) specifications and estimate of cost in the sum of two thousand five hundred dollars (\$2,500) for furnishing all labor, material and expense necessary to complete the work of repairs to the Municipal Ferryboat "Manhattan," as called for in contract No. 1533, dated December 12, 1916, upon which the contractor defaulted, and the form of contract No. 1589, Class Two (2) specifications and estimate of cost in the sum of three thousand five hundred dollars (\$3,500) for furnishing all labor, material and expense necessary for repairs to the tail shaft, hull, etc., of the said Municipal Ferryboat "Manhattan," under the jurisdiction of the Department of Docks and Ferries, the cost to be chargeable for both contracts to the 1918 Budget "Code 2850, Contract or Open Order Service, Repairs and Replacements," provided that if no bids are received for each of said contracts within the estimated cost thereof, the amount of such estimated cost upon the bids so received may be reconsidered in its discretion by the Board of Estimate and Apportionment or any official designated by the Board, provided that any of the bids is within the amount authorized and available for said work.

Which was adopted by the following vote:

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

Present and not Voting—The President of the Borough of The Bronx.

Bronx Parkway Commission—Appropriation for Improving Lands Acquired or to Be Acquired for Bronx Parkway Reservation (Cal. No. 69).

The Secretary presented a communication, dated September 6, 1917, from the Treasurer, Bronx Parkway Commission, requesting an appropriation of \$270,000 as the City's share of the expenses to be incurred during 1918 for the purpose of improving the lands acquired or to be acquired for the Bronx Parkway Reservation; and a report of the Director of the Bureau of Contract Supervision, returning said request, as the same has been verbally withdrawn.

(On September 21st, 1917 (Cal. No. 230), this request was referred to the Committee on Corporate Stock Budget.)

Jay Downer appeared and requested that the matter be laid over.

The matter was laid over one week (January 4, 1918).

LOCAL IMPROVEMENTS.

Preliminary Authorization.

Borough of Brooklyn.

Flatbush Avenue, Easterly Side, from Glenwood Road to a Point About 130 Feet Southerly Therefrom, Borough of Brooklyn—Rescinding Authorizations for Constructing Sewer (Cal. No. 70).

(On June 8, 1917 (Cal. Nos. 84 and 106), preliminary and final authorizations were adopted in this matter.)

The Secretary presented a communication, dated December 13, 1917, from the Commissioner of Public Works, Borough of Brooklyn, requesting that resolutions herein be rescinded; and the following report of the Chief Engineer:

Report No. 17280. December 21, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—At the meeting of the Board of Estimate and Apportionment held on June 8, 1917, and in accordance with a resolution of the Local Board of the Flatbush District, Borough of Brooklyn, adopted on May 23rd previous, both preliminary and final authorizations were given in the matter of constructing a sewer on the easterly side of Flatbush Avenue, from Glenwood Road to a point about 130 feet southerly therefrom.

The work was estimated to cost \$1,400, and the assessed valuation of the property to be benefited was reported to be \$12,000.

In a communication bearing date of December 13, 1917, the Commissioner of Public Works advises that because of delay in carrying out the work by the City the property owners constructed the sewer under private contract, and inasmuch as they are no longer effective, it is requested that the authorizing resolutions be rescinded. It is stated that no expense has been incurred that is chargeable to the Street Improvement Fund.

I would recommend that the resolutions of June 8, 1917, under which both preliminary and final authorizations for this improvement were given, be rescinded.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby rescinds the resolutions adopted by the Board on June 8th, 1917 (Cal. Nos. 84 and 106), granting preliminary and final authorization for the construction of a sewer in Flatbush avenue, easterly side, between Glenwood road and a point about 130 feet southerly therefrom, Borough of Brooklyn.

Which was adopted by the following vote:

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

Campus Place, from Hemlock Street to Crescent Street, Borough of Brooklyn—Sewer (Cal. No. 71).

The Secretary presented a resolution, adopted October 25, 1917, by the Local Board of the New Lots District, Borough of Brooklyn, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17282. December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the New Lots District, Borough of Brooklyn, adopted on October 25, 1917, initiating proceedings for constructing a sewer in Campus Place, from Hemlock Street to Crescent Street.

This resolution affects one block or about 250 feet, comprising the entire length of Campus Place, title to which has been acquired by deed of cession.

The improvement is petitioned for by one property owner representing the entire frontage which, in the interior lots, is assessed as having a value, excluding buildings, of \$75 per linear foot.

The work is estimated to cost \$1,800, on which basis the assessment will amount to about \$3,75 per front foot. The assessed valuation of the property to be benefited is reported to be \$31,800.

An inspection of the ground shows that the street is ungraded and not in use, but that 24 buildings are in process of construction, these involving the complete development of the abutting property. The outlet sewer is built.

Although this improvement clearly falls within the rules of the Board defining urgency, I am unable to recommend its favorable consideration for the reason that the allotment of funds for preliminary authorizations in this Borough has been exceeded. At the request of the Commissioner of Public Works, however, the matter is placed upon the calendar for such action as may be deemed proper.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Brooklyn has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the New Lots District, duly adopted by said Board on the 25th day of October, 1917, and approved by the President of the Borough of Brooklyn on the 4th day of December, 1917, as follows, to wit:

"Resolved, That the Local Board of the New Lots District hereby initiates proceedings to construct a sewer in Campus Place, between Hemlock and Crescent Streets."

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, That the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Brooklyn to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, That the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Brooklyn has submitted a statement showing that all of the above described work has been done; that he has secured the approval of the form of contract by the Corporation Counsel; that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

Which was adopted by the following vote:

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

Jerome Avenue, from Liberty Avenue to the Borough Line, Borough of Brooklyn—Regulating and Grading (Cal. No. 72).

The Secretary presented a resolution adopted December 5, 1917, by the Local Board of the New Lots District, Borough of Brooklyn, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17283.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the New Lots District, Borough of Brooklyn, adopted on December 5, 1917, initiating proceedings for grading, curbing and flagging, where necessary, Jerome Avenue, from Liberty Avenue to the Borough Line.

This resolution affects a little more than two blocks or about 400 feet of Jerome Avenue, title to which has been legally acquired.

The improvement is petitioned for by three property owners representing 22 per cent. of the frontage which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$40 to \$75 per linear foot.

The work is estimated to cost \$1,400, on which basis the assessment will amount to about \$3,50 per front foot. The assessed valuation of the land to be benefited is reported to be \$20,900.

An inspection of the ground shows that the street is paved with stone block, and that the central portion of the roadway is occupied by a double track trolley railroad. The curbing and flagging are partially provided and on the northerly side a number of buildings have been erected upon the abutting property. On October 26, 1917, preliminary authorization was given in the matter of regulating and grading this street from the Borough Line to 83d Street in the Borough of Queens, at which time it was shown that the elevation at the Borough Line appears to be substantially lower than the legal grade, and it was understood that before the construction work was authorized arrangements would be made to eliminate any inconsistency at the Borough Line through the carrying out of a similar improvement within the limits of the Borough of Brooklyn.

It would appear that the authorization heretofore given the related improvement in the adjoining section of this street on the east has the effect of committing the Board to this project, and I would accordingly recommend that the authorization of the preliminary work be now given irrespective of the fact that the allotment of funds for such purposes in this Borough has been exceeded. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Brooklyn has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the New Lots District, duly adopted by said Board on the 5th day of December, 1917, and approved by the President of the Borough of Brooklyn, on the 7th day of December, 1917, as follows, to wit:

"Resolved, That the Local Board of the New Lots District hereby initiates proceedings to regulate, grade, set curb and lay sidewalks where necessary on Jerome Avenue, from Liberty Avenue easterly to the Borough Line of Brooklyn." —and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Brooklyn to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Brooklyn has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

Which was adopted by the following vote:

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

Borough of The Bronx.

Whitlock Avenue, from Hunts Point Avenue to Longfellow Avenue, Borough of The Bronx—Paving and Curbing (Cal. No. 73).

The Secretary presented a resolution adopted November 20, 1917, by the Local Board of the Morrisania District, Borough of The Bronx, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17278.

December 19, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Morrisania District, Borough of The Bronx, adopted on November 20, 1917, initiating proceedings for paving with asphalt (permanent pavement) Whitlock Avenue, from Hunts Point Avenue to Longfellow Avenue, and for curbing where necessary.

This resolution affects four blocks, or about 1,200 feet of Whitlock Avenue, title to which has been legally acquired.

In a recent communication the Borough President advises that the improvement is petitioned for by the owners of 90 per cent. of the abutting property and that they contemplate the development of their holdings as soon as provision has been made for carrying out the paving work. In the interior lots the frontage is assessed as having a value, excluding buildings, ranging from \$100 to \$280 per linear foot.

The work is estimated to cost \$35,500, on which basis the assessment will amount to about \$13 per front foot. The assessed valuation of the property to be benefited is reported to be \$202,800.

An inspection of the ground shows that the street, which comprises a portion

of the route of one of the Rapid Transit Extensions here in tunnel, is roughly graded and that the curbing and flagging are largely provided, but that the abutting property is almost entirely unimproved. The gas main is laid, the sewer is built, and, although the water main is lacking, the Board is advised in a communication from the Borough President, bearing date of December 12, 1917, that it has been agreed upon informally that the water main will be given a position within the sidewalk space excepting in the short block between Hoe Avenue and Faile Street, where subway gratings necessitate its being placed within the roadway area. It is stated that the work can here be done by requisition and that the installation can be effected prior to the laying of the pavement. In the block adjoining Hunts Point Avenue the entire northerly frontage comprises a small Public Park, by reason of its ownership of which the City will be subject to an assessment of about \$2,600. On November 30, 1917, preliminary authorization was given in the matter of paving the adjoining block of East 163rd Street; but with this exception each of the intersecting streets is paved, which condition also obtains in Whitlock Avenue to the south.

From the conditions above outlined it would appear that, in conformity with the rules of the Board, preliminary authorization of this improvement might properly be given, such action being recommended. Upon the completion of the preliminary work authorization of construction might properly be accorded with the understanding that the work will not be begun until all of the water main that it is proposed to install within the roadway area has been completed. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, the President of the Borough of The Bronx has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Morrisania, 22d District, duly adopted by said Board on the 20th day of November, 1917, and approved by the President of the Borough of The Bronx on the 24th day of November, 1917, as follows, to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"For paving with sheet asphalt on a concrete foundation (permanent pavement) the roadway of Whitlock Avenue from Hunts Point Avenue to Longfellow Avenue, setting curb where necessary, together with all work incidental thereto; in the Borough of The Bronx, City of New York."

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of The Bronx to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of The Bronx has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

Which was adopted by the following vote:

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

Borough of Queens.

Fulton Street (91st Avenue), from Birch (120th) Street to Lefferts Avenue, and Lefferts Avenue, from Fulton Street (91st Avenue) to a Point About 200 Feet Southerly Therefrom, Borough of Queens—Sewers (Cal. No. 74).

The Secretary presented a resolution adopted November 8, 1917, by the Local Board of the Jamaica District, Borough of Queens, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17289.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Jamaica District, Borough of Queens, adopted on November 8, 1917, initiating proceedings for constructing sewers in the following streets: Fulton Street (91st Avenue), from Birch (120th) Street to Lefferts Avenue; Lefferts Avenue, from Fulton Street (91st Avenue) to a point about 200 feet southerly thereto.

This resolution affects one short block of Fulton Street and about one-half of a long block of Lefferts Avenue, having an aggregate length of about 400 feet. The Corporation Counsel has advised that each of the streets is dedicated to public use.

The improvement is petitioned for by four property owners, representing 33 per cent. of the frontage, which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$45 to \$57 per linear foot. In the area of secondary benefit the taxed land value is \$45 per linear foot.

The work is estimated to cost \$2,400, on which basis the assessment, excluding the charge to be made for house connecting drains, will amount to about \$4 and to about \$0.40 per front foot in the areas directly and indirectly affected. The assessed valuation of the land to be benefited is reported to be \$48,000.

An inspection of the ground shows that the streets are macadamized, that the flagging has been laid and that eight buildings have been erected upon the abutting property, these, on the basis of the present lot subdivision, involving its almost complete development. The outlet sewer in Birch Street is built.

Although this improvement clearly falls within the rules of the Board defining urgency, I am unable to recommend its favorable consideration for the reason that the allotment of funds for preliminary authorizations in this Borough has been exceeded. At the request of the Acting Borough President, however, the matter is placed upon the calendar for such action as may be deemed proper.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, the President of the Borough of Queens has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Jamaica District, duly adopted by said Board on the 8th day of November, 1917, and approved by the President of the Borough of Queens on the 19th day of November, 1917, as follows, to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"For the construction of a sewer and appurtenances in Fulton Street, from Birch Street to Lefferts Avenue; and in Lefferts Avenue, from Fulton Street to the Crown about 200 feet south of Fulton Street, Fourth Ward."

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Queens to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Queens has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total prob-

able cost and the number of working days to be allowed the contractor for carrying out the work.

Which was adopted by the following vote:

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

Fulton Street (91st Avenue), Sherry Street (92d Avenue), Fenhurst Place (93d Avenue), Oxford Avenue (104th Street), Borough of Queens—Sewers (Cal. No. 75).

The Secretary presented a resolution adopted September 27, 1917, by the Local Board of the Jamaica District, Borough of Queens, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17290.

December 20, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment.

Sir—Herewith is transmitted a resolution of the Local Board of the Jamaica District, Borough of Queens, adopted on September 27, 1917, initiating proceedings for constructing sewers in the following streets: Fulton Street (91st Avenue), from Freedom Avenue (102nd Street) to Herald Avenue (107th Street); Sherry Street (92d Avenue), from Herald Avenue (107th Street) to a point about 350 feet west of Freedom Avenue (102nd Street); Fenhurst Place (93d Avenue), from Sherry (100th) Street to Herald Avenue (107th Street); Oxford Avenue (104th Street), from Fulton Street (91st Avenue) to Atlantic Avenue.

This resolution affects lengths varying from three short blocks of Oxford Avenue to three blocks of Sherry Street and of Fenhurst Place, having an aggregate length of about one mile.

The improvement is petitioned for by 30 property owners representing 12 per cent. of the frontage which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$30 to \$35 per linear foot. There is a small area of secondary benefit, but as some question exists as to the ultimate acquisition of title to the streets it is not probable that any assessment will be here levied because of the improvement now desired.

The work is estimated to cost \$20,000, on which basis the assessment will amount to about \$3 per front foot, excluding house connecting drains. The assessed valuation of the land to be benefited is reported to be \$228,600.

An inspection of the ground shows that the streets are in use and that they serve as frontage for approximately 200 buildings. The outlet sewer is built.

Although this improvement clearly falls within the rules of the Board defining urgency, I am unable to recommend its favorable consideration for the reason that the allotment of funds for preliminary authorization in this Borough has been exceeded. At the request of the Acting Borough President, however, the matter is placed upon the calendar for such action as may be deemed proper. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, the President of the Borough of Queens has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Jamaica District, duly adopted by said Board on the 27th day of September, 1917, and approved by the President of the Borough of Queens on the 21st day of November, 1917, as follows, to wit:

Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

For the construction of a sewer and appurtenances in Fulton Street, from Freedom Avenue to Herald Avenue; Sherry Street, from a point about 350 feet 0 inches west of Freedom Avenue to Herald Avenue; Fenhurst Place, from Sherry Street to Herald Avenue; and in Oxford Avenue, from Fulton Street to Atlantic Avenue, Fourth Ward.

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Queens to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Queens has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost and the number of working days to be allowed the contractor for carrying out the work.

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.

Borough of Richmond.

Simonson Avenue, Van Pelt Avenue, Morning Star Road, Bowles Avenue, Dixon Avenue (Hazel Avenue), Extension of Granite Avenue, Washington Avenue, Melynn Place and Its Extensions, Winant Place, Mersereau Street, Proposed Northfield Boulevard, Zeluff Street, Mersereau Avenue, Borough of Richmond—Temporary Sanitary Sewers (Cal. No. 76).

The Secretary presented a resolution adopted May 9, 1916, by the Local Board of the Staten Island District, Borough of Richmond, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17297.

December 22, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Staten Island District, Borough of Richmond, adopted May 9, 1916, and amended on December 11, 1917, initiating proceedings for constructing temporary sanitary sewers in the following streets:

Simonson Avenue, from a point about 350 feet south of Division Avenue to a point about 100 feet north of Washington Avenue.

Van Pelt Avenue, from a point about 250 feet south of the center of the Staten Island Rapid Transit Railroad right-of-way to a point about 100 feet north of Washington Avenue.

Morning Star Road, from Winant Place to Dixon Avenue (Hazel Avenue).

Bowles Avenue, from Morning Star Road to a point about 250 feet easterly therefrom.

Dixon Avenue (Hazel Avenue), from Morning Star Road to Granite Avenue Extension.

Extension of Granite Avenue, from Dixon Avenue to the proposed Northfield Boulevard.

Washington Avenue, from a point about 200 feet west of Morning Star Road westerly to a point in the prolongation of Melynn Place.

Melynn Place and its extensions, from Washington Avenue to the proposed Northfield Boulevard.

Winant Place, from Morning Star Road to Melynn Place.

Mersereau Street, from Morning Star Road to Melynn Place.

Proposed Northfield Boulevard, from the Extension of Granite Avenue to Union Avenue, and from Harbor Road to Mersereau Avenue.

Zeluff Street, from Union Avenue to Harbor Road.

Mersereau Avenue, from the proposed Northfield Boulevard to a point about 130 feet northerly therefrom, and from the Staten Island Rapid Transit Railroad to Cedar (Davidson) Street, together with a temporary force main in Mersereau Avenue from a point about 130 feet north of the proposed Northfield Boulevard to the Staten Island Rapid Transit Railroad, and a pumping plant on the easterly

side of Mersereau Avenue near the intersection with the proposed Northfield Boulevard.

This resolution affects lengths varying from 200 feet of the Extension of Granite Avenue to 4,000 feet of the proposed Northfield Boulevard, with an aggregate length of about three miles. The project comprises the construction of a part of a system of temporary sanitary sewers for the Mariners Harbor section designed to drain an area of about 280 acres. The sewage will be collected at the temporary pumping station referred to, whence it will be pumped through the force main described to the right-of-way of the Staten Island Rapid Transit Railroad and carried by gravity into a sewer already constructed in Mersereau Avenue north of Davidson Street. It is expected that the pumping plant and force main will serve the needs of the district for about 20 years, and although the sewers are designated as of temporary character because most of the streets traversed have not as yet been laid out upon the Final Map of the Borough, they are so designed that they can later be incorporated upon a comprehensive plan for the drainage of the vicinity when this is developed.

A proceeding for acquiring sewer easements in the Extension of Granite Avenue from Northfield Boulevard to Dixon Avenue, in the Extension of Melynn Place from Northfield Boulevard to Mersereau Avenue and from Washington Avenue to a point about 100 feet northerly therefrom, in Northfield Boulevard from South Avenue to Harbor Road and from Union Avenue to Granite Avenue, and in Mersereau Avenue from Northfield Boulevard to the Staten Island Rapid Transit Railroad, was instituted under the provisions of a resolution adopted by the Board of Estimate and Apportionment on November 16, 1917. The rule map was subsequently approved, and I am informally advised at the office of the Bureau of Street Openings that the City's application to condemn the necessary rights is to be made on December 24th next. At the meeting held on September 21, 1917, a map was approved laying out these easements, and on the same date the Corporation Counsel was authorized to accept a joint deed from a large number of property owners purporting to convey the desired easement rights excepting as to two parcels which the Comptroller was authorized to purchase at private sale. It was found impracticable to successfully terminate negotiations for these two parcels and it became necessary to institute a condemnation proceeding, in connection with which provision was made for acquiring all of the easement rights in order that the carrying out of the sewer improvement might be expedited as rapidly as possible and any delay avoided by reason of the investigation incidental to the acceptance of the deed. In case the deed is formerly accepted at a date prior to that on which it will be necessary to enter upon the land, the parcels affected will be automatically excluded from the opening proceeding, but if the title to be conveyed in any case is found to be defective or an extended delay occurs, title will have to be vested under the opening proceeding.

Title to all of the remaining streets traversed by the sewers has been established to be in the City, the streets having been made the subject of opinions from the Corporation Counsel advising that the land is dedicated to public use. In some instances the streets have not as yet been laid out upon the Final City Map, but almost all of them are shown on the tentative plan of the adjoining territory which the Borough authorities advise is to be recognized when the Final Map is developed. Although the dedicated areas in these streets are not always as ample as the width at which it is proposed to lay them out, the extent of the City's easements in each case is adequate to permit of the construction of a sewer.

The improvement is petitioned for by more than 150 property owners representing 27 per cent. of the frontage, as well as a considerable portion of the property in the remaining tributary area. It is desired at this time not only to meet a pronounced local need but also to establish conditions that will permit of the carrying out of a substantial development about to be undertaken by a large ship building concern in connection with a plant the erection of which is in progress and the employees of which it is intended to give every opportunity of locating in the vicinity.

The work is estimated to cost \$66,400, on which basis the assessment will amount to about \$2.10, and to about \$0.30 per front foot in the areas respectively directly and indirectly affected. In the case of Melynn Place and of Mersereau Avenue the assessed valuation of the abutting property, excluding buildings, is carried on the books of the Department of Taxes and Assessments as having a value of \$2 per linear foot, but in the remaining streets, these including much the greater portion of the entire length, the property value ranges from \$4 to \$8 per linear foot and there appears to be reason to believe that all of the expense of the construction can be fully recovered through the levying of an assessment. In the area of secondary benefit a taxed land value ranging from \$2 to \$20 per linear foot obtains. The assessed valuation of all of the property within the benefited area is reported to be \$653,600.

An inspection of the ground shows that excepting the Granite Avenue Extension, Melynn Place Extensions, Mersereau Avenue in the section south of the Staten Island Rapid Transit Railroad, and Northfield Boulevard other than comprised within the limits of Zeluff Street and of Bowles Avenue, the streets are in use and that they serve as frontage for considerably more than 100 houses. Buildings of the Staten Island Shipbuilding Company occupy the entire easterly frontage on Mersereau Avenue north of the railroad, and on the southerly side of Washington Avenue there is a Public School. By reason of its ownership of the latter property the City will be subject to an assessment of about \$200. In the area indirectly affected more than 180 buildings have been erected. The outlet sewer in Mersereau Avenue as above indicated, has already been constructed.

The necessity of immediately providing for the proper sanitation of this district as well as of encouraging the development proposed to be made in connection with the shipbuilding concern, which it should be noted will be engaged in activities accruing to the advantage of the Nation at large, is quite apparent, and at the request of the Commissioner of Public Works the matter is placed on the calendar for the consideration of the Board. I am unable, however, to recommend favorable action for the reason that if the authorization is accorded it will have the effect of exceeding the allotment heretofore determined upon for preliminary authorizations in this Borough.

It has been the almost invariable practice of the Board to require that the way be cleared for establishing the City's title in any land that it will be necessary to enter upon for the purpose of carrying out a public improvement at a date prior to the granting of preliminary authorization, and I would accordingly suggest that if the Board is disposed to grant the authorization now requested, favorable action be deferred until such time as information is presented to show that the consent of the Court to the condemnation of the easements needed has been given and the court order duly entered. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Richmond has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Staten Island District, duly adopted by said Board on the 11th day of December, 1917, and approved by the President of the Borough of Richmond on the 26th day of December, 1917, as follows to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"Resolved, That this Board does hereby amend resolution No. 129, passed by the Local Board of the Staten Island District May 9th, 1916, 'to construct a system of temporary sanitary sewers, with the necessary appurtenances, in Simonson Avenue and other streets,' by inserting after the words 'through an easement in the proposed Northfield Boulevard, from Harbor Road to Mersereau Avenue,' the following: 'in Mersereau Avenue, from the easement in the proposed Northfield Boulevard northerly for a distance of about 130 feet, connecting with a pumping plant.'

The resolution as amended will then read as follows:

To construct a system of temporary sanitary sewers, with the necessary appurtenances, in Simonson Avenue, from a point about 350 feet south of Division Avenue, to a point about 100 feet north of Washington Avenue; in Van Pelt Avenue, from a point about 250 feet south of the centre of the Staten Island Rapid Transit Railroad right of way, to a point about 100 feet north of Washington Avenue; in Morningstar Road, from Winant Place to Dixon Avenue (Hazel Avenue); in Bowles Avenue, from Morningstar Road to a point about 250 feet east of the center of the Staten Island Rapid Transit Railroad; in Dixon Avenue (Hazel Avenue), from Morningstar Road to Granite Avenue extension; through an easement in the extension of Granite Avenue, from Dixon Avenue to the proposed Northfield Boulevard; in Washington Avenue, from a point about 200 feet west of Morningstar Road westerly to a point in the prolongation of Melynn Place; through an easement in the southerly extension of Melynn Place, and in Melynn Place, from Washington Avenue to Mersereau Street, and through an easement in the northerly extension of Melynn Place to the proposed Northfield Boulevard; in Winant Place, between Morningstar Road and Melynn Place; in Mersereau Street, between Morningstar Road and

Melynn Place; through an easement in the proposed Northfield Boulevard from the extension of Granite Avenue to Union Avenue; in Zeluff Street, from Union Avenue to Harbor Road; through an easement in the proposed Northfield Boulevard, from Harbor Road to Mersereau Avenue; in Mersereau Avenue, from the easement in the proposed Northfield Boulevard northerly for a distance of about 130 feet, connecting with a pumping plant, a temporary force main in Mersereau Avenue, from a pumping plant to be located near the intersection of Mersereau Avenue with the proposed Northfield Boulevard to the Staten Island Rapid Transit Railroad, and a temporary sanitary sewer in Mersereau Avenue, from the Staten Island Rapid Transit Railroad to Cedar Street, to connect with the existing sewer in Mersereau Avenue; to construct a pumping plant, and do all work incidental thereto, in the Third Ward, Borough of Richmond.

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, That the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Richmond to prepare plans, specifications and an estimate of cost, based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, That the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Richmond has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost and the number of working days to be allowed the contractor for carrying out the work.

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.

Harbor Road, from Zeluff Street to the Staten Island Rapid Transit Railroad, Borough of Richmond—Temporary Sanitary Sewer (Cal. No. 77).

The Secretary presented a resolution adopted March 6, 1917, by the Local Board of the Staten Island District, Borough of Richmond, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17301. December 22, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Staten Island District, Borough of Richmond, adopted on March 6, 1917, initiating proceedings for constructing a temporary sanitary sewer in Harbor Road from Zeluff Street to the Staten Island Rapid Transit Railroad.

This resolution affects about 1,700 feet of Harbor Road, which the Corporation Counsel has advised is dedicated to public use within the limits of the existing street providing that it is retained as a part of the permanent City Plan. It is understood to be the intention of the Borough authorities to recognize the old street, where not heretofore mapped, and although the area in which the City's title has thus been established has a lesser width than that to which it is proposed to lay the street out, it includes the portion that will be occupied by the sewer.

The improvement is petitioned for by 50 property owners representing 76 per cent. of the frontage which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$8 to \$10 per linear foot.

The work is estimated to cost \$5,700, on which basis the assessment will amount to about \$1.70 per front foot. The assessed valuation of the land to be benefited is reported to be \$30,150.

An inspection of the ground shows that the roadway is paved with bituminous macadam, and that the flagging has been laid on both sides. Approximately 40 buildings have been erected upon the abutting property. A report has been prepared concerning a Local Board resolution providing for the construction of the continuing outlet sewer in the proposed Northfield Boulevard, but no recommendation is made with respect to the action to be taken because the authorization of the project would have the effect of exceeding the allotment for preliminary authorizations in this Borough. Although the sewers are designated as of a temporary character because most of the streets in the drainage district have not as yet been finally mapped, they are so designed that they can be incorporated upon a comprehensive plan for the drainage of the vicinity when this is developed.

The urgency of this improvement is quite apparent, and at the request of the Commissioner of Public Works the matter is placed on the calendar for such action as may be deemed proper. If the outlet sewer is authorized it would seem proper that similar action be taken in this case also, inasmuch as the cost is relatively small and it is understood to be the intention of the Borough authorities to carry out the work under a single contract so that the assessment for the entire project can be made the subject of a single levy. Respectfully. NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, the President of the Borough of Richmond has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Staten Island District, duly adopted by said Board on the 6th day of March, 1917, and approved by the President of the Borough of Richmond on the 19th day of March, 1917, as follows, to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"To construct a temporary sanitary sewer, with the necessary appurtenances, in Harbor Road, from the Staten Island Rapid Transit Railroad to Zeluff Street, in the Third Ward, Borough of Richmond";

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Richmond to prepare plans, specifications and an estimate of cost, based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Richmond has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

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.

Maple (Avenue) Parkway, from the Proposed Northfield Boulevard to the Staten Island Rapid Transit Railroad, Borough of Richmond—Temporary Sanitary Sewer (Cal. No. 78).

The Secretary presented a resolution adopted June 13, 1916, by the Local Board of the Staten Island District, Borough of Richmond, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 17300. December 22, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Staten

Island District, Borough of Richmond, adopted on June 13, 1916, initiating proceedings for constructing a temporary sanitary sewer in Maple Parkway (Avenue), from the Proposed Northfield Boulevard to the Staten Island Rapid Transit Railroad.

This resolution affects six blocks, or about 1,800 feet of Maple Parkway, which the Corporation Counsel has advised is dedicated to public use from Lorraine Street (a point about 90 feet south of Linden Avenue) to its southerly end near Northfield Boulevard, and that a similar dedication may be deemed to exist in the short interval between Lorraine Street and Linden Avenue if this portion of the street is retained as a part of the permanent City Plan. Inasmuch as the Borough authorities have indicated their intention of fully recognizing the existing street, the right of the City to enter upon the land for the purpose of constructing a sewer is established.

A proceeding for acquiring an easement in this street for a distance of about 113 feet north of the easement in Northfield Boulevard, together with easements in the street last named as well as in a number of other streets, was instituted by the Board of Estimate and Apportionment on November 16, 1917. The rule map was subsequently approved, and I am informally advised at the office of the Bureau of Street Openings that the City's application to the Court is to be made on December 24th next. At the meeting held on September 21, 1917, a map was approved laying out these easements, and on the same date the Corporation Counsel was authorized to accept a joint deed from a large number of property owners purporting to convey the desired easement rights excepting as to two parcels which the Comptroller was authorized to purchase at private sale. It was found impracticable to successfully terminate negotiations for these two parcels and it became necessary to institute a condemnation proceeding, in connection with which provision was made for acquiring all of the easement rights in order that the carrying out of the sewer improvement might be expedited as rapidly as possible and any delay avoided by reason of the investigation incidental to the acceptance of the deed. In case the deed is formally accepted at a date prior to that on which it will be necessary to enter upon the land, the parcels affected will be automatically excluded from the opening proceeding, but if the title to be conveyed in any case is found to be defective or an extended delay occurs in the Corporation Counsel's office, title will have to be vested under the opening proceeding.

The improvement is petitioned for by 17 property owners, representing 20 per cent. of the frontage, which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$4 to \$6 per linear foot.

The work is estimated to cost \$5,000, on which basis the assessment will amount to about \$1.70 per front foot. The assessed valuation of the land to be benefited is reported to be \$18,000.

An inspection of the ground shows that the street is in use through almost the entire distance and that 20 buildings have been erected upon the abutting property, these involving the development of about 40 per cent. of the frontage. The street has a row of large trees along the center for about half of its length at the northerly end, and, although the sewer is shown on the approved drainage map as following the center line of the street, it would seem that some slight variation in this treatment might be made in order to avoid their destruction. The sewer is designated as of a temporary character because most of the streets in the tributary area have not as yet been laid out upon the Final City Plan, but they are so designed that they can be incorporated as a part of a comprehensive system when this is developed. A report is now before the Board concerning the continuing outlet sewer in Northfield Boulevard, but no recommendation is made with respect to the action to be taken, in so far as the latter project is concerned, for the reason that its authorization would have the effect of exceeding the allotment determined upon for preliminary authorizations in this Borough.

The urgency of this improvement is quite apparent, and at the request of the Commissioner of Public Works the matter is placed on the calendar for such action as may be deemed proper. If the outlet sewer is authorized it would seem proper that similar action be taken in this case also, inasmuch as the cost is relatively small and it is understood to be the intention of the Borough authorities to carry out the work involved in this and a number of other tributary laterals under a single contract with the downstream section so that the assessment for the entire project can be made the subject of a single levy. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Richmond has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Staten Island District, duly adopted by said Board on the 13th day of June, 1916, and approved by the President of the Borough of Richmond on the 26th day of June, 1916, as follows, to wit:

"Resolved, that this Board does hereby initiate proceedings for the said local improvement, to wit:

"To construct a temporary sanitary sewer, with the necessary appurtenances, in Maple Parkway, formerly Maple Avenue, from the Staten Island Rapid Transit Railroad to its southerly end, and through an easement in the southerly prolongation of Maple Parkway to an easement within the lines of the proposed Northfield Boulevard, to connect with the sewer in the proposed Northfield Boulevard, in the Third Ward, Borough of Richmond, The City of New York"; and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, that the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Richmond to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, that the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Richmond has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

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.

Walloon (Chestnut) Street, from Union Avenue to De Hart (Central) Avenue, and Union Avenue, from a Point About 100 Feet North of Washington Avenue to a Point About 70 Feet South of the Staten Island Rapid Transit Railroad, Borough of Richmond—Temporary Sanitary Sewers (Cal. No. 79).

The Secretary presented a resolution adopted September 26, 1916, by the Local Board of the Staten Island District, Borough of Richmond, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 1729.

December 22, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Staten Island District, Borough of Richmond, adopted on September 26, 1916, initiating proceedings for constructing a temporary sanitary sewer in South Avenue, from Northfield Boulevard to the Staten Island Rapid Transit Railroad, and in the proposed Northfield Boulevard, from South Avenue to Mersereau Avenue.

This resolution affects about 1,600 feet of South Avenue, and about 800 feet of the proposed Northfield Boulevard. The streets have not as yet been incorporated upon the Final City Map, but South Street is shown as 60 feet wide on the tentative map of the vicinity, and the Corporation Counsel has advised that it may be deemed to be dedicated at this width if it is fully retained as a part of the permanent City Plan. Inasmuch as the Borough authorities have indicated an intention of recognizing the old street, the City unquestionably possesses sufficient rights to permit of constructing a sewer.

This resolution affects about 300 feet comprising the entire length of Walloon Street and about 2,500 feet of Union Avenue. The Corporation Counsel has advised that Walloon Street is dedicated to public use and that a similar condition may be deemed to obtain in Union Avenue if it is retained as a part of the permanent City plan. The street is shown as 60 feet wide on the tentative map of the vicinity through the entire distance, and it is incorporated at a similar width from a point about 100 feet south of the Railroad to Northfield Boulevard on the Final Map adopted on

November 2, 1911. Inasmuch as the Borough authorities have indicated their intention of fully recognizing the existing street, the City clearly has sufficient rights to permit of the construction of a sewer.

The improvement is petitioned for by 20 property owners representing 24 per cent. of the frontage which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$4 to \$9 per linear foot.

The work is estimated to cost \$9,200, on which basis the assessment will amount to about \$1.90 per front foot. The assessed valuation of the land to be benefited is reported to be \$35,500.

An inspection of the ground shows that the streets are paved with bituminous macadam and that they serve as frontage for an aggregate number of approximately 50 buildings, these involving the development of 60 per cent. of the frontage. A report is now before the Board concerning the continuing outlet sewer in Northfield Boulevard, but no recommendation is made with respect to the action to be taken in so far as the latter project is concerned, for the reason that its authorization would have the effect of exceeding the allotment determined upon for preliminary authorizations in this Borough.

The urgency of this improvement is quite apparent, and at the request of the Commissioner of Public Works the matter is placed on the calendar for such action as may be deemed proper. If the outlet sewer is authorized it would seem proper that similar action be taken in this case also, inasmuch as the cost is relatively small and it is understood to be the intention of the Borough authorities to carry out the work involved in this and a number of other tributary laterals under a single contract with the downstream section so that the assessment for the entire project can be made the subject of a single levy. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Richmond has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Staten Island District, duly adopted by said Board on the 26th day of September, 1916, and approved by the President of the Borough of Richmond on the 27th day of September, 1916, as follows, to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"To construct a temporary sanitary sewer with the necessary appurtenances in Union Avenue, from a point about 70 feet south of the Staten Island Rapid Transit Railroad to a point about 100 feet north of Washington Avenue, and connect the same to the sewer through an easement within the proposed Northfield Boulevard, previously authorized; and a temporary sanitary sewer in Walloon Street (formerly Chestnut Street), from Union Avenue to DeHart Avenue (formerly Central Avenue), in the Third Ward, Borough of Richmond, The City of New York."

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, That the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Richmond to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, That the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Richmond has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

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.

South Avenue, from Northfield Boulevard to the Staten Island Rapid Transit Railroad, and Proposed Northfield Boulevard, from South Avenue to Mersereau Avenue, Borough of Richmond—Temporary Sanitary Sewer (Cal. No. 80).

The Secretary presented a resolution adopted September 26, 1916, by the Local Board of the Staten Island District, Borough of Richmond, initiating proceedings for this improvement; and the following report of the Chief Engineer:

Report No. 1729.

December 22, 1917.

Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith is transmitted a resolution of the Local Board of the Staten Island District, Borough of Richmond, adopted on September 26, 1916, initiating proceedings for constructing a temporary sanitary sewer in South Avenue, from Northfield Boulevard to the Staten Island Rapid Transit Railroad, and in the proposed Northfield Boulevard, from South Avenue to Mersereau Avenue.

This resolution affects about 1,600 feet of South Avenue, and about 800 feet of the proposed Northfield Boulevard. The streets have not as yet been incorporated upon the Final City Map, but South Street is shown as 60 feet wide on the tentative map of the vicinity, and the Corporation Counsel has advised that it may be deemed to be dedicated at this width if it is fully retained as a part of the permanent City Plan. Inasmuch as the Borough authorities have indicated an intention of recognizing the old street, the City unquestionably possesses sufficient rights to permit of constructing a sewer.

A proceeding for acquiring sewer easements in Northfield Boulevard, from South Avenue to Harbor Road, and from Union Avenue to Granite Avenue, as well as in a number of other streets, was instituted under the provisions of a resolution adopted by the Board of Estimate and Apportionment on November 16, 1917. The rule map was subsequently approved, and I am informally advised at the office of the Bureau of Street Openings that the City's application to condemn the necessary rights is to be made on December 24th next. At the meeting held on September 21, 1917, a map was approved laying out these easements, and on the same date the Corporation Counsel was authorized to accept a joint deed from a large number of property owners purporting to convey the desired easement rights, excepting as to two parcels which the Comptroller was authorized to purchase at private sale. It was found impracticable to successfully terminate negotiations for these two parcels, and it became necessary to institute a condemnation proceeding, in connection with which provision was made for acquiring all of the easement rights in order that the carrying out of the sewer improvement might be expedited as rapidly as possible and any delay avoided by reason of the investigation incidental to the acceptance of the deed. In case the deed is formally accepted at a date prior to that on which it will be necessary to enter upon the land, the parcels affected will be automatically excluded from the opening proceeding, but if the title to be conveyed in any case is found to be defective or an extended delay occurs, title will have to be vested under the opening proceeding.

The work is petitioned for by 9 property owners representing 14 per cent. of the frontage which, in the interior lots, is assessed as having a value, excluding buildings, ranging from \$4 to \$8 per linear foot.

The work is estimated to cost \$7,500, on which basis the assessment will amount to about \$1.90 per front foot. The assessed valuation of the land to be benefited is reported to be \$23,000.

An inspection of the ground shows that Northfield Boulevard is not in use, but that South Street is paved with bituminous macadam and serves as frontage for 15 houses. The sewer is designated as of a temporary character, because most of the streets in the tributary area have not as yet been laid out upon the Final City Plan. A report is now before the Board concerning the continuing outlet sewer, but no recommendation is made with respect to the action to be taken in so far as the latter project is concerned, for the reason that its authorization would have the effect of exceeding the allotment determined upon for preliminary authorizations in this Borough.

The urgency of this improvement is quite apparent, and at the request of the Commissioner of Public Works the matter is placed on the calendar for such action

as may be deemed proper. If the outlet sewer is authorized it would seem proper that similar action be taken in this case also, inasmuch as the cost is relatively small, and it is understood to be the intention of the Borough authorities to carry out the work involved in this and a number of other tributary laterals under a single contract with the downstream section, so that the assessment for the entire project can be made the subject of a single levy.

Respectfully, NELSON P. LEWIS, Chief Engineer.

The following was offered:

Whereas, The President of the Borough of Richmond has transmitted to the Board of Estimate and Apportionment a copy of a resolution of the Local Board of the Staten Island District, duly adopted by said Board on the 26th day of September, 1917, and approved by the President of the Borough of Richmond on the 27th day of September, 1917, as follows, to wit:

"Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

"To construct a temporary sanitary sewer, with the necessary appurtenances, in South Avenue, from the Staten Island Rapid Transit Railroad to an easement within the lines of the proposed Northfield Boulevard, located about 600 feet north of Washington Avenue, and through said easement in an easterly direction to Mersereau Avenue, in the Third Ward, Borough of Richmond."

—and which resolution is accompanied with an approximate estimate of the cost of the work and the assessed value of the property benefited.

Resolved, That the Board of Estimate and Apportionment hereby authorizes the President of the Borough of Richmond to prepare plans, specifications and an estimate of cost based on actual survey, and also to secure a determination of the boundary of the district of assessment; the entire expense of the work done subsequent to the date of this authorization to be charged against the Street Improvement Fund and later included in the assessment.

Resolved, That the Board of Estimate and Apportionment will consider the authorization of the construction of the said proposed improvement after the President of the Borough of Richmond has submitted a statement showing that all of the above described work has been done, that he has secured the approval of the form of contract by the Corporation Counsel, that he is prepared to place the improvement under contract as soon as he receives the consent of the Board, and that the assessment map will be completed on or before the date of payment on acceptance; this report to be accompanied by a further statement showing the quantity of work to be performed under each item and the unit price thereof, the expense incurred for preliminary work, the allowance to be made for additional engineering and contingencies, the total probable cost, and the number of working days to be allowed the contractor for carrying out the work.

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.

COMMUNICATIONS, PETITIONS, ETC.

From Citizens and Public Bodies.

51st Street, Between Corona Avenue and Centre Line of Waldron Street, Borough of Queens—Advance Payment of Award in Proceeding to Acquire Title (Cal. No. 81).

(On July 26, 1917, title vested in the City of New York to the above mentioned property in pursuance of resolution adopted by the Board on July 19, 1917 (Cal. No. 204).)

The Secretary presented the following:

December 20, 1917.

Re 50th and 51st Street Opening, Borough of Queens.

Board of Estimate and Apportionment, Municipal Building, New York City, N. Y.:
Gentlemen—The undersigned, Ernst Kreusler, Jr., owner of property known as and by the street number 11 Hillside Avenue, Corona, Borough of Queens, City of New York, and known as damaged parcels Nos. 232-233 on the damage map in this proceeding and which said property is part of that to which title was vested in the City of New York on July 26, 1917, pursuant to a resolution adopted by your Board on July 26, 1917, hereby makes application for payment to him of sixty per cent. of the amount of said award pursuant to provisions of Chapter 596 of the Laws of 1915, and in advance of final determination of damages to be awarded him as owner of the aforesaid property and asks that your Board may authorize the Comptroller to pay him such sum on account of the award for said property so taken.

Very truly yours,

ERNST KREUSLER, JR.

The following was offered:

Whereas, Section 981 of title 4 of chapter XVII of the Greater New York Charter, as amended by chapter 606 of the Laws of 1915, provides that

"in any proceeding instituted pursuant to the provisions of this title, for the acquisition of title to real property by The City of New York, in which title thereto shall have become vested in said City, by virtue of a resolution of the Board of Estimate and Apportionment, the said Board may authorize the Comptroller of said City to pay to a person entitled to an award for real property acquired in a proceeding, in advance of the final determination of his damages, a sum to be determined by the Board of Estimate and Apportionment, not exceeding sixty per centum of the amount estimated as damages by the expert or experts employed by the Corporation Counsel in said proceeding, which amount shall be certified to the Comptroller by the Corporation Counsel,"

—and

Whereas, the Board of Estimate and Apportionment, acting under and pursuant to the provisions of title 4 of chapter XVII of the Greater New York Charter, as amended, and under resolutions adopted on April 6, 1911, and October 6, 1916, authorized proceedings for acquiring title to the real property required for the opening and extending of 50th Street, from Astoria Avenue to Polk Avenue, and 51st Street, from the bulkhead line of Flushing Bay to a point 100 feet south of Polk Avenue and from Corona Avenue to Queens Boulevard, in the Borough of Queens, City of New York, and directed the Corporation Counsel to apply to the Supreme Court for the appointment of Commissioners to ascertain and determine the compensation to be made by the City to the owners and persons interested in the real property required therefor; and

Whereas, this Board by resolution adopted on the 19th day of July, 1917, directed that title to the real property required for the opening and extending of 51st Street from Corona Avenue to the centre line of Waldron Street should become vested in The City of New York on the 26th day of July, 1917; and

Whereas, the Corporation Counsel made application to the Supreme Court for the appointment of three Commissioners of Estimate, and such Commissioners were duly appointed by an order of said Court, entered in the office of the Clerk of the County of Queens, and said Commissioners, so appointed, duly qualified and filed their oaths as such Commissioners in the office of the Clerk of the County of Queens on the 2d day of March, 1912; therefore, be it

Resolved, That the Comptroller be and he hereby is authorized to pay to any person entitled to an award for property acquired by The City of New York under the aforesaid resolution adopted by the Board on July 19, 1917, in advance of the final determination of his damages, a sum not to exceed sixty per centum of the amount of any such person's damages, as estimated by the expert or experts employed by the Corporation Counsel in said proceeding, such payment to be made in accordance with the provisions of section 981 of the Charter, as amended, and in compliance with the terms of the resolutions of this Board adopted on the 14th day of January, 1916, with respect to such advance payments.

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.

East River, East 5th Street to East 65th Street, Manhattan; North 6th Street, Brooklyn, to Washington Avenue, Queens, and Entire Shore of Blackwell's Island—Modified Pierhead and Bulkhead Lines (Cal. No. 82).

The Secretary presented a communication, dated December 21, 1917, from the Chief Clerk, New York Harbor Line Board, War Department, enclosing blue print copy of tracing showing modified pierhead and bulkhead lines for the East River,

East 5th Street to East 65th Street, Manhattan; North 6th Street, Brooklyn, to Washington Avenue, Queens, and entire shore of Blackwell's Island, approved by the Assistant Secretary of War, November 7, 1917.

Which was ordered filed.

Northerly Shores of Jamaica Bay, New York, and Paerdegat, Fresh Creek, Spring Creek, Shellbank, Hawtree and Bergen Basins, Boroughs of Brooklyn and Queens, and Southwest Part of Jamaica Bay, New York, Mill and Gerritsen Basins, Rockaway Inlet and Sheepshead Bay, Boroughs of Brooklyn and Queens—Modified Pierhead and Bulkhead Lines (Cal. No. 83).

The Secretary presented a communication dated December 21, 1917, from the Chief Clerk, New York Harbor Line Board, War Department, enclosing blue print copies of tracings showing modified pierhead and bulkhead lines (1) along the northerly shores of Jamaica Bay, New York, and for Paerdegat, Fresh Creek, Spring Creek, Shellbank, Hawtree and Bergen Basins, Boroughs of Brooklyn and Queens, City of New York, and (2) for the southwest part of Jamaica Bay, New York, Mill and Gerritsen Basins, Rockaway Inlet and Sheepshead Bay, Boroughs of Brooklyn and Queens, City of New York, approved by the Assistant Secretary of War, October 22, 1917.

Which was ordered filed.

From City, Borough and County Officials.

Queens Boulevard, from Van Dam Street to Union Turnpike, and the Public Place at the Junction of Queens Boulevard, Codwise Place and Maurice Avenue, Borough of Queens—Acquiring Title (Cal. No. 84).

The Secretary presented the following communication from the President of the Borough of Queens:

December 20, 1917.

To the Honorable Board of Estimate and Apportionment:

Gentlemen—A proceeding to legally open Queens Boulevard, from Van Dam Street to Union Turnpike, and the Public Place at the junction of Queens Boulevard, Codwise Place and Maurice Avenue, was initiated by the Board of Estimate and Apportionment on October 19, 1911.

The Chief Engineer of the Board of Estimate, in a report dated June 3, 1910, called attention to the fact that the initiation of the proceeding by the Board was unusual, but he, nevertheless, recommended that such action be taken, and, although, when it was first brought before the Board the limits were as mentioned above, yet when it was adopted the limits had been extended to cover between Van Dam Street and Hillside Avenue. The Rule Map was transmitted June 29, 1912, and the Draft Damage Map December 31, 1913. The proceeding was amended June 26, 1914, in order to take care of alterations in the lines of the avenue.

Title was vested to the portions between the westerly side of Van Dam Street and the easterly side of Honeywell Street, and between the westerly side of Van Pelt Street and the easterly side of Greenpoint Avenue on January 2, 1913.

On May 14, 1913, and on subsequent dates various portions of the land within the limits were vested.

The report of the Commissioners was confirmed, with exceptions, on July 23, 1917, and the report entered September 12, 1917. The report was finally confirmed on November 19, 1917.

The total taxed costs for the entire Queens Boulevard Proceeding, extending from Van Dam Street to Hillside Avenue, were \$78,169 70
The total expense of the entire proceeding, including interest, to date of confirmation was 4,122,728 11

The total awards for land improvements between Van Dam Street and Greenpoint Avenue were \$946,829 41
And the proportion of the taxed costs 9,771 00

Making a total for that portion between Van Dam Street and Greenpoint Avenue \$956,600 41

Chief Engineer Lewis reported to the Board of Estimate and Apportionment on October 17, 1911, on the proposed distribution of the cost of acquiring title to Queens Boulevard, as provided by chapter 679 of the Laws of 1911, as follows:

"While it is impossible to estimate with any accuracy the cost of acquiring title to property by condemnation proceedings, I beg to state that the cost of this proceeding will probably reach at least one million dollars."

Resolutions were adopted whereby 50 per cent. of the cost and expense of the proceeding, including the expense of the Bureau of Street Openings and of the awards, shall be borne and paid by the City of New York; 30 per cent. shall be borne and paid by the Borough of Queens, and 20 per cent. assessed upon the property deemed to be benefited by the improvement authorized and included within the area of assessment.

The cost which Chief Engineer Lewis estimated would probably reach a million dollars has amounted to \$4,122,725.11, of which 30 per cent., or \$1,236,818.43, will fall upon the taxable real estate of the Borough of Queens, 20 per cent., or \$624,345.62, shall be levied upon the property deemed to be benefited by the improvement.

On December 6, 1912, Chairman W. R. Willcox, of the Public Service Commission, called attention of the Board of Estimate and Apportionment to the fact that the construction plans and specifications for the Corona route in Queens were approaching completion. He said:

"The same route will be constructed through Queens Boulevard, as widened, the northerly supports of the structure resting on what is now private land, although included in the Boulevard as laid out on the City map. We understand that a street opening proceeding is now pending to widen this street, and it is incumbent on your Board to pass the necessary resolution to vest title. We request you to do this in the case of Queens Boulevard, between Diagonal Street and Greenpoint Avenue, in order that we may give possession to the contractors as soon as they are ready to begin work on the ground, and in order that there may be no delay in prosecuting the work."

On December 14, 1912, Chief Engineer Lewis of the Board of Estimate reported to the Board with respect to the communications above referred to as follows:

"In the case of Queens Boulevard the Commissioners have been appointed and filed their oaths on Nov. 14, 1912. The part of this proceeding in which it is proposed to vest title covers eighteen and one-half blocks, on three of which, namely, between Van Pelt and Honeywell Streets, there are buildings, while the remainder are free from improvements."

In view of the fact that one-half of that portion of the Queens Boulevard is occupied by the structure of the Corona branch of the Rapid Transit system, it is my judgment that the taxpayers of the Borough of Queens should be relieved of at least one-half of the expense of the proceeding, namely, \$956,600.41, and that half of such amount should be charged to an appropriate rapid transit construction fund account.

I would ask that your Board kindly refer this request to an appropriate committee and that the same be taken up in consultation with the Public Service Commission and the Railroad Company, with a view of financing at least that portion of the expense of opening the Queens Boulevard as I have referred to.

Very truly yours,

MAURICE E. CONNOLLY, President of the Borough of Queens.

The matter was laid over one week (January 4, 1918).

Wyckoff Avenue, Both Sides, from Putnam Avenue to Halsey Street, and Putnam Avenue, Both Sides, Cornelia Street, Jefferson Avenue, Hancock Street, Weirfield Street, from Wyckoff Avenue to Borough Line of Kings County, Excepting Right of Way of Long Island Railroad, Second Ward, Borough of Queens—Amendment of Building Zone Resolution (Cal. No. 85).

The Secretary presented a resolution adopted December 13, 1917, by the Local Board of the Newtown District, Borough of Queens, recommending amendment of Use District Map, Section 13, so as to change from an unrestricted district to a business district both sides of Wyckoff avenue, from Putnam avenue to Halsey street, and from an unrestricted to residence district both sides of Putnam avenue, Cornelia street, Jefferson avenue, Hancock street and Weirfield street, from Wyckoff avenue to the borough line, except the right-of-way of Long Island Railroad, Second Ward, Borough of Queens.

The matter was laid over for two weeks (January 11, 1918).

MATTERS LAID OVER FROM PREVIOUS MEETINGS.

All Boroughs—Appropriations for Repaving Streets and Avenues (Cal. No. 86).

At the meeting held December 14 (Cal. Nos. 181-182-183) resolutions were offered by the President of the Board of Aldermen authorizing, pursuant to sections 169 and 176 of the Charter, an appropriation of \$2,800,000 for repaving streets and avenues in the Borough of Manhattan; and by the President of the Borough of Queens authorizing an appropriation of \$575,000 for repaving streets and avenues in said Borough, and a communication was presented from the President of the Borough of Richmond requesting an appropriation of \$368,636 for repaving streets in the Borough of Richmond.

At the meeting held December 21, 1917 (Cal. Nos. 174, 175 and 176), these matters were again presented and the President of the Board of Aldermen offered a resolution appropriating, pursuant to sections 169 and 176 of the Charter, \$3,000,000 for repaving streets and avenues in all Boroughs, which was laid over one week (December 28th, 1917), under Rule 19.

The following resolution was offered:

Resolved, By the Board of Estimate and Apportionment, that, pursuant to the provisions of sections 169 and 176 of the Greater New York Charter, as amended, the sum of three million dollars (\$3,000,000) is hereby appropriated for the repaving of streets and avenues, and that the Comptroller be and hereby is authorized to issue, pursuant to said section 169 of the Charter, serial bonds of The City of New York to the amount of seven hundred and fifty thousand dollars (\$750,000), redeemable in fifteen equal annual installments, being one-fourth of such total authorization, and that the remaining three-fourths thereof, viz., two million two hundred and fifty thousand dollars (\$2,250,000) shall be included in annual tax levies in the manner provided by section 189 of the Greater New York Charter; provided, however, that no contract shall be made for repaving any street or avenue unless the President of the Borough having jurisdiction submits to the Comptroller with such contract evidence showing that the original pavement on such street or avenue was laid at the expense of the abutting property owners or by local taxation, or by bond issues paid by the locality before consolidation, unless the Board of Estimate and Apportionment shall otherwise determine upon presentation of the facts and circumstances affecting such street or avenue; further provided that the sum hereby authorized shall be distributed among the boroughs in the sums and for the streets hereafter determined by the Board of Estimate and Apportionment; further provided that said sum of three million dollars (\$3,000,000) herein authorized for the repaving of streets and avenues shall be appropriated from the sum of nine million four hundred and ninety-two thousand and four dollars and eighty-three cents (\$9,492,004.83), which was reserved and set aside July 2, 1914, by the Board of Estimate and Apportionment for the South Brooklyn Marginal Railroad improvement.

Which failed of adoption by the following vote:

Affirmative—The President of the Board of Aldermen and the Presidents of the Boroughs of Queens and Richmond—5.

Negative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx—11.

Corona Avenue, from Hampton to Rodman Streets, Borough of Queens—Petition for Relief from Assessment in Proceeding for Acquiring Title (Cal. No. 87).

(On July 19, 1917 (Cal. No. 206), this matter was referred to the Committee on Assessments.)

(On December 14, 1917 (Cal. No. 42), the report of the Committee was presented and the matter was laid over until December 21, 1917.)

(On December 21, 1917 (Cal. No. 145), the matter was laid over until this meeting.)

The Secretary presented a petition dated July 18th, 1917, for relief from assessment, from property owners along the line of Corona Avenue; and the following report of the Committee on Assessments:

November 20, 1917.

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

Gentlemen—At the meeting of the Board of Estimate and Apportionment held on July 19 last there was referred to the Committee on Assessments a petition for relief from assessment in the proceeding for acquiring title to Corona Avenue from Hampton Street to Rodman Street, in the Borough of Queens.

Your committee has given hearings to the interested property owners and has carefully considered the conditions existing on this street and the assessments imposed upon the several parcels of property. The situation is a peculiar one, in that Corona Avenue is one of the oldest highways in the Borough of Queens, affording for many years almost the only connection of the Boroughs of Brooklyn and Manhattan with Flushing, and this street now leads to Strong's Causeway, which is at the present time the only means of access to Flushing for vehicles between Jackson Avenue at the mouth of Flushing River and Union Turnpike crossing the meadows some distance above the head of Flushing River. The alignment of the street is very irregular, but it is occupied by a double track surface railroad which, in some places, is very near the side lines of the street. This street is now being widened to a uniform width of 80 feet and the area of benefit established by the Board extends approximately 600 feet on each side of the street. The total cost of the proceeding according to the preliminary report of the commissioners, made in July, 1916, is over \$403,000, of which approximately \$170,000 represents damage to buildings, \$25,000 awards for intended regulating and \$158,000 awards for land. The commission has already placed one-third of the building damage upon the City in accordance with the provisions of the Charter, while 50 per cent. of the remaining expense is assessed upon the abutting property to a depth of 100 feet, the resulting assessments on the frontage where the street is widened ranging from about \$320 to about \$470 per lot. Property owners who appeared before the committee were emphatic in their statements that the widening of the street would be of little actual benefit to them and that, while Corona Avenue was originally a very important route leading to Flushing, the creation of other more direct streets will divert a large part of the vehicular traffic from the old highway. While this argument might be thought to show that the street is a local one rather than an arterial thoroughfare, toward the expense of the widening of which the City should contribute a substantial part, your committee is impressed with the very serious burden imposed upon the immediate locality by reason of the widening. For the same reason there appears to be no justification for enlarging the area of benefit and under the circumstances your committee recommends that the Board, acting under the provisions of section 247 of the Charter, amend the proceeding in so far as the distribution of cost is concerned by placing 50 per cent. of the total cost upon the local area heretofore established, 25 per cent. of the total cost upon the Borough of Queens and 25 per cent. of the total cost upon the City of New York, this contribution by the City to include and not to be in addition to any portion of the building damage which may be placed upon the City by the Commissioner of Assessments. It will be noted that this will increase the contribution by the City from about \$57,000 to approximately \$100,000.

The Chairman of the committee was disposed to impose upon the City a smaller and upon the Borough a larger proportion of the cost than that above indicated, but the other members of the committee agreed upon the recommendations herein made.

It is, therefore, recommended that the Board give a public hearing upon the redistribution of the expense of acquiring title to Corona Avenue between Hampton Street and Rodman Street in the Borough of Queens in accordance with the above recommendations. Respectfully submitted,

..... Mayor; ALBERT E. HADLOCK, Deputy and Acting Comptroller; MARCUS M. MARKS, President, Borough of Manhattan; Committee on Assessments.

I cannot concur in the recommendations of the foregoing report. To place a part of the expense of acquiring such a highway upon the City at large is a violation of all precedents established for a number of years passed.

The only exception that I can recall to that policy was Kings Highway in Brooklyn, the action in which matter I opposed, but there is no comparison between this proceeding and the Kings Highway proceeding. There is even a naughtiness of such argument as caused the members of the Board to feel justified in taking the action which they did in the Kings Highway proceeding. It is not even claimed in this matter that the avenue being opened is an arterial thoroughfare. In fact, those who appeared before the Committee were emphatic in their statement that one of the reasons that the widening of the avenue would be of no local benefit was that other more direct

streets would eventually divert a large part of the vehicular traffic from this highway. Upon the facts before the Committee, these other more direct streets will present an even stronger case than Corona Avenue for a demand that the City assume a part of the burden.

The burden upon the adjacent property owners in this case is somewhat burdensome. It is burdensome because of the necessity of widening the street to provide for the maintenance of a double track trolley line now thereon, which is of benefit only to the people of Queens. Under such circumstances there is no benefit to the City at large which justifies the City in assuming any burden beyond that already imposed upon it to the extent of about fifty-seven thousand dollars, or over one-eighth of the entire cost of the proceeding as representing one-third of the damage to buildings. The Borough, however, could very properly be charged with one-third of the cost of the proceeding and I would so recommend. Respectfully submitted,

DOUGLAS MATHEWSON, President, Borough of The Bronx.

Dated November 28, 1917.

The matter was laid over two weeks (January 11, 1918).

Bronx Parkway Commission—Appropriation for Improving Lands Acquired and to Be Acquired During 1917 (Cal. No. 88).

(On December 14, 1917 (Cal. No. 55), the matter was laid over until December 21, 1917, under Rule 19.)

(On December 21, 1917 (Cal. No. 153), the matter was laid over until this meeting.)

The Secretary presented the following report of the Committee on Corporate Stock Budget:

November 21, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On September 8, 1916, the Bronx Parkway Commission requested \$225,000 in corporate stock for the purpose of providing funds to improve the lands acquired already and to be acquired during the year 1917.

At the time this request was received the Commission had pending another request for \$198,000, for various improvements which had been held for a considerable period, owing to the fact that it was uncertain when it would be possible to start the improvements proposed.

The requested \$198,000 was granted in December, 1916, without restriction to specific improvements, and action on the present request was postponed until further amounts would become necessary. Both of these requests, however, were for New York City's share, or three-quarters of the cost.

In each of these cases funds have been received from Westchester County for the one-quarter to be paid by them. The Westchester funds have already been expended.

The City of New York, therefore, to provide for its share of the improvement of the Parkway on the same basis that Westchester County has to date, must appropriate the sum of \$225,000, as requested.

It is proposed by the Commission to use the requested sum of \$225,000 in dredging the river bed and hauling and depositing the excavated material on the slopes adjacent to the river. Based on past experience with the type of plant which it is proposed to use, this work is estimated to cost about 60 cents per cubic yard of excavated material.

The work is to be done entirely by departmental labor.

The law requires the Commission to forward to the Board of Estimate and Apportionment each year not later than September 10th, an estimate of their requirements for the following year, and therefore on September 6, 1917, the Bronx Parkway Commission requested still further appropriations of corporate stock to the amount of \$270,000, to cover the City's portion of the expense of the proposed work for 1918. The Engineer of the Commission has agreed that if the \$225,000 requested for 1917, is appropriated at this time, it will perhaps be possible to defer further appropriations until a later date when a more accurate determination of the needs can be made.

We recommend the adoption of the attached resolution grafting the request for \$225,000. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller; President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx; Corporate Stock Budget Committee.

Jay Downer appeared in support of the request.

This matter was laid over four weeks (January 25, 1918).

Court House Board—Amendment of Corporate Stock Authorization; Issue of Corporate Stock and Approval of Schedules (Cal. No. 89).

(On December 21, 1917 (Cal. No. 180), the matter was laid over until this meeting, under Rule 19.)

The Secretary presented the following report of the Committee on Corporate Stock Budget:

December 21, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 17, 1917, the COURT HOUSE BOARD requested transfer of funds. The Bureau of Personal Service reports thereon as follows:

"The request is to transfer \$7,500 from the corporate stock funds heretofore appropriated for the purpose of the Court House Board, Code No. C. C. M.—17, Acquisition of Real Estate, to the appropriation account for the expenses of the Executive Offices of the Court House Board, Code No. C. C. M.—16C. The said sum of \$7,500 is required to cover the expenses of the Executive Office of the Court House Board to December 31, 1918, as follows:

Salaries—	
Executive Secretary	\$5,000 00
Secretary to Chairman	1,200 00
Stenographer to Board	900 00
	\$7,100 00
Telephone—	
Municipal Building for year 1918.....	190 00
Office Expenses	210 00
	\$7,500 00

"There is a sufficient balance in Code No. C. C. M.—17 to permit the transfer."

Recommendation—The Committee on Corporate Stock Budget recommends the adoption of the attached resolution authorizing the issuance of \$7,500 corporate stock as requested. Respectfully,

WM. A. PRENDERGAST, Comptroller; FRANK L. DOWLING, President, Board of Aldermen; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx; Committee on Corporate Stock Budget.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment on September 22, 1916, reading as follows:

"Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 336 of the Laws of 1903, as amended, hereby approves of the issue of serial bonds of The City of New York to an amount not exceeding three million seven hundred and thirty-seven thousand four hundred and ninety-seven dollars and sixty-four cents (\$3,737,497.64), redeemable in fifteen equal annual installments, to provide for the payment of certain awards and interest thereon in the matter of the application of The City of New York relative to acquiring title to certain lands and premises situated, lying and being on Duane, Park, Pearl and other streets, in the Sixth Ward of the Borough of Manhattan, in The City of New York, duly selected, located, designated and set apart by the Board of Estimate and Apportionment of The City of New York, pursuant to the provisions of chapter 336 of the Laws of 1903, and the various acts amendatory and supplemental thereto, as an addition to the site heretofore acquired by The City of New York for a new Court House for the use of the Special and Trial Terms of the Supreme Court in the First Judicial District, and of the City Court of New York, and of the County Clerk of the County of New York, and of the Commissioner of Jurors, and the Comptroller be and is hereby authorized to issue serial bonds of The City of New York, redeemable in fifteen equal annual installments, in the manner provided by section 169 of the Greater New York

Charter, the proceeds to the amount of the par value thereof to be applied to the purposes aforesaid."

—be and the same is hereby *amended* by reducing the amount authorized from three million seven hundred and thirty seven thousand four hundred and ninety-seven dollars and sixty-four cents (\$3,737,497.64) to *three million seven hundred and twenty-nine thousand nine hundred and ninety-seven dollars and sixty-four cents* (\$3,729,997.64).

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 336 of the Laws of 1903, as amended, hereby approves the issue of corporate stock of The City of New York to an amount not exceeding seven thousand five hundred dollars (\$7,500) to provide means for the payment of expenses of the Court House Board in connection with its duties in procuring a site, preparing plans and supervising the erection of a County Court House for New York County, as follows:

Expenses of the Executive Offices of the Court House Board..... \$7,500 00
—and the Comptroller is hereby authorized to issue such corporate stock of The City of New York in the manner provided by section 169 of the Greater New York Charter; the proceeds thereof to the amount of the par value of the stock to be applied to the purposes aforesaid. Provided, however, that no part of the corporate stock herein authorized shall be used for the payment of any salary or wage of departmental employees except after approval by the Board of Estimate and Apportionment and in accordance with schedules to be adopted by said Board. Provided, however, that no obligation in the sum or one hundred dollars (\$100), or over, shall be incurred by the Court House Board for any purpose whatever with the exception of liabilities incurred for salaries or rent until such expenses or liabilities shall have been approved by the Board of Estimate and Apportionment.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules of expenditure by the Court House Board of the corporate stock authorization of December 28, 1917, as follows:

Expenses of the Executive Offices of the Court House Board.

(a) Personal Service, Salaries Regular Employees—

Executive Secretary	\$5,000 00
Secretary to Chairman	1,200 00
Stenographer	900 00
<hr/>	
	\$7,100 00

(b) General Expenses—

Telephone Service at Municipal Building for Year 1918.....	\$190 00
Office Expenses	210 00
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Total	\$7,500 00

Which was adopted by the following vote:

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

Bellevue and Allied Hospitals—Remission of Penalty for Overtime Charges Against Contract of Daniel J. Ryan for Erection and Completion of New Roof Wards, Etc., on Pavilions A and B of New Bellevue Hospital (Cal. No. 90).

(On November 16 (Cal. No. 62), November 23 (Cal. No. 92), November 30 (Cal. No. 116), December 7 (Cal. No. 140), and December 21, 1917 (Cal. No. 156), the matter was laid over; on the latter date until this meeting.)

The Secretary presented a report of the Deputy and Acting Comptroller recommending that the Board of Estimate and Apportionment recommend to the Board of Aldermen, pursuant to section 418 of the Charter, the remission of the penalty for overtime charges against contract of Daniel J. Ryan and surety, the National Surety Company, for the erection and completion of new roof wards and other work in connection therewith, on pavilions A and B of new Bellevue Hospital.

Daniel Coombs appeared in favor.

The matter was referred back to the Comptroller.

Anna R. Kane—Claim of (Cal. No. 91).

(On November 16 (Cal. No. 59), November 23 (Cal. No. 91), November 30, (Cal. No. 115), and December 14, 1917 (Cal. No. 155), the matter was laid over; on the latter date until this meeting.)

The Secretary presented the following certificate of the Deputy and Acting Comptroller:

November 8, 1917.

To the Honorable the Board of Estimate and Apportionment:
Gentlemen—Under and pursuant to the provisions of section 246 of the Charter, I hereby certify that a claim was filed in this department by Anna R. Kane for \$175 alleged to be due her for services rendered as Typewriting Copyist in the Department of Public Charities of The City of New York for the period from January 1 to April 16, 1917, at the rate of \$600 per annum; that no action has been instituted on said claim; that during the period from January 1 to April 16, 1917, claimant actually rendered services as Typewriting Copyist in the Department of Public Charities in good faith and that the City actually received the benefit of her services; that there was no appropriation made in the Budget for the year 1917 for the payment of the salary of the claimant and therefore, in accordance with section 1542 of the Charter of The City of New York, her claim is illegal or invalid as against the City, but notwithstanding, in my judgment, it is equitable and proper for the City to pay to the claimant the sum of \$175, the value of the benefit received by the City from her services, out of the appropriate fund available for the purpose. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The Secretary also presented a communication from Anna R. Kane, dated November 29, 1917, requesting favorable action.

James Kane appeared in favor.

This matter was laid over one week (January 4, 1918).

Andrew D. Baird & Sons et al.—Claim of (Cal. No. 92).

(On November 30 (Cal. No. 49), December 7 (Cal. No. 136), December 14 (Cal. No. 159), and December 21, 1917 (Cal. No. 157), the matter was laid over; on the latter date until this meeting.)

The Secretary presented the following certificate of the Deputy and Acting Comptroller:

Dec. 18th, 1917.

To the Honorable the Board of Estimate and Apportionment:
Sirs—Under and pursuant to the provisions of Section 246 of the Greater New York Charter, being Chapter 601 of the Laws of 1907 of the State of New York, as amended, entitled "An Act to amend the Greater New York Charter in relation to the powers of the Board of Estimate," I hereby certify that claims have been presented by the following claimants in the amount set forth opposite their names:

Andrew D. Baird & Sons	\$23,723 65
Alfred E. Norton Co.	7,876 69
A. Le Poidevin & Co.	1,738 00
Hay Walker Brick Co.	1,426 00
J. Kresse Co.	13,250 16
John Morton's Sons Co.	6,298 73
Pfotenhauer-Nesbit Co.	988 80
National Ventilating Co.	165 00
Federal Terra Cotta Co.	525 00
Cortlandt Engineering Co.	953 70
Morewood Standard Safety Devices Co., Inc.	43 47

Herman Drodge	240 00
Henry Maurer & Son	355 00
Robert W. Hunt & Co.	1,398 49
Albro J. Newton Co.	20 61
J. I. Hass, Inc.	25 00
John J. Cusick	1,300 44
N. Ryan Co.	30 00
Northern Waterproofing Co.	595 95
Eastern Steel Co.	21,915 56

That subsequent to the filing of the claims set forth above the Federal Terra Cotta Company withdrew its claim and the N. Ryan Company failed to furnish this department with the necessary information which would enable consideration to be given its claim under the statutory provisions, pursuant to which relief is sought; that no action has been instituted on these claims; that an investigation of the facts on which said claims are based reveals that on January 6, 1913, the Wills & Marvin Company entered into a contract with The City of New York, through the Department of Parks, Borough of Brooklyn, for the erection and completion of the superstructure of Additions "F" and "G" of the Brooklyn Institute of Arts and Sciences (exclusive of interior finish and plant) and for alterations to Sections "A" and "C" of existing buildings for the lump sum of \$384,568.00; that at the time the work covered by the Wills & Marvin Company contract was advertised for public letting the formal contract, bond and specifications were published, and it was set forth that the bond to be furnished to the city by the successful bidder should contain the following provision:—

"Now, therefore, the conditions of the above obligation are such, that if the above bounden Wills & Marvin Company * * * shall promptly make payments of the sums due to all persons supplying labor and materials in the prosecution of the work provided in said contract * * * then this obligation to be void, otherwise to remain in full force and virtue."

That upon the contract being awarded to the Wills & Marvin Company it furnished the city a bond containing the aforesaid provision, executed by three surety companies; that the contractor commenced work on said contract, and from May 16 to October 6, 1913, there was paid by the city thereunder the sum of \$245,082.60; that thereafter it appeared that the contractor was not carrying out the work in a satisfactory manner as required by the terms of its contract, which caused the Commissioner of Parks on or about November 13, 1913, to declare the contract abandoned; that the action taken by the Commissioner was ratified by the Park Board at its meeting held December 4, 1913; that the work remaining to be performed under the contract was re-advertised and re-let to the Marble Arch Company for the agreed sum of \$120,900.00; that during the progress of the work under the last mentioned contract there was, due to change of plans or design, a further sum of \$5,821.85 paid to the Marble Arch Company; that the work under the contract has been completed, and the city has effected a saving of \$18,585.40 through the abandonment of the Wills & Marvin contract and the re-letting thereof to the Marble Arch Company; that when the Wills & Marvin contract was declared abandoned there remained unused and not forming a part of the structure certain granite, brick, terra-cotta and steel; that when the Marble Arch Company took over the work it sought to acquire the aforesaid material, but was compelled to purchase the supply of steel from the original owners thereof; that the steel members not affixed to the structure at the time of the abandonment were scattered over the several floors of the building, and were valueless, except as scrap, having been especially fabricated for the work; that this steel, which amounted to 330,823 pounds valued at \$8,270.57 was used by the Marble Arch Company in completing the building; that after the default of the Wills & Marvin Company and the cancellation of its contract in bankruptcy was filed against it; that the sub-contractors and material men were relegated to their liens and such claims as they might have against the surety companies under the bond; that the surety companies repudiated liability to the material men and sub-contractors under the bond in question, and the petitioners herein have been advised that the provision in the bond to which reference is made is of no force or effect or protection to the sub-contractors, for the reason that the provision of law which provided for protection of sub-contractors and material men on a public improvement under such a bond has been repealed; that in publishing the form of bond required in connection with the contract for the public improvement in question, the city gave notice to concerns or individuals who furnished material to the contractor that the bond would remain in force until all sums due to those furnishing labor and material in the prosecution of the work were paid; that the city is under a moral obligation to remedy the wrong occasioned its sub-contractors or material men, who, relying upon the provisions in the bond above referred to changed their position by virtue thereof; that inasmuch as the default of the Wills & Marvin Company and the re-letting of its contract to the Marble Arch Company has resulted in a saving to the city in the sum of \$18,585.40, that the sub-contractors and material men, in good faith, relying on the provision in the bond hitherto referred to, performed labor and furnished material for the public improvement then under construction, and, through no fault of theirs, lost, it is alleged, the sum of \$81,943.25, which amount they have not been paid, for work, labor and materials furnished to the Wills & Marvin Company under its contract; the credit of the city should not be impaired by taking advantage, through its officials, of the representations in the bond above mentioned; that should the city so do it might be said that it is being unjustly enriched; that these claims are illegal and invalid against the city, but, notwithstanding, in my judgment, it is equitable and proper for the city to pay the same, inasmuch as it has received value and a benefit from the services rendered and materials furnished by the petitioners herein, and that the sum of \$13,536.28, which is the amount claimed, less expenses, amounting to \$5,049.12, incurred by the city in reletting the Wills & Marvin contract and in defending itself and its officials in litigation arising out of the abandonment thereof is the value of that benefit which should be paid as indicated below in full satisfaction thereof:

Andrew D. Baird & Sons	\$3,707 28
Alfred E. Norton Co.	1,093 12
A. Le Poidevin & Co.	176 97
Hay-Walker Brick Co.	216 29
J. Kresse Co.	2,235 60
John Norton's Sons Co.	950 74
Pfotenhauer-Nesbit Co.	170 71
National Ventilating Co.	31 65
Cortlandt Engineering Co.	170 70
Morewood Standard Safety Devices Co., Inc.	4 65
Herman Drodge	41 77
Henry Maurer & Son	61 23
Robert W. Hunt & Co.	241 45
Albro J. Newton Co.	3 50
J. I. Hass, Inc.	4 79
John J. Cusick	133 79
Northern Waterproofing Co.	87 95
Eastern Steel Co.	4,204 09

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to section 246 of the Greater New York Charter, being chapter 601 of the Laws of 1907 of the State of New York, as amended, hereby determines that the City has received a benefit from and is justly and equitably obligated to pay to Andrew D. Baird & Sons, Alfred E. Norton Co., A. LePoidevin & Co., Hay Walker Brick Co., J. Kresse Co., John Morton's Sons Co., Pfotenhauer-Nesbit Co., National Ventilating Co., Cortlandt Engineering Co., Morewood Standard Safety Devices Co., Inc., Herman Drodge, Henry Maurer & Son, Robert W. Hunt & Co., Albro J. Newton Co., J. I. Hass, Inc., John J. Cusick, Northern Waterproofing Co., Eastern Steel Co., without interest, the sums hereinabove set forth opposite their names, for work done as subcontractors and material men under the contract entered into on January 6, 1913, by the Wills & Marvin Company with The City of New York, through the Department of Parks, Borough of Brooklyn, for the erection and completion of the superstructure of Additions F and G of the Brooklyn Institute of Arts and Sciences (exclusive of interior finish and plant), and for alterations to Sections A and C of the existing buildings; that the said sums shall be paid in full satisfaction of the claims which have been presented on behalf of the aforesaid subcontractors and material men for the services rendered and materials furnished in connection with the Wills & Marvin Company's contract above mentioned; that the interests of the City will be best subserved by the payment of said sums and that the same shall be paid only upon the execution by said claimants of a full release in favor of the City in such form as may be approved by the Corpora-

tion Counsel, and the Comptroller is hereby authorized to pay said claims in the following amounts from an appropriate fund:	
Andrew D. Baird & Sons	\$3,707 28
Alfred E. Norton Co.....	1,093 12
A. LePoidevin & Co.	176 97
Hay-Walker Brick Co.	216 29
J. Kresse Co.	2,235 60
John Norton's Sons Co.	950 74
Pfotenhauer-Nesbit Co.	170 71
National Ventilating Co.	31 65
Cortlandt Engineering Co.	170 70
Morewood Standard Safety Devices Co., Inc.	4 65
Herman Droge	41 77
Henry Maurer & Son	61 23
Robert W. Hunt & Co.	241 45
Albro J. Newton Co.	3 50
J. I. Hass, Inc.	4 79
John J. Cusick	133 79
Northern Waterproofing Co.	87 95
Eastern Steel Co.	4,204 09

Which was adopted by the following vote:

Alternative—The Mayor, the Comptroller, the President of the Board of Aldermen and the President of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

Marble Arch Company—Claim of (Cal. No. 93).

(On November 30 (Cal. No. 50), December 7 (Cal. No. 137), December 14 (Cal. No. 160), and December 21, 1917 (Cal. No. 158), the matter was laid over; on the latter date until this meeting.)

The Secretary presented the following certificate of Deputy and Acting Comptroller:

Nov. 28, 1917.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Under and pursuant to the provisions of Section 246 of the Charter, I hereby certify that an application has been presented by Strong & Mellen, attorneys for the Marble Arch Company for the reconsideration of its application pursuant to section 246 of the Charter for the payment of \$3,750.00 alleged to be due for materials purchased towards completing the abandoned contract of Wills & Marvin Company for the erection and completion of the Brooklyn Institute of Arts & Sciences; that the applicant instituted proceedings for a writ of mandamus to compel the Comptroller to certify its claim to the Board of Estimate and Apportionment and its motion for the writ was denied; that on or about July 6th, 1915, the applicant commenced an action against the City to recover the amount of its claim and an answer to the complaint has been served; that the action is now pending.

That the Wills & Marvin Company entered into a contract with the Department of Parks on January 6th, 1913 for the erection and completion of the superstructure of additions F and G of the Brooklyn Institute of Arts & Sciences (exclusive of interior finish and plant) and for alterations to Sections A and C of the existing buildings and in December, 1913 the Park Department declared the contract of the new Wills & Marvin Company abandoned and the City advertised for bidders for labor and materials required to complete the abandoned contract that the applicant through its representative examined the site of the work and found considerable plant and material consisting of certain steel, terra cotta and granite and brick which the City's representatives stated could be utilized by the successful bidder free of charge and accordingly the applicant bid for the work a price of approximately \$15,000.00 less than it would have bid if it had not been led to believe that it could have used such material without charge; that after the contract between the applicant and the City had been executed notice was received from a referee in bankruptcy to the effect that the personal property belonging to Wills & Marvin Company bankrupt would be sold at public auction and the applicant was obliged to purchase said materials with the exception of the steel at an expenditure to it of \$3,325.00 but the contract of claimant with the City of New York embodied no provision which in terms granted to it, the materials found on the site of the work and the use of same without charge and therefore the claim is illegal and invalid as against the City; that the actual outlay to claimant for furnishing the materials is \$3,375.00 which is the value of the benefit derived by the City from the material furnished but from this amount the sum of \$150.00 should be deducted for the services of the City officials and employees in connection with the litigation of the claim upon which this application is based thus leaving a balance of \$3,225.00 in which amount in my judgment is equitable and proper for the City to adjust said claim notwithstanding its illegality and invalidity inasmuch as the City has received value and a benefit from the same; that the interests of the City would be best subserved by the compromise of the said claim in the sum of \$3,225.00 and that such sum shall be paid only upon the execution by said Marble Arch Company of a full release in favor of the City of New York in such form as may be approved by the Corporation Counsel and the entry of an order discontinuing the pending action without costs as against the City. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to section 246 of the Charter, being chapter 601 of the Laws of 1907, as amended, hereby determines that the City has received a benefit from the Marble Arch Company, and is justly and equitably obligated to pay to it, without interest, the sum of three thousand two hundred and twenty-five dollars (\$3,225), for materials purchased by it and supplied in completing the abandoned contract of Wills & Marvin Company for the erection and completion of the Brooklyn Institute of Arts and Sciences; that the said sum shall be paid in full satisfaction of the claim which has been presented, and the action of the Marble Arch Company against The City of New York, which is now pending for the recovery of three thousand seven hundred and fifty-one dollars (\$3,751), with interest and costs, because the City prevented it from using, free of charge, certain materials upon the site of the work, consisting of architectural terra cotta, granite and brick, and it was compelled, therefore, and did purchase same to its damage in the sum of three thousand seven hundred and fifty-one dollars (\$3,751); that the interests of the City will be best subserved by the compromise of said claim and said action in that amount, and that such sum shall be paid only upon the execution by said Marble Arch Company of a full release in favor of the City, in such form as may be approved by the Corporation Counsel, and the entry of an order discontinuing applicant's pending action against The City of New York, without costs as against the City, and the Comptroller is hereby authorized to pay said claim in the sum of three thousand two hundred and twenty-five dollars (\$3,225) out of the appropriate fund available for the purpose.

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.

Department of Public Charities—Issue of Special Revenue Bonds (Cal. No. 94).

(On March 23, 1917 (Cal. No. 26), the Board concurred in this request to the extent of \$15,000.)

(On December 21, 1917 (Cal. No. 68), the matter was laid over until this meeting, under Rule 19.)

The Secretary presented the following report of the Comptroller:

December 18, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 27, 1917, the Commissioner of the Department of Public Charities requested the authorization of the balance of \$2,800 remaining in an authorization of special revenue bonds to the extent of \$25,000 made by the Board of Aldermen on September 26, 1916. The funds are for the continuance of the after-care work on poliomyelitis up to the end of the year.

The Bureau of Contract Supervision and the Bureau of Personal Service, to which this request was referred, report thereon as follows:

"On July 19 a transfer of funds to the extent of \$12,050 was made and supporting schedules set up for the expenditure of this money. The funds for personal service were transferred to Code 1908, Salaries Temporary Employees, Central Office, Transportation, Infantile Paralysis. Although there is at present

a balance of \$4,417.75 in Code 1908, the Department desires to use this money for the payment of teachers. It is therefore necessary to provide additional funds for the personal service and motor vehicle equipment to continue the after-care work for the remainder of the year.

"The schedules are the same as those of the transfer above referred to:

Automobile Engineman, 14 at \$960 per annum (1 month)	\$1,120 00
Automobile Machinist, 1 at \$4.50 per diem (1 month)	121 50
Attendant, 9 at \$600 per annum (1 month)	450 00
Trained Nurse, 6 at \$900 per annum (1 month)	450 00
Orthopedic Surgeon, 16 visits	80 00

Motor Vehicle Equipment	\$2,221 50
	578 50

I recommend the adoption of the attached resolution granting the request of the Department of Public Charities to the extent of \$2,800. Respectfully, WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen on September 12, 1916, and approved by the Mayor on September 26, 1916, requesting an issue of special revenue bonds in the sum of twenty-five thousand dollars (\$25,000), the proceeds whereof to be used by the Department of Public Charities for purchasing the necessary equipment and providing for the additional service needed for the after care of the children at City institutions who have been discharged as cured of infantile paralysis, but who require strict attention, after the malady has run its course, to preserve or restore their normal physical condition, is hereby approved of and concurred in by the Board of Estimate and Apportionment to the *further* extent of twenty-eight hundred dollars (\$2,800), said appropriation to be used for the following purposes:

Automobile Engineman, 14 at \$960 per annum (1 month)	\$1,120 00
Automobile Machinist, 1 at \$4.50 per diem (1 month)	121 50
Attendant, 9 at \$600 per annum (1 month)	450 00
Trained Nurse, 6 at \$900 per annum (1 month)	450 00
Orthopedic Surgeon, 16 visits	80 00

Motor Vehicle Equipment	\$2,221 50
	578 50

\$2,800 00

—and for the purpose of providing means therefor, the Comptroller be and hereby is authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue special revenue bonds of The City of New York to an amount not exceeding the sum of twenty-eight hundred dollars (\$2,800), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; Commissioners of the Sinking Fund—Transfer of Appropriation (Cal. No. 95).

(On December 14 (Cal. No. 72) and December 21, 1917 (Cal. No. 165), the matter was laid over; on the latter date until this meeting.)

The Secretary presented a report of the Deputy and Acting Comptroller recommending the transfer of \$900 from City Fund for Salary and Wage Accruals to the Contingent Account of the Commissioners of the Sinking Fund for the year 1917.

The matter was referred back to the Comptroller.

Public Service Commission for the First District; Interborough Rapid Transit Company—Approval of Agreement Modifying Contract No. 3 (Cal. No. 96).

(On December 21, 1917 (Cal. No. 79), the matter was laid over until this meeting.)

The Secretary presented the following requisition, resolution and agreement, from the Public Service Commission for the First District, and report of the Deputy and Acting Comptroller relative thereto:

Public Service Commission for the First District, 120 Broadway, August 3, 1917.

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

The Public Service Commission for the First District transmits herewith for your consent and approval a proposed form of agreement, to be known as Agreement No. 6 Modifying Contract No. 3, providing that in the case of temporary operation of portions of the Railroad under Contract No. 3 certain receipts and expenditures shall be determined upon the basis of tickets sold rather than upon the basis of tickets collected as now provided in Contract No. 3. Contract No. 3 now provides in Article LII thereof that when and as the Commission shall declare certain parts of the Railroad to be ready for operation the Interborough Company shall forthwith commence the operation of such part or parts in connection with the existing railroads and shall temporarily operate the same upon the basis of apportioning receipts and expenditures as provided in the case of extensions. Article LXXII provides that in case of extensions certain receipts and expenditures shall be determined in part on the basis "that the value of the tickets collected upon the extension bears to the total value of the tickets collected on the railroad, the existing railroads and all extensions." The temporary operation under Contract No. 3 to date would seem to indicate that it would be more convenient and economical to determine such receipts and expenditures upon the basis of tickets sold rather than upon the basis of tickets collected. This would obviate the expense of counting the tickets collected. Experience would seem to indicate that in the case of temporary operation there is very little difference between the tickets collected and the tickets sold. The Commission accordingly request your consent and approval to the agreement now transmitted.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, by GEORGE F. DAGGETT, Acting Secretary.

Resolved, That this Commission do and hereby does approve the proposed agreement now submitted to this Commission between The City of New York, acting by this Commission, and Interborough Rapid Transit Company modifying Contract No. 3 so as to provide that in cases of temporary operation certain items of receipts and expenditures may, in the discretion of this Commission, be determined upon the basis of tickets sold rather than upon the basis of tickets collected; further

Resolved, That the Secretary be and hereby is authorized to transmit said agreement to the Board of Estimate and Apportionment for its consent and that the Chairman and the Secretary be and hereby are authorized to execute said agreement if and when consented to by said Board of Estimate and Apportionment and approved as to form by the Corporation Counsel.

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

I, George F. Daggett, duly designated by James B. Walker, Secretary of the Public Service Commission for the First District, to perform the duties of such Secretary in his absence, and the said James B. Walker being now absent, do hereby certify, as Acting Secretary of the Public Service Commission for the First District, and pursuant to such designation, that I have compared the above with the original adopted by said Commission on August 3, 1917, and that it is a correct transcript therefrom and of the whole of the original.

In testimony whereof, I have hereunto subscribed my hand and affixed the seal of the Commission this 9th day of August, 1917.

(Seal.)

GEORGE F. DAGGETT, Acting Secretary.

Agreement entered into this _____ day of _____, 1917, between the City of New York (hereinafter referred to as the "City"), acting by the Public Service Commission for the First District (hereinafter referred to as the "Commission"), party of the first part, and Interborough Rapid Transit Company, a corporation organized and existing under the laws of the State of New York (hereinafter referred to as the "Lessee"), party of the second part.

Whereas, Heretofore on the 19th day of March, 1913, the City, acting by the Commission, entered into a contract with the Lessee for the construction by the City and the equipment, maintenance and operation by the Lessee of additional municipal rapid transit railroads, which rapid transit railroads are hereinafter referred to as the "Railroad" and which contract as heretofore modified is hereinafter referred to as the "Operating Contract"; and

Whereas, Article LII of the Operating Contract in respect to the temporary operation of parts of the Railroad provides in part:

"When and as the Commission shall declare parts of the Railroad (other or less than the parts specified in Article XLVII) to be ready for equipment, the Lessee shall forthwith equip the same and when declared by the Commission to be ready for operation, the Lessee shall forthwith commence the operation of such part or parts in connection with the Existing Railroads and shall temporarily operate the same upon the basis of apportioning receipts and expenditures as is hereinafter provided in the case of Extensions * * *"; and

Whereas, In the case of Extensions Article LXXII of the Operating Contract provides that the gross receipts of any Extension shall include "The value of the tickets collected upon the Extension" and further provides that certain items of receipts and expenditures shall be determined on the basis "that the value of the tickets collected upon the Extension bears to the total value of the tickets collected upon the Railroad, the Existing Railroads and all Extensions"; and

Whereas, The Lessee is now operating temporarily part of the Railroad and claims that the records of such operation demonstrate that a strict compliance with the provisions of Article LXXII requiring the actual count of all tickets collected is uneconomical and that its record of ticket sales and ticket collections indicates there is little difference, if any, between the basis of tickets sold and the basis of tickets collected; and

Whereas, It is now deemed advisable that the Commission in cases of temporary operation of parts of the Railroad be authorized to suspend the said requirement of Article LII of the Operating Contract that certain receipts and expenditures described in Article LXXII be determined on the basis of tickets collected and permit such receipts and expenditures to be determined upon the basis of tickets sold when in the opinion of the Commission such suspension and change of basis of determination is to the public interest; and

Whereas, The Operating Contract provides that no change shall be made therein except by a written instrument duly authorized by the Commission and approved by the Board of Estimate and Apportionment of the City and consented to by the sureties upon the Lessee's bond; and

Whereas, There are now sureties upon the bond filed by the Lessee as security for the performance of its obligations under the Operating Contract as follows: National Surety Company, American Surety Company of New York, Fidelity and Deposit Company of Maryland, United States Fidelity and Guaranty Company and Globe Indemnity Company; and

Whereas, The Board of Estimate and Apportionment of the City has approved this agreement.

Now, therefore, in consideration of the premises and of the mutual stipulations and covenants hereinafter contained the parties hereto do hereby agree as follows:

First—The Commission may in cases of temporary operation of parts of the Railroad suspend the requirement of Article LII of the Operating Contract that certain items of receipts and expenditures described in Article LXXII be determined on the basis of tickets collected and in lieu thereof permit a determination of such items upon the basis of tickets sold, provided, however, that any such suspension shall be revocable by the Commission at the termination of any quarter year ending December 31, March 31, June 30 and September 30 upon not less than thirty days' prior notice in writing to the Lessee.

Second—Except as expressly modified herein the Operating Contract shall remain in full force and effect as though the provisions hereof had been inserted therein prior to its execution.

Third—Provided, however, that this agreement shall take effect if, when and only when it is consented to in the form subjoined by National Surety Company, American Surety Company of New York, Fidelity and Deposit Company of Maryland, United States Fidelity and Guaranty Company and Globe Indemnity Company.

In witness whereof the Public Service Commission for the First District, acting for and on behalf of the City of New York, has caused its official seal to be hereto affixed and attested by its Secretary, and these presents to be signed by its chairman, and Interborough Rapid Transit Company has caused its corporate seal to be hereto affixed and attested by its Secretary and these presents to be signed by its President, all the day and year first above written.

THE CITY OF NEW YORK, acting by the Public Service Commission for the First District by Chairman.

Attest: Secretary.

INTERBOROUGH RAPID TRANSIT COMPANY by President.

Attest: Secretary.

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

On this day of 1917, before me personally appeared Oscar S. Straus the Chairman and James B. Walker the Secretary of the Public Service Commission for the First District, to me known, who by me first duly sworn did depose and say, each for himself, and not the one for the other, the said Oscar S. Straus that he resides in the Borough of Manhattan, in the City, County and State of New York; that he is the Chairman of the Public Service Commission for the First District and that he subscribed his name to the foregoing instrument by virtue of the authority thereof; and the said James B. Walker that he resides in the Village of Pelham Manor, County of Westchester, State of New York; that he is the Secretary of the said Commission and that he subscribed his name thereto by like authority, and both the said Oscar S. Straus and the said James B. Walker that they know the seal of the said Commission, that the seal affixed to the foregoing instrument is such seal and that it was so affixed by the authority of said Commission and of a resolution duly adopted by the same, and that they signed their names thereto by like authority.

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

On this day of before me personally appeared , to me known, who, being by me first duly sworn, did depose and say, that he resides in ; that he is the President of , the corporation described

in and which executed the foregoing instrument; that he knows the corporate seal of said corporation; that one of the seals affixed to said instrument is such corporate seal, and that it was affixed thereto by order of the Board of Directors of said corporation, and that he signed his name thereto by like authority.

Approval of Corporation Counsel.

The foregoing agreement is hereby approved as to form.

New York, August , 1917.

....., Corporation Counsel.

Consent of Sureties.

The undersigned do hereby consent to the making of the foregoing instrument:

New York, August , 1917.

NATIONAL SURETY COMPANY, by President.

Attest: Secretary.

AMERICAN SURETY COMPANY OF NEW YORK, by President.

Attest: Secretary.

FIDELITY AND DEPOSIT COMPANY OF MARYLAND, by President.

Attest: Secretary.

UNITED STATES FIDELITY AND GUARANTY COMPANY, by President.

Attest: Secretary.

GLOBE INDEMNITY COMPANY, by President.

Attest: Secretary.

December 17, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—The Public Service Commission for the First District forwarded to the Board of Estimate and Apportionment for approval a proposed agreement, No. 6, between the City of New York, acting by the Commission, and the Interborough Rapid Transit Company, whereby Contract No. 3 would be modified with respect to the basis upon which the amount of receipts and expenditures is predicated in the case of the temporary operation of such parts of the railroads as are now being operated and as may become ready for operation prior to the completion of the whole system, which will be operated by the Interborough Company in connection with the present subways.

Contract No. 3 is the contract authorized by the Board of Estimate and Apportionment on March 18, 1913, and it covers the entire agreement between the City of New York and the Interborough Rapid Transit Company. This contract provides for the construction and equipment of certain lines of rapid transit railroads and extensions thereto and their operation in connection with the existing subway.

The Bureau of Contract Supervision has been making a study of and an examination into the purposes and the probable effects to the City, as one of the contracting parties, of the modification proposed. In a report to me aent this important matter the Director of said Bureau says, in part:

"The proposed modification is in connection with the determination of certain items of receipts and expenditures on the basis of tickets collected, as provided in the contract, and proposes to substitute for that determination the ratio of tickets sold upon the extensions to tickets sold upon the entire system.

"This proposition originated with the Interborough Company and is urged upon the ground that the counting of the tickets collected upon the entire system would be very expensive and onerous because of the condition of the tickets collected after passing through the chopping boxes.

"Although Contract No. 3 expressly provides that the ratio shall be between the tickets collected upon the extensions and the tickets collected upon the entire system, the Interborough Company has not in any case undertaken to count the tickets collected upon the entire system. On the other hand, they have and are still determining the ratio of the items of receipts and expenditures upon the lines in temporary operation on the basis of tickets collected upon the extensions to tickets sold upon the entire system.

"A study of the table of ticket sales and tickets collected upon the lines now under temporary operation shows that in the outlying boroughs there is a very considerable difference between the number of tickets sold and tickets collected, the former predominating.

"For instance, the report of the operation of the Queensboro subway under Contract No. 3 for the month of September, 1917, shows ticket sales of 1,301,684 and tickets collected 1,228,350, a difference of 73,334, which, at 5 cents each, indicates a saving to the City on that line alone in one month of \$3,666.70, on the basis proposed in the new agreement.

"Furthermore, in apportioning the general receipts and operating expenditures of the lessee upon the lines under temporary operation, the amount credited or debited to each line or each portion under temporary operation is based upon a percentage reached by dividing the tickets sold upon the extension by the tickets sold upon the entire system. The percentage used for the month of September, 1917, was 3.22. Working backwards from this percentage it is found that the tickets sold upon the system during September was 40,425,000. Using this figure for a denominator, and the tickets collected upon the extension, namely, 1,228,350, for a numerator, the percentage is 3.038, as compared with 3.22, given above.

"To illustrate how the use of the percentage 3.22 instead of the percentage based upon tickets collected, namely, 3.038, affects the City, it is found that 3.22 per cent. of the general receipts for September on the Queensboro subway amounted to \$964.18, whereas, 3.038 per cent. of the general receipts amounted to \$909.68, a gain to the City of \$54.50; but applying 3.22 per cent. to the operating expenses gives \$16,925.18, as against \$15,968.55, if 3.038 per cent. is used. The difference between these figures (\$956.63) represents a loss to the City. Therefore, while the City gained \$54.50 in the apportioning of receipts by using 3.22 per cent. it lost \$956.63 in apportioning operating expenses, by using the same figures, a net loss to the City of \$902.13. It is apparent that so long as operating expenses exceed receipts upon any line under temporary operation, the percentage based upon tickets sold will represent a loss to the City in proportions as above indicated.

"The total direct loss to the City on all the lines now under temporary operation under Contract No. 3 is upwards of \$4,000 monthly, exclusive of the loss in percentage above mentioned, which amounts to about \$1,000 more per month.

"As an additional reason for modifying Agreement No. 3 in the manner proposed it has been stated by the Auditor of the Interborough Company that in case the City modifies the agreement the Company will make an adjustment of the accumulated deficit for the 28 months of temporary operation.

"Owing to the difficulty and expense of counting the tickets collected upon the entire system, the loss of about \$5,000 per month to the City under existing conditions, and the possibility of that loss continuing and increasing in amount month by month, and the stipulation in the proposed agreement that the same may be revocable by the Commission at the termination of any quarter year, upon thirty days' notice, I am of the opinion that the Board may properly consent to the modification of Contract No. 3, as proposed by the Commission."

The important factors with respect to the present method under which the receipts and expenses of the lines under temporary operation are now determined, and the probable effect of changing the method by substituting as a basis the tickets sold in lieu of the tickets collected, as contained in the proposed modifying agreement, are indicated in the report of the Bureau of Contract Supervision, wherein it is stated:

"It is apparent that so long as operating expenses exceed receipts upon any line under temporary operation the percentage based upon tickets sold will represent a loss to the City in proportions as above indicated.

"The total direct loss to the City on all the lines now under temporary operation under Contract No. 3 is upwards of \$4,000 monthly, exclusive of the loss in percentage above mentioned, which amounts to about \$1,000 more per month.

"As an additional reason for modifying agreement No. 3 in the manner proposed it has been stated by the Auditor of the Interborough Company that in case the City modifies the agreement the Company will make an adjustment of the accumulated deficit for the 28 months of temporary operation."

It should be further noted that there is a stipulation in the proposed agreement that it may be revocable by the Commission at the termination of any quarterly period upon thirty days' notice.

After giving due consideration to the entire matter it would seem that the Board should consent to the modification of Contract No. 3, as proposed by the Public Service Commission, and I therefore submit the following resolution, which would authorize such course to be taken. Yours truly,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following was offered:

Whereas, On the 19th day of March, 1913, The City of New York, acting by the Public Service Commission for the First District, entered into a contract with Interborough Rapid Transit Company, as Lessee, for the construction by the City, and the equipment, maintenance and operation by the lessee, of additional municipal rapid transit railroads, which contract was authorized by the Board of Estimate and Apportionment on March 18, 1913, and is known as Contract No. 3; and

Whereas, Article LII of said operating Contract No. 3, with respect to the temporary operation of parts of the Railroad, provides, in part:

"When and as the Commission shall declare parts of the Railroad (other or less than the parts specified in Article XLVII) to be ready for equipment, the lessee shall forthwith equip the same, and when declared by the lessee to be ready for operation, the lessee shall forthwith commence the operation of such part or parts in connection with the existing railroads, and shall temporarily operate the same upon the basis of apportioning receipts and expenditures as is hereinafter provided in the case of extensions * * *," and

Whereas, In the case of Extensions, Article LXXII of said operating Contract No. 3 provides that the gross receipts of any Extension shall include:

"The value of the tickets collected upon the Extension," and further provides that certain items of receipts and expenditures shall be determined on the basis:

"That the value of the tickets collected upon the Extension bears to the total value of the tickets collected upon the Railroad, the Existing Railroads, and all Extensions."

Whereas, The lessee is now operating temporarily part of the railroad and claims that the records of such operation demonstrate that a strict compliance with the provisions of Article LXXII, requiring the actual count of all tickets collected, is uneconomical, and that its record of ticket sales and ticket collections indicates there is little difference, if any, between the basis of tickets sold and the basis of tickets collected; and

Whereas, The Public Service Commission, at a meeting held on August 3, 1917, adopted a resolution approving a proposed agreement between the City, acting by the

Commission, and the Interborough Rapid Transit Company, modifying, with the consent of the Board of Estimate and Apportionment, Contract No. 3, so as to provide that in cases of temporary operation, certain items of receipts and expenditures may, in the discretion of the Commission, be determined upon the basis of tickets sold rather than upon the basis of tickets collected; and

Whereas, Contract No. 3 provides that no change shall be made therein except by a written instrument duly authorized by the Commission and approved by the Board of Estimate and Apportionment, and consented to by the sureties upon the Lessee's bond; and

Whereas, Said proposed modification of Contract No. 3 provides that the Commission may, in cases of temporary operation of parts of the railroad, suspend the requirements of Article LII of Contract No. 3, that certain items of receipts and expenditures described in Article LXXII be determined on the basis of tickets collected and in lieu thereof permit a determination of such items upon the basis of tickets sold, provided, however, that any such suspension shall be revocable by the Commission at the termination of any quarter-year ending December 31, March 31, June 30 and September 30, upon not less than thirty days' prior notice in writing to the lessee; and

Whereas, Excepting as expressly modified in said proposed agreement, the operating contract shall remain in full force and effect as though the provisions of said proposed modification had been inserted therein prior to the execution of said Contract No. 3; and

Whereas, According to a report averted this matter from the Bureau of Contract Supervision, which has been making a study of and an examination into the purpose and the probable effects to the City, as one of the contracting parties, of the modification proposed, it would appear that:

"Owing to the difficulty and expense of counting the tickets collected upon the entire system, the loss of about \$5,000 per month to the City under existing conditions, and the possibility of that loss continuing and increasing in amount month by month, and the stipulation in the proposed agreement that the same may be revocable by the Commission at the termination of any quarter-year upon thirty days' notice, I am of the opinion that the Board may properly consent to the modification of Contract No. 3, as proposed by the Commission."

—therefore be it

Resolved, That the Board of Estimate and Apportionment hereby consents to and approves of the proposed modification of rapid transit Contract No. 3, as requested by the Public Service Commission in the agreement adopted by the Commission at its meeting on August 3, 1917, and transmitted under date of August 9, for approval by this Board.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Brooklyn and Queens—12.

Negative—The Presidents of the Boroughs of Manhattan, The Bronx and Richmond—4.

Department of Water Supply, Gas and Electricity—Compensation of Counsel in Matter of Charges Made by Public Lighting Service Corporation (Cal. No. 97).

(On December 14, 1917 (Cal. No. 150), this matter was referred to the Comptroller.)

(On December 21, 1917 (Cal. No. 179), the report of the Comptroller was laid over until this meeting.)

The Secretary presented a communication, dated December 11, 1917, from the Commissioner of Water Supply, Gas & Electricity, requesting that provision be made for payment of services of counsel to said Commissioner in proceedings before Commissioner of Accounts relative to charges made by the Public Lighting Service Corporation; and the following communication of the Deputy and Acting Comptroller relative thereto:

December 22, 1917

To the Honorable Board of Estimate and Apportionment:

Sirs—I return herewith all papers transmitted with your communication of December 14, 1917, in the matter of the claim of Bronson Winthrop, Esq., for the sum of \$10,081.07, for services as counsel to Hon. William Williams, Commissioner Department of Water Supply, Gas & Electricity, in proceedings before the Commissioner of Accounts between January, 1916, and November, 1917, relative to charges made against Commissioner Williams by the Public Lighting Service Corporation, together with a report dated December 21, 1917, approved by me, recommending the payment of said claim by the Board of Estimate and Apportionment, pursuant to the provisions of section 231 of the Charter, in said sum of \$10,081.07. Yours very truly,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

(Report referred to on file.)

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 231 of the Greater New York Charter, hereby audits and allows as a charge against the City of New York, the claim of Bronson Winthrop at the sum of ten thousand eighty-one dollars and seven cents (\$10,081.07), for services as Counsel to William Williams, Commissioner of Water Supply, Gas and Electricity, in proceedings before the Commissioner of Accounts, between January, 1916, and November, 1917, relative to charges made by the Public Lighting Service Corporation.

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.

President, Borough of Queens—Transfer of Appropriation (Cal. No. 98).

(On December 14, 1917 (Cal. 149), the matter was laid over until December 21, 1917, and referred to the Comptroller for report.)

(On December 21, 1917 (Cal. 142), the matter was laid over until this meeting.)

The Secretary presented the following:

Long Island City, December 8, 1917.

To the Honorable the Board of Estimate and Apportionment, Municipal Building, New York, N. Y.:

Sirs—There have been expended from appropriation funds on account of abandoned contracts, various sums during the past year, which amounts will be recoverable by the City from sureties on the contracts or the principals. The expenditures referred to have depleted the appropriation accounts and I therefore request that your Board transfer from the account for salary accruals, or some other appropriate account, to the appropriation accounts of this department for 1917, the sum of \$18,971.21. Transmitted herewith is a schedule showing the contracts and the distribution of labor, material and equipment. Respectfully,

R. S. NEWCOMBE, Acting President of the Borough of Queens.

The following resolution was offered:

Resolved, That the expenditures by the President of the Borough of Queens from appropriations during 1917 on account of abandoned contracts as set forth in his communication addressed to the Board of Estimate and Apportionment, dated Dec. 8, 1917, are hereby approved, and the Secretary is hereby directed to advise the President of the Borough of Queens that the transfers of appropriation requested in said communication are not necessary.

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.

President, Borough of Queens—Appropriation for Paving Railroad Area on Rockaway Plank Road, Between Lefferts Avenue and the Long Island Rail-way Company (Cal. No. 99).

(On December 21, 1917 (Cal. No. 86), the matter was laid over until this meeting.)

The Secretary presented a communication, dated December 6, 1917, from the President, Borough of Queens, requesting an issue of corporate stock or revenue bonds to provide a fund with which to pave the railroad area on Rockaway Plank Road between Lefferts Avenue and the Long Island Railway and the following report of the Bureau of Contract Supervision relative thereto:

December 15, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 11, 1917, there was referred to the Bureau of Contract Supervision a communication from the President, Borough of Queens, dated December 6, 1917, requesting an issue of corporate stock or revenue bonds to provide a fund with which to pave the railroad area on Rockaway Plank Road between Lefferts Avenue and the Long Island Railroad.

Since it would not be to the best interests of the City to do this work during the current month, in fact it would be practically impossible to award and start a contract during the current year, it is recommended that this request be returned without prejudice to the Borough President with the suggestion that his request be submitted in 1918 in connection with the general repaving programme.

Respectfully, TILDEN ADAMSON, Director.
The matter was laid over until meeting of January 11, 1918.

College of the City of New York—Approval of Contracts, Plans, Specifications, Etc. (Cal. No. 100).

(On December 21, 1917 (Cal. No. 94), the resolution to carry the recommendation of the Bureau of Contract Supervision into effect failed of adoption, through lack of affirmative votes, and the matter was then laid over until this meeting. Report of Bureau of Contract Supervision is printed in said Minutes.)

The Secretary presented a communication dated December 3, 1917, from the Curator of the College of the City of New York, transmitting for approval, form of contracts, specifications, plans and estimate of cost (\$14,695), and a report of the Bureau of Contract Supervision relative thereto:

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the approval of the Corporation Counsel as to form, hereby approves of the contract, the specifications as amended, plans and estimate of cost, not including architect's fees, for alterations to the 23d Street buildings of the College of the City of New York, under the jurisdiction of the Board of Trustees of the College of the City of New York, as follows:

Item 1—Alterations, including installation of electric lighting, system, chairs and window shades; estimated cost, eight thousand five hundred dollars (\$8,500).

Item 2—Plumbing work; estimated cost, twelve hundred dollars (\$1,200).

Item 3—Heating; estimated cost, fourteen hundred dollars (\$1,400).

Item 4—Miscellaneous work; estimated cost, three thousand dollars (\$3,000).

—the cost to be charged to the corporate stock fund entitled "C. C. N.—3, College of the City of New York, Alteration to Old Building on 23d Street," and the special revenue bond fund entitled "R. C. N.—8, Revenue Bond Fund for College of the City of New York, Old Building, Installation of Fireproof Partitions and Doors"; provided, that in the event that the aggregate sum of the lowest bids received for the four items is equal to or less than the aggregate sum of the four items herein approved (although the amount of the lowest bid for one or more items may exceed the amount approved for said item or items), then the awards for the four items, provided all are awarded, may be made without further approval by the Board of Estimate and Apportionment; and further provided that in the event that the aggregate sum of the lowest bids received for the four items exceeds the aggregate sum of the four items herein approved, the approval may be reconsidered in its discretion by the Board of Estimate and Apportionment or by any official designated by the Board, provided that the aggregate of the bids is within the amount authorized and available for said work.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond—12.

Negative—The President of the Board of Aldermen and The President of the Borough of The Bronx—4.

Department of Education—Approval of Contract, Specifications, Plans, Etc. (Cal. No. 101).

(On December 14 (Cal. No. 108) and December 21, 1917 (Cal. No. 168), the matter was laid over; on the latter date until this meeting.)

The Secretary presented a communication, dated November 23rd, 1917, from the Board of Education, requesting approval of form of contract, specifications, plans and estimate of cost, \$3,800, for alterations to Public School 101 (Portable School Building), Borough of Queens; and the following report of the Bureau of Contract Supervision recommending denial thereof:

December 10, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 27, 1917, you referred to the Bureau of Contract Supervision a communication from the Board of Education, dated November 23, 1917, requesting approval of the form of contract, specifications, plans and estimate of cost, \$3,800, for alterations to Public School 101 (Portable School Building), Borough of Queens.

It was proposed to charge the cost to the corporate stock fund entitled "C D E 9C, School Building Fund, All Boroughs, Portable Buildings."

There are four classrooms in this unit, heated by four hot-air furnaces, one in each room. It is proposed to remove these four furnaces and replace them with two furnaces to be located in a cellar which is to be constructed under the building. Wardrobes now located in the halls are to be removed, and a teachers' room constructed in what is now a hallway. New wardrobes are to be provided in the classrooms.

The cost of these alterations, estimated at \$3,800, should be charged to tax levy funds and not to corporate stock funds, as the work, if performed, will provide no additional capacity to the building, but will only result in altering the existing conditions.

This portable building was, in great part, rebuilt out of budget funds in the latter part of the year 1916 after having been damaged by fire which totally destroyed one room and partially destroyed two other rooms. If the heating plant was unsatisfactory, the change could have been made at that time at less cost than will now result.

An examination of the building made on December 7, 1917, while school was in session and the temperature outside was 21 degrees Fahrenheit, with a north wind blowing of a velocity of 30 miles per hour, showed that the rooms were as comfortable as could be desired. There appears to be no urgent necessity for the proposed alterations.

On July 3, 1917, the Board of Estimate and Apportionment approved an appropriation of \$200,541 for the erection of a new 16-room building on the site owned by the City at Forest Hills, Borough of Queens, and now occupied by Public School 3, a two-room portable building. This new building is intended to provide facilities for the entire section known as Forest Hills and will permit of the abandonment of the two portable buildings now used for Public Schools 3 and 101.

The plans and specifications for this new building have not yet been prepared by the Department of Education.

I recommend the adoption of the attached resolution *denying* the request.

Respectfully, TILDEN ADAMSON, Director.

The matter was laid over two weeks (January 11, 1918).

Department of Parks, Boroughs of Manhattan and Richmond—Expenditure of Corporate Stock Funds (Cal. No. 102).

(On December 21, 1917 (Cal. No. 96), the resolution in this matter failed of adoption through lack of affirmative votes, and the matter was then laid over until this meeting. Report of Bureau of Contract Supervision is printed in Minutes of said meeting.)

The Secretary presented a communication dated November 27th, 1917, from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting approval of expenditures from corporate stock fund "C.D.P. 3E, American Museum of Natural History, Equipment," for the purchase and manufacture of necessary equipment for the Museum; and a report of the Bureau of Contract Supervision relative thereto.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the provisions of section 419 of the Charter, hereby approves of the expenditure of forty-two thousand four hundred and thirty-eight dollars and one cent (\$42,438.01) for the purchase and manufacture of equipment in the American Museum of Natural History, under the jurisdiction of the Department of Parks, Boroughs of Manhattan and Richmond, the amount to be subdivided as follows:

Equipment to be purchased by contract or open order service in the sum of fifteen thousand eight hundred and eighty dollars and seventy cents (\$15,880.70); Labor, in the sum of twelve thousand one hundred and ninety-four dollars and four cents (\$12,194.04);

Material, in the sum of fourteen thousand three hundred and sixty-three dollars and twenty-seven cents (\$14,363.27);

—to be charged against the corporate stock fund entitled "C. D. P.—3E, American Museum of Natural History, Equipment."

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.

Department of Parks, Borough of Brooklyn—Approval of Contract for Architectural Services (Cal. No. 103).

(On December 21, 1917 (Cal. No. 97), the resolution to carry the recommendation of the Bureau of Contract Supervision into effect failed of adoption, through lack of affirmative votes, and the matter was then laid over until this meeting. Report of the Bureau of Contract Supervision is printed in Minutes of said meeting.)

The Secretary presented a communication, dated November 8, 1917, from the Commissioner of Parks, Borough of Brooklyn, transmitting for approval form of final contract, for services of Messrs. McKim, Mead & White, architects, for plans for construction, etc., of the Additions F and G, including interior finish, to the Brooklyn Institute of Arts and Sciences; and a report of the Bureau of Contract Supervision recommending approval thereof.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves of the form of contract for the services of McKim, Mead & White as architects for the preparation of complete plans, specifications, etc., and the supervision of the construction of the proposed additions F and G to the Brooklyn Institute of Arts and Sciences, including interior finish, under the jurisdiction of the Commissioner of Parks, Borough of Brooklyn, the fees, which are estimated to be \$23,470, or four per cent. (4%) of the cost of construction work, plus an additional compensation of two and one-half per cent. (2½%) for such work as may require the services of an engineer, are to be charged to the corporate stock funds entitled "C. D. P.—243C, Brooklyn Institute of Arts and Sciences, Museum Building, Architects' and Engineers' Fees," and "C. D. P.—243F, Brooklyn Institute of Arts and Sciences, Architects' and Engineers' Fees in Connection with Fourth Section, Central Museum," to the extent of the unencumbered balances remaining in these respective funds and the remainder to be charged to the corporate stock fund "C. D. P.—243G, Brooklyn Institute of Arts and Sciences, F and G."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

Department of Parks, Borough of Brooklyn—Approval of Contracts, Plans, Specifications, Etc. (Cal. No. 104).

(On December 21, 1917 (Cal. No. 98), the resolution approving request in this matter failed of adoption through lack of affirmative votes, and the matter was then laid over until this meeting. The report of the Bureau of Contract Supervision is printed in Minutes of said meeting.)

The President of the Board of Aldermen moved that the matter be laid over one month, which motion failed of adoption by the following vote:

Affirmative—The President of the Board of Aldermen and the Presidents of the Boroughs of The Bronx and Richmond—5.

Negative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan and Brooklyn—10.

Present and not voting—The President of the Borough of Queens.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves of the forms of contract, plans and specifications as modified, for the completion of the Interior Finish of Additions "F" and "G" of the Brooklyn Institute of Arts and Sciences, under the jurisdiction of the Commissioner of Parks, Borough of Brooklyn, at estimates of cost as follows:

1. General construction	\$349,000
2. Plumbing	20,000
3. Heating and Ventilating	107,000
\$476,000	

—the cost to be charged to the funds entitled "C.D.P. 243E, Museum of Arts and Sciences, Fourth Section," \$62,000; "C.D.P. 243B, Museum of Arts and Sciences, Museum Buildings," \$34,000; and the remainder from "C.D.P. 243G, Brooklyn Institute of Arts and Sciences, F and G," provided that, in the event that the aggregate sum of the lowest bids received for the three items is equal to or less than the aggregate sum approved for the three items, then the awards may be made without further approval of the Board of Estimate and Apportionment, and provided that in the event that such aggregate sum of the lowest bids received for all three items exceeds the aggregate sum herein approved for all three items, no award shall be made and the amount of such estimated cost upon the bids so received may be reconsidered in its discretion by the Board of Estimate and Apportionment, or by any official designated by the Board provided that the aggregate of such bids is within the amount authorized and available for such work.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan and Brooklyn—10.

Negative—The President of the Board of Aldermen and the Presidents of the Boroughs of The Bronx and Richmond—5.

Present and not voting—The President of the Borough of Queens.

Department of Public Charities—Approval of Contract for Architectural Services (Cal. No. 105).

(On December 21, 1917 (Cal. No. 103), the resolution to carry the recommendation of the Bureau of Contract Supervision into effect failed of adoption, through lack of affirmative votes, and the matter was then laid over until this meeting. Report of Bureau of Contract Supervision is printed in Minutes of said meeting.)

The Secretary presented a communication, dated December 11, 1917, from the Commissioner of Public Charities requesting approval of the form of contract for the services of Donn Barber, as architect, for the preparation of complete plans, specifications, and the supervision of the construction of the proposed Reception Building on East 125th Street at East River, Waiting and Office Building and a Kitchen Building on Randall's Island, and a report of the Bureau of Contract Supervision recommending approval thereof.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves of the form of contract for the services of Donn Barber, 101 Park Avenue, Manhattan, as architect for the preparation of complete plans and specifications and for the supervision of the construction of the proposed Reception Building on East 125th Street at East River, Waiting and Office Building, and a Kitchen Building on Randall's Island, under the jurisdiction of the Department of Public Charities, in accordance with the standard form of architect's contract as approved by the Corporation Counsel, and modified by eliminating references to preliminary plans, and a fee estimated at five thousand six hundred and ninety-seven dollars (\$5,697), or five per cent. (5%) of the total cost of construction, plus two and one-half per cent. (2½%) additional for work requiring the services of an engineer, the cost to be paid from the fund entitled "C. C. H.—57E, Department of Public Charities, Construction, Alteration and Equipment of Buildings on Randall's Island."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

County Clerk, Richmond County—Expenditure of Funds (Cal. No. 106).

(On December 21, 1917 (Cal. No. 114), the matter was laid over until this meeting.)

The Secretary presented a communication, dated October 18th, 1917, from the County Clerk, Richmond County, requesting permission to expend \$800 for rebinding law books and libers; and the following report of the Bureau of Contract Supervision recommending the denial of this request:

December 18, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On October 20, 1917, you referred to the Bureau of Contract Supervision a request dated October 18, 1917, from the County Clerk, Richmond County, for permission to expend \$800 for rebinding law books and libers.

At the time the subcommittee considered the estimate of this office for 1917, an allowance of \$800 for rebinding law books and libers was approved, with the understanding that the expenditure should not be incurred until after approval by your Board.

The request contained no detailed information as to the number of books to be rebound for the appropriation of \$800.

Several requests were made on the County Clerk's office for this information but as yet no answer has been received.

As the time is now insufficient to permit of the work being done this year, permission should be withheld.

I recommend the adoption of the attached resolution denying the request.

Respectfully, **TILDEN ADAMSON**, Director.

The matter was laid over until January 18, 1918.

President, Borough of Brooklyn—Approval of Plans, Specifications, Etc., and Contract for Architectural Services (Cal. No. 107).

(On December 21, 1917 (Cal. No. 182), the matter was laid over until this meeting.)

The Secretary presented two communications, dated December 17th, 1917, from the President, Borough of Brooklyn, one requesting the approval of preliminary plans and specifications for the Children's Court House and the other requesting approval of the form of final contract for the services of an architect for the preparation of complete plans and specifications of the proposed Children's Court Building; and the following report of the Bureau of Contract Supervision, relative thereto:

December 20, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 17, 1917 you referred to the Bureau of Contract Supervision two communications from the President, Borough of Brooklyn, dated December 17, 1917, one requesting the approval of preliminary plans and specifications for the Children's Court House, to be erected on Schermerhorn Street, Borough of Brooklyn, and the other requesting the approval of the form of final contract for the services of William P. Bannister, 69 Wall Street, Borough of Manhattan, as architect for the preparation of complete plans, specifications and an estimate of cost of the proposed Children's Court Building. The request also asks that these matters be placed upon the calendar of the next meeting, meaning the meeting of your Board to be held on Friday, December 21, 1917.

The preliminary plans and specifications submitted were prepared by William P. Bannister, 69 Wall Street, New York City, for whose service your Board approved the form of preliminary contract for architect's services on December 14, 1917.

The architect's preliminary contract as approved by you requires the architect to submit to the City preliminary studies and specifications of the proposed court building together with a detailed estimate in writing of the cost of construction including architect's services required in the construction of said building based on the prevailing market price of work, labor and materials, for a building with a cubical content not exceeding 220,000 feet, to cost for construction an amount not exceeding \$100,000. The contract also provides that the plans and specifications shall be approved by the Borough President, Board of Estimate and Apportionment and by the Art Commission before they are finally delivered to the City.

Building Plan.

The preliminary plans and specifications for which your approval is requested have not yet been acted on by the Art Commission and upon inquiry from the Secretary of that Commission I was informed that it is doubtful whether action can be had before next week; no detailed estimate in writing has been submitted as required.

Because of the very limited time in which to report, in compliance with the Borough President's request, it was impossible to make a study of the adequacy of the layout, as represented by the plans, for the needs of the Court.

The plans provide for a building with a cubical content of approximately 235,000 feet, 75 feet 6 inches in length, fifty two feet wide, with a basement, three stories and a mezzanine floor. The cubical content while 15,000 feet more than that provided for in the preliminary contract, can probably be reduced by eliminating a portion of the cellar space, when the final plans are prepared.

A description of the building as represented by the preliminary plans and specifications as set forth in a communication by the architect to the Borough President, dated December 12, 1917, is as follows:

The First Floor contains an entrance vestibule of minimum dimensions to avoid congestion, and a Public Hall occupying space not available for office purpose; the easterly section of this floor is set apart for the clerks, a waiting room for those desiring to interview the Chief Clerk, or the Complaint Clerk, a space for the stenographers and clerks of the Court, including the Chief Clerk and Complaint Clerks, a Vault for records, and a private stairway connecting directly with the court above; the westerly section of this floor is set aside for the Juvenile Probation Association which is an adjunct of the Court, the representative of the Board of Education required to report on children in charge of the Court, and the office of the Deputy Probation Officer assigned to Brooklyn.

The Second Floor is entirely occupied by the two Courts, the Judges' Chambers, Public waiting room for the relatives of those held for the Court, space for children detained for hearing, Consultation rooms, small library and Women's retiring room. In the work of the Court it is essential that the public be kept out of the rooms when hearings are held, differing in this respect from the regular Court requirements, those interested in the particular case being the only persons admitted to the Court room; two Court rooms are provided since the work of the Court frequently requires the assistance of a visiting Judge. The entire space on this floor is for the immediate work of the Court.

The Mezzanine Floor provides space for the Children brought in from the Society for the Prevention of Cruelty to Children to await trial, there being a rule that children arrested for crime are delivered to the care of the Society and there held for trial by the Court.

The Third Floor is for the Doctors employed by the City and assigned to the Children's Court to make medical examinations; there are three now assigned for this purpose: the balance of this floor is for Probation Officers; it is not intended to subdivide this story at the present time.

The Fire Tower may be abandoned if necessary, but a direct connection with the S. P. C. C. is very advisable.

The exterior walls of the building are to be constructed of brick and the floors and roof of tile and reinforced concrete carried by steel columns and girders and exterior wall; the partitions are to be of plastered terra cotta blocks. The flooring will be of cement except for the court and judge's room which are to be cork tile.

The preliminary plans and specifications are satisfactory for a building as herein described and if approved such approval should be subject to a reduction of the cubical contents to 220,000 feet.

Architect's Final Contract.

The form of final Architect's Contract submitted is standard as approved by the Corporation Counsel. The architect's fee of which no estimate is given is placed at five per cent. (5%) of the total cost of construction plus two and one half per cent. (2½%) additional for such work as requires the services of an engineer, less the amount paid under the terms of the preliminary contract.

One of the precedent conditions of this form of contract is the approval of the preliminary plans by your Board, therefor it will be necessary to approve the preliminary plans submitted before approving the architect's final contract.

The architect's fees are to be paid from the fund entitled "C. P. B. 49, Construction of a Children's Court House in Kings County" in which fund there is a sufficient balance for the purpose of the contract.

The above facts are submitted for your consideration. Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves of the preliminary plans and specifications for the Children's Court House, to be erected on Schermerhorn Street, Borough of Brooklyn, under the jurisdiction of the President, Borough of Brooklyn, provided that the final plans shall provide for a building not exceeding 220,000 cubic feet in volume to be erected for an amount, including architect's fees, not to exceed \$100,000 when estimated upon current prices of work, labor and materials.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn and Queens—11.

Negative—The President of the Board of Aldermen and the Presidents of the Boroughs of The Bronx and Richmond—5.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, hereby approves of the form of contract for the services of William F. Bannister, as architect, for the preparation of complete plans, specifications, etc., and the supervision of the construction of the proposed Children's Court House, Borough of Brooklyn, under the jurisdiction of the President, Borough of Brooklyn, the total fees which, including the amount paid on the preliminary contract, are estimated to be \$5,660, to be five per cent. (5%) of the cost of construction work, plus an additional compensation of two and one half per cent. (2½%) for such work as may require the services of an engineer, less preliminary fee, the cost to be charged to the corporate stock fund entitled "C.P.B. 49, Construction of a Children's Court House in Kings County."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn and Queens—11.

Negative—The President of the Board of Aldermen and the Presidents of the Boroughs of The Bronx and Richmond—5.

East River Terminal Railroad; Brooklyn Eastern District Terminal (Cal. No. 108).

In the matter of the joint petition of the East River Terminal and the Brooklyn Eastern District Terminal requesting the consent of the Board to the transfer by the former Company to the latter Company of franchises granted by contracts dated March 15, 1909, and December 27, 1909, authorizing the construction, maintenance and operation of certain railroad tracks across certain streets in the Borough of Brooklyn.

(A report was presented from the Bureau of Franchises June 29, 1917 (Cal. No. 143), and laid over until September 21, 1917 (Cal. No. 272), until October 19, 1917 (Cal. No. 134), until December 7, 1917 (Cal. No. 154), until December 21, 1917 (Cal. No. 173), and then laid over until this day.)

The Secretary presented a petition verified December 20, 1917, of the Brooklyn Eastern District Terminal withdrawing the joint petition of the East River Terminal and the Brooklyn Eastern District Terminal verified October 25, 1916, in so far as it requests the consent of the City to any assignment by the said East River Terminal to the Brooklyn Eastern District Terminal of any rights and privileges granted by contracts of March 15, 1909, and December 27, 1909, to the East River Terminal Railroad and requests in lieu thereof that the consent of the City be given to the merger of the Brooklyn Eastern District Terminal with the East River Terminal Railroad.

The petition was withdrawn by the Company.

Public Service Commission for the First District—Approval of Agreement Modifying Contract with the New York Municipal Railway Corporation, Known as Contract No. 4, to Provide for Various Rapid Transit Improvements, and Issue of Corporate Stock Therefor (Cal. No. 109).

(On December 21, 1917 (Cal. No. 184), the matter was laid over until this meeting and referred to the Committee on Transit and the Comptroller for report meanwhile.)

The Secretary presented a communication, dated December 19, 1917, from the Public Service Commission for the First District, transmitting for approval:

(1) Proposed agreement between The City of New York, acting by the Commission, and New York Municipal Railway Corporation and New York Consolidated Railroad Company modifying the contract of March 19, 1913, between The City of New York and New York Municipal Railway Corporation, known as Contract No. 4, in order to provide for the following rapid transit improvements:

- (a) The construction of the Ashland Place Connection.
- (b) The construction of an additional station on the Willoughby Street Line at or near Lawrence Street.
- (c) The construction of a transfer connection between the Myrtle Avenue Elevated Line and the Myrtle Avenue Station of the Fourth Avenue Subway.
- (d) The construction of an additional station on the Brooklyn Plaza of the Williamsburg Bridge.

(2) Proposed certificate modifying the certificate granted by the Commission under date of March 19, 1913, to New York Municipal Railway Corporation for additional tracks on the Broadway, Fulton Street and Myrtle Avenue Elevated Lines, so as to extend the time of the Railway Corporation to begin the third-tracking of the Fulton Street Line below the point of junction with the Ashland Place connection, until one year after notice.

Also transmitting for consideration and advice form of proposed certificate for relocation in Adams and other streets of the portion of the existing Fulton Street Line west of Boerum Place, Brooklyn.

The Commission also requests the Board to authorize the issue of \$2,750,000 corporate stock for the purpose of carrying out said agreement modifying contract No. 4 so as to provide for the reconstruction of the Ashland Place Connection and other rapid transit improvements; such sum to be in addition to the sums heretofore authorized for the construction of rapid transit railroads under contract No. 4.

The Secretary also presented a communication from the Citizens' Association of Bay Ridge and Fort Hamilton in opposition, and twelve communications from William H. Eshbaugh; Sidney B. Bowman Automobile Company; John Kendrick, N. Y. Manager, Chevrolet Motor Company; W. A. Moran, Vice-President, R. & G. Corset Company; Henry H. Adams Company, by M. L. Washburn; Geo. W. Dickman, Vice-President, Remington Typewriter Company; Thomas J. Stewart; A. B. Kern, New York Manager, Locomobile Company of America; E. S. Hare, President, Packard Motor Car Company; James K. Hackett, Lessee, Criterion Theatre; Associated Civic Associations of Brooklyn, and Robert Alfred Shaw, Chairman of the Committee of One Hundred, urging the necessity of building the Ashland Place Connection in Brooklyn.

Herbert Carpenter and Robert Alfred Shaw appeared in favor.

A motion, discharging the Comptroller and Transit Committee from further consideration of the matter, was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan and The Bronx—9.

Negative—The President of the Board of Aldermen, the President of the Borough of Brooklyn and the Acting Presidents of the Boroughs of Queens and Richmond—7.

The matter was laid over one week (January 4th, 1918).

Board of Estimate and Apportionment—Matters Pending in Committee of the Whole (Cal. No. 110).

(On December 21, 1917 (Cal. No. 187), on motion of the President of the Borough of The Bronx, the Secretary was directed to place on the Calendar for this meeting all matters pending in the Committee of the Whole.)

The Secretary presented the following:

Communication, dated February 23, 1917, from Assistant Corporation Counsel Edward J. McGoldrick, requesting the Board to express its opinion on the introduction of legislation providing for the abolition of the Bronx Parkway Commission and succession to its powers and duties with respect to parkway maintenance and improvement by local authorities; referred to the Committee March 2, 1917 (Cal. No. 106-B).

On motion, the Committee was discharged from further consideration of the matter, and the papers were ordered filed.

Communication, dated December 16, 1917, from Hon. George E. Thompson, Counsel for the Taxpayers' Protective Association, submitting for the information of the Board memorandum relative to the proposed assessment for the construction of the Classon avenue relief sewer, Borough of Brooklyn. Also communication from Alpha Lodge (No. 1381, Grand United Order of Odd Fellows in America, Inc.); referred December 22, 1916 (Cal. No. 159), and April 13, 1917 (Cal. No. 187).

On motion, the Committee was discharged from further consideration of the matter, and the papers were ordered filed.

Communication, dated March 7, 1916, from the Secretary of the Court House Board, requesting the authorization of \$7,500,000 corporate stock to provide for the erection of the new County Court House; referred March 24, 1916 (Cal. No. 81).

On motion, the Committee was discharged from further consideration of the matter, and the papers were ordered filed.

Matter of acquiring title to Crystal street and to Fountain avenue, from Belmont avenue to Sutter avenue, Borough of Brooklyn; referred June 2, 1916 (Cal. No. 81).

On motion, the matter was referred back to the Chief Engineer.

Report of the Committee on Assessments relative to petitions asking relief from assessment in the proceeding for acquiring title to Kew Gardens road, from Union turnpike to Iris place, Borough of Queens; referred November 2, 1917 (Cal. No. 91).

Which was laid over two weeks (January 11, 1918).

Report of the Committee on Corporate Stock Budget in the matter of the request of the Acting President of the Borough of Queens for an issue of corporate stock in the amount of \$10,000 to provide means for the acquisition of additional land surrounding the disposal works, under the jurisdiction of the Bureau of Sewers, located at South Jamaica, Borough of Queens; referred June 8, 1917 (Cal. No. 141).

Which was laid over two weeks (January 11, 1918).

Matter of regulating, grading and paving with concrete Rockaway Boulevard, from Farmers avenue to the City Line, Borough of Queens; referred March 30, 1917 (Cal. No. 156); June 8, 1917 (Cal. No. 155), and October 11, 1917 (Cal. No. 41).

On motion, the matter was referred back to the Chief Engineer.

Petition of J. Henry Dick, executor, and others, presented by Truman H. and George E. Baldwin, attorneys, for a hearing upon a report of the Committee on Assessments, recommending denial of petition for relief from assessment in the proceeding for acquiring title to the real property required for opening and widening Rockaway turnpike from the Conduit to the City Line (Hook Creek), in the Fourth Ward, Borough of Queens; referred March 30, 1917 (Cal. No. 157); June 8, 1917 (Cal. No. 156), and November 2, 1917 (Cal. No. 64).

Which was laid over two weeks (January 11, 1918).

Matter of acquiring title to Seneca Avenue, from the Borough Line to DeKalb Avenue, and from Summerfield Street to St. Felix Avenue, Borough of Queens, with accompanying opinion of the Corporation Counsel relating thereto; referred May 11, 1917 (Cal. No. 225), and July 19, 1917 (Cal. No. 98).

On motion, the matter was referred back to the Chief Engineer.

Public Service Commission for the First District—Approval of Agreement Modifying Contract with the Degnon Contracting Company for Rapid Transit Construction Work in Flatbush Avenue, Between the Park Plaza and Malone Street, Borough of Brooklyn (Cal. No. 111).

(On December 21, 1917 (Cal. No. 197), the matter was laid over until this meeting.)

The Secretary presented the following requisition, resolution and agreement from the Public Service Commission for the First District, and report of the Deputy and Acting Comptroller relative thereto:

State of New York, Public Service Commission for the First District, 120 Broadway, New York, December 3, 1917.

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

The Public Service Commission for the First District herewith transmits to your Honorable Board, for its consent, a proposed modifying agreement between The City of New York, acting by the Commission and The Degnon Contracting Company, modifying the contract for the construction of that portion of the Eastern Parkway Rapid Transit Railroad, known as Section 2-A of Route No. 12, so as to provide that the excavation for the southernmost one hundred feet of said section shall be by the cut and cover method instead of by tunneling. It is not anticipated that any further appropriation will be required for this agreement.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, By JAMES B. WALKER, Secretary.
(Seal.)

Resolved, That the form of proposed agreement between The City of New York, acting by this Commission, and The Degnon Contracting Company to modify the contract for the construction of the portion of the Eastern Parkway Rapid Transit Railroad known as Section No. 2-A of Route No. 12 so as to provide that the excavation for the southernmost one hundred (100) feet of said section shall be by the cut and cover method instead of by tunneling, as now submitted to this Commission, be and hereby is approved, and that the Chairman and the Secretary be and hereby are authorized for and on behalf of this Commission to execute and deliver an agreement in such form if and when such proposed agreement shall have been consented to by the Board of Estimate and Apportionment and approved as to form by the Corporation Counsel.

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

I, James B. Walker, Secretary of the Public Service Commission for the First District, Do Herby Certify, that I have compared the above with the original adopted by said Commission on December 3, 1917, and that it is a correct transcript thereof and of the whole of the original.

In Testimony Whereof, I have hereunto subscribed my hand and affixed the seal of the Commission, this 3d day of December, 1917.

JAMES B. WALKER, Secretary.

(Seal.)

Agreement made this day of 1917, between The City of New York (hereinafter referred to as the "City"), acting by the Public Service Commission for the First District, and The Degnon Contracting Company, a corporation organized and existing under the laws of the State of New Jersey (hereinafter referred to as the "Contractor"), party of the second part.

Whereas, Heretofore on or about the 27th day of March, 1916, the City, acting by the Commission, entered into a contract with the Contractor whereby the Contractor agreed to construct a part of the Eastern Parkway Rapid Transit Railroad, known as Section 2-A of Route No. 12, in the Borough of Brooklyn, in the City of New York, which contract as heretofore modified is hereinafter referred to as the "Contract" and which part of said rapid transit railroad is hereinafter referred to as the "Railroad"; and

Whereas, The Contractor gave a certain bond as security for the performance of the Contract upon its part, and upon said bond National Surety Company and Fidelity and Deposit Company of Maryland are sureties; and

Whereas, In the Contract it was provided that the excavation for the portion of the Railroad south of the ventilation shaft and fan chamber at Prospect Park Plaza near the northerly end of the section, except at the ventilation shafts and emergency exits as indicated on the contract drawings referred to in the Contract, would be by tunneling; and

Whereas, The parties hereto have determined upon the modification of the Contract in the respects hereinafter provided so that the excavation for the southernmost one hundred (100) feet of the Railroad shall be by the cut and cover method instead of by tunneling.

Now, therefore, in consideration of the premises and the agreements hereinafter contained, the parties hereto do hereby agree that the Contract be and hereby is modified as follows:

Instead and in lieu of excavating for the portion of the Railroad between center line Stations 100+52.72 and 101+52.72 by tunneling, as provided in the Contract, the Contractor shall excavate by means of the cut and cover method for said portion of the Railroad between said stations, but instead and in lieu of the City paying and the Contractor receiving for said excavation for said portion of the Railroad between said stations 100+52.72 and 101+52.72, payment as provided in the Contract the City shall pay and the Contractor shall receive the sum of four and fifty one-hundredth dollars (\$4.50) per cubic yard, which price shall be in full compensation for performing all the work of excavating, the removal and disposal of all materials of whatsoever nature excavated, for backfilling, for all docking, fenching and bridging, for all sheeting and bracing, and for maintaining and sup-

and materials furnished during the year 1917 at the First District Magistrates' Court, Manhattan, upon request of the court attaches, in connection with the lease of the second floor of premises situated at the northwest corner of Center and White streets (Nos. 131-139 Center street and 110 White street) made by said company to the City of New York, for the use of said magistrates' court, pursuant to a resolution of the Commissioners of the Sinking Fund passed May 3, 1917, which I find is an invalid claim not legally enforceable against the City, but which, notwithstanding, in my judgment it is equitable and proper for the City to pay in part, to wit: to the extent of \$912.50; and

I do further certify that in my opinion the City has received a benefit and is justly and equitably obligated to pay such claim to the extent of \$912.50, and that the interests of the City will be best subserved by the payment thereof; that no part of the amount of the claim has been paid and the claim has not been included in any other claim and has not been otherwise disposed of; that an action on the claim has not been commenced and is not barred by the statute of limitations; and

I do further certify that I have investigated the facts upon which this claim is based and I find that the claimant, Excelsior Estates Company, is the owner of premises at the northwest corner of Center and White streets, known as Nos. 131-139 Center street and 110 White street, and also on the adjoining premises known as No. 139-141 Center street, in the Borough of Manhattan, leased by the City for use of the Board of Health; that on or about May 3, 1917, the Commissioners of the Sinking Fund authorized a lease to be made with said Excelsior Estates Company of the second floor of the building 131-137 Center street and 110 White street for use of the First District Magistrates' Court for a term of five years from May 1, 1917, at an annual rental of \$7,952; that in and by the said lease the owner, lessor, covenanted to make at its own cost as part consideration for the rental fixed therein, certain alterations and improvements to the demised premises and to the building adjoining on the north used by the Board of Health and upon the lands belonging to the City immediately joining on the west, all according to certain specifications and as shown by and noted on the amended plans in the Division of Real Estate of the Department of Finance; that the same lease was entered into and the City took possession thereunder of the demised premises and pursuant to the obligation thereof the claimant, lessor, made the alterations and improvements called for and in addition thereto, upon the oral orders and requests of officials connected with said First District Magistrates' Court, made certain changes in the work and additional improvements not called for but required to better fit the place for the use of said court that the said court officials concede that the extra work has been done so far as is covered by the first two items of the claim respectively \$600 and \$312.50 and amounting to \$912.50; that the claimant has agreed to withdraw the third item of the claim amounting to \$312.50 and admits that the fourth item of \$100 for furnishing and installing a motor and an electric fan, ordered by the Building Department, to ventilate the toilet system, is not yet due, as the work has not been done, on account of which claimant consents to a deduction of said \$100 from the present claim; that the actual cost of labor and materials which have been furnished, without profit or overhead charge added, is the sum of \$912.50, which is the reasonable value thereof, and the benefit to the City equals that amount; that the said work is of no benefit to the claimant, lessor, for the reason that it did not increase the value of the demised premises except for the special use of the First District Magistrates' Court, and claimant contends that the cost of the extra work if it had been specified in advance of the lease would have been included in the computation of rental value and have increased the rent reserved by the lease, as was the estimated cost of the alterations and improvements, which by the lease the claimant agreed to make; and

I do further certify that the sum of \$912.50 without interest should be paid to the Excelsior Estates Company in full satisfaction of the said claim for \$1,320 to the extent of the reduced amount of \$1,220 thereof, upon delivery of a properly executed release in such form as may be approved by the Corporation Counsel, in favor of the City, to extinguish said \$1,220 of said claim but not to affect any claim to the amount of \$100 for furnishing and installing an electric motor and fan for ventilating the toilet system if and when the same had been done.

Dated December 20, 1917.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was referred:

Resolved, That the Board of Estimate and Apportionment, pursuant to section 246 of the Greater New York Charter, being chapter 601 of the Laws of 1907, as amended hereby determines that The City of New York has received a benefit from the Excelsior Estates Company, a domestic corporation, and is justly and equitably obligated to pay said company the sum of nine hundred and twelve dollars and fifty cents (\$912.50), without interest, for furnishing during the year 1917 to The City of New York at the request of the officials of the First District Magistrates' Court, Manhattan, certain work and materials in making alterations of and improvements to the premises located at the northwest corner of Centre and White Streets, Manhattan, which were leased, pursuant to authorization by the Commissioners of the Sinking Fund, on May 3, 1917, by The City of New York for the use of said First District Magistrates' Court from said Excelsior Estates Company, which work and materials were in addition to and in connection with the work of the alterations and improvements required by the terms of the lease to be made by the lessor, and which extra work actually cost said sum of nine hundred and twelve dollars and fifty cents (\$912.50) without profit or overhead charge added; that said sum of nine hundred and twelve dollars and fifty cents (\$912.50) should be paid in full satisfaction of the claim of one thousand three hundred and twenty dollars (\$1,320) reduced to one thousand and twelve dollars and fifty cents (\$1,012.50) presented to the Finance Department and therein numbered 86447, except as to an item of one hundred dollars (\$100) for extra work not yet completed, of furnishing and installing an electric fan; that the interests of the City will be best subserved by a compromise of said claim at the sum of nine hundred and twelve dollars and fifty cents (\$912.50) for the work already performed amounting to one thousand two hundred and twenty dollars (\$1,220), and that payment of said sum of nine hundred and twelve dollars and fifty cents (\$912.50) should be made to the said Excelsior Estates Company only upon the due execution and delivery of a release to the City, in such form as may be approved by the Corporation Counsel, extinguishing said claim to the extent of one thousand two hundred and twenty dollars (\$1,220), and excepting only so much of said claim as is represented by the item of one hundred dollars (\$100) for furnishing and installing an electric motor and fan for ventilating the toilet system of the demised premises, when the same has been done; and that the Comptroller be and he is hereby authorized and directed to pay said claim in the sum of nine hundred and twelve dollars and fifty cents (\$912.50) out of the fund entitled "Revenue Bond Fund for Claims, Miscellaneous, R.C.L. 11," upon delivery to him of a release approved as aforesaid.

Which was adopted by the following vote:

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

Public Service Commission for the First District—Approval of Agreement Modifying Contract with Booth & Flinn, Ltd., Assignee of the O'Rourke Engineering & Construction Company, for the Construction of That Part of the Park Place, William and Clark Streets Railroad Known as Section No. 3 of Route 48, Boroughs of Manhattan and Brooklyn (Cal. No. 113).

The Secretary presented the following communication, resolution and agreement of the Public Service Commission for the First District and report of the Deputy and Acting Comptroller relative thereto:

State of New York, Public Service Commission for the First District, 120 Broadway, New York, December 19, 1917.

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

Pursuant to the direction contained therein, I transmit herewith a certified copy of a Resolution, adopted by the Commission on December 19, 1917, requesting your Honorable Board to consent to a proposed agreement herewith transmitted, between The City of New York, acting by the Commission, The Interborough Rapid Transit Company and Booth & Flinn, Ltd., modifying the contract for the construction of Section 2, Route No. 48, a part of the Seventh Avenue-Lexington Avenue Rapid Transit Railroad, so as to provide for the return to the contractor Four Hundred Thousand Dollars (\$400,000) of retained percentages, of which Two Hundred Thousand (\$200,000) thereof is conditional upon the Chief Engineer of this Commission certifying that the contractor is proceeding with the work at such a rate of speed as will permit it to finish a certain portion of this railroad on February 1, 1918, and the remaining Two Hundred Thousand Dollars (\$200,000) thereof conditional that the Chief Engineer of the Commission will certify that such work was completed on said date.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, By JAMES B. WALKER, Secretary.
(Seal.)

Resolved, That this Commission do and hereby does approve the proposed agreement now submitted modifying the contract between The City of New York, acting by the Commission, The Interborough Rapid Transit Company and Booth & Flinn, Ltd., for the construction of Section 3, Route No. 48, a part of the Seventh Avenue-Lexington Avenue Rapid Transit Railroad, so as to provide for the return to the contractor of the sum of Four Hundred Thousand Dollars (\$400,000) as a portion of the monies reserved and retained from partial payments made under the provisions of said contract, of which Two Hundred Thousand Dollars (\$200,000) thereof is to be returned conditional upon the Chief Engineer of this Commission certifying that the contractor is proceeding with the work of said construction at such a rate of speed as will permit it to finish a certain portion described in said agreement of said section of said railroad on February 1, 1918, and the remaining Two Hundred Thousand Dollars (\$200,000) thereof conditional that the Chief Engineer of this Commission will certify that such work was completed on said date.

Resolved, That the Secretary of this Commission be and he hereby is authorized and directed to transmit said proposed agreement to the Board of Estimate and Apportionment for its consent, together with a certified copy of this Resolution, and that the Chairman and the Secretary of this Commission be and hereby are authorized and directed to execute and deliver said proposed agreement in such form when so consented to and approved by the Corporation Counsel.

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

I, James B. Walker, Secretary of the Public Service Commission for the First District, Do Hereby Certify, that I have compared the above with the original adopted by said Commission on December 19, 1917, and that it is a correct transcript therefrom and of the whole of the original.

In Testimony Whereof, I have hereunto subscribed my hand and affixed the seal of the Commission, this 19th day of December, 1917.

JAMES B. WALKER, Secretary.

(Seal.)

Agreement made this _____ day of _____, 1917, between The City of New York (hereinafter referred to as the "City"), acting by the Public Service Commission for the First District (hereinafter referred to as the "Commission"), party of the first part, Interborough Rapid Transit Company, a domestic corporation (hereinafter referred to as the "Company"), party of the second part, and Booth and Flinn, Limited, a limited partnership organized and existing under the laws of the State of Pennsylvania (hereinafter referred to as the "Contractors"), parties of the third part;

Whereas, heretofore and on or about the 6th day of August, 1914, the Contractors and O'Rourke Engineering & Construction Company, a domestic corporation, entered into a contract with the City, acting by the Commission, and the Company for the construction of that part of the Park Place, William and Clark Street Rapid Transit Railroad known as Section No. 3, of Route No. 48, which contract as heretofore duly modified is hereinafter referred to as the "Contract," and which portion of said rapid transit railroad is hereinafter referred to as the "Railroad"; and

Whereas, as security for the faithful performance of the Contract on their part the Contractors and said O'Rourke Engineering & Construction Company deposited a bond in the sum of Five hundred thousand dollars (\$500,000), and upon which bond there are now sureties as follows: American Surety Company of New York, Fidelity & Deposit Company of Maryland, Globe Indemnity Company and National Surety Company; and

Whereas, on or about the 6th day of August, 1914, the Contractors and said O'Rourke Engineering & Construction Company assigned, with the consent of the Commission and said sureties upon the bond deposited as aforesaid, to Flinn-O'Rourke Company, Inc., a domestic corporation, the Contract and all their right, title and interest in and to the same; and

Whereas, on or about the 14th day of November, 1917, the said Flinn-O'Rourke Company, Inc., with the consent of the Commission, the said sureties upon the bond deposited as aforesaid and said O'Rourke Engineering & Construction Company, duly assigned the Contract and all its right and obligations thereunder to the Contractors; and

Whereas, the Contract provides that the City shall pay to the Contractors from time to time as the work progresses ninety per centum (90%) of the value of the work done and materials furnished as estimated by the Chief Engineer, or Acting Chief Engineer for the time being of the Commission (hereinafter referred to as the "Engineer") and shall reserve and retain the remaining ten per centum (10%) thereof; and

Whereas, the amount so reserved and retained by the City from partial payments heretofore made to the Contractors under the Contract to and including the 30th day of November, 1917, is Five hundred and eighty-one thousand three hundred seventy-two and forty-three one-hundredths dollars (\$581,372.43); and

Whereas, it is provided in the Contract that such money so reserved and retained or so much thereof as shall not be retained for the purposes therein specified, shall be returned to the Contractors at the time of making the final payment to the Contractors under the Contract, which final payment under the terms and conditions of the Contract is to be made on or before the expiration of ninety (90) days after the acceptance of the work therein agreed to be done by the Contractors and the filing of a certificate of the completion and acceptance thereof in the office of the Comptroller of the City, signed by the Engineer and the Commission; and

Whereas, under the provisions of Article XLVI of the Contract the Contractors have deposited with the Comptroller of the City corporate stock of the City of the market value of One hundred five thousand dollars (\$105,000) in lieu of an equal amount of moneys so reserved and retained under the Contract as aforesaid; and

Whereas, the Contractors have requested the City to pay to them a portion of the moneys so reserved and retained under the Contract, and as a consideration therefore agree to provide such labor and expend such sums of money as may be necessary to increase and advance the rate of progress of completion of certain details of work in the construction of the Railroad, all with the view to the operation of the Railroad at the earliest practicable time; and

Whereas, the City considers the early completion of the portions of the Railroad as hereinafter specified to be of great value to the City and to the traveling public; and

Whereas, the Board of Estimate and Apportionment of the City has consented to this agreement;

Now therefore in consideration of the mutual stipulations and agreements hereinafter contained, the parties hereto do hereby agree that the Contract be and the same hereby is modified as follows:

First: The City shall return to the Contractors on or before the expiration of twenty (20) days after the date of the delivery of this agreement Two hundred thousand dollars (\$200,000), or the moneys reserved and retained pursuant to the provisions of the Contract as aforesaid, said payment to be made by returning to the Contractors corporate stock of the City of the par value of One hundred and five thousand dollars (\$105,000), and by returning to the Contractors the balance of said sum of Two hundred thousand dollars (\$200,000) in cash; provided, however, that a condition precedent to the payment of said sum of Two hundred thousand dollars (\$200,000) hereinbefore provided the Engineer shall certify to the Commission that in his opinion the Contractors are providing such additional labor and expending such sums of money as may be necessary to increase and advance the rate of progress of the completion of the various items of work referred to in Article Second hereof, and that the work on said details is being carried out at such rate of progress as in his opinion is necessary to complete the said details of work referred to in Article Second hereof on or before the first day of February, 1918.

Second: The City shall return to the Contractors on the expiration of twenty (20) days after the first day of February, 1918, in addition to the sum to be returned to the Contractors as provided in Article First hereof, the sum of Two hundred thousand dollars (\$200,000) of the moneys reserved and retained, pursuant to the provisions of the Contract as aforesaid. Provided, however, that as a condition precedent to said payment in this Article provided the Engineer shall certify to the Commission that the Contractors did on or before the first day of February, 1918, complete the following details of work in connection with the construction of the Railroad under the Contract:

Grouting of the Clark Street tunnels at Old Slip.

The grouting of the tunnels as the concrete lining progresses; and also laying of ducts and the construction of the duct benches.

Erecting steel in the sump and pulling the forms under the groined arches in less time than has been used in the past, and at the same time agreeing not to put the load on these arches for 28 days as required by the Engineer.

Moving the forms from the East end of the Henry Street Station; re-erecting them at Furman Street and concreting east in tunnels 1 and 2, and completing the grouting of the tunnels east of the Henry Street Station.

Completion of the arch east in both tunnels to the cross passage under the middle of river so that the track installation contractor may prosecute its work; also the completion of the island platform at the west end of the Henry Street Station, from Station 50 to Station 51+60, so that the station finish contractor can store its materials on the said platform.

Third: In case, however, any lien shall be filed for work done or materials furnished toward the performance or completion of the work under the Contract prior to either of said payments as in Article First and Second hereof, the Contractors shall as a condition precedent to receiving the said payments cause said lien or liens to be discharged.

Except as herein expressly provided, the Contract and all the provisions thereof shall remain in all respects unchanged, and in full force and effect as though this agreement had not been made.

No member of the Commission shall be liable personally or under or by reason of this agreement or of any of its articles or provisions.

This agreement shall bind the parties hereto and their respective successors or assigns.

Provided, however, that this agreement shall not take effect unless and until it shall be consented to in writing in the form subjoined by American Surety Company of New York, Fidelity & Deposit Company of Maryland, Globe Indemnity Company and National Surety Company.

December 24, 1917.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—On December 19, 1917, the Public Service Commission for the First District approved of and transmitted to the Board of Estimate and Apportionment for its consent a proposed agreement modifying the contract dated July 13, 1914, between the City of New York, acting by said Commission, and Booth and Flinn, Ltd., assignee of the O'Rourke Engineering and Construction Company, for the construction of that part of the Park Place, William and Clark Street Rapid Transit Railroad known as Section No. 3, of Route No. 48, in the Boroughs of Manhattan and Brooklyn. Said agreement providing in substance, as follows:

First: The City shall return to the Contractors on or before the expiration of twenty (20) days after the date of the delivery of this agreement two hundred thousand dollars (\$200,000) of the moneys reserved and retained, pursuant to the provisions of the Contract as aforesaid, said payment to be made by returning to the Contractors corporate stock of the City of the par value of one hundred and five thousand dollars (\$105,000) and by returning to the Contractors the balance of said sum of two hundred thousand dollars (\$200,000) in cash; provided, however, that a condition precedent to the payment of said sum of two hundred thousand dollars (\$200,000), hereinbefore provided, the Engineer shall certify to the Commission that in his opinion the Contractors are providing such additional labor and expending such sums of money as may be necessary to increase and advance the rate of progress of the completion of the various items of work referred to in Article Second hereof and that the work on said details is being carried out at such a rate of progress as in his opinion is necessary to complete the said details of work referred to in Article Second hereof on or before the first day of February, 1918.

Second: The City shall return to the Contractors on the expiration of twenty (20) days after the first day of February, 1918, in addition to the sum to be returned to the Contractors, as provided in Article First hereof, the sum of two hundred thousand dollars (\$200,000) of the moneys reserved and retained pursuant to the provisions of the Contract as aforesaid. Provided, however, that as a condition precedent to said payment in this Article provided the Engineer shall certify to the Commission that the Contractors did on or before the first day of February, 1918, complete the following details of work in connection with the construction of the Railroad under the Contract:

Grouting of the Clark Street tunnels at Old Slip.

The grouting of the tunnels as the concrete lining progresses; and also laying of ducts and the construction of the duct benches.

Erecting steel in the sump and pulling the forms under the groined arches in less time than has been used in the past and at the same time agreeing not to put the load on these arches for 28 days, as required by the Engineer.

Moving the forms from the east end of the Henry Street Station; re-erecting them at Furman Street and concreting east in tunnels 1 and 2 and completing the grouting of the tunnels east of the Henry Street Station.

Completion of the arch east in both tunnels to the cross passage under the middle of river so that the track installation contractor may prosecute its work; also the completion of the island platform at the west end of the Henry Street Station, from Station 50 to Station 51+60, so that the station finish contractor can store its materials on the said platform.

Third: In case, however, any liens shall be filed for work done or materials furnished toward the performance or completion of the work under the Contract prior to either of said payments as in Article First and Second hereof, the Contractors shall, as a condition precedent to receiving the said payments, cause said lien or liens to be discharged.

The contract is dated July 13, 1914. The time allowed is forty-two months, making the date of completion January 13, 1918. At present the contract is about 90 percent completed.

The financial status of the contract as of October 31, 1917, is as follows:

<i>Amount Earned:</i>	
Regular Work	\$5,772,197 94
Article XII	\$5,772,197 94
<i>Amount Paid:</i>	
By City (5%)	\$259,748 87
By I. R. T. (95%)	4,935,229 28
	5,194,978 15
<i>Retained Percentage</i>	
Corporate Stock (par value)	\$105,000 00
Cash	472,219 79
	577,219 79

Since October 31, 1917, work to the value of \$41,526.40 has been estimated but not paid for. The records of the Department of Finance show that there are no liens filed against this contract.

There is one police notice filed under date of April 10, 1916.

It is estimated on the basis of contract prices that the value of the work yet to be performed is about \$456,000.

If this agreement is carried out, the City will have the following security for the completion of the contract:

Corporate Stock	\$105,000 00
Released by this agreement	105,000 00
Cash	\$577,219 79
Corporate Stock	105,000 00
Cash (retained)	\$472,219 79
Released by this agreement	295,000 00
Original Bond	\$177,219 75
	500,000 00

The agreement provides for the release of \$400,000 retained percentage, provided the contractor shall advance work sufficiently by February 1, 1918, by

* * * Completion of the arch east in both tunnels to the cross passage under the middle of river, so that the track installation contractor may prosecute its work; also the completion of the island platform at the west end of the Henry Street Station, from Station 50 to Station 51+60, so that the station finish contractor can store its materials on the said platform.

In addition, the contractor will expedite the

Grouting of the Clark Street tunnels at Old Slip.

The grouting of the tunnels as the concrete lining progresses; and also laying of ducts and the construction of the duct benches.

Erecting steel in the sump and pulling the forms under the groined arches

in less time than has been used in the past and at the same time agreeing not to put the load on these arches for 28 days as required by the Engineer.

Moving the forms from the east end of the Henry Street Station; re-erecting them at Furman Street, and concreting east in tunnels 1 and 2 and completing the grouting of the tunnels east of the Henry Street Station.

The completion of the work to this extent will permit an earlier entrance of other contractors to do work necessary before the line can be put in operation. In view of the fact that the compensation given by the contractor (i. e., an energetic prosecution of a certain section of its contract) for the release of \$400,000 retained percentage money, cannot be expressed in terms of dollars and cents, but can only be considered as a benefit to the City as hereinbefore indicated, also, as no bond is provided for the amount released, I transmit the proposed agreement and this report for consideration by the Board. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following was offered:

Whereas, On December 19, 1917, the Public Service Commission for the First District transmitted to the Board of Estimate and Apportionment for its consent and approval a proposed agreement modifying the contract dated July 13, 1914, between the City of New York, acting by said Commission, and Booth and Flinn, Ltd., assignee of the O'Rourke Engineering and Construction Company, for the construction of that part of the Park Place, William and Clark Street Rapid Transit Railroad, known as Section 3 of Route 48, in the Boroughs of Manhattan and Brooklyn, said agreement providing in substance, as follows:

First: The City shall return to the contractors on or before the expiration of twenty (20) days after the date of the delivery of this agreement two hundred thousand dollars (\$200,000) of the moneys reserved and retained pursuant to the provisions of the contract as aforesaid, said payment to be made by returning to the contractors corporate stock of the City of the par value of one hundred and five thousand dollars (\$105,000) and by returning to the Contractors the balance of said sum of two hundred thousand dollars (\$200,000) in cash; provided, however, that as a condition precedent to the payment of said sum of two hundred thousand dollars (\$200,000) hereinbefore provided, the Engineer shall certify to the Commission that in his opinion the contractors are providing such additional labor and expending such sums of money as may be necessary to increase and advance the rate of progress of the completion of the various items of work referred to in Article Second hereof and that the work on said details is being carried out at such a rate of progress as in his opinion is necessary to complete the said details of work referred to in Article Second hereof on or before the first day of February, 1918.

Second: The City shall return to the contractors on the expiration of twenty (20) days after the first day of February, 1918, in addition to the sum to be returned to the contractors as provided in Article First hereof the sum of two hundred thousand dollars (\$200,000) of the moneys reserved and retained pursuant to the provisions of the contract as aforesaid. Provided, however, that as a condition precedent to said payment in this Article provided, the Engineer shall certify to the Commission that the contractors did on or before the first day of February, 1918, complete the following details of work in connection with the construction of the railroad under the contract:

Grouting of the Clark Street tunnels at Old Slip.

The grouting of the tunnels as the concrete lining progresses; and also laying of ducts and the construction of the duct benches.

Erecting steel in the sump and pulling the forms under the groined arches in less time than has been used in the past and at the same time agreeing not to put the load on these arches for 28 days as required by the Engineer.

Moving the forms from the east end of the Henry Street station; re-erecting them at Furman Street and concreting east in tunnels 1 and 2 and completing the grouting of the tunnels east of the Henry Street station.

Completion of the arch east in both tunnels to the cross passage under the middle of river so that the track installation contractor may prosecute its work; also the completion of the island platform at the west end of the Henry Street station from Station 50 to Station 51+60 so that the station finish contractor can store its materials on the said platform.

Third: In case, however, any liens shall be filed for work done or materials furnished toward the performance or completion of the work under the contract prior to either of said payments as in Article First and Second hereof, the contractors shall as a condition precedent to receiving the said payments cause said lien or liens to be discharged.

—and

Whereas, Except as herein expressly provided, the contract and all the provisions shall remain in all respects unchanged and in full force and effect as though this agreement had not been made; therefore, be it

Resolved, That the Board of Estimate and Apportionment hereby approves of and consents to the proposed agreement, as approved by the Public Service Commission for the First District on December 19, 1917, modifying the contract dated July 13, 1914, between the City of New York, acting by said Commission, and Booth and Flinn, Ltd., assignee of the O'Rourke Engineering and Construction Company, for the construction of that part of the Park Place, William and Clark Street Rapid Transit Railroad known as Section 3 of Route 48, in the Boroughs of Manhattan and Brooklyn, as generally set forth in the preamble of this resolution, and more specifically in the certified copy of the agreement filed in the office of the Secretary of the Board of Estimate and Apportionment.

Which was adopted by the following vote:

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

Negative—The President of the Borough of The Bronx—1.

From Bureaus of the Board.

Bureau of Records and Minutes.

Approved Papers—On Changes in the City Map (Cal. No. 114).

The following reports of the Secretary were ordered printed in the Minutes and filed:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—I beg to inform you that on December 21, 1917, his Honor the Mayor approved the resolutions adopted by the Board of Estimate and Apportionment on December 14, 1917, changing the map or plan of The City of New York by Cal. Apvl.

No. No. 2 602 Changing the grade of West 168th street, between Amsterdam avenue and Jumel place, Borough of Manhattan.

5A 603 Changing the westerly line of Classon avenue, from Eastern Parkway to Washington avenue, and the southerly line of Eastern Parkway between Classon avenue and a point 570 feet westerly therefrom; by laying out a new street from Eastern parkway to Classon avenue; by laying out a public park bounded by Eastern parkway, Classon avenue as proposed, and the proposed new street; by closing and discontinuing Washington avenue between Eastern parkway as proposed and Classon avenue as proposed, and Union street from Washington avenue to Classon Avenue as proposed; by closing and discontinuing that portion of the public park which falls within the lines of Classon avenue and the new street; and by extending the limits of Institute Park so as to include the discontinued portions of Washington avenue and Union street, Borough of Brooklyn.

6 604 Increasing the width of New Jersey avenue and Wyona street, from Belmont avenue to New Lots avenue; and the width of Miller avenue, from Pitkin avenue to Riverdale avenue, and adjusting the block dimensions within the territory bounded by Pennsylvania avenue, Riverdale avenue, Miller avenue and New Lots avenue, Borough of Brooklyn.

7 605 Changing the grade of Unionport road, from Sagamore street to Burchall avenue, Borough of Bronx.

8 606 Changing the lines and grades of Orloff avenue, from West 238th street to a point about 60 feet easterly therefrom, and by changing the lines and

grades of West 238th street, from Orloff avenue to a point about 70 feet northerly therefrom, Borough of Bronx.

9 607 Establishing or changing the lines and grades for the street system within the territory bounded approximately by Utopia parkway (33d street), 33d (Mitchell) avenue, cross Island boulevard (Whitestone boulevard Beechurst avenue), 32d (Connorton) avenue, 205th (Van Fossen-Greelyville) street, 34th (Hillcrest) avenue, 208 (Fairview-Jevington) street, 36th (Lamartine-26th) avenue, Gardiner street (Lonsdale avenue), 39th (Ashburton-29th) avenue, 206th street (Linwood street-Linwood avenue), 42d avenue (Palace Boulevard-32d avenue), 202d street (Odell avenue), Northern boulevard (Jackson avenue-Broadway), 192d street (Lancaster avenue) and Station road (Baldwin street), designated as Section No. 75 of the Final Maps, Borough of Queens.

10 608 Changing the grades of 91st street (Columbia avenue), from 85th road (Ferriss street) to Park Lane South (Ashland street), and of 85th avenue (Avendale street), from 91st street (Columbia avenue) to Woodhaven avenue, Borough of Queens. Very truly yours,
JOSEPH HAAG, Secretary.

December 28, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—I beg to inform you that on December 28, 1917, his Honor the Mayor approved the resolutions adopted by the Board of Estimate and Apportionment on December 21, 1917, changing the map or plan of The City of New York by Cal. Aplv.

No. No.

1 609 Changing the grades of East 63rd street, from Park avenue to Lexington avenue, Borough of Manhattan.

3 610 Changing the lines of the court yard on the southerly side of Lafayette avenue, between Ashland place and St. Felix street, and by fixing the lines of Lafayette avenue, between Flatbush avenue and Fulton street, in such a way as to include within them the remaining court yard spaces heretofore laid out, Borough of Brooklyn.

4 611 Changing the lines and grades of Worthen street, between Garrison avenue and Barry street, Borough of The Bronx.

5 612 Changing the street system heretofore laid out within the territory bounded by Proctor street, Tremont (LaForge) street, Juniper Valley (Juniper Swamp) road, Nagy street, Marion avenue, Ward street, Eliot avenue, Law street, Caldwell (Johnson) avenue, Corinth street (Corinth avenue), Phelps avenue, Gwydir street, Eliot avenue, Woodhaven avenue (Trotting Course Lane), Alderton street, Juniper avenue, Woodhaven avenue (Trotting Course Lane), Carlton street, Marion avenue, Woodhaven avenue (Trotting Course Lane), Everet street, Modjeska street, Woodhaven avenue (Trotting Course Lane), Juniper Valley road, Weisse avenue (Dry Harbor road) and Steuben street, Borough of Queens.

6 613 Establishing the lines and grades for the street system within the territory bounded approximately by Glassboro avenue (Maple Terrace), Sutphin Boulevard (Sutphin road-Rockaway Turnpike), 109th avenue (Lambertville avenue-Pacific street), 155th street (Phraner avenue-Elder avenue), 108th avenue (Cumberland street), 160th street (Newark street-Washington street), 107th avenue (Atlantic street-Mandsley street), New York Boulevard (avenue), 108th avenue (Cumberland street), 164th place (Belleville street-Brooklyn avenue), Brinkerhoff avenue (State street), 168th street (Sweet street), Sayres avenue (Bergenfields street-Baisley street), Merrick road, 114th (Ulster) avenue, 166th street (Cedarville avenue-Burr avenue), 115th avenue (Undercliff avenue-Fischer street), New York Boulevard (avenue), 166th avenue (Jacobs avenue-Water street-Warburton avenue), 155th street (Phraner avenue-Elder avenue), 115th Drive (Vaughan avenue), Sutphin Boulevard (Sutphin road-Rockaway Turnpike), 114th (Ulster) avenue, 147th street and Liverpool (Wyckoff) street, designated as section No. 136 of the Final Maps, Borough of Queens. Very truly yours,
JOSEPH HAAG, Secretary.

*From City, Borough and County Officials.***Safety Insulated Wire & Cable Company—Claim of (Cal. No. 115).**
(On September 21, 1917 (Cal. No. 266), this matter was referred to the Corporation Counsel.)

The Secretary presented the following opinion of the Corporation Counsel and certificate of the Deputy and Acting Comptroller:

Law Department, Office of the Corporation Counsel, New York, December 22, 1917.

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

Sirs—I have received a communication under date of September 21, 1917, signed by Assistant Secretary Mathews of your Board, which reads as follows:

"I transmit herewith copy of a report by the Deputy and Acting Comptroller certifying for payment, pursuant to section 246 of the Charter, claim of the Safety Insulated Wire and Cable Co. in the sum of \$669.01 for materials furnished the Fire Department for completing an extension to the fire alarm system in the Borough of Brooklyn.

"At the meeting of the Board of Estimate and Apportionment on September 21, 1917, this matter was referred to the Corporation Counsel for his advice as to whether there may be consecutive payments on the same general claim, under section 246 of the Charter, in view of the provision in said section of the Charter 'that the claimant shall fully release the City upon any such payment.'

"You will note from the enclosed report that a previous claim under this contract has already been settled by the City, under section 246."

The report of the Acting Comptroller, a copy of which is transmitted with this communication, shows that the claim in question arose within the statutory period of limitation; that heretofore another and different claim for extra work in connection with the same contract under which the present claim arose was adjusted, allowed and paid, and a release executed by the claimant which contained no exception of the present claim, both your resolution under which the adjustment was made and the release specifically referring to the claim then under consideration; that notwithstanding the illegality of the present claim, it is equitable and proper for the City to pay it.

The provision in section 246 of the Charter that "the claimant shall fully release the City upon any such payment," in my judgment, refers to the release of the particular claim which your Board has considered and the payment of which it has authorized, acting pursuant to the preceding provisions of that section, and in view of the broad construction which heretofore the Courts have given to the statute in question, I am of opinion that the release in this case does not preclude you from considering and authorizing further payment upon another claim of the same general nature as, but distinct from, that in connection with which the release was executed.

I advise you, therefore, that you have power to consider the claim in question under the provisions of section 246 of the Charter.

The papers connected with former claim, which was allowed in the sum of \$1,782.61, and the copy of the report of Deputy and Acting Comptroller Hadlock on the present claim, are herewith returned. Respectfully yours,

LOUIS H. HAHLO, Acting Corporation Counsel.

June 19, 1917.

To the Honorable Board of Estimate and Apportionment:

Dear Sirs—Under and pursuant to the provisions of section 246 of The Greater New York Charter, as amended, I hereby certify that a claim was presented by the Safety Insulated Wire and Cable Co., against The City of New York, for materials furnished and work performed, between the years 1913 and 1915, in connection with contract No. 36103 with The City of New York, entered into on April 25, 1913, with the Fire Commissioner, for furnishing all the labor and materials required for establishing and equipping an extension to the Fire Alarm Telegraph System in the Borough of Brooklyn. That no action was instituted on said claim; that an investigation of the facts upon which it is based discloses that at the request of the officials of the Fire Department claimant company performed work and furnished materials in connection with the aforesaid contract and specifications made a part thereof; that the orders issued for the furnishing of the materials and the performance of

the labor contained no certificate showing the necessity thereof signed by the head of the department, and that, furthermore, claimant executed a release in favor of The City at the time of receiving final payment under the aforesaid contract, but omitted to except this claim in the said release, therefore this claim is deemed illegal and invalid as against The City of New York.

That heretofore claimant presented a claim for the sum of \$2,110 for extra work in connection with the aforesaid contract; that said claim was in the form of an application for adjustment under section 246 of the Charter and was referred to in the Department of Finance records as Application B-1178, Index No. 7844; said claim was adjusted, allowed and paid to claimant in the sum of \$1,782.61 on March 22, 1916, pursuant to a resolution of the Board of Estimate and Apportionment, adopted February 11, 1916. Claimant executed and delivered to The City on March 20, 1916 a *release* in accordance with the aforesaid resolution; the release contained no exception as to the present claim, but the said resolution and release specifically referred to the claim then under consideration; but, notwithstanding the illegality and invalidity of the present claim, in my judgment it is equitable and proper for The City to pay this claim in the sum of \$669.01, the actual cost to claimant for the materials furnished and labor performed, inasmuch as The City has received a benefit and derived an advantage which, in money value, is equal to said sum, and that \$669.01 is the amount which should be paid in full satisfaction of said claim, out of the appropriate fund, to said claimant company, upon the execution of a full release in favor of The City of New York, in such form as shall be approved by the Corporation Counsel. Respectfully,

ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 246 of the Greater New York Charter, being chapter 601 of the Laws of 1907, as amended, hereby determines that The City of New York has received a benefit from and is justly and equitably obligated to pay the Safety Insulated Wire & Cable Co., without interest or profit, the sum of six hundred and sixty-nine dollars and one cent (\$669.01), the alleged cost to it for materials furnished and labor performed between the years 1913 and 1915, in the completion of contract No. 36103, entered into by said company with the Fire Commissioner for completing an extension to the Fire Alarm System in the Borough of Brooklyn; that the said sum shall be paid in full satisfaction of the claim which said Safety Insulated Wire & Cable Co. presented in the sum of eight hundred and four dollars and seventeen cents (\$804.17); that the interests of the City will be best subserved by the compromise of said claim in the amount of six hundred and sixty-nine dollars and one cent (\$669.01); that payment thereof will only be made upon the execution by said claimant of a full release in favor of the City, in such form as shall be approved by the Corporation Counsel, and the Comptroller is hereby authorized to pay said claim in the sum of six hundred and sixty-nine dollars and one cent (\$669.01) from the appropriate fund.

Which was adopted by the following vote:

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

COMMUNICATIONS, PETITIONS, ETC.**From City, Borough and County Officials.****President, Borough of The Bronx—Retirement of Theodore Weberg, Foreman (Cal. No. 116).**

The Secretary presented a communication dated December 22, 1917, from the President of the Borough of The Bronx, recommending the retirement, pursuant to section 165 of the Charter, as amended, of Theodore Weberg, Foreman.

Which was withdrawn by the President, Borough of The Bronx, by communication dated December 27, 1917.

President, Borough of The Bronx—Retirement of Charles Seitz, Laborer (Cal. No. 117).

The Secretary presented a communication, dated December 24, 1917, from the President of the Borough of The Bronx, recommending the retirement, pursuant to section 168 of the Charter, as amended, of Charles Seitz, a Laborer in that office.

Which was referred to the Committee on Salaries and Grades.

Hunter College of the City of New York—Retirement of John W. Hunt, Janitor-Engineer (Cal. No. 118).

The Secretary presented a communication, dated December 26, 1917, from the Secretary, Board of Trustees of Hunter College, transmitting certified copy of resolution adopted by said Board December 20, 1917, requesting the retirement, pursuant to chapter 669, Laws of 1911, as amended, of John W. Hunt, Janitor-Engineer of Hunter College.

Which was referred to the Committee on Salaries and Grades.

East 161st Street, on Its Southerly Side, from Mott Avenue to a Point About 100 Feet East of Sheridan Avenue, The Bronx—Acquiring Title to—Vesting Title (Cal. No. 119).

(On July 19, 1917 (Cal. No. 203), the Board adopted a resolution directing that title to property within the lines of Damage Parcel No. 1 in this proceeding vest in the City on August 1, 1917. On November 30, 1917 (Cal. No. 91), a resolution was adopted directing that title to all the property required vest in the City on March 1, 1918.)

The Secretary presented the following:

Law Department, office of the Corporation Counsel, New York, December 22, 1917.

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

Sir—The Board of Estimate and Apportionment by a resolution adopted on the 19th day of July, 1917, directed that the title to the real property lying within the lines of Damage Parcel No. 1 in the proceeding for acquiring title to the real property required for the widening of East 161st Street on its southerly side, from Mott Avenue to a point about 100 feet east of Sheridan Avenue, in the Borough of The Bronx, City of New York, should vest in The City of New York on the 1st day of August, 1917.

The Board of Estimate and Apportionment by a resolution adopted on the 30th day of November, 1917, directed that the title in fee to all the real property lying within the lines of said East 161st Street on its southerly side, from Mott Avenue to a point about 100 feet east of Sheridan Avenue, should become vested in The City of New York on the 1st day of March, 1918.

The resolution of the Board of Estimate and Apportionment adopted on November 30, 1917, does not exclude Damage Parcel No. 1, which was previously vested in The City of New York on the 1st day of August, 1917, by resolution adopted on July 19, 1917.

In my opinion, the resolution adopted by the Board of Estimate and Apportionment on November 30, 1917, should be rescinded and a new resolution adopted vesting title in The City of New York on the 1st day of March, 1918, to all the real property required for the widening of East 161st Street on its southerly side, from Mott Avenue to a point about 100 feet east of Sheridan Avenue, except Damage No. 1. Respectfully yours,

LOUIS H. HAHLO, Acting Corporation Counsel.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby *rescinds* the resolution adopted by the Board on November 30, 1917, directing that upon the 1st day of March, 1918, the title in fee to the real property lying within the lines of East 161st Street on its southerly side from Mott Avenue to a point about 100 feet east of Sheridan Avenue, in the Borough of The Bronx, shall become vested in The City of New York.

Which was adopted by the following vote:

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

The following was offered:

Whereas, The Board of Estimate and Apportionment on the 4th day of February, 1916, adopted a resolution requesting the Corporation Counsel to institute proceedings

to acquire title in fee wherever the same has not heretofore been acquired, for the use of the public, to the real property required for the opening and extending of East 161st Street, on its southerly side, from Mott Avenue to a point about 100 feet east of Sheridan Avenue; and

Whereas, The Board of Estimate and Apportionment on the 27th day of October, 1916, amended the aforesaid proceeding so as to conform to the lines of said street as laid out on a map or plan adopted by the Board on September 15, 1916, in the Borough of The Bronx, City of New York; and

Whereas, Commissioners of Estimate and Assessment have been appointed by the Supreme Court in the proceedings to acquire title to said real property, and the oaths of the said Commissioners of Estimate and Assessment were duly filed as required by law on the 24th day of November, 1916; be it

Resolved, That the Board of Estimate and Apportionment, deeming it for the public interest and in pursuance of the provisions of section 976 of the Greater New York charter, as amended, directs that upon the 1st day of March, 1918, the title in fee to the real property lying within the lines of said East 161st Street, on its southerly side, from Mott Avenue to a point about 100 feet east of Sheridan Avenue, in the Borough of The Bronx, City of New York, so required, shall become vested in The City of New York, with the exception of the real property shown on Damage Parcel No. 1 in said proceeding, title to which was vested in the City on the 1st day of August, 1917, by resolution adopted by the Board on July 19, 1917.

Which was adopted by the following vote:

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

The following matters appeared on a supplemental calendar for this meeting:

(B)

REPORTS.

From the Department of Finance.

Department of Street Cleaning—Issue of Special Revenue Bonds for the Removal of Snow and Ice in the Boroughs of Manhattan, The Bronx and Brooklyn (Cal. No. 120).

The Secretary presented the following report of the Comptroller:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 24, 1917, the Commissioner of the Department of Street Cleaning requested that the Comptroller be authorized to issue special revenue bonds in an amount not to exceed \$400,000 for the removal of snow and ice during the month of December, 1917.

The Bureau of Contract Supervision, to which this request was referred on December 26, 1917, reports thereon as follows:

"Section 546 of the Greater New York Charter, as amended by chapter 615 of the Laws of 1917, provides that 'If the necessary cost of removing snow or ice from the streets and avenues shall in any one year exceed the amount appropriated therefor, the Board of Estimate and Apportionment may authorize the comptroller to provide for such expenditure by the issue and sale of special revenue bonds.'

"The purpose of this request is to provide sufficient funds to enable the payment of the cost of snow removal due to the recent storm. On December 14, 1917, your Board adopted a resolution authorizing the Comptroller to issue special revenue bonds to the extent of \$400,000 to provide for expenditures on account of snow removal during the month of December, 1917. The expenditures, contract and other liabilities to date approximate \$860,000, and this additional authorization of \$400,000 is necessary to enable the liquidation of this indebtedness. While it is estimated that the total cost of snow removal in the Boroughs of Manhattan, The Bronx and Brooklyn will approximate \$1,000,000, it is possible that there will be sufficient aggregate unencumbered balances in the salary and wage accrual account and other appropriation accounts for the year 1917 to permit of future transfer to the regular appropriation account of the Department of Street Cleaning for snow removal which may obviate the necessity of the issuance of the full amount authorized, \$800,000, and which will provide for the cost of snow removal in excess of this amount."

I recommend the adoption of the attached resolution granting the request.

Respectfully,

WM. A. PRENDERGAST, Comptroller.

On motion, Rule 19 was waived in this matter and the following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 546 of the Greater New York Charter, as amended by chapter 615 of the Laws of 1917, hereby authorizes the Comptroller to issue special revenue bonds of The City of New York to an amount not exceeding four hundred thousand dollars (\$400,000) redeemable from the tax levy of the year succeeding the year of their issue, the proceeds thereof to be used to defray the cost of emergency removal of snow in the Boroughs of Manhattan, The Bronx and Brooklyn during the month of December, 1917, as certified by the Department of Street Cleaning, and audited by the Department of Finance.

Which was adopted by the following vote:

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

Public Service Commission for the First District—Issue of Corporate Stock (Cal. No. 121).

The Secretary presented a report of the Comptroller recommending an issue of \$348,044.20 corporate stock to cover payment of interest during construction and prior to the complete operation of the rapid transit railroad under Contract No. 2 up to November 1, 1908, on corporate stock issued by The City of New York for the construction of the Brooklyn-Manhattan Rapid Transit Railroad.

(On August 19, 1912 (Cal. No. 9C), the requisition of the Public Service Commission was referred to the Comptroller.)

Roy M. Robinson appeared in favor.

The matter was laid over one week (January 4, 1918) under Rule 19.

COMMUNICATIONS, PETITIONS, ETC.

From City, Borough and County Officials.

Department of Taxes and Assessments—Retirement of Frederick Van Tine, Deputy Tax Commissioner (Cal. No. 122).

The Secretary presented a communication, dated December 26, 1917, from the Secretary of the Department of Taxes and Assessments, transmitting application of Frederick Van Tine, Deputy Tax Commissioner, for retirement, pursuant to chapter 768, Laws of 1917.

Which was referred to the Committee on Salaries and Grades.

Department of Parks, Borough of The Bronx—Retirement of John Mullen, Laborer (Cal. No. 123).

The Secretary presented a communication, dated December 26, 1917, from the Commissioner of Parks, Borough of The Bronx, requesting the retirement, pursuant to chapter 768, Laws of 1917, of John Mullen, Laborer in that department.

Which was referred to the Committee on Salaries and Grades.

MATTERS CONSIDERED BY UNANIMOUS CONSENT.

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

President, Borough of Queens—Transfer of Appropriation (Cal. No. 124).

The President of the Borough of Queens offered the following resolution:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the President of the Borough of Queens for the year 1917, as follows:

FROM		TO
716 Sewers	Transportation, Hire of Horses and Vehicles with Drivers.	\$133 00
666 Care of Sewage and Sewers, Disposal of Sewage	Wages, Regular Employees.	\$6 50
675 Care of Sewers and Sewage, Cleaning and Repairing	Wages, Temporary Employees.	126 50
		\$133 00

Which was adopted by the following vote:

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

Present and not voting—The President of the Borough of The Bronx.

President, Borough of Manhattan—Transfer of Appropriation and Modification of Schedules (Cal. No. 125).

The Secretary presented the following report of the Committee on Salaries and Grades:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 27, 1917, the President of the Board of Aldermen requested modification, including cash transfers, of certain salary schedules in the office of the President of the Borough of Manhattan for the year 1918. The Bureau of Personal Service reports thereon as follows:

"Purpose—(1) In Code 350 to increase the line 'Secretary to the President' from \$4,000 to \$4,500 and

"(2) Increase the line 'Stenographer to the Commissioner of Public Works' from \$1,500 to \$1,620.

"Reason—(1) To adjust next year's schedule to provide for the increase in the compensation of this position. This new rate of \$4,500 was approved by this Board on December 14, 1917, when it recommended its establishment under section 56 of the Greater New York Charter to the Board of Aldermen.

"(2) To provide for the transfer without change in compensation of a Stenographer now employed in the office of the President of the Board of Aldermen.

"Finding—The request is reasonable. The sum of \$620 necessary for these changes is provided by line reductions in the following codes:

353 Clerk, \$720 to \$660.

353 General Foreman, \$1,920 to \$1,800.

356 Foreman, \$1,320 to \$1,140.

357 Clerk, \$720 to \$520.

Clerk, \$600 to \$540.

"Two of these positions are vacant and the incumbents of the other positions are paid less than the line rates."

Recommendation—In view of the above report the Committee recommends the adoption of the attached resolutions approving the request. Respectfully,

Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President of the Borough of Brooklyn, Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds, appropriated to the President of the Borough of Manhattan, for the year 1918, as follows:

FROM		Salaries Regular Employees.
353 Care of Highways		\$60 00
355 Care of Highways		120 00
356 Care of Highways		180 00
357 Sidewalks, Street Signs and Encumbrances		260 00
		\$620 00

Salaries Regular Employees.

350 Administration

\$620 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the office of the President of the Borough of Manhattan for the year 1918, as follows:

Personal Service, Salaries Regular Employees.

350 Executive—	Borough President	\$7,500 00
	Commissioner of Public Works	7,200 00
	Assistant Commissioner of Public Works	6,000 00
	Consulting Engineer	7,200 00
	Secretary of the Borough	5,000 00
	Secretary to the President	4,500 00
	Secretary to the Commissioner of Public Works	3,540 00
	Engineer	3,000 00
	Assistant Engineer	2,940 00
	Confidential Inspector	2,550 00
	Executive Clerk	4,140 00
	Clerk	2,580 00
	Clerk, 2 at \$1,800	3,600 00
	Clerk	1,500 00
	Clerk	1,350 00
	Clerk, 4 at \$1,200	4,800 00
	Clerk	360 00
	Stenographer to the Borough President	2,100 00
	Stenographer to the Commissioner of Public Works	1,620 00
	Stenographer and Typewriter	1,800 00
	Stenographer and Typewriter	1,500 00
	Stenographer and Typewriter, 2 at \$1,440	2,850 00
	Stenographer and Typewriter, 4 at \$1,200	4,800 00
	Stenographer and Typewriter, 2 at \$1,140	2,280 00
	Stenographer and Typewriter, 3 at \$1,020	3,060 00
	Stenographer and Typewriter, 2 at \$840	1,680 00
	Typewriting Copyist, 2 at \$780	1,560 00
	Messenger	1,440 00
	Messenger	1,200 00
	Telephone Operator	1,200 00
	Attendant, 2 at \$1,200	2,400 00
	Attendant	1,020 00
	Auto Engineman	1,440 00
	Auto Engineman	1,260 00
	Schedule Total	\$101,000 00

Care of Highways, Executive.

353TS Tax Levy and Special and Trust Fund Force—		
Chief Engineer</		

Clerk, 2 at \$1,080.....	2,160 00
Clerk	960 00
Clerk, 3 at \$660.....	1,980 00
Clerk, 3 at \$360.....	1,080 00
Stenographer and Typewriter, 2 at \$1,200.....	2,400 00
Inspector of Complaints.....	1,620 00
Inspector	1,380 00
Messenger, 2 at \$1,200.....	2,400 00
Auto Engineman	1,260 00
 Schedule Total	 \$41,220 00
 Tax Levy Allowance.....	 \$33,104 40
Special and Trust Fund Allowance.....	8,115 60
 Total Allowance	 \$41,220 00

Roadways, Viaducts and Pavements.

355TS Tax Levy and Special and Trust Fund Force—	
Assistant Engineer	\$3,660 00
Transitman	1,920 00
General Foreman	1,800 00
General Foreman, 4 at \$1,800.....	7,200 00
General Foreman	1,500 00
Foreman	1,500 00
Foreman, 2 at \$1,200.....	2,400 00
Foreman, 4 at \$1,080.....	4,320 00
Foreman, 2 at \$960.....	1,920 00
Foreman	900 00
Assistant Foreman, 3 at \$960.....	2,880 00
Assistant Foreman, 2 at \$948.....	1,896 00
Assistant Foreman	900 00
Assistant Foreman	840 00
Inspector	2,280 00
General Inspector	1,920 00
Inspector	1,920 00
Inspector, 4 at \$1,740.....	6,960 00
Inspector	1,620 00
Inspector	1,500 00
Clerk	960 00
Auto Engineman, 2 at \$1,260.....	2,520 00
Laborer	912 00
Laborer, 18 at \$840.....	15,120 00
 Schedule Total	 \$69,348 00
 Tax Levy Allowance.....	 \$60,918 00
Special and Trust Fund Allowance.....	8,430 00
 Total Allowance	 \$69,348 00

Asphalt Plant, Executive.

356TS Tax Levy and Special and Trust Fund Force—	
Superintendent of Asphalt Plant.....	\$2,940 00
Clerk	1,680 00
Clerk	660 00
Laborer Watchman, 3 at \$720.....	2,160 00
Foreman	1,140 00
Auto Engineman	1,620 00
 Schedule Total	 \$10,200 00
 Tax Levy Allowance.....	 \$8,004 00
Special and Trust Fund Allowance.....	439 20
Tax Notes	1,756 80
 Total Allowance	 \$10,200 00

357 Sidewalks, Street Signs and Encumbrances—

Clerk	\$2,580 00
Clerk	1,200 00
Clerk	520 00
Clerk	540 00
Inspector, 2 at \$1,500.....	3,000 00
Inspector, 5 at \$1,320.....	6,600 00
Inspector, 4 at \$1,260.....	5,040 00
Foreman	1,500 00
Foreman	1,260 00
Rodman	1,140 00
Keeper	1,020 00
Attendant	1,020 00
 Schedule Total	 \$25,420 00

Which was adopted by the following vote:

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

President, Borough of Queens—Approval of Contract, Specifications, Etc. (Cal. No. 126).

The Secretary presented the following report of the Bureau of Contract Supervision:

December 28, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 27, 1917, you referred to the Bureau of Contract Supervision, a letter from the Acting President of the Borough of Queens, dated December 15, 1917, requesting authority to enter into contracts and also the approval of forms of contract, specifications and estimates of cost for equipment for a stable at the Ridgewood Refuse Destructor site, Borough of Queens, as follows:

4 cart horses, estimated cost.....	\$14,700 00
20 steel dumping carts, estimated cost.....	4,500 00
50 sets single cart harness, estimated cost.....	1,900 00
5 sets double truck harness, estimated cost.....	300 00
50 street blankets, estimated cost	900 00
50 stable blankets, estimated cost.....	200 00
50 horse collars, estimated cost.....	450 00
 Total	 \$22,950 00

Since this request was received it has been verbally changed to make the last item read:

100 horse collars

—changing the total estimated cost to \$23,250.

The cost is to be charged to an intact fund entitled "C.P.Q. 6D, Equipment for Stable at Ridgewood Refuse Destructor, Queens," and appropriation of \$26,500 for which was approved by your Board on May 25, 1917.

The estimated unit prices are greater than those used as the basis for the appropriation, but it is believed that the appropriation will be sufficient for the complete equipment, owing to the fact that there are about twenty dump carts and a few trucks now owned by the City, which can be assigned to the Ridgewood Destructor.

At the suggestion of the Bureau of Contract Supervision the specifications for the steel dumping carts have been changed in detail to conform to the standard cart in use by the Department of Street Cleaning, Manhattan, and the specifications for the horse collars have been changed to use ticking instead of Kersey for linings. It is believed that this will reduce the cost of these collars by about \$1.75 each without reducing the usefulness of the collars.

In their present state, the forms of contract and specifications are satisfactory.

The estimates of cost are reasonable. I recommend the adoption of the attached resolution approving the forms of contract, specifications and estimates of cost for the equipment and also, subject to the restrictions of section 419 of the Charter, permitting the purchase of any item by open market order, in case it is found that more advantageous prices can be obtained by this method. Respectfully, TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the resolution adopted on July 11, 1912, hereby approves the forms of contract and specifications and the estimate of cost, twenty-three thousand two hundred and fifty dollars (\$23,250), for equipment for a stable at the Ridgewood Refuse Destructor site, Borough of Queens, under the jurisdiction of the President of the Borough of Queens, as follows:

Forty-nine cart horses, estimated cost, fourteen thousand seven hundred dollars (\$14,700); twenty steel dumping carts, estimated cost, four thousand five hundred dollars (\$4,500); fifty sets single cart harness, estimated cost, one thousand nine hundred dollars (\$1,900); five sets double truck harness, estimated cost, three hundred dollars (\$300); fifty street blankets, estimated cost, nine hundred dollars (\$900); fifty stable blankets, estimated cost, two hundred dollars (\$200); one hundred horse collars, estimated cost, seven hundred and fifty dollars (\$750).—the cost to be charged to the corporate stock fund entitled "C. P. Q.—6D, Equipment for Stable at Ridgewood Refuse Destructor, Queens"; provided that, in the event that the aggregate sum of the lowest bids received for all of the items is equal to or less than the aggregate estimate of cost herein approved (although the amount of the lowest bid for one item may exceed the amount approved for said item), then the awards for all items, provided all are awarded, may be made without further approval by the Board of Estimate and Apportionment, and further provided that, subject to the provisions of section 419 of the Charter, the Board of Estimate and Apportionment hereby approves the purchase by open market order of any item under the specifications herein approved at less than one thousand dollars, provided the cost does not exceed the estimate of cost for that item as herein approved.

Which was adopted by the following vote:

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

Present and Not Voting—The President of The Bronx.

Charles Werbelovsky; Long Island Railroad Company (Cal. No. 127).

Revocation of consent granted Charles Werbelovsky to construct and maintain a railroad track across and on the surface of Jefferson Street, north of Irving Avenue, Borough of Brooklyn, and granting consent to the Long Island Railroad Company to construct, maintain and operate said track.

(By resolution adopted November 30, 1917 (Cal. No. 129), this consent was granted Charles Werbelovsky.)

The Secretary presented the following:

City of New York, Law Department, Office of the Corporation Counsel, New York, December 24, 1917.

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

Sirs—I received a communication from your Board dated September 27, 1917, signed Harry P. Nichols, Engineer, Chief of Bureau, reading as follows:

"Charles Werbelovsky presented a petition dated September 10, 1917, to the Board of Estimate and Apportionment for permission to install and maintain a standard gauge spur railroad track, at grade, across Jefferson Street, Borough of Brooklyn, at a point about 430 feet north of the northerly line of Irving Avenue, the track to connect the Evergreen Branch of the Long Island Railroad with property of the petitioner on the westerly side of Jefferson Street; operations over the track to be conducted by the Railroad Company. The petition recites that the Long Island Railroad Company was requested to petition the Board for this privilege, but under date of September 5, 1917, it advised Mr. Werbelovsky that the petition should be presented by him.

"Prior to the decision in the case of Hatfield vs. Straus, consents of this character were granted to railroad companies or to individuals or corporations owning the property to be connected with the railway, but since that decision such consents have been granted solely to the railroad companies, and the various terms and conditions of the consents have been complied with by them. I am informed they have been reimbursed for the direct expenses by the individuals or companies desiring the railroad connections. The only exception to the above procedure in recent years is the grant made to the Procter & Gamble Manufacturing Company, by resolution adopted by the Board June 29, 1917, and approved by the Mayor July 3, 1917, which grant was made under an opinion from your office.

"In response to an inquiry over the telephone, the Railroad Company's counsel stated the Railroad Company would neither petition for nor accept a consent for the track in question, it having been found that acceptance of such consents and compliance with the terms and conditions thereof entails considerable labor and expense which could more properly and more directly be met by the individual or corporation desiring the connection.

"In view of the attitude of the Railroad Company in this case, as hereinabove set forth, will you kindly advise if the Board can legally grant consent to Mr. Werbelovsky to install and maintain the said track, operations over it to be conducted by the Long Island Railroad Company?"

"Mr. Werbelovsky owns the land with which the spur is proposed to connect and has an option on an adjoining piece, it being his intention, I am informed, to erect a factory on the entire plot. He is, therefore, desirous of having the question of the spur definitely settled before taking title to the piece upon which he has the option, and, in consequence, requests that this matter receive early consideration."

After the receipt of the above communication, conferences were held between Mr. Louis J. Carruthers, of counsel for the Long Island Railroad Company; Mr. Henry J. Nurick, architect, representing Mr. Charles Werbelovsky; Mr. Edward A. Libaire, representing the Bureau of Franchises of your Board, and Mr. Samuel J. Rosenohn, Assistant Corporation Counsel, representing this department, and it was determined that, in view of the position of the Long Island Railroad, as stated in the above communication, the application for the consent to the spur track should be made to the Board of Estimate and Apportionment by Mr. Werbelovsky, and that he should also apply at the same time for permission for the Long Island Railroad Company to operate over it.

After these conferences were closed, I received a communication from you, dated November 30, 1917, signed James D. McGann, Assistant Secretary, reading as follows:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, granting Charles Werbelovsky permission to construct and maintain a railroad track across and on the surface of Jefferson Street, Borough of Brooklyn.

"You will note that under the resolution you are requested to specifically examine into the power of the Board to grant this consent to Mr. Werbelovsky and to further examine this consent, with a view to ascertaining if the City's interests are fully protected.

"This matter was submitted to you for opinion on September 27, 1917, and several conferences have been held between representatives of your office, the Railroad Company, the petitioner and the Bureau of Franchises.

"If you are of the opinion that the Board is within its power in making this grant, I would request that you advise this office at as early a date as possible, so that the resolution may be forwarded to His Honor, the Mayor, for approval."

I also received the certified copy of the resolution mentioned in this communication.

I am of opinion that the Board of Estimate and Apportionment has the power to grant a consent such as this to a steam railroad company. The grant should, however, be made to the railroad company with a provision that the cost of construction be paid by Werbelovsky. A steam railroad is in a different position from that occupied by a street surface railroad, since the construction and operation of connections with shippers is an essential part of the business of a steam railroad.

I herewith return the certified copy of resolution and proposed grant, together with the plan dated September 10, 1917, which accompanied the application.

Respectfully yours, LOUIS H. HAHLO, Acting Corporation Counsel.

Bureau of Franchises, December 27, 1917.
Hon. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Mr. Charles Werbelovsky presented a petition dated September 10, 1917, to the Board of Estimate and Apportionment for permission to install and maintain a standard gauge railroad spur track at grade across Jefferson Street, Borough of Brooklyn, at a point about 434 feet north of Irving Avenue, to connect the Evergreen Branch of the Long Island Railroad with property of the petitioner on the westerly side of Jefferson Street, upon which property a warehouse for the storage and sale of glass is proposed to be constructed.

At the meeting of the Board held September 21, 1917, the petition was referred to the Bureau of Franchises for investigation and report, and at the meeting held November 30, 1917, a report was presented reciting that there appeared to be no objection on the part of the City to the proposed track, but that the Long Island Railroad Company had declared it would not accept any consent for the track and that the consent, if granted, should be made to run to the petitioner, Mr. Werbelovsky. In view of such attitude of the Railroad Company, a resolution was submitted for adoption granting consent to Mr. Werbelovsky and providing that the consent in that form should be submitted to the Corporation Counsel for his opinion. The resolution was adopted by the Board at the same meeting on November 30, and subsequently submitted to the Corporation Counsel.

Under date of December 24, 1917, the Corporation Counsel advised the Board that it has power to grant the consent, which should be made to the Railroad Company, with a provision that the cost of construction be paid by Mr. Werbelovsky. In view of such opinion, a resolution is herewith submitted for adoption, granting consent to the Long Island Railroad Company, but providing for all costs in connection with the consent and the construction of the track, such as compensation to the City, the cost of construction and maintenance, security deposit, surety bond, etc., to be paid by Mr. Werbelovsky, both Mr. Werbelovsky and the Railroad Company to file instruments accepting the consent.

A resolution is also submitted for adoption, rescinding the resolution adopted November 30, granting consent to Mr. Werbelovsky.

Respectfully, JOHN A. McCOLLUM, Acting Chief of Bureau.

The following resolution was offered:

Whereas, A resolution was adopted by the Board of Estimate and Apportionment November 30, 1917, granting consent to Charles Werbelovsky to construct and maintain a standard gauge railroad track across and on the surface of Jefferson Street, Borough of Brooklyn, at a point about 434 feet north of the northerly line of Irving Avenue, said track to connect property of the said grantee with the Evergreen Branch of the Long Island Railroad; and

Whereas, In an opinion dated December 24, 1917, the Corporation Counsel has advised this Board that such consent should be granted to the Long Island Railroad Company; now, therefore, be it

Resolved, That the said resolution adopted by this Board November 30, 1917, granting consent to Charles Werbelovsky to construct and maintain a standard gauge spur track across Jefferson Street, Borough of Brooklyn, be and it hereby is rescinded.

Which was adopted by the following vote:

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

The following resolution was offered:

Whereas, Mr. Charles Werbelovsky presented a petition dated September 10, 1917, to the Board of Estimate and Apportionment, for permission to construct and maintain a spur track, to be operated by the Long Island Railroad Company, across Jefferson Street at a point about 440 feet north of the northerly line of Irving Avenue, Borough of Brooklyn, connecting property of the petitioner on the westerly side of said Jefferson Street with the Evergreen Branch of the Long Island Railroad, in order to afford direct railroad connection to the petitioner's property, upon which he proposes to erect a warehouse building for use in his business; now, therefore, be it

Resolved, That the consent of the corporation of The City of New York be and the same is hereby given to the Long Island Railroad Company to construct, maintain and operate a single track, standard gauge railroad across and on the surface of Jefferson Street, in the Borough of Brooklyn, from a point in the easterly building line of said street 444 feet north of the northerly line of Irving Avenue, to a point in the westerly building line of said street 424 feet north of the northerly line of Irving Avenue, the said track to connect with the Evergreen Branch of the Long Island Railroad and to be used to furnish direct railroad connection to property owned by Charles Werbelovsky on the westerly side of Jefferson Street, into which the said track will run; all as shown upon the plan accompanying the petition and entitled:

"Plan showing location of proposed spur track to be constructed across Jefferson St., Borough of Brooklyn, to accompany application dated Sept. 10, 1917, of Charles Werbelovsky to the Board of Estimate & Apportionment City of New York"

—and signed, Charles Werbelovsky, a copy of which is attached hereto and made a part hereof upon the following terms and conditions:

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

2. Charles Werbelovsky shall pay into the treasury of The City of New York, as compensation for the privilege hereby granted—

During the first term of five (5) years, the sum of one hundred dollars (\$100) per annum; and

During the second term of five (5) years, the sum of one hundred and five dollars (\$105) per annum.

Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within sixty (60) days of the approval of this consent by the Mayor, and shall be only such proportion of the annual charge as the time between the approval of this consent by the Mayor and November 1 following bears to a whole year.

Such rate of compensation shall continue up to the date of restoration of the street pavement after the removal of the structure from the street.

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

3. Upon the revocation or termination by limitation of this consent, the said Charles Werbelovsky shall, at his own cost, cause the said track and all appurtenances thereto to be removed, if required so to do by The City of New York or its duly authorized representatives, and all that portion of said street affected by this consent to be restored to its proper and original condition. If the said track shall not be required to be removed, it is agreed that it and its appurtenances shall become the property of The City of New York.

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

5. The said Charles Werbelovsky shall pay the entire cost of all work, labor and material in connection with the track hereby authorized, and particularly—

- (a) Its construction, maintenance and removal.
- (b) The protection of all substructures which shall in any way be disturbed by its construction or removal.
- (c) All changes in sewer, water pipes or other structures made necessary by its construction or removal, including the laying or relaying of drains, pipes, conduits, sewers or other structures.
- (d) The placing, replacing or restoring of the pavement and sidewalks in said street which may be necessitated or disturbed by its construction or removal.
- (e) Each and every item of the increased cost of any future structure or substructure caused by the presence of the track.

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

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

Upon the completion of the work, the said Charles Werbelovsky shall furnish to the President of the Borough a plan of such character as said official may direct, showing accurately and distinctly the location of the track, also the location and dimensions of substructures encountered during the progress of the work. The depth below the street surface of the new structure and of the subsurface structures encountered must be shown, also their locations with reference to the nearest curb-line and the nearest curb-line intersection.

7. The said Charles Werbelovsky shall at his own cost and expense—

- (a) Station flagmen at such points as may be designated by the President of the Borough for the protection of the public.
- (b) Erect, maintain and operate gates across the said street for the protection of the public, as may be directed by the President of the Borough, and at such location as the said official may determine.
- (c) If so directed by the President of the Borough, maintain gongs in connection with the said track, similar to the gongs maintained at ordinary railroad crossings, warning of the approach of trains.

The track shall be constructed and operated in the latest improved manner of railroad construction and operation and solely upon the terms and according to the lines and surveys to be approved by the President of the Borough. The rails shall be laid with the tops thereof flush with the surface of the roadway, and the roadway shall be graded and drainage provided as shall be directed and approved by the President of the Borough. The said Charles Werbelovsky shall cause to be constructed two catch-basins, one in each gutter, immediately south of the proposed track, under the supervision and direction and to the satisfaction of the President of the Borough. The character of the rails and other parts of the construction shall also be approved by the said official and the track shall be maintained in good condition by the said Charles Werbelovsky throughout the term of this consent.

The said Charles Werbelovsky shall, when so directed, alter the position of or move or protect the said track hereby authorized, entirely at his own expense, whenever it may become necessary for the City to repair or replace any existing structure or install any new structure within the lines of the said street. If the said Charles Werbelovsky shall fail or neglect to do so when directed, the City shall have the right to break through or remove all or any portion of the said track hereby authorized and the said Charles Werbelovsky shall pay the City the expense of such work.

8. The track shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York who have jurisdiction over such matters under the Charter of the City of New York.

9. The said Charles Werbelovsky shall at all times keep the entire street between the rails of the track and for a distance of two feet beyond the rails on either side thereof free and clear from ice and snow.

10. The said Charles Werbelovsky shall pave and keep in permanent repair the portion of the surface of the street between the rails of the track and for a distance of two feet on either side thereof, under the supervision of the proper local authorities and whenever required by them to do so, and in such manner as they may prescribe, and The City of New York shall have the right to change the material or character of the pavement, and in that event the said Charles Werbelovsky shall be bound to replace the existing pavement between the rails of the track and for a distance of two feet on either side thereof with such changed or altered pavement and in the manner directed by the proper City officials, at his own expense, and the provisions as to repairs herein contained shall apply to such changed or altered pavement.

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

12. The City of New York shall assume no liability whatsoever to either persons or property on account of the construction, maintenance and operation of the track hereby authorized, and the said Charles Werbelovsky shall hold The City of New York harmless from all damages to persons or property which may result from the construction, use, maintenance or operation of the track hereby authorized, and the said Charles Werbelovsky shall repay to the City any damages which the City shall be compelled to pay by reason of any act, omission or default of the said Charles Werbelovsky or of the said Long Island Railroad Company, arising out of the construction, maintenance or operation of the track.

To insure that the City shall be saved harmless from all damages on account of the construction, maintenance and operation of the said track, the said Charles Werbelovsky shall, within sixty (60) days after the date of approval of this consent by the Mayor and before anything is done in exercise of the rights conferred hereby, furnish to the Comptroller of The City of New York a surety bond, satisfactory to the said official, conditioned in the penal sum of Ten thousand dollars (\$10,000) which bond shall be renewed at its expiration from time to time during the term of this consent. In the event of the said Charles Werbelovsky failing to furnish such bond within the time herein specified, or failing to renew the said bond in the event of its expiration during the term of this consent, this consent shall immediately terminate and become null and void.

Nothing in this section shall affect or prejudice the right of the City to have recourse, pursuant to section 14, to the security deposit required by that section.

13. This consent is granted upon the further and express condition that the provisions of the Railroad Law applicable thereto and all laws or ordinances now in force or which may hereafter be adopted shall be strictly complied with.

14. This consent is upon the express condition that the said Charles Werbelovsky, within sixty (60) days after its approval by the Mayor and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of One thousand dollars (\$1,000), either in money or securities to be approved by the said official, which fund shall be security for the faithful performance of the terms and conditions of this consent. In case of default in the performance by said Charles Werbelovsky of any of the terms or conditions of this consent, The City of New York shall have the right to cause the work to be done and the materials to be furnished for making the changes or repairs after ten (10) days' notice in writing, and shall collect the reasonable cost thereof from said fund without legal proceedings, or in case of default in the payment of the charge for the privilege, shall collect the same from such fund, with interest, after ten (10) days' notice in writing to the said Charles Werbelovsky.

In case of any draft so made upon the security fund, the said Charles Werbelovsky shall, upon thirty (30) days' notice in writing, pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of One thousand dollars (\$1,000), and in default of the payment thereof, the consent hereby given may be cancelled and annulled, at the option of the Board of Estimate and Apportionment of The City of New York, acting on behalf of said City. No action or proceeding or rights under the provisions of this section shall affect any other legal rights, remedies or causes of action belonging to The City of New York.

15. The said Charles Werbelovsky shall give notice, in writing, to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity of intention to begin the work hereby authorized at least forty-eight hours before such work commences. The said Charles Werbelovsky shall also give to the Board of Estimate and Apportionment notice, in writing, of the date on which the work is commenced and also the date on which the same is completed, not later than ten (10) days after such dates.

16. The construction of the structure hereby authorized shall be commenced and completed on or before January 1, 1919; otherwise this consent shall be forfeited forthwith, without any proceedings, either at law or otherwise, for that purpose; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

17. This consent shall be null and void unless the said Long Island Railroad Company and the said Charles Werbelovsky shall duly execute separate instruments,

in writing, wherein the said Long Island Railroad Company and the said Charles Werbelovsky shall accept this consent, and shall promise, covenant and agree to conform to, abide by and perform all the terms, conditions and requirements as fixed and contained in the said consent, and file said instrument with the Board of Estimate and Apportionment of The City of New York within thirty (30) days after the approval of this consent by the Mayor; provided, however, that such time may be extended by the Board of Estimate and Apportionment.

Which was adopted by the following vote:

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

Both resolutions were approved by his Honor the Mayor at the meeting.

Kings Highway, from Ocean Parkway to Flatbush Avenue; Avenue Q, from the Westerly Line of East 12th Street to Kings Highway, and East 12th Street, from Avenue Q to Kings Highway, Borough of Brooklyn—Approval of Damage Map in Proceeding for Acquiring Title (Cal. No. 128).

(On November 16, 1917 (Cal. No. 17), the Board adopted a resolution approving the supplementary rule map in this proceeding.)

The Secretary presented the following:

December 26, 1917.

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

Dear Sir—I am transmitting herewith draft damage map in the proceeding to open and extend Kings Highway, from Ocean Parkway to Flatbush Avenue; Avenue Q, from the westerly line of East 12th Street to Kings Highway; and East 12th Street, from Avenue Q to Kings Highway.

The streets contain 561 plots and covers 1,286,840.83 square feet or 643,420 city lots. The rule map was certified by your Board on November 16, 1917, and the draft damage map is now sent for certification. Yours very truly,

L. H. POUNDS, President of the Borough of Brooklyn.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves Damage Map submitted by the President of the Borough of Brooklyn, for the use of the Commissioners of Estimate and Assessment, in the proceeding authorized by the Board under resolutions adopted on December 15, 1910, and June 8, 1917, for acquiring title to Kings Highway, from Ocean Parkway to Flatbush Avenue; Avenue Q, from the westerly line of East 12th Street to Kings Highway; East 12th Street, from Avenue Q to Kings Highway; Delamere Place, from Avenue P to Kings Highway; Avenue O, from the westerly line of East 26th Street to Kings Highway; East 26th Street, from Avenue O to Kings Highway; East 32d Street, from Avenue N to Kings Highway, and East 35th Street, from Avenue M to Kings Highway, Borough of Brooklyn.

Which was adopted by the following vote:

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

Public Playground and Park in Block Bounded by Lorimer Street, Johnson Avenue, Leonard Street and Boerum Street, Borough of Brooklyn—Approval of Rule and Damage Maps in Proceeding for Acquiring Title (Cal. No. 129).

(On September 28, 1917 (Cal. No. 1), the proceeding in this matter was authorized.)

The Secretary presented the following report of the Chief Engineer:

Report No. 17304.

December 28, 1917.

HON. JOHN PURROY MITCHEL, Mayor, Chairman of the Board of Estimate and Apportionment:

Sir—Herewith are transmitted the rule and damage maps presented by the President of the Borough of Brooklyn in the proceeding for acquiring title to the Public Playground and Park in the block bounded by Lorimer Street, Johnson Avenue, Leonard Street and Boerum Street.

This proceeding was authorized on September 28, 1917, and the property to be acquired, as shown on the maps now presented, appears to be identical with that needed for the Park as laid out upon the City Plan, and comprises 80,000 square feet. Fifty-three buildings, together with a number of sheds and outbuildings, encroach upon the land to be acquired.

I would recommend the approval of the maps and that, after certification, they be forwarded to the Corporation Counsel. Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves the Rule and Damage Maps submitted by the President of the Borough of Brooklyn for the use of the Supreme Court, in the proceeding authorized by the Board on September 28, 1917, for acquiring title to the Public Playground and Park comprising the block bounded by Lorimer street, Johnson avenue, Leonard street and Boerum street, in the Borough of Brooklyn.

Which was adopted by the following vote:

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

President, Borough of Manhattan—Approval of Award of Contract for Paving, Etc., 4th Avenue, from East 32d to East 34th Street, and East 33d Street, from Lexington to 4th Avenue, to Other Than Lowest Bidder ((Cal. No. 130).

The Secretary presented the following:

December 28th, 1917.

Re award of contract for regulating and grading Fourth Avenue, from 32d to 34th Streets, to The P. T. Cox Contracting Co., Inc., 154 Nassau Street, for the sum of \$86,187.75.

MR. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Municipal Building, N. Y. City:

Dear Sir—This is in confirmation of request made to-day to the Board of Estimate for permission to award the above contract for the sum of \$86,187.75 to The P. T. Cox Contracting Co., Inc., 154 Nassau Street, N. Y. City.

The reasons for making this request are that the firm of The Williams & Gerstle Engineering Company on Item No. 10 bid \$1.90 per cubic yard instead of \$190 per cubic yard, as intended. Representatives of this firm state that they are unable to complete this contract and have asked to be released. Attached herewith is their letter to that effect.

The same applies to the firm of Gallick & Cavalluzzo, who bid \$9 per cubic foot under the impression that the measurement was per cubic foot instead of per cubic yard. This firm has also stated that it will be unable to carry out the contract. Letter to that effect is also attached.

The next lowest bidder is The P. T. Cox Contracting Co., Inc., at the sum above specified.

Three other bids are higher than that of The P. T. Cox Contracting Co., Inc., ranging from \$99,078 to \$115,205. It would therefore appear to be to the best interest of the City to accept the bid of The P. T. Cox Contracting Co., Inc., than the three bids above referred to and well within the appropriation.

Yours very truly, MARCUS M. MARKS, President, Borough of Manhattan.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 419 of the Greater New York Charter, hereby determines that it is for the public interest that a bid other than the lowest should be accepted for the work of regulating and reregulating, grading and regrading, curbing and recurring, flagging and reflagging, paving with granite (permanent pavement) where not already paved, constructing and reconstructing sewers, inlets and basins in 4th Avenue, from East 32d Street to East 34th Street; and in East 33d Street, from Lexington Avenue to Fourth Avenue, together with all work incidental thereto, and authorizes the President of the Borough of Manhattan to accept the bid of P. T. Cox Contracting Company, Inc., the second lowest bidder for said work, at their bid of eighty-six thousand one hundred and eighty-seven dollars and seventy-five cents (\$86,187.75).

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx and the Acting Presidents of the Boroughs of Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

President, Borough of Manhattan—Appropriation for Widening Sidewalk; Amsterdam Avenue, Between 162d and 170th Streets (Cal. No. 131).

The Secretary presented a communication, dated December 27, 1917, from the President of the Borough of Manhattan requesting an issue of \$28,000 corporate stock to provide means for widening the sidewalk on Amsterdam avenue, between 162d street and 170th street, Manhattan.

Which was referred to the Committee on Corporate Stock Budget.

12th Avenue, Between West 44th and West 45th Streets, Borough of Manhattan—Assessment for Sewers, Etc. (Cal. No. 132).

The Secretary presented a report of the Committee on Assessments recommending that the matter of assessing the cost of constructing a sewer in 12th avenue, between West 44th street and West 45th street, and the reconstruction of a portion of the West 44th street sewer, including a new outlet to and under West 44th street Pier, Borough of Manhattan, be referred to the Chief Engineer of the Board with the understanding that when a definite sewer plan shall have been prepared and adopted he will report to the Board a recommendation as to how much of the proposed construction should be assessed and to what extent the expenses should be paid from corporate stock.

(On September 21, 1917 (Cal. No. 46), the report of the Committee on Corporate Stock Budget in this matter was referred to the Committee on Assessments.)

The matter was referred to the Chief Engineer.

Legislation Relative to Assessments for Improvements Benefiting Property of Corporations Exempt Therefrom (Cal. No. 133).

(On March 19, 1915 (Cal. No. 63), this matter was referred to the Committee on Assessments in connection with a resolution adopted approving a proposed Act in the form of an amendment to section 980 of the Charter.)

The Secretary presented the following report of the Committee on Assessments:

December 27th, 1917.

Gentlemen—At the meeting of your Board held on March 19th, 1915, in connection with a resolution then adopted, approving a proposed Act in the form of an amendment to section 980 of the Charter, prepared by the Corporation Counsel, designed to give the Board of Estimate and Apportionment power to reconsider its determination as to the amount to be assessed against the City in cases in which the property of corporations whose lands are exempt from assessments, is included within the area of assessment, there was referred to your Committee on Assessments the matter of the preparation of legislation which would repeal all special statutes granting exemptions from the payment of assessments.

Your Committee on Assessments gave much attention to the subject and had compiled by the Finance Department and by the Law Department a list of special statutes granting exemption from the payment of assessments which is believed to be complete and comprehensive. A schedule showing this list, with the associations and corporations that are the beneficiaries of such special statutes, is hereto annexed, marked "A." This list does not contain the names of corporations or associations specially exempted from taxation or from the payment of water rates.

Your Committee has deferred the presentation of a report pending the preparation of appropriate legislation by the Corporation Counsel for consideration by your Board, but that legislation not having been submitted up to the present time, your Committee respectfully requests that it be discharged from further consideration of the subject referred to aforesaid. Respectfully submitted,

DOUGLAS MATHEWSON, President of the Borough of The Bronx;
....., Mayor; ALBERT E. HADLOCK, Deputy and Acting Comptroller; MARCUS M. MARKS, President of the Borough of Manhattan; Committee on Assessments.

"A"

Beth Israel Hospital Association, Chap. 536, Laws 1907.
Cathedral Church of St. John the Divine, Chap. 648, Laws 1897.
Church of St. Augustine, Chap. 828, Laws 1895.
Church of St. John the Evangelist, Chap. 542, Laws 1906.
Church of St. Malachy, Chap. 401, Laws 1904.
Church of St. Raphael, Chap. 472, Laws 1904.
Congregation of Hour Jacob, Chap. 521, Laws 1908.
Euclid Avenue Baptist Church, Chap. 301, Laws 1907.
Evangelical Lutheran Church of the Atonement, Chap. 477, Laws 1898; Chap. 440, Laws 1907.
German Reformed Church of Melrose, Chap. 867, Laws 1825.
Hahnemann Hospital, Chap. 613, Laws 1894; Chap. 321, Laws 1905.
Hebrew Benevolent and Orphan Asylum, Chap. 544, Laws 1892; Chap. 558, Laws 1893; Chap. 101, Laws 1894; Chap. 532, Laws 1894; Chap. 199, Laws 1905.
Hebrew Infant Asylum, Chap. 716, Laws 1900; Chap. 291, Laws 1905; Chap. 429, Laws 1911.
House of Good Shepherd or St. Joseph's Orphan Asylum, Chap. 557, Laws 1892; Chap. 288, Laws 1893; Chap. 101, Laws 1894; Chap. 532, Laws 1894; Chap. 541, Laws 1906.
J. Hood Wright Hospital, Chap. 198, Laws 1905.
Lebanon Hospital Association, Chap. 101, Laws 1894; Chap. 532, Laws 1894; Chap. 482, Laws 1904.
Literary Society of St. Catherine, Chap. 467, Laws 1897.
Madison Avenue Reformed Church, Chap. 101, Laws 1894; Chap. 532, Laws 1894.
Missionary Society of the Most Holy Redeemer, Chap. 527, Laws 1894.
Mothers' Home of the Sisters of Misericordie, Chap. 906, Laws 1885.
Montefiore Home for Chronic Invalids, Sec. 824, Chap. 410, Laws 1882; Chap. 651, Laws 1886; Chap. 670, Laws 1887.
New York Magdalen Benevolent Society, Chap. 101, Laws 1894; Chap. 533, Laws 1894.
Protestant Episcopal Church of the Holy Faith in the 23rd Ward, Chap. 525, Laws 1894.
Religious Corporations, Chap. 689, Laws 1904.
Religious Corporations in 23rd and 24th Wards, Chap. 618, Laws 1896.
Roman Catholic Church of the Immaculate Conception in the 23rd Ward, Chap. 525, Laws 1894.
Roman Catholic Church of St. Martin of Tours, Chap. 351, Laws 1906.
St. Ann's Church of Morrisania, Chap. 47, Laws 1894; Chap. 529, Laws 1905.
St. John's Methodist Episcopal Church, Chap. 535, Laws 1894.
St. Matthew's German Lutheran Church of Melrose, Chap. 411, Laws 1896.
St. Paul's German Evangelical Reformed Church, Chap. 514, Laws 1907.
St. Luke's Hospital, Sec. 824, Chap. 410, Laws 1882; Chap. 311, Laws 1885; Chap. 558, Laws 1893; Chap. 101, Laws 1894.
Second Church of the Disciples of Christ, Chap. 867, Laws 1895.
Sisters of the Poor of St. Francis, Chap. 533, Laws 1898.
Third German Baptist Church, Chap. 867, Laws 1895.
Exemption of Cemetery Lands, Sec. 450, Real Property Law (Source, Chap. 310, Laws 1879).
An Act to Revise and Combine in a Single Act all Existing and Local Laws Affecting Public Interests in The City of Brooklyn, Title 22, Sec. 32, Chap. 583, Laws 1888; amended by Chap. 255, Laws 1889.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby discharges the Committee on Assessments from further consideration of proposed legislation designed to give the Board power to reconsider its determination as to the amount to be assessed against the City in cases in which the property of corporations whose lands are exempt from assessment is included within the area of assessment, which matter was referred to said Committee on March 19, 1915 (Cal. No. 63).

Which was adopted by the following vote:

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

Register, New York County—Registering Under the Torrens System Titles to Property Acquired by the City (Cal. No. 134).

(On April 7, 1916 (Cal. No. 101), a communication from the Register of New York County relative to this subject was referred to the Committee on Assessments.)

The Secretary presented the following communication from the Register of New York County:

April 3, 1916.

Torrens' Amendments Union Bill, Introduced by Committee on Judiciary of Senate and Committee on General Laws of Assembly.

Board of Estimate and Apportionment, Municipal Building, New York City:

Gentlemen—Under date of December 16, 1915, and January 28, 1916, I addressed communications to your Board, requesting that the matter of utilizing the title plant in this office be accomplished by proper amendments to the Torrens Law. The matter was referred to the Committee on Assessments. This Committee, after two public hearings, and as a result of their own investigations in consultation with representatives of the Law Department and of the Finance Department, submitted a report dated March 10, 1916 (Calendar No. 2627, Vol. 21).

The Committee stated in this report that "there can be no doubt as to the advisability and wisdom of the City availing itself of the 'Torrens Law' if that law were so perfected as to reduce the cost of registering titles of property purchased by the City to a figure as low or lower than the expenses now incurred for such work, provided equal security in the use and possession of the premises to which the titles would be insur, was had, and the City received as good assurance of the marketability of the titles thereto, and it is equally obvious that the greater the utilization that could be made of the plants which have been built up in the Register's office, both by actual use for the benefit of the City and by such use as would produce revenue, the better it would be for the community."

Your Board acted upon this question at a regular meeting held March 17, 1916, and decided that while the Board should not substitute itself for the Legislature in deciding upon questions of policy, provided that the financial interests of the City are conserved, yet recommended that "it favor the insertion in any legislation to be adopted upon the subject, provisions which will permit the examining of titles preliminary to a registration under the law, by examiners who shall be salaried employees of the Register's office in any of the Counties of The City of New York, to the end that the plants built up in those offices may be utilized, such examination when made for the City by a salaried employee of said office to be without charge, at the option of the City authorities."

Union Bill Agreed Upon.

Four sets of amendments on this subject were introduced in the Legislature this year, and the Committees on Judiciary of the Senate and on General Laws of the Assembly united in designating a sub-committee to harmonize the differences between these four bills. Two public hearings were held by the sub-committee and a union bill was agreed upon, which was introduced March 23, 1916, in the Senate by the Committee on Judiciary (Pr. No. 1311, Int. 1154), and on the same day in the Assembly by the Committee on General Laws (Pr. No. 1861, Int. 1494). Each of these bills has been advanced to third reading and is now on order of final passage.

Four Vital Amendments.

Of the four vital amendments to the present Torrens law urged by those who really wish to see the law made workable, two affect the workability of the law *after* the land is once in the system. These two features are:

- (1) The compulsory payment of a premium into the public insurance fund, and
- (2) The elimination of the withdrawal feature.

The adoption of these two features is like the removal of two impossible hurdles from the path of the runner after he has once started in the race.

The other two vital features:

- (3) The recognition of the exclusively official character of the system, and consequently the elimination of private parties or corporations from the machinery of the system, and
- (4) The simplification of the court procedure in order to reduce the needlessly excessive court costs.

—are obstructions to entering the race.

The adoption of the third (3) feature, to use the same simile of a race, would be like the removal of a handicap from the runner, or better still, the removal from the field of contestants whose past records have shown their opposition to the success of the particular kind of race to be held on account of an investment in an opposition "meet"—the opposition extending even to foul play.

The need of the adoption of the fourth (4) feature—simplified procedure—is the most patent of all. The procedure of the present law is simply the placing of such a high entrance fee upon the runners that no one at all will enter the race. It is as though one wished to enter a race, but when he goes to "weigh in," he finds that conditions as to the color of his hair, his nationality or some other equally impossible impediment are imposed before he can enter.

The costliness in time and money of the complicated procedure required for the first registration, is practically a denial of the use of the system to those who wish to join it.

Union Bill Affords Partial Relief.

The union bill referred to, contains the two features first named; that is, an adequate insurance fund is provided, and the withdrawal feature is omitted. These two points are essential to a true Torrens law, but relate more particularly to the system after it is in operation. On the third point (official examiners), the union bill makes a compromise. It permits the appointment of official examiners by the register or county clerk, with fees for their service payable into the City Treasury, but the bill also permits title companies and outside attorneys who are licensed, to act as official examiners for fees payable privately to the official examiner. Thus both a private and a public system is provided with the idea that the applicant may choose which he prefers. This mixing of private business in a public enterprise is one of the things I have objected to, but was adopted by the sub-committee in the spirit of compromise.

The union bill makes no change in the procedure, but continues the procedure of the present law which is unnecessarily burdensome and expensive in time and money. I have recommended the procedure of the Massachusetts law which has proved exceedingly successful. It is my firm opinion that the Torrens Law in New York will not prove fully successful until the proceeding for the initial registration is made simple and direct. In this connection I may say that the simple Massachusetts procedure which I recommend, has been approved by the Bar Association of The City of New York.

Notwithstanding the fact that the union bill submitted by the sub-committee does not fully correct all of the defects in the present law, nevertheless, a considerable advance over the present law is made, and I have agreed to accept the bill at this time for the purpose of securing harmony in the committee and before the Legislature, so that the affirmative relief on the points stated may be procured at the present session. This will leave the question of a simplified procedure for the next Legislature. The union bill has received the approval of the Torrens Committee of the Real Estate Board of New York.

Assurance Fund a City Asset.

The union bill provides, as is done in Massachusetts, Illinois, and elsewhere, that payment into the assurance fund is compulsory on all who register land. Payment is made directly into the City Treasury and losses are paid in the same way as other claims against the County. This plan gives public confidence in the system and universal experience has shown that the fund is never a source of loss, but an actual source of income and profit to the community.

My purpose in writing this letter is to inform the Board of Estimate and Apportionment as to the facts and to request that the members of the Board individually, and if possible, as a body, give their approval of the union bill to the end that such affirmative relief as it gives may be put into the law this year. Yours very truly,

JNO. J. HOPPER, Register.

The following resolution was offered by the President of the Borough of The Bronx:

Resolved, That the Board of Estimate and Apportionment hereby discharges the Committee on Assessments from further consideration of the subject of registering titles to property acquired by the City under the Torren's System of Land Title Registration, which matter was referred to said Committee on April 7, 1916 (Cal. No. 101).

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; President, Borough of Manhattan—Transfer of Appropriation (Cal. No. 135).

The Secretary presented the following:

December 19, 1917.

Hon. WILLIAM A. PRENDERGAST, Comptroller, Municipal Building, N. Y.

Dear Sir—Request has been made to this office for furniture and equipment for the office of Justice Elect Meyers of the City Court, in order that it may be made ready for occupancy by January 1, 1918.

The estimated cost of the requirements necessary will not exceed \$660.00 and as there are no funds available for the purpose in any of the appropriations of this department, I would respectfully suggest that the amount be transferred from Code No. 3039, City Fund for Salary and Wage Accruals to No. 403 Office Equipment to this department, in order that immediate steps may be taken to purchase the necessary articles and have them installed. Very truly yours,

JOHN H. BOSCHEN, Assistant Commissioner.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of the funds appropriated for the year 1917, as follows:

FROM

3039 City Fund for Salary and Wage Accruals..... \$660 00

TO

PRESIDENT, BOROUGH OF MANHATTAN..... \$660 00

Which was adopted by the following vote:

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

Emergency Fuel Supplies Account—Report of Comptroller (Cal. No. 136).

(On August 14, 1917 (Cal. No. 56), the Board authorized the transfer of \$164,256.70 from account No. 3017, Debt Service, to a temporary account to be known as No. 3017A, to be retransferred by the Comptroller to provide for deficiencies in the various departmental fuel supplies accounts and to be subsequently reported upon in detail by the Comptroller.)

(On October 5, 1917 (Cal. No. 27), a report of the Comptroller, dated September 28, 1917, on this subject was presented to the Board and printed in the minutes of that meeting.)

The Secretary presented the following report of the Comptroller, which was ordered printed in the minutes and filed:

December 26, 1917.

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

Gentlemen—Under date of August 14, 1917, the Board of Estimate and Apportionment adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated for the year 1917, as follows:

FROM

3017 Interest on Revenue Bonds and Revenue Bills Outstanding September 30, 1916, and on Bonds to Be Issued..... \$164,256 70

TO

3017A Emergency Fuel Supplies Account \$164,256 70

"To be retransferred by the Comptroller to provide for deficiencies in the various departmental Fuel Supplies Accounts, which retransfers shall be subsequently reported in detail by the Comptroller to the Board of Estimate and Apportionment."

The reason for establishing this emergency fuel supplies account instead of transferring from the debt service account to the departments direct was that the exact fuel needs of the various departments were not known at that time. The Central Purchase Committee had received bids for furnishing coal for the balance of the year 1917, but they had not been tabulated.

Under date of September 28, 1917, I made a report to your Board of transfers amounting to \$158,605.55, which had at that time been made from the Emergency Fuel Supplies Account (Code 3017A) to the Fuel Supplies accounts of various departments. In relation to the balance which had not been transferred, my report states:

"There is now left in the account (Code 3017A) a balance of \$5,651.15, which will be required to cover the charges which will arise later in connection with the rehandling of coal. In order to avoid a possible shortage, through inability to secure coal as needed in the latter part of the year, it has been arranged to take delivery now of all the 1917 coal which can be stored. In some departments this will necessitate transferring coal from the storage points when the quantity delivered at the point of consumption becomes exhausted. Until the charges for this transfer and rehandling arise, however, it is thought best not to make any further transfer of funds to the Fuel Supplies accounts of the departments above referred to."

Due chiefly, as I understand, to the inability of the contractors to deliver coal as rapidly as expected, coal was not stored in such large quantities as had been anticipated and the cost of rehandling was greatly reduced in consequence. In view of the conditions and the possibility that all rehandling could be taken care of by the departments without additional appropriations therefor, the balance of \$5,651.15 was applied to the purchase of coal by transferring it from the Emergency Fuel Supplies account to the Fuel Supplies accounts of the following departments:

Department of Water Supply, Gas and Electricity \$2,242 50

Department of Docks and Ferries 3,408 65

The transfer of \$2,242.50 to the Department of Water Supply, Gas and Electricity was to enable that department to purchase 300 tons of coal for use at the Bayside and Flushing pumping stations, Borough of Queens, a previous estimate of the quantity of coal required by the department for the balance of the year having failed to include a sufficient allowance because it had been anticipated that a Pelton turbine wheel would be installed at Bayside by October 1, 1917, by means of which the force of the Catskill water could be used for pumping water to the higher portions of Little Neck and the use of fuel at that point for pumping dispensed with. The wheel was not installed as expected, and probably will not be until next month.

The need of the Department of Docks and Ferries of additional funds with which to purchase coal required for the balance of 1917 was explained in my report to your Board, dated November 23, 1917, in which I stated that \$55,383.24 must be provided, of which amount \$3,408.65 was available in the Emergency Fuel Supplies Account (Code 3017-A). The balance of the sum needed (\$51,974.59) was transferred to the Department of Docks and Ferries from Code 3017, "Interest on Revenue Bonds and Revenue Bills outstanding September 30, 1916, and on Bonds to be issued," pursuant to authority contained in resolution adopted by your Board November 23, 1917. Yours very truly, WM. A. PRENDERGAST, Comptroller.

Department of Water Supply, Gas and Electricity—Retirement of William Tyler, Stationary Engineer (Cal. No. 137).

(On November 30, 1917 (Cal. No. 2), a communication from the Commissioner of Water Supply, Gas and Electricity herein was referred to the Committee on Salaries and Grades.)

The Secretary presented a communication dated November 26, 1917, from the Commissioner of Water Supply, Gas and Electricity, transmitting application of William Tyler, Stationary Engineer, for retirement; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 27, 1917.

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

Gentlemen—at a meeting of your Board held November 30, 1917, there was submitted a communication from the Commissioner of Water Supply, Gas and Electricity, dated November 26, 1917, recommending the retirement of William Tyler, a Stationary Engineer in the Department of Water Supply, Gas and Electricity.

The Commissioner's communication was as follows:

Hon. JOHN PURROY MITCHEL, Mayor, The City of New York:

"Sir—I send you herewith application for retirement on pension of William Tyler, Stationary Engineer in this department. A previous application by Mr. Tyler was denied by the Board of Estimate on January 26, 1917, on the ground that the applicant was at that time capable of performing the duties of his position.

"A report of the applicant's superior, Supervising Engineer Williams, made during the current month, indicates that Mr. Tyler's physical condition is such that he is not capable of performing the duties to which it will be necessary to assign him, if he is retained in the service after January 1, 1918, because under the conditions that will then prevail he will be obliged to take his turn on any assignments and be compelled to work from twelve to eighteen hours a day, after the stations are started up, until additional engineers can be obtained. As Mr. Tyler is beyond 66 years of age and is unquestionably suffering from a number of ailments not uncommon to one of his years, the department now renews his application in the belief that its granting at this time will be to the interest of the City and a matter of simple justice to the applicant, who has served the City for over 32 years. I therefore request that this renewed application be forwarded to the Board of Estimate and Apportionment and that prompt and favorable action be taken thereon.

"From April 1, 1911, to April 30, 1917, Mr. Tyler was paid at the rate of \$1,750 per annum. Since May 1, 1917, he has been paid at the rate of \$4.50 per diem. Respectfully,

WM. WILLIAMS, Commissioner."

On January 26, 1917, the Board of Estimate and Apportionment denied a previous application for retirement made by Mr. Tyler for the reason that the Board of Medical Examiners reported that he was both mentally and physically capable of performing the duties of his position.

On December 11, 1917, Mr. Tyler was examined by the Board of Medical Examiners. The report of the said Board is attached hereto and states in conclusion:

"In our opinion he is now permanently unfit for the duties of his position and we therefore suggest that you recommend his retirement."

Mr. Tyler's original appointment and subsequent changes in title and rate of compensation were as follows:

September 1, 1885, appointed Assistant Engineer, Department of City Works, at \$900 per annum.

December 1, 1887, compensation changed to \$1,000 per annum.

January 1, 1898, transferred to Department of Water Supply, Gas and Electricity.

July 1, 1899, compensation changed to \$1,100 per annum.

October 1, 1900, compensation changed to \$1,200 per annum.

September 1, 1901, compensation changed to \$1,277.50 per annum.

June 1, 1906, compensation changed to \$4 a day.

May 1, 1907, compensation changed to \$1,460 per annum.

February 1, 1908, title changed to Stationary Engineer at \$4.50 a day.

April 1, 1911, compensation changed to \$1,750 per annum.

January 1, 1915, title changed to Engineman.

May 1, 1917, compensation changed to \$4.50 a day.

An examination of the payrolls and time sheets has been made sufficient to establish over thirty years of service, as follows:

January 1, 1886, to November 30, 1917.

In an affidavit dated December 21, 1917, submitted herewith, Mr. Tyler stated that he had never filed a claim or brought suit against The City of New York for the payment of salary or wages or for any other claim, except that at various times between February, 1900, and February, 1906, he filed claims amounting to \$3,652.00 under the Prevailing Rate of Wages Law for balance of wages alleged to be due him as an engineer in the Department of Water Supply, Gas and Electricity, and that these claims were settled and adjusted by the Department of Finance in the sum of \$172.05, which was paid on July 30, 1913.

A search of the records in the Law Department discloses that the following actions were brought against The City of New York by Mr. Tyler to recover under the Prevailing Rate of Wages Law as an Engineer in the Department of Water Supply, Gas and Electricity:

On March 3, 1900, to recover the sum of \$1,600.

On June 30, 1904, to recover the sum of \$1,127.

On June 1, 1905, to recover the sum of \$53.

On August 24, 1905, to recover the sum of \$375.

On October 23, 1905, to recover the sum of \$375.

On May 28, 1906, to recover the sum of \$126.

On December 24, 1917, orders were entered in the Supreme Court, New York County, discontinuing the said actions.

An examination of the Register of Claims in the Division of Law and Adjustment of the Department of Finance shows that he filed the following claims:

Claim No. 38150, filed February 18, 1900, for \$1,606.

Claim No. 30959, filed May 27, 1904, for \$1,127.

Claim No. 42782, filed June 1, 1905, for \$53.

Claim No. 43890, filed June 30, 1905, for \$375.

Claim No. 44458, July 21, 1905, for \$375.

Claim No. 48885, February 3, 1906, for \$126.

The above claims were settled and adjusted by the Department of Finance in the sum of \$172.05, which was paid by voucher No. 104378 (1913) on July 30, 1913.

For the past three years Mr. Tyler's compensation as provided for in the budget was as follows:

Years 1915, 1916, and up to April 30, 1917, 2 years and 4 months, at

\$1,750 per annum \$4,083.33

May 1 to December 31, 1917, 245 days at \$4.50 a day 1,102.50

\$5,185.83

—an average annual rate of \$1,728.61.

His actual compensation during the same period was:

December 1, 1914, to April 30, 1917, 29 months at \$1,750 per annum \$4,229.15

May 1 to November 30, 1917, 215 days at \$4.50 a day 967.50

\$5,196.65

—an average annual sum of \$1,732.21.

Under date of December 14, 1917, Mr. Tyler signed the following consent:

"In consideration of the award to me of an annuity equal to fifty per centum of my average annual compensation for the past three years, I agree to refund to the City of New York the amount recovered by me through an action under the prevailing rate of wages law, by having the said amount deducted in monthly instalments from the said annuity, such monthly instalments to be based on my probable length of life."

The above consent is attached hereto.

We recommend the adoption of the accompanying resolution retiring William Tyler from active service and awarding and granting him an annuity of \$864.30, being fifty per centum of his average annual rate of compensation for the past three years, less the amount of the annual refund of \$15.71, to reimburse the City for the money recovered by him through successful suits or claims, leaving a net annuity of \$848.59. Respectfully submitted,

WM. A. PRENDERGAST, Comptroller; JOHN PURROY MITCHEL, Mayor; LEWIS H. POUNDS, President of the Borough of Brooklyn; Committee on Salaries and Grades.

The following was offered:

Whereas, William Tyler, employed as a Stationary Engineer in the Department of Water Supply, Gas and Electricity, who has been in the employ of The City of New York or of one of the municipalities, counties or parts thereof which have been incorporated into The City of New York, for a period of thirty years and upward, and is physically incapacitated for the further performance of the duties of his position; therefore be it

Resolved, That the interest of the public service requires his retirement, and that the Board of Estimate and Apportionment, pursuant to the provisions of sections 165, 166 and 167 of the Greater New York Charter, as amended by chapter 669 of the Laws of 1911 and chapter 479 of the Laws of 1912, hereby does retire from active service William Tyler, employed as a Stationary Engineer, in the Department of Water Supply, Gas and Electricity, and hereby awards and grants to said William Tyler an annual sum or annuity of Eight hundred forty-eight dollars and thirty cents (\$864.30), being equal to fifty per centum of his average annual rate of compensation for the three years immediately preceding the taking effect of this resolution, less the amount of the annual refund of Fifteen dollars and seventy-one cents (\$15.71), to reimburse the city for the money recovered by him through successful

suits or claims, leaving a net annuity of Eight hundred forty-eight dollars and fifty cents (\$848.59); this resolution to take effect upon the first day of the month following its adoption, subject to the execution by the annuitant of a general release; and be it further

Resolved, That the Comptroller of The City of New York be and he is hereby directed to pay said net annuity of Eight hundred forty-eight dollars and fifty cents (\$848.59) to said William Tyler during his lifetime, in equal monthly instalments, out of the receipts of excise moneys or liquor taxes belonging to The City of New York.

Which was adopted by the following vote:

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

Department of Correction—Modification of Schedule (Cal. No. 138).

The Secretary presented a communication dated December 24, 1917, from the Department of Correction, requesting modification of schedule; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 24, 1917, the Department of Correction requested approval of a wage schedule amounting to \$990 to provide for the payment of wages of mechanics engaged in the supervision of the construction of a disciplinary building on Riker's Island, and the erection of a building at the City Prison, Brooklyn. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—To provide for the following additional time of mechanics: Plumber, at \$6 per day (65 days), \$390; Carpenter, at \$5 per day (120 days), \$600. It is proposed to pay for this additional time from the following corporate stock codes: CDC8 (Construction of a new building at the Raymond Street Jail); CDC17 (Erection of a Disciplinary Building, Riker's Island).

"Reason Given—The Commissioner states: 'The services of these mechanics were positively required to supervise and direct the work of inmates engaged on the erecting of a building at the City Prison, Brooklyn (C.D.C.8) and the erection of a Disciplinary Building on Riker's Island (C.D.C.17). These mechanics were also required to do a great deal of the manual work. The extension of time allowances in this schedule has been made necessary by reason of the scarcity of skilled mechanics in the inmate population and the unavoidable delays in delivering supplies and materials. Former charges for mechanics' services were made against the Special Trust Fund of this Department (S-12), and, due to the fact that fund is nearly exhausted at this time, it becomes necessary to charge the wages of these mechanics against the Corporate Stock Appropriations specified. These appropriations were specifically allowed for the construction projects on which these mechanics were employed and for that reason I hope that this application will be acted upon favorably in order that the payment of the wages may be expedited.'

"Result of Investigation—The request is necessary in order to pay for services already rendered: It was the intention of the Department at the time the services were rendered to pay for same from the special trust fund above referred to, which is a fund established pursuant to the provisions of chapter 173 of the Laws of 1905, derived from the sale of land of the former Kings County Penitentiary, which funds are now practically exhausted."

Recommendation—In view of the facts set forth above, we recommend that the request be granted by the adoption of the attached resolution modifying the schedule. Respectfully,

WILLIAM A. PRENDERGAST, Comptroller; Mayor; LEWIS H. POUNDS, President, Borough of Brooklyn; Committee on Salaries and Grades.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule as revised for the Department of Correction for the year 1917, as follows:

Personal Service, Wages Temporary Employees.

2643C Reformatory, New Hampton Farms and Other Repair and Construction Projects—

Assistant Engineer (12 months)	\$3,180.00
Junior Engineer (12 months)	1,500.00
Architectural Draftsman (12 months)	1,320.00
Clerk (12 months)	960.00
Plumber at \$6 per day (65 days)	390.00
Carpenter at \$5 per day (120 days)	600.00

Schedule Total \$7,950.00

Corporate Stock Allowance \$7,950.00

Payable from—

Code C. D. C. 8	\$690.00
C. D. C. 17	300.00
C. D. C. 10 (Assistant Engineer, ½ month)	132.50
C. D. C. 12A (Assistant Engineer, 6 months; Junior Engineer, 12 months; Architectural Draftsman, 8 months; and Clerk, 8 months)	4,610.00
C. D. C. 19 (Assistant Engineer, ½ month)	132.50
C. D. C. 20 (Assistant Engineer, ½ month)	132.50
C. D. C. 21 (Assistant Engineer, 4 months; Architectural Draftsman, 4 months; and Clerk, 4 months)	1,820.00
C. D. C. 22 (Assistant Engineer, ½ month)	132.50

Total \$7,950.00

Which was adopted by the following vote:

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

Department of Correction—Modification of Schedules (Cal. No. 139).

The Secretary presented a communication dated December 27, 1917, from the Commissioner of Correction, requesting modification of schedules; and the following report of the Committee on Salaries and Grades recommending approval thereof:

December 28, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 27, 1917, the DEPARTMENT OF CORRECTION requested modification of Codes 2626, 2627, 2630, 2634 for the year 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—(1) Code 2626: To change the line Clerk at \$600 per annum to Tabulating Machine Operator at \$600 per annum, effective Dec. 1, 1917.

"(2) Code 2627: To change the line Storekeeper at \$1,800 per annum to Purchasing Agent, \$1,800 per annum.

"(3) Code 2630A (a): To increase the salary rate of a Cook from \$510 per annum to \$720 per annum, effective Oct. 1, 1917. (b) To change the line Prison Helper (female), 5 at \$480, \$2,400, to Prison Helper (female), 2 at \$480, \$960.

"(4) Code 2634: To change the line Prison Mat

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves the transfer of funds within appropriations made for the year 1917, as follows:

FROM	TO	
DEPARTMENT OF TAXES AND ASSESSMENTS.		
155 Supplies	\$300 00	
156 Equipment	150 00	
157 Repairs and Replacements.....	100 00	
160 Expressage and Deliveries	50 00	
161 Telephone Service	100 00	
	<u>\$700 00</u>	
DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.		
Contract or Open Order Service, Repairs and Replacements.		
2243TW General	\$700 00	

Which was adopted by the following vote:

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

Queens County Fund for Salary and Wage Accruals; Contingencies, County of Queens—Transfer of Appropriation (Cal. No. 143).

The Secretary presented the following report of the Comptroller:

December 27, 1917.

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

Gentlemen—A voucher has been filed in the Department of Finance by the District Attorney of Queens County, in favor of William Mayer, for the sum of \$21.23 for expenses incurred in the matter of extradition of defendants under indictment, who were located in various army camps.

In view of the fact that no specific funds were appropriated in the Budget for the payment of charges of this character, it is suggested that the necessary funds be provided by transfer from the Queens County salary and wage accrual fund (Code 3639) to Contingencies, County of Queens (Code 3642).

It is therefore respectfully recommended that the attached resolution effecting such transfer be adopted. Respectfully submitted,

WM. A. PRENDERGAST, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves the transfer of funds within appropriations made to the County of Queens, for the year 1917, as follows:

FROM	TO	
MISCELLANEOUS.		
3639 Queens County Fund for Salary and Wage Accruals.....	\$21 23	

FROM	TO	
3642 Contingencies, the County of Queens.....	\$21 23	

Which was adopted by the following vote:

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

Police Department—Transfer of Appropriation (Cal. No. 144).

The Secretary presented the following report of the Deputy and Acting Comptroller:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 21, 1917, the Police Commissioner requested transfer of the sum of \$8,300 within the appropriations to his department for the year 1917.

The Bureau of Contract Supervision, to which this request was referred on December 24, 1917, reports thereon as follows:

"The accounts to be credited with the amounts are practically exhausted.

"Code 1633, General Plant Service, \$4,600. This code includes allowances for what would ordinarily be three accounts—'General Plant Service,' 'Motor Vehicle Repairs' and 'General Repairs,' due to the transfer to this code of the amounts allowed under Department of Plant and Structures for 'Motor Vehicle Repairs' and 'General Repairs.' Under 'Motor Vehicle Repairs' it has been necessary to have emergency repairs made which will cost approximately \$1,200. Emergency heater repairs, roofing repairs and glazing in the different Precinct Station houses which it has been found necessary to make in the last two months will cost about \$2,600. Electric current and water bills will amount to about \$800. The transfer appears necessary.

"Code 1634, Contingencies. Expenditures for the ordinary charges against this code have averaged about \$8,000 per month. There have been several extra expenditures made in the last month which were overlooked in the estimate made in November when a transfer to this account was made and there has not been the expected decrease in the regular expenditures which the Commissioner anticipated at that time. The additional expenditures have been \$1,200 for insurance and about \$500 for repairs, both for boats which are loaned to the City for harbor patrol work.

"It is estimated that \$3,700 will be necessary to pay the December and November expense accounts, which are not yet in. The transfer appears necessary.

"The Police Commissioner states that in the accounts to be debited, the amounts to be transferred are excessive, owing to the purchase of fewer overcoats for Home Defense units than was expected and because proposed extensions to the telephone service have not been made."

I recommend the adoption of the attached resolution granting the request.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds within the appropriations to the Police Department for the year 1917, as follows:

FROM	TO	
1622 General Plant Equipment.....	\$4,500 00	
1631 Telephone Service	3,800 00	
	<u>\$8,300 00</u>	
1633 General Plant Service	\$4,600 00	
1634 Contingencies	3,700 00	
	<u>\$8,300 00</u>	

Which was adopted by the following vote:

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

Department of Parks, Boroughs of Manhattan and Richmond—Transfer of Appropriation (Cal. No. 145).

The Secretary presented a communication, dated December 22, 1917, from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting transfer of funds within appropriation for 1917; and the following report of the Deputy and Acting Comptroller recommending approval thereof:

December 27, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 22, 1917, the Commissioner of Parks, Boroughs of Manhattan and Richmond, requested transfer of \$70 from "Highway Materials" to "Office Supplies" within the appropriations to his department for the year 1917.

The Bureau of Contract Supervision reports that the transfer is necessary, largely due to increased cost of postage and paper.

I recommend the adoption of the attached resolution granting the request.

Respectfully, ALBERT E. HADLOCK, Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds within appropriations to the Department of Parks, Boroughs of Manhattan and Richmond, for the year 1917, as follows:

FROM	TO	
1145 Highway Materials	\$70 00	
1132 Office Supplies	\$70 00	

Which was adopted by the following vote:

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

Fund for Salary and Wage Accruals; President, Borough of Richmond—Transfer of Appropriation and Modification of Schedule (Cal. No. 146).

The Secretary presented the following communication from the President, Borough of Richmond:

Borough Hall, New Brighton, New York City, December 27, 1917.

Board of Estimate and Apportionment, Municipal Building, New York City:
Gentlemen—On August 12, 1917, in consequence of a notification from the laborers employed in the Bureau of Highways that unless wages were increased from \$2.50 to \$2.75 per day that they would, as speedily as possible, find employment elsewhere, I, as President of the Borough, with then sufficient funds in the appropriation known as 769, Wages Temporary Employees, notified them that their wages would be increased to \$2.75 a day. A payroll at this rate was denied. A new roll was prepared at the old rate, which rate continued in force until October 1, 1917, when this Board made arrangements for an increase of twenty-five cents a day for the balance of the year.

The transfer which I now ask for, namely, \$1,000, to be secured from "Salary and Wage Accruals, Code No. 3039, City Fund," is for the purpose of paying the promised twenty-five cents a day between August 12th and October 1st.

Respectfully yours,

CALVIN D. VAN NAME, President of the Borough.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, and in accordance with the provisions of resolution Second (f) of the terms and conditions governing the budget for 1917, hereby approves of the transfer of funds as follows:

FROM	TO	
3039 Fund for Salary and Wage Accruals from Schedule-supported Appropriation to be expended as provided in budget resolution here-with	\$1,000 00	

TO	
PRESIDENT, BOROUGH OF RICHMOND.	

Personal Service, Wages, Temporary Employees.	
769TRS Care of Highways.....	\$1,000 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the office of the President of the Borough of Richmond for the year 1917, as follows:

Paid from Tax Levy or Special and Trust Fund	Paid from Special Revenue Allowance.	Total.
769TRS Care of Highways— Foreman at \$4 per day (615 1/4 days).....	\$2,429 00	\$2,461 00
Foreman at \$3.75 per day (2,108 days)....	7,856 25	7,905 00
Foreman at \$3.50 per day (1,474 days)....	5,159 00	5,159 00
Foreman at \$3 per day (302 days).....	906 00	906 00
Laborer at \$3 per day (2,572 days)....	7,506 00	7,716 00
Laborer at \$2.75 per day (10,777 days)....	29,636 75	29,636 75
Laborer at \$2.50 per day (15,487 days)....	31,965 88	38,717 50
Steam Roller Engineer at \$5.50 per day (953 days).....	5,126 00	5,241 50
Balance Unassigned	37	37
\$90,585 25	\$7,157	

Honorable JOHN PURROY MITCHEL, FRANK L. DOWLING, MARCUS M. MARKS, MAURICE E. CONNOLLY, LEWIS H. POUNDS, CALVIN D. VAN NAME, DOUGLAS MATHEWSON AND WILLIAM A. PRENDERGAST, comprising the Board of Estimate and Apportionment of the City of New York:

Gentlemen—By virtue of the different provisions of the Charter of the Greater City of New York, a pension fund was created, and is still being maintained, in connection with the Department of Street Cleaning of the City of New York. This fund is maintained under the law by payment into the fund by members of the clerical and uniformed force of the Street Cleaning Department of 3 per cent. of their wages, and the City, by Charter provision, is compelled to pay into the said fund for the purposes of such fund, as follows:

First—All money, compensation or salaries or any part thereof, forfeited, deducted or withheld from any employee of the Department of Street Cleaning, absent for any cause.

Second—All monies received by the City from the sorting of refuse.

Third—All monies received from the sale of house ashes, garbage or refuse.

Fourth—All monies realized from the sale of condemned horses or other property of said Department, except real property, less such amount as may be legal claims against the property sold.

Fifth—Any and all unexpended balances or amounts of salaries or compensation of such employees of the Department of Street Cleaning remaining unexpended after allowance of all claims payable therefrom.

In violation of these provisions of the Charter, the present Street Cleaning Commissioner, John T. Fetherston, has unlawfully appropriated monies and compensation deducted and withheld from employees of the Department since July 1, 1915, to date, the sum of \$100,000, which sum the Protective Association of Pensioners of the Department of Street Cleaning hereby demands the City of New York shall pay to the Pension Fund.

Further, the Street Cleaning Commissioner, in some instances with the approval of your Honorable Board, has transferred accruals of the wages and salaries of the employees of the Street Cleaning Department for other purposes, such as appliances, office equipment, general repairs and maintenance of buildings, all contrary to the provisions of law governing the Pension Fund, amounting to the sum of \$50,000, which sum the Protective Association of Pensioners of the Department of Street Cleaning demands that the City of New York pay to the Pension Fund.

Further, the Street Cleaning Commissioner, John T. Fetherston, has, during his term of office, transferred unexpended balances appropriated in the budget for yearly wages and pay of the employees of the Street Cleaning Department, to other purposes, such as making up deficiencies in other accounts of his department. These transfers have had the approval of your Honorable Board in contravention of law, the sum of \$120,000 being so transferred. Therefore, the Protective Association of Pensioners of the Department of Street Cleaning demands that the City of New York reimburse the Pension Fund in the sum of \$120,000.

Further, the Street Cleaning Commissioner, John T. Fetherston, in contravention of the provisions of the Charter which provides as stated above, that the proceeds received from the sale of condemned property, other than real estate, shall be devoted to the Pension Fund, exchanged property of the Department for other property, placing upon such condemned property his own arbitrary value. In this manner at least \$5,000 has been diverted from its lawful custodian, the Pension Fund of the Street Cleaning Department of the City of New York, and for this sum the Protective Association of Pensioners of the Department of Street Cleaning likewise demands payment from the City of New York.

In conclusion, the Protective Association of Pensioners of the Department of Street Cleaning demands payment from the City of New York, the sum of \$275,000, unlawfully diverted from the Pension Fund. Yours truly,

CHARLES A. CHARLESWORTH, Chairman Executive Committee.

The President of the Borough of The Bronx offered the following resolution: Resolved, That the Comptroller be and hereby is authorized to take whatever legal steps are necessary, including the issue of special revenue bonds pursuant to the provisions of subdivision 7, of section 188 of the Greater New York charter, to reimburse the Department of Street Cleaning Pension Fund to the extent that said fund is legally entitled to be credited with deductions from compensation of employees, proceeds of the sale of condemned property and unexpended balances of appropriations which it is claimed were improperly transferred to other funds.

Which was adopted by the following vote:

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

Department of Public Charities—Approval of Increased Estimate of Cost (Cal. No. 149).

(On November 30, 1917 (Cal. No. 119), the Board approved the estimate of cost for this work at \$39,300.)

Hon. John A. Kingsbury, Commissioner of Public Charities, appeared and asked unanimous consent for approval of increased estimate of cost in the sum of \$40,363 for the general construction of a Reception Building at the foot of East 125th Street, Borough of Manhattan, and a waiting room and office building on Randall's Island.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution adopted on July 11, 1912, hereby approves new estimate of cost in the sum of forty thousand three hundred and sixty-three dollars (\$40,363), for the general construction, plumbing and heating work in connection with the construction of a Reception Building at the foot of East 125th Street, Borough of Manhattan, and a waiting room and Office Building on Randall's Island, under the jurisdiction of the Department of Public Charities, the cost to be charged to the corporate stock fund entitled "C. C. H.—57E, Department of Public Charities, Construction, Alteration and Equipment of Buildings on Randall's Island," this action being in substitution for approval of November 30, 1917.

Which was adopted by the following vote:

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

Board of Estimate and Apportionment (Bureau of Contract Supervision)—Dismissal of Charges Against James W. Reed, Engineer (Cal. No. 150).

The Secretary presented the following report of the Committee on Organization: December 26, 1917.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—On October 8, 1915, charges were served on James W. Reed, Engineer, Bureau of Contract Supervision of the Board of Estimate, and he was requested to present his answer before the Committee on Organization.

The Committee on Organization recommends that these charges be dismissed.

JOHN PURROY MITCHEL, Mayor, Chairman; WM. A. PRENDERGAST, Comptroller; LEWIS H. POUNDS, President, Borough of Brooklyn; DOUGLAS MATHEWSON, President, Borough of The Bronx, Committee on Organization.

On motion, the report was approved.

On motion, the Board adjourned to meet Friday, January 4, 1918, at 10.30 o'clock A. M.

JOSEPH HAAG, Secretary.

BOARD OF ESTIMATE AND APPORTIONMENT.

Minutes of Meeting of Board of Estimate and Apportionment Held in Room 16, City Hall, Friday, January 4, 1918.

The Board met in pursuance of the following call:

City of New York, Office of the Mayor, January 1, 1918.

In pursuance of authority contained in section 226 of the Greater New York Charter a meeting is hereby called of the Mayor, Comptroller, President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond, constituting the Board of Estimate and Apportionment, to be held in Room 16, City Hall, Borough of Manhattan, on Friday, January 4, 1918, at 10.30 o'clock a. m., for the purpose of transacting such business as may be brought before the Board.

JOHN F. HYLAN, Mayor.

Admission is hereby made of timely service upon us of a copy of the foregoing notice:

CHARLES L. CRAIG, Comptroller; ALFRED E. SMITH, President, Board of Aldermen; FRANK L. DOWLING, President, Borough of Manhattan; EDWARD RIEGELMANN, President, Borough of Brooklyn; HENRY BRUCKNER, President, Borough of The Bronx; MAURICE E. CONNOLLY, President, Borough of Queens; CALVIN D. VAN NAME, President, Borough of Richmond.

Present—John F. Hylan, Mayor, Charles L. Craig, Comptroller; Alfred E. Smith, President, Board of Aldermen; Frank L. Dowling, President, Borough of Manhattan; Edward Riegelmann, President, Borough of Brooklyn; Henry Bruckner, President, Borough of The Bronx; Maurice E. Connolly, President, Borough of Queens, and Calvin D. Van Name, President, Borough of Richmond.

The Mayor, Hon. John F. Hylan, presided.

Approval of Minutes (Cal. No. 1).

The minutes of meeting held December 14, 1917, were approved as printed in the CITY-RECORD January 4, 1918.

REPORTS.

From the Department of Finance.

Street Improvement Fund and Fund for Street and Park Openings—Amendment of Resolution Authorizing Application from Surplus in Fund (Cal. No. 2).

(On December 11, 1914 (Cal. No. 105), the Board adopted a resolution authorizing the Comptroller to apply \$1,500,000 of the surplus in the Street Improvement Fund and \$278,307.12 of the surplus in the Fund for Street and Park Openings to the liquidation of the indebtedness of The City of New York to the Street Improvement Fund for the City's share of the cost of sundry improvements authorized under section 247 of the Charter, commonly referred to as the Gerhardt Law.)

The Secretary presented a report of the Comptroller recommending that the resolution adopted by the Board on December 11th, 1914 (Cal. No. 105), and referred to above, be amended so as to permit the application of \$278,307.12 from the surplus in the Street Improvement Fund to provide for the liquidation of the City's indebtedness to that fund, and stating it is preferable that these two funds should be operated entirely independent of each other.

Which was referred back to the Comptroller.

From Bureaus of the Board.

Bureau of Contract Supervision.

Department of Health—Approval of Plans, Specifications, Etc., and Contract for Architectural Services (Cal. No. 3).

The Secretary presented a communication dated November 9, 1917, from the Secretary, Board of Health, transmitting preliminary plans and specifications for the proposed kitchen building at Riverside Hospital, Borough of The Bronx; and form of final contract for the services of William E. Austin as Architect, for the preparation of complete plans and specifications and the supervision of the construction of said proposed kitchen building; and the following report of the Bureau of Contract Supervision relative thereto:

December 4, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On November 12, 1917, you referred to the Bureau of Contract Supervision a communication from the Department of Health requesting approval of the following:

(1) Preliminary plans and specifications for the proposed kitchen building at Riverside Hospital, Borough of The Bronx.

(2) Form of final contract for the services of William E. Austin of 46-54 West 24th street as Architect for the preparation of complete plans and specifications and the supervision of the construction of the proposed kitchen building at Riverside Hospital, Borough of The Bronx.

(1) The Preliminary plans and specifications provide for a building 90 feet by 40 feet, containing a basement and two floors. In the basement provision is made for a butcher shop, meat refrigerators, milk, butter and egg refrigerators, ice cream freezing, vegetable storage refrigerator and coal storage. On the first floor will be a serving kitchen, dining rooms for men, women and clerks. On the second floor the plans show a kitchen, storerooms, diet kitchen, a dietitian's office, a vegetable preparation room, a scullery and sterilizing room and one unassigned room.

The building will be constructed with concrete foundations, walls of brick with limestone trimmings to match other buildings on the grounds, concrete floor construction with cement finish, hollow block partitions, interior walls finished with plaster. An electric elevator and hand-power dumbwaiter are to be installed. Heating will be by direct steam from the existing power plant and lighting by electricity with gas for emergency use. It is proposed to have the cooking done by coal ranges and high pressure steam. There is no available gas supply on the island for cooking purposes.

The cost of the building, exclusive of kitchen equipment and including architect's fees, is reasonably estimated at \$60,000.

(2) The form of final contract for architect's services provides that the fee shall be five per cent. of the total cost of the work, plus "two and one-half per cent. of the total cost of heating and ventilating work, plumbing, electrical and refrigerating work, power plants and apparatus, appliances, appurtenances, fixtures and equipment, including such fixtures, fittings and the like as may be necessary and proper to render the work, building or structure complete and ready for service and use," less the amount paid on the preliminary Architect's contract for this work.

The form of architect's contract has been amended at the suggestion of the Bureau of Contract Supervision by the addition of the following clause:

"(a) No fee shall be paid upon the cost of kitchen equipment or cooking apparatus."

This amendment has been agreed to by the Department of Health and by the Architect, and is in accordance with the resolution adopted by your Board in approving the form of the preliminary contract for the architect's services.

The form of contract is similar to the form for final architect's contracts as heretofore approved by the Board of Estimate and Apportionment and the Corporation Counsel. The proposed compensation is reasonable.

The cost is to be charged to the corporate stock fund entitled "CDH-3K, Construction and Equipment of a Kitchen Building, Riverside Hospital," for which your Board on December 28, 1916, approved an appropriation of \$60,000. On December 3, 1917, an unencumbered balance of \$59,400 remained in the fund, the sum of \$600 having been charged to this fund for the preliminary architect's contract.

If the building is constructed as proposed it would mean a large additional expense for equipment. In my opinion the plan should be changed so that the entire cost of building and equipment can be made within the \$60,000 available.

I recommend that the request of the Department of Health be returned to that department with the suggestion that changes be made which will make it possible to build and equip the kitchen building within the funds available. Respectfully,

TILDEN ADAMSON, Director.

The Secretary was directed to return the request to the Department of Health, together with a copy of the report of the Bureau of Contract Supervision.

Department of Public Charities—Approval of Contract, Specifications, Plans, Etc. (Cal. No. 4).

The Secretary presented a communication, dated October 9, 1917, from the Commissioner of Public Charities, transmitting contract, specifications, plans and estimate of cost in the sum of \$173,150 for constructing and installing new steam lines from the new boiler house to the old boiler house and certain existing and new buildings of the New York City Children's Hospital and School, Randall's Island; and the following report of the Bureau of Contract Supervision relative thereto:

December 4, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On October 10, 1917, you referred to the Bureau of Contract Supervision a communication from the Commissioner of Public Charities requesting ap-

proval of form of contract, specifications, plans and estimate of cost, \$173,150, for furnishing all labor and materials required for constructing and installing new steam lines from the new boiler house to the old boiler house and certain existing and new buildings of the New York City Children's Hospital and School, Randall's Island.

The cost of the work is chargeable in part against the corporate stock fund entitled "C. C. H.-40E, Construction of Connecting Steam Tunnel and Mains on Randall's Island," and against the corporate stock fund entitled "C. C. H.-57E, Department of Public Charities, Construction, Alteration and Equipment of Buildings on Randall's Island."

(On December 4, 1917, there remained an unencumbered balance of \$24,111.30 in fund "C. C. H.-40E," and in fund "C. C. H.-57E," a balance of \$178,079.28.

The plans and specifications provide for furnishing and installing approximately 5,700 linear feet of vitrified tile conduit, varying in sizes from 30 inches to 12 inches in diameter, in which will be installed two steam mains, one for winter and one for summer use, for heating and domestic purposes, in the 13 new buildings and several of the present ones; a return main for conveying the condensate to the boiler house for boiler and feed purposes.

Concrete chambers will be provided in which will be placed the expansion joints, anchors and pipe connections.

All necessary non-conducting covering and other appurtenances required to make a complete installation have been provided for.

Two motor-driven centrifugal pumps to circulate hot water for heating the proposed new building No. 62 were to have been provided and located in the boiler room.

At the suggestion of the Bureau of Contract Supervision and after consulting with the Engineers of the Department, the architects have changed the heating system in this building from hot water to steam, and as a consequence these pumps are not necessary and have been eliminated from the specifications; this will result in saving the cost of the pumps, motors and their appurtenances and the annual charge for electric current for operating the motors.

The cost of this work is in my opinion unjustifiably high. It is proposed to construct tunnels exclusively for the steam lines. This is unnecessary because, for a great part of the distance the tunnel work can be obviated by running lines through the buildings where tunnels are already constructed as part of the buildings. As laid out the heating system calls for steam mains which are unnecessarily large. By having one main line from the power plant to each of the two main groups of buildings the size of the mains can be greatly reduced and large economies effected.

It is recommended that the plans and specifications be returned to the Department so that a study can be made for a less expensive system of heating. It is believed that the cost should be less than one-half that proposed. Respectfully,

TILDEN ADAMSON, Director.

The Secretary was directed to return plans and specifications to the Department of Public Charities, together with a copy of the report of the Bureau of Contract Supervision.

Department of Water Supply, Gas and Electricity—Approval of Increased Estimate of Cost (Cal. No. 5).

The Secretary presented a report of the Bureau of Contract Supervision recommending approval of a new estimate of cost \$47,419.25, for hauling and laying water mains and appurtenances in Fifth Avenue and in Delancey Street, to connect with shafts Nos. 18 and 20 of the City Tunnel, Catskill Aqueduct, and for cross-connecting existing trunk mains in Broadway, Central Park West, Amsterdam, Columbus, 8th and 9th Avenues, and in West 42d Street, Borough of Manhattan, under the jurisdiction of the Department of Water Supply, Gas and Electricity.

(On October 5, 1917 (Cal. No. 47), the estimate of cost for this work was approved at \$42,540.)

The matter was referred to the Comptroller.

Department of Water Supply, Gas and Electricity—Expenditure of Corporate Stock Funds (Cal. No. 6).

The Secretary presented a communication dated December 24, 1917, from the Commissioner of Water Supply, Gas and Electricity, requesting permission to expend \$657.45 for laying about 300 feet of new water pipe and appurtenances in Cauldwell Avenue, north of East 149th Street, The Bronx; and the following report of the Bureau of Contract Supervision recommending approval thereof:

December 28, 1917.

To the Board of Estimate and Apportionment:

Gentlemen—On December 27, 1917, you referred to the Bureau of Contract Supervision a communication from the Commissioner of Water Supply, Gas and Electricity, dated December 24, 1917, requesting permission to make an expenditure of \$657.45 for laying about 300 feet of new water pipe and appurtenances in Cauldwell Avenue, north from East 149th Street, The Bronx, the cost to be charged against the corporate stock fund "C. D. W. 13, Water Fund, Boroughs of Manhattan and The Bronx," in which there is sufficient balance for this expenditure.

The work is necessary to supply water to three new apartment houses and the estimate of cost, which is the lowest of six bids, is reasonable.

I recommend the adoption of the attached resolution approving the request.

Respectfully,

TILDEN ADAMSON, Director.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to its resolution of July 11, 1912, and subject to the provisions of section 419 of The Greater New York Charter, hereby grants permission to the Commissioner of Water Supply, Gas and Electricity to make an expenditure of six hundred and fifty-seven dollars and forty-five cents (\$657.45) for laying a new twelve-inch water main in Cauldwell Avenue, Borough of The Bronx, to be charged against the corporate stock fund "C. D. W. 13, Water Fund, Boroughs of Manhattan and The Bronx."

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.

President, Borough of Manhattan—Appropriation for Establishment of Public Baths in Harlem Section, Manhattan (Cal. No. 7).

The Secretary presented a communication dated December 27, 1917, from the Director of Bureau of Contract Supervision returning request of the President of the Borough of Manhattan dated June 29, 1917, for an appropriation of \$200,000 to provide for the construction of interior baths in the vicinity of Lenox Avenue and 135th Street, Manhattan, as no action was taken on this request by the Committee on Corporate Stock Budget.

(On March 30, 1917 (Cal. No. 175), May 11, 1917 (Cal. No. 167), and May 18, 1917 (Cal. No. 133), communications from various civic associations on this subject were referred to the President of the Borough of Manhattan.)

(On July 3, 1917 (Cal. No. 41), the request of the President of the Borough of Manhattan was referred to the Committee on Corporate Stock Budget.)

The Secretary was directed to return the request to the President, Borough of Manhattan.

COMMUNICATIONS, PETITIONS, ETC.

From Citizens and Public Bodies.

West 97th Street, North Side, Between West End Avenue and Broadway, Borough of Manhattan—Amendment of Building Zone Resolution (Cal. No. 8).

The Secretary presented a communication dated December 24, 1917, from Kenneth Mygatt requesting the amendment of the Building Zone Resolution by changing from a residence to a business district West 97th Street, north side, between West End Avenue and Broadway, Borough of Manhattan.

Which was referred to the Committee on City Plan and Public Improvements, when appointed.

Fifth Avenue, Between 60th and 99th Streets, Borough of Manhattan—Amendment of Height District Map, Sections Nos. 5, 6 and 8 (Cal. No. 9).

The Secretary presented a communication dated December 29, 1917, from the President of the Fifth Avenue Association, requesting that the Board at its meeting of January 4, 1918, refer to a committee the petition of the Fifth Avenue Association and the communications from the Women's City Club and the New York Chapter of the American Institute of Architects, for the amendment of Height District Map, sections 5, 6 and 8, so as to change from a one and one-half times height district to

a one times height district the property on 5th Avenue, between 60th Street and 99th Street, Borough of Manhattan, in order that the members of the Board may have opportunity to examine this important and somewhat technical subject.

(On November 2, 1917 (Cal. No. 59), the petition of the Fifth Avenue Association for this proposed change was referred to the Committee on the City Plan.)

(On the recommendation of the Committee on the City Plan the Board adopted a resolution on November 30, 1917 (Cal. No. 139), fixing December 14, 1917, as the date for public hearing on this proposed amendment.)

(On December 14 (Cal. No. 18) the hearing was continued until December 21, 1917, and on the latter date (Cal. No. 20) the hearing was closed and the matter was laid over until January 11, 1918.)

E. P. Doyle, representing the Brice Estate, United States Realty Improvement Company, The Goelet Estate and the Real Estate Board, requested that the matter be adjourned to next week.

Bruce N. Falconer, representing the Fifth Avenue Association, requested that the matter be referred to a committee.

On motion of the Comptroller, the matter was referred to the Committee on City Plan and Public Improvements, when appointed.

From City, Borough and County Officials.

Department of Water Supply, Gas and Electricity—Appropriation for Continuance of Pumping Stations Connected with the Brooklyn Water Supply System (Cal. No. 10).

The Secretary presented the following communications from the Commissioners of Water Supply, Gas and Electricity:

December 28, 1917.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Municipal Building, New York City.

Dear Sir:

While the department urged the Board of Estimate and Apportionment to make provision for the operation and maintenance of thirteen pumping stations connected with the Brooklyn Water Supply System, in order to insure a supply of water in the event of any accident occurring in the delivery of the Catskill water to that borough, the department's plea was unheeded. The Acting Chief Engineer of the Bureau of Water Supply has filed a report setting forth the necessity for the continuance of these pumping stations. This report in substance contains the department's appeal which was presented at the time the Board of Estimate and Apportionment had under consideration the department's 1918 budget estimate. The facts and circumstances set forth by the Acting Chief Engineer are, in my opinion, worthy of your careful consideration. The amount necessary to properly man these stations during the coming year is \$124,295, apportioned to the budget accounts as per annexed schedule. Respectfully,

WILLIAM WILLIAMS, Commissioner.

January 2, 1918.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Municipal Building, N. Y.

Dear Sir—Under date of December 28, 1917, then Commissioner Williams directed the attention of the Board of Estimate and Apportionment to the advisability of retaining 13 of the pumping stations connected with the Brooklyn water supply system ready for immediate operation in the event of any accident occurring in the delivery of the Catskill water to the Borough of Brooklyn.

From the examination I have made of this subject, I am convinced that it would be unwise to shut down the 13 pumping stations referred to without further consideration of the question. To meet the immediate necessities of the situation, and to furnish an opportunity for proper investigation, I request that the Board of Estimate and Apportionment set aside water revenue to the amount of \$19,554 for the maintenance ready for operation of the 13 pumping stations in the Borough of Brooklyn, and make the changes in the wage schedules set forth on the accompanying sheets. If this action be taken the requisite force may be retained for two months, pending a final determination of the question of the necessity of maintaining these stations ready for operation. Respectfully,

NICHOLAS J. HAYES, Commissioner.

Hon. Nicholas J. Hayes, Commissioner of Water Supply, Gas and Electricity, appeared in favor.

Hon. Leonard Wallstein appeared and requested the maintenance of a skeleton force.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of subdivision 1 of section 242 of the Greater New York Charter, hereby appropriates from the water revenues received in the Borough of Brooklyn during the year 1918 the sum of nineteen thousand five hundred and fifty-four dollars (\$19,554) for the use of the Department of Water Supply, Gas and Electricity in the maintenance, improvement and extension of the water supply system of the Borough of Brooklyn during the year 1918, said appropriation to be administered in connection with the 1918 Budget schedules for said department, and to be apportioned as follows:

Wages Temporary Employees, Water Supply, Pumping.

2199W Water Revenue Force..... \$19,554 00

Which was adopted by the following vote:

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

Department of Water Supply, Gas and Electricity—Purchase of the Plant of the Blythebourne Water Company, Brooklyn (Cal. No. 11).

The Secretary presented a communication dated December 31st, 1917, from the Commissioner of Water Supply, Gas and Electricity, submitting for the consideration of the Board, and appropriate action, the matter of the purchase of the plant of the Blythebourne Water Company, operating in the 30th Ward of the Borough of Brooklyn.

The matter was referred back to the Commissioner of Water Supply, Gas and Electricity.

MATTERS LAID OVER FROM PREVIOUS MEETINGS.

Lafayette Avenue, from Flatbush Avenue to Fulton Street, Borough of Brooklyn—Acquiring Title (Cal. No. 12).

The Secretary presented a report, dated November 22, 1917, from the Committee on Assessments in the matter of a determination of the area of assessment in the proceeding for the acquisition of title to Lafayette avenue, from Flatbush avenue to Fulton street, Borough of Brooklyn. This matter was referred to the Committee with the understanding that when the preliminary report on assessments shall have been made the Committee might make such recommendations as it saw fit as to a modification of the area of benefit heretofore fixed.

When the damage maps were made it was discovered that, in order to avoid undue expense, some modification in the lines of Lafayette avenue in front of the Brooklyn Academy of Music was desirable and in this connection the Board was advised by the Corporation Counsel that it would also be necessary to adopt a new plan for this street, discontinuing the courtyards laid out by act of the legislature many years ago.

The Committee reports that it will be impossible for the proceedings to reach the stage of preliminary report on assessments during the year 1917 and, as the matter must be finally disposed of by the next Board of Estimate and Apportionment, the Committee submits its report and asks that it be discharged from further consideration.

(On April 20, 1917 (Cal. No. 10), the matter was referred to the above Committee.)

(On December 14, 1917 (Cal. No. 41), a resolution was adopted discharging the Committee from further consideration of the subject and the matter was laid over until this meeting.)

Edmund L. Snedicker appeared and requested that the area of assessment be enlarged.

The matter was referred to the Committee on Assessments, when appointed.

President, Borough of Manhattan—Distribution of Cost of Sewerage Treatment Plant in the Vicinity of Clarkson and West Streets (Cal. No. 13).

The Secretary presented a report, dated November 21, 1917, from the Committee

on Assessments, relative to the communication from the President of the Borough of Manhattan as to the construction of sewage treatment plants in the vicinity of Clarkson and West streets, Borough of Manhattan, and the general question of policy as to the manner in which the cost of such plants should be met.

The Committee reports that it has given this matter very full consideration, and arguments have been presented which were designed to show that the purpose of such plants was to improve the condition of the Harbor as a whole and that they were not, therefore, local improvements within the meaning of the Charter and should not be locally assessed. On the other hand, it was pointed out that every sewage drainage district is contributing to the pollution of the Harbor and the policy of requiring each district to meet the cost of installing plants for caring for its own sewage has been well established. A number of such plants have already been constructed under assessment proceedings.

Believing that this is a very important question of policy which should be determined by the next administration, the Committee asks to be discharged from further consideration of the matter.

(On April 28, 1916 (Cal. No. 176), this matter was referred to the above Committee.)

(On December 7, 1917 (Cal. No. 25), a resolution was adopted discharging the Committee from further consideration of the subject and the matter was laid over until this meeting.)

E. P. Doyle appeared and requested a hearing.

The matter was referred to the Committee of the Whole.

Coney Island Drainage Canal, Borough of Brooklyn—Acquiring Title (Cal. No. 14).

The Secretary presented a report, dated November 21, 1917, from the Committee on Assessments on a petition requesting the abandonment of proceedings for the acquisition of title to the Coney Island drainage canal in the Borough of Brooklyn.

These proceedings have been in progress for several years and considerable expense has been incurred. Owing to the proposed construction on the line of a portion of this canal of a large railroad yard connected with the Dual Transit System, it has been necessary to change the location of the canal, and a modification of the plan, in such a manner as to reduce its cost, has been under consideration for some months, but no final decision has been reached.

Inasmuch as there is involved an important question of policy as to the final drainage plans for the Borough of Brooklyn, the Committee believes that no action should be taken by the Board at this time, but that the matter should be referred to the next President of the Borough of Brooklyn, in order that he may present to the Board his recommendation as to what modification, if any, should be made in the present plan. When this shall have been determined, the title proceedings can be correspondingly amended.

(On December 22, 1916 (Cal. No. 162), this matter was referred to the above Committee.)

(On December 7, 1917 (Cal. No. 26), a resolution was adopted discharging the Committee from further consideration of the subject and the matter was laid over until this meeting.)

The matter was referred to the President of the Borough of Brooklyn.

Department of Parks, Boroughs of Manhattan and Richmond—Appropriation for Bulkhead of Harlem River Driveway (Cal. No. 15).

The Secretary presented a report of the Committee on Corporate Stock Budget recommending an appropriation of \$100,000, in accordance with section 169 of the Charter to continue the work of building the reinforced cellular concrete bulkhead similar to that already built and in course of construction along the easterly boundary of the public driveway of the Harlem River, under the jurisdiction of the Department of Parks, Manhattan and Richmond.

The Bureau of Contract Supervision reports that the crib-work portion of the bulkhead of the Harlem River Driveway began to fail and fell down a number of years ago.

Authorizations of corporate stock have been made for reconstruction of the bulkhead by the Board as follows:

July 11, 1911	\$110,000 00
June 26, 1913	110,000 00
December 17, 1915	100,000 00

With the above described authorizations, three contracts have been entered into, two of which have been completed and the other now being in progress.

Under these contracts about 2,788 linear feet of bulkhead will have been built, leaving about 3,302 still to be constructed before the driveway will have a stable, safe and appropriate bulkhead along the Harlem River.

An engineer of the Bureau of Contract Supervision has recently examined this remaining 3,302 feet of bulkhead and finds that much of it is now breaking down.

It has been found necessary to place a wire fence guard along this portion to prevent accidents.

It is estimated that the amount recommended will reconstruct about 1,200 feet of bulkhead.

(On December 14, 1917 (Cal. No. 50), the above report was laid over until December 21, 1917, under Rule 19, and on the latter date (Cal. No. 150) was laid over until this meeting.)

Reginald P. Bolton, representing Washington Heights Taxpayers' Association, appeared in favor.

The matter was referred to the Committee on Finance and Budget, when appointed.

Department of Education—Establishment of Rates of Compensation for Janitors in Various Schools (Cal. No. 16).

The Secretary presented a report of the Committee on Salaries and Grades recommending establishment of rate of compensation for the Janitors of Public Schools 52, 116, Manhattan; 19, 45, The Bronx; 82, 89, Brooklyn; 18, 93, Queens; 13, 26 Richmond; Stuyvesant High School and the Hall of the Board of Education.

The Secretary of the Committee on Education reports in detail on the rates of compensation recommended and states that the Budget for 1918 includes a specific appropriation for increasing rates of compensation for Janitors employed under the indirect system and that the various rates herein requested should be fixed without prejudice to any necessary adjustment in said rates consequent upon the distribution of this allowance.

(On December 28, 1917 (Cal. No. 25), the resolution to carry the recommendation of the Committee into effect failed of adoption through lack of affirmative votes, and the matter was laid over until this meeting. Report of Committee is printed in the Minutes of that date.)

The matter was referred back to the Board of Education.

Register, Kings County—Modification of Schedules (Cal. No. 17).

The Secretary presented a report of the Committee on Salaries and Grades on the request of the Register of Kings County for modification of schedule for the year 1918, to provide for increases in salaries of certain employees of his office, as reported on by the Bureau of Personal Service.

The Committee recommends the modification of the salary schedule as requested.

(On December 28, 1917 (Cal. No. 30), the above report was laid over until this meeting.)

The matter was referred to the Committee on Salaries and Grades, when appointed.

Board of Inebriety—Modification of Schedule and Waiver of Appointment at Minimum of Grade (Cal. No. 18).

The Secretary presented a report of the Committee on Salaries and Grades on the request of the Board of Inebriety for modification of Code No. 2681 for 1917.

The Bureau of Personal Service reports to the Committee that it is proposed to add a line of Superintendent at \$3,500, the funds being secured by abolishing a vacant position of Correction Officer at \$960, and a vacant position of Trained Nurse at \$600, and using \$1,940 of an unassigned balance of \$2,520.

The request is to cover the salary of a temporary appointment of Superintendent at this plant. The Board of Inebriety states that arrangements were made for this temporary appointment on November 26, 1917. The work falls in Grade 4 of the Physician Group, with a minimum compensation of \$2,520 per annum, but in view of the temporary nature of the employment and the fact that the Board has secured

the services of a man with the understanding that he was to receive \$3,500 per annum, it is recommended that the request be approved.

In view of this report, the Committee recommends the modification of the schedule, also waiver of appointment at the minimum of the grade.

(On December 28, 1917 (Cal. No. 28), the above report was laid over until this meeting.)

The matter was referred to the Committee on Salaries and Grades, when appointed.

Register, New York County—Modification of Schedule (Cal. No. 19).

The Secretary presented a report of the Committee on Salaries and Grades on the request of the Register of New York County for modification of the 1918 budget schedule, Codes Nos. 3107 and 3109.

The Bureau of Personal Service reports to the Committee that the purpose is to provide for schedules supporting the lump sum of \$65,000 appropriated in Codes Nos. 3107 and 3109, in order to provide for the continuation of the existing force now employed in the office of the Register and who are to be employed upon the work of revising the alphabetical index during the year 1918.

The Committee submits this report without recommendation for consideration by the Board.

(On December 28, 1917 (Cal. No. 29), a communication dated December 28, 1917, from Hon. John J. Hopper, Register of New York County, requesting that consideration of the above matter be deferred, was presented, and the matter was laid over until this meeting.)

James P. Davenport, representing the Register, appeared in favor of the consideration being deferred.

The matter was referred to the Committee on Salaries and Grades, when appointed.

Public Service Commission for the First District—Approval of Agreement Modifying Contract with the Inter-Continental Construction Corporation for Construction of That Part of the Eastern Parkway Rapid Transit Railway Known as Section 2, Route No. 12, Borough of Brooklyn (Cal. No. 20).

The Secretary presented a report of the Comptroller, recommending that the Board approve of the proposed agreement transmitted by the Public Service Commission modifying the contract dated June 3, 1915, with the Inter-Continental Construction Corporation for the construction of that part of the Eastern Parkway Rapid Transit Railway known as Section 2, of Route No. 12, in the Borough of Brooklyn.

The purpose of this agreement is to provide for the return to the contractor of \$100,000 on account of retained percentages.

Also a communication dated January 2d, 1918, from the Secretary of the Public Service Commission for the First District, submitting a new agreement and withdrawing the first agreement.

(On December 21, 1917 (Cal. No. 81), the resolution to carry the recommendation of the Comptroller into effect failed of adoption through lack of affirmative votes, and the matter was laid over until this meeting. The communication, resolution and agreement of the Public Service Commission for the First District and report of the Comptroller are printed in the Minutes of December 21, 1917.)

William G. Fullen, representing the Public Service Commission, appeared in favor of immediate action.

The matter was referred back to the Comptroller.

Public Service Commission for the First District—Issue of Corporate Stock (Cal. No. 21).

The Secretary presented a report of the Comptroller recommending an issue of \$348,044.20 corporate stock to cover payment of interest during construction and prior to the complete operation of the rapid transit railroad under Contract No. 2 up to November 1, 1908, on corporate stock issued by The City of New York for the construction of the Brooklyn-Manhattan Rapid Transit Railroad, stating that these interest payments made during 1903-1908 were charged against a general account established for the purposes of Contract No. 2, but no authorization of corporate stock has been made for this purpose and such authorization now becomes necessary.

(On August 19, 1912 (Cal. No. 9C), the requisition of the Public Service Commission for this appropriation was referred to the Comptroller.)

(On December 28, 1917 (Cal. No. 121), the above report was laid over until this meeting under Rule 19.)

Roy M. Robinson appeared and requested action to-day, and William G. Fullen, representing the Public Service Commission, appeared in support of requisition.

The matter was laid over four weeks (February 1, 1918).

State Conference of Mayors and Other City Officials—Appropriation for City's Annual Contribution (Cal. No. 22).

The Secretary presented a report of the Deputy and Acting Comptroller dated, November 23, 1917, relative to the request of the Chairman of the Bureau of Municipal Information of New York State and Conference of Mayors and other City officials, for an appropriation to provide for the City's annual contribution toward the expenses of the Association, stating that The City of New York, in common with practically all the other cities in the State, subscribe annually the sum of \$500 toward the expenses of this association, but since this amount was not included in the budget for 1918 and as it is a question of expense in 1918, it is suggested that no action be taken thereon by the present Board.

(On November 2, 1917 (Cal. No. 65), the above communication was referred to the Comptroller.)

(On November 30, 1917 (Cal. No. 54), the report of the Comptroller was laid over until this meeting.)

The matter was laid over four weeks (February 1, 1918).

Anna R. Kane—Claim of (Cal. No. 23).

The Secretary presented a report of the Deputy and Acting Comptroller certifying for payment, pursuant to section 246 of the Charter, claim of Anna R. Kane for \$175, for services as Typewriting Copyist in the Department of Public Charities, for the period from January 1 to April 16, 1917, also a communication from Anna R. Kane, dated November 29, 1917, requesting favorable action.

(On November 16 (Cal. No. 59), November 23 (Cal. No. 91), November 30 (Cal. No. 115), December 14 (Cal. No. 155) and December 28, 1917, the matter was laid over; on the latter date (Cal. No. 91) until this meeting. The certificate of the Deputy and Acting Comptroller is printed in Minutes of meeting of December 28, 1917.)

Joseph Kane, representing the claimant, appeared and requested favorable action.

The matter was laid over two weeks (January 18th, 1918).

Bronx County Fund for Salary and Wage Accruals; County Clerk, Bronx County—Transfer of Appropriation (Cal. No. 24).

The Secretary presented a report of the Comptroller recommending the transfer of \$75 from Code 3354, Bronx County Fund for Salary and Wage Accruals, to County Clerk, Bronx County. Personal Service, Code 3250, Salaries Regular Employees, to provide for unpaid salary due George A. Heftner for services performed as Assistant Deputy County Clerk, Bronx County, from September 1 to September 9, 1917, inclusive.

(On December 28, 1917 (Cal. No. 45), the above report was laid over until this meeting. The report of the Deputy and Acting Comptroller is printed in the Minutes of said date.)

The matter was referred back to the Comptroller.

Bronx County Fund for Salary and Wage Accruals; Law Library, Bronx County—Transfer of Appropriation (Cal. No. 25).

The Secretary presented a report of the Deputy and Acting Comptroller in the matter of the request of the Trustees of the Bronx County Law Library for an additional appropriation of \$1,980.

The Bureau of Contract Supervision reports that these funds are to be used for the purchase of the complete set of the Reporters Library System, consisting of 917 volumes. The annual cost of the continuation will be about \$130. No funds were requested in the 1917 or 1918 departmental estimates for this purpose.

(On December 28, 1917 (Cal. No. 46), the above report was laid over until this meeting, and is printed in the Minutes of said date.)

This matter was withdrawn by the Comptroller.

Department of Water Supply, Gas and Electricity—Appropriation from Brooklyn Water Revenues (Cal. No. 26).

The Secretary presented a report of the Comptroller recommending an appropriation of \$1,133,947.25 from the 1918 Brooklyn Water Revenues to provide for the water revenue allowances included in the 1918 budget schedules for the Department of Water Supply, Gas and Electricity, for maintenance and distribution of the water supply of Brooklyn.

(On December 28, 1917 (Cal. No. 40), the above report was laid over until this meeting, and is printed in the Minutes of said date.)

The matter was referred back to the Comptroller for further report in one week.

Bronx Parkway Commission—Appropriation for Improving Lands Acquired or to Be Acquired for Bronx Parkway Reservation (Cal. No. 27).

The Secretary presented a report of the Director of the Bureau of Contract Supervision, returning request of the Bronx Parkway Commission, dated September 6, 1917, for an appropriation of \$270,000 corporate stock for expenses necessary to be incurred during the year 1918 for the purpose of improving the lands acquired or to be acquired by the Commission, as the same has been verbally withdrawn by the Engineer of the Commission.

(On September 21st, 1917 (Cal. No. 230), this request was referred to the Committee on Corporate Stock Budget.)

(On December 28, 1917 (Cal. No. 69), the above report was laid over until this meeting.)

Henry Nordheim, representing Taxpayers of the Borough of The Bronx, appeared and requested investigation.

The matter was referred, for investigation, to the Committee on Finance and Budget, when appointed.

Department of Education—Approval of Contracts, Specifications, Plans, Etc. (Cal. No. 28).

The Secretary presented a report of the Bureau of Contract Supervision in the matter of the request of the Board of Education for reconsideration of the action of the Board of Estimate and Apportionment in denying approval of forms of contracts, specifications, plans and estimates of cost for alterations to various school buildings in the Boroughs of Manhattan, The Bronx and Brooklyn, in connection with the duplicate school plan of organization that has been proposed for these schools.

The Board of Estimate and Apportionment has heretofore refused to approve these requests. There is no change in the situation with regard to these schools, all of which have on previous occasions been reported on in detail to the Board, and it is suggested, if the matters be not approved, they be returned to the Board of Education to be considered by the new Board.

(On December 28, 1917 (Cal. No. 61), the above report was laid over until this meeting, and is printed in the Minutes of said date.)

The matter was referred to the Committee on Finance and Budget, when appointed, with suggestion to confer with Board of Education.

Board of Inebriety—Amendment of Appropriation for Buildings, Farm Colony at Warwick, N. Y. (Cal. No. 29).

Matter of the rescission of the condition imposed by the resolution adopted January 14, 1916 (Cal. No. 102), authorizing an appropriation for the construction and equipment of the buildings for the Farm Colony, at Warwick, N. Y., under the jurisdiction of the Board of Inebriety, that no expenditure be made against the Fund until after a general comprehensive scheme and plan of development of the plant has been approved by the Board.

(On November 30, 1917 (Cal. No. 123), the Board approved the form of contract, etc., for the Receiving, Administration and Dormitory Building at Warwick, N. Y., at an estimated cost of \$133,000, and the motion of the President of the Borough of The Bronx, that the Board rescind the condition imposed by the resolution of January 14, 1916 (as above), offered at said meeting, failed of adoption, through lack of affirmative votes, and was laid over until the meeting of December 7, 1917 (Cal. No. 158), and on said date was laid over until this meeting.)

The matter was referred to the Comptroller and the Secretary was directed to request the Board of Inebriety to take no steps of any kind involving the expenditure of any part of appropriations heretofore authorized for the construction and equipment of buildings for the farm colony at Warwick, N. Y., until further authorized by the Board of Estimate and Apportionment.

West 59th Street, Southerly Side, from the Westerly Line of the Plaza at 5th Avenue to a Point 350 Feet Westerly Therefrom, Borough of Manhattan—Removal of Encroachments (Cal. No. 30).

The Secretary presented a communication from the Acting President of the Borough of Manhattan, requesting adoption of a resolution providing for the removal of encroachments on the southerly side of West 59th street, from the westerly line of the Plaza at 5th avenue to a point 350 feet westerly therefrom; also the Engineer's report that this resolution is submitted for the purpose of providing unobstructed access to two subway stairways to be constructed on the sidewalk near the westerly end of the Plaza Hotel. The sidewalk has a width of 15 feet. Opposite half of the frontage affected steps leading up to the main entrances of building, stairways to basements and areaways below the sidewalk level extend 5 feet beyond the building line. The necessity of making provision for unobstructed access to subway stairways has been recognized by the Board in other similar cases and the advisability of taking similar action in the case now under consideration is apparent.

It is recommended that the resolution submitted by the President of the Borough be approved.

(On December 28, 1917 (Cal. No. 56), the above matter was laid over until this meeting, and the report of the Chief Engineer is printed in the Minutes of that date.)

E. P. Doyle, representing the Plaza Hotel, appeared in opposition. The matter was laid over one week (January 11, 1918).

Queens Boulevard, from Van Dam Street to Union Turnpike, and the Public Place at the Junction of Queens Boulevard, Codwise Place and Maurice Avenue, Borough of Queens—Acquiring Title (Cal. No. 31).

The Secretary presented a communication dated December 20, 1917, from the President of the Borough of Queens, stating that the final report of the Commissioners of Estimate and Assessment in the proceeding for acquiring title to Queens boulevard, from Van Dam street to Union turnpike, and the Public place at the junction of Queens boulevard, Codwise place and Maurice avenue, confirmed November 19, 1917, discloses the cost of this proceeding to be \$4,122,728.11, instead of around one million dollars, as previously estimated, and inasmuch as one-half of the portion of Queens boulevard, between Van Dam street and Greenpoint avenue, is occupied by the structure of the Corona Branch of the Rapid Transit Railroad, he is of the opinion that the taxpayers should be relieved of at least one half of the expense of the proceeding for said section, viz.: \$956,000.41, and same charged to an appropriate rapid transit construction fund account.

It is requested that the matter be referred to an appropriate committee to be taken up in consultation with the Public Service Commission and the Railroad Company.

(On December 28, 1917 (Cal. No. 84), the matter was laid over until this meeting. Communication printed in Minutes of that date.)

The matter was referred to the Committee on Finance and Budget, when appointed.

New York Central Railroad Company—Alteration and Improvement of Tracks and Structures on West Side of the City (Cal. No. 32).

The Secretary presented a report dated November 20, 1917, addressed to the Board of Estimate and Apportionment and the Public Service Commission for the First District, by the Joint Conference Committee named pursuant to chapter 719 of the Laws of 1917, with respect to the New York Central West Side improvement.

The report states that after a full inquiry into all the phases of the proposed 1916 agreement submitted to the Board of Estimate and Apportionment by its Committee on Port and Terminal Facilities, the Joint Committee formulated tentative proposals looking to a constructive solution of the questions involved, a copy of which was forwarded to the railroad company. A public hearing was held on these proposals, at which numerous individuals and representatives of interested organizations appeared, and at which only favorable commendation of the proposals developed. No comment or criticism having been made by the officials of the railroad of the tentative pro-

posals or the form of a draft agreement prepared after the public hearing, a communication was addressed to the company requesting a statement of its views, and referring to a statement appearing in the public press purporting to have been made by Mr. Ira A. Place, vice-president, to the effect that the company would not enter into a contract under the provisions of chapter 719 of the Laws of 1917 (the Ottinger bill). The company's response, through Mr. Place, was that it would not under any circumstances or conditions proposed by any one under the statute in question, make or enter into any contract, and that in view of the foregoing it seems unlikely that any agreement can be reached on or before December 1, 1917, and in that event, upon the date named, the duty will devolve upon the Public Service Commission of proceeding in the premises in the manner provided by section 15 of the statute.

A separate communication, addressed to the Board recommends that it give immediate consideration to the adoption of a resolution repealing a city ordinance approved May 6, 1847, by which the City of New York assented to the use of certain streets and avenues by the corporation now known as the New York Central Railroad Company, together with the revision and revocation of certain other ordinances, resolutions and permits of the Common Council approved at various times subsequent to May 6, 1847. The communication states that it is desirable that action repealing and withdrawing the revocable permits to use and occupy public streets be taken at this time, in order to re-establish public rights and clear the way for a definite ascertainment of just what rights and titles now held by the railroad company stand in the way of a fair, constructive solution of the West Side problem, in proper relationship to the better adjustment of all the facilities of the Port of New York.

(On November 23, 1917 (Cal. No. 78), this matter was laid over until the meeting of November 30, 1917, and referred to the Corporation Counsel for an opinion as to the power of the Board to adopt the course suggested in the communication addressed to the Board by the Joint Conference Committee.)

(On November 30, 1917 (Cal. No. 125), the opinion of the Corporation Counsel, dated November 30, 1917, advising that the Board is without authority to adopt the resolution presented by the Joint Conference Committee was presented, and on motion of his Honor the Mayor the matter was laid over until this meeting. The papers referred to herein are printed in the Minutes of that date.)

The Corporation Counsel was requested to further consider the subject matter discussed in an opinion rendered to the Board under date of November 30, 1917, relative to the New York Central west side improvement, and to advise the Board as to the relative rights as between the New York Central Railroad Company and the City in this matter, in view of the fact that the management and operation of the railroads throughout the country have been taken over by the Federal Government.

William Street, Both Sides, Between Webster and Beebe Avenues, Borough of Queens—Amendment of Building Zone Resolution (Cal. No. 33).

Matter of the proposed amendment to Use District Map, Section No. 9, so as to include in an unrestricted district both sides of William street between Webster avenue and Beebe avenue, Borough of Queens.

(A hearing in this matter was held by the Board on December 14, 1917 (Cal. No. 23), in pursuance of resolution adopted by the Board on November 16, 1917 (Cal. No. 25); and after the close of the hearing a resolution was adopted authorizing the change.)

An examination of the advertisement of the notice of the hearing on this proposed change disclosed the fact that said notice was defective in that it omitted a part of the description of the proposed amendment. In order to remove any doubt as to the regularity of this proceeding, it is suggested that a new hearing be held on this amendment.

(On December 21, 1917 (Cal. No. 133), the matter was laid over until this meeting.)

William Frankel appeared in support of the petition.

The following resolution was offered:

Resolved, that the Board of Estimate and Apportionment hereby fixes Friday, January 18, 1918, at 10:30 o'clock A. M., and Room 16, City Hall, Borough of Manhattan, City of New York, as the time and place for a public hearing on a proposed amendment to Use District Map, Section No. 9, so as to include in an unrestricted district all that area not now so included on both sides of William street within 100 feet thereof between a line parallel to Webster avenue and 100 feet southerly therefrom measured at right angles and a line parallel to Beebe avenue and 100 feet southerly therefrom measured at right angles, Borough of Queens, as shown upon a map bearing the signature of the Secretary of the Committee on the City Plan and dated October 24, 1917.

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.

Public Service Commission for the First District—Approval of Agreement Modifying Contract with the New York Municipal Railway Corporation, Known as Contract No. 4, to Provide for Various Rapid Transit Improvements; and Issue of Corporate Stock (Cal. No. 34).

The Secretary presented a communication dated December 19, 1917, from the Public Service Commission for the First District, transmitting for approval:

(1) Proposed agreement between the City of New York, acting by the Commission and New York Municipal Railway Corporation and New York Consolidated Railroad Company, modifying the contract of March 19, 1913, between The City of New York and New York Municipal Railway Corporation, known as Contract No. 4, in order to provide for the following rapid transit improvements:

(a) The construction of the Ashland Place Connection.

(b) The construction of an additional station on the Willoughby Street Line at or near Lawrence Street.

(c) The construction of a transfer connection between the Myrtle Avenue Elevated Line and the Myrtle Avenue Station of the Fourth Avenue Subway.

(d) The construction of an additional station on the Brooklyn Plaza of the Williamsburg Bridge.

(2) Proposed certificate modifying the certificate granted by the Commission under date of March 19, 1913, to New York Municipal Railway Corporation for additional tracks on the Broadway, Fulton Street and Myrtle Avenue elevated lines, so as to extend the time of the Railway Corporation to begin the third-tracking of the Fulton Street line below the point of junction with the Ashland Place connection until one year after notice.

Also transmitting for consideration and advice form of proposed certificate for relocation in Adams and other streets of the portion of the existing Fulton Street line west of Boerum Place, Brooklyn.

The Commission also requests the Board to authorize the issue of \$2,750,000 corporate stock for the purpose of carrying out said agreement modifying contract No. 4 so as to provide for the reconstruction of the Ashland Place connection and other rapid transit improvements; such sum to be in addition to the sums heretofore authorized for the construction of rapid transit railroads under contract No. 4.

The Secretary also presented fourteen (14) communications from William H. Eshbaugh; Sidney B. Bowman Automobile Company; John Kendrick, New York Manager, Chevrolet Motor Company; W. A. Moran, Vice-President, R. & G. Corset Company; M. L. Washburn of Henry H. Adams & Company; Geo. W. Dickerman, Vice-President, Remington Typewriter Company; Thomas J. Stewart; A. B. Kern, New York Manager, Locomobile Company of America; E. S. Hare, President, Packard Motor Car Company; James K. Hackett, Lessee, Criterion Theatre; Citizens' Association of Bay Ridge and Fort Hamilton; The Associated Civic Associations of Brooklyn; Robert Alfred Shaw, Chairman, Committee of One Hundred, and Nash Rockwood, relative to this subject.

(On December 21, 1917 (Cal. No. 184), this matter was laid over until December 28, 1917, and referred to the Committee on Transit and the Comptroller for report meanwhile.)

(On December 28, 1917 (Cal. No. 109), the matter was laid over until this meeting.)

William G. Fullen, representing Public Service Commission, appeared in support of communication.

The matter was referred to the Committee on Transit, when appointed.

MATTERS CONSIDERED BY UNANIMOUS CONSENT.

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

President, Borough of Queens—Issue of Special Revenue Bonds for Removal of Snow and Ice (Cal. No. 35).

On motion, Rule 19 was waived, and the President of the Borough of Queens offered the following resolution:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 546 of the Greater New York Charter, as amended by chapter 615 of the Laws of 1917, hereby authorizes the Comptroller to issue special revenue bonds of The City of New York to an amount not exceeding twenty-five thousand dollars (\$25,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds thereof to be used to defray the cost of emergency removal of snow and ice in the Borough of Queens, as certified by the President of the Borough of Queens and audited by the Department of Finance.

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.

President, Borough of Richmond—Issue of Special Revenue Bonds for Removal of Snow and Ice (Cal. No. 36).

On motion, Rule 19 was waived and the President of the Borough of Richmond offered the following resolution:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 546 of the Greater New York Charter, as amended by chapter 615 of the Laws of 1917, hereby authorizes the Comptroller to issue special revenue bonds of The City of New York to an amount not exceeding fifteen thousand dollars (\$15,000), redeemable from the tax levy of the year succeeding the year of their issue, the proceeds thereof to be used to defray the cost of emergency removal of snow and ice in the Borough of Richmond, as certified by the President of the Borough of Richmond and audited by the Department of Finance.

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.

President, Borough of Manhattan—Approval of Corporate Stock Schedule (Cal. No. 37).

The Secretary presented the following communication from the President, Borough of Manhattan:

January 3, 1918.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Municipal Building, New York:

Dear Sir—On June 29, 1917, the Board of Estimate and Apportionment adopted a resolution approving a corporate stock schedule for the office of the President of the Borough of Manhattan against account C. P. M. 42-C, Riverside Drive—Strengthening and Improving Viaduct between 127th and 135th Streets.

During the progress of the work the prevailing rates of wages paid to the various classes of labor employed have changed, and the price of material has advanced. In order, therefore, to make this schedule conform properly to the work and also to make it available for the year 1918, considerable work remaining to be done, it is requested that it be modified as follows:

Engineering and Inspection	\$550 00
373 1/4 C Personal Service, Wages, Temporary Employees—	
Foreman Riveter at \$6 per day (20 days)	\$120 00
Foreman Riveter at \$6.50 per day (130 days)	845 00
Riveter at \$5.50 per day (170 days)	935 00
Riveter at \$5.80 per day (780 days)	4,524 00
Laborer at \$2.50 per day (220 days)	550 00
Laborer at \$3 per day (500 days)	1,500 00
	8,474 00
420 1/4 C Materials	5,610 00
424 1/4 C Contract or Open Order Service	1,266 00
	\$15,900 00

Very truly yours,

FRANK L. DOWLING, President, Borough of Manhattan.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the Corporate Stock schedule, as revised, for the office of the President of the Borough of Manhattan for the year 1918 as follows:

Account C. P. M. 42C, Riverside Drive, Strengthening and Improving Viaduct, between 127th and 135th Streets, Personal Service, Engineering and Inspection	\$550 00
373 1/4 C Personal Service, Wages, Temporary Employees—	
Foreman Riveter, at \$6 per day (20 days)	\$120 00
Foreman Riveter, at \$6.50 per day (130 days)	845 00
Riveter, at \$5.50 per day (170 days)	935 00
Riveter, at \$5.80 per day (780 days)	4,524 00
Laborer, at \$2.50 per day (220 days)	550 00
Laborer, at \$3 per day (500 days)	1,500 00
	8,474 00
420 1/4 C Materials	5,610 00
424 1/4 C Contract or Open Order Service	1,266 00
	\$15,900 00

Which was adopted by the following vote:

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

President, Borough of Manhattan—Rescission of Resolution Authorizing Acceptance of Other Than Lowest Bid (Cal. No. 38).

(On December 28, 1917 (Cal. No. 130), the Board adopted a resolution authorizing the President of the Borough of Manhattan to accept other than the lowest bid for the work of regulating, grading, etc., 4th Avenue from East 32d to East 34th Streets and 33d Street from Lexington Avenue to 4th Avenue.)

The President of the Borough of Manhattan offered the following resolution:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment December 28, 1917, which reads as follows:

"Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 419 of the Greater New York Charter, hereby determines that it is for the Public interest that a bid other than the lowest should be accepted for the work of regulating and reregulating, grading and regrading, curbing and recubing, flagging and refagging, paving with granite (permanent pavement) where not already paved, constructing and reconstructing sewers, inlets and basins in Fourth Avenue, from East 32d Street to East 34th Street, and in East 33d Street, from Lexington Avenue to Fourth Avenue, together with all work incidental thereto, and authorizes the President of the Borough of Manhattan to accept the bid of P. T. Cox Contracting Company, Inc., the second lowest bidder for said work, at their bid of eighty-six thousand one hundred and eighty-seven dollars and seventy-five cents (\$86,187.75).

—be and the same is hereby rescinded.

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.

President, Borough of Manhattan—Waiver of Standard Specifications for Coal (Cal. No. 39).

(On June 8, 1917 (Cal. No. 79), the Board approved of the waiver of Standard Specifications for coal until such time as they shall again be put in force by this Board.)

The Secretary presented the following communication from the President, Borough of Manhattan:

January 2, 1918.

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

Dear Sir—In view of the prevailing conditions in the coal market, I would

respectfully request that your honorable body waive the standard specifications governing the purchase of coal until the return of more normal conditions.

This action was taken by the former Board of Estimate and Apportionment under similar circumstances. Yours respectfully,

FRANK L. DOWLING, President, Borough of Manhattan.

The Secretary was directed to advise the President of the Borough of Manhattan of the action taken by the Board on June 8, 1917 (Cal. No. 79).

Department of Street Cleaning—Transfer of Appropriation and Modification of Schedules (Cal. No. 40).

The Secretary presented a communication, dated December 31, 1917, from the Commissioner of Street Cleaning requesting a transfer of funds within appropriation and modification of schedules; and the following report of the Committee on Salaries and Grades recommending approval thereof:

January 3, 1918.

To the Board of Estimate and Apportionment:

Gentlemen—On December 31, 1917, the Commissioner of Street Cleaning requested modification of two wage schedules for his department for the year 1917. The Bureau of Personal Service reports thereon as follows:

"Proposed Change—(1) To transfer \$5,000 from Wages Regular Employees, No. 2339, Sweeping and Cleaning, to Wages Temporary Employees, No. 2343, Carting and Stables.

"Reason Given—(1) To provide funds for the payment of wages of temporary drivers for the last seven days of the year.

"Result of Investigation—(1) At three different periods during the past year the Board of Estimate and Apportionment increased the salaries and wages of the uniformed force of the Department of Street Cleaning without providing additional funds to meet these increases. Authority, however, was given by the Board to the Commissioner of Street Cleaning to utilize the funds provided for the uniformed force in order to meet these increased rates. On December 14, 1917, the Board of Estimate and Apportionment transferred \$172,457.98 from Codes 3016 and 3017, Debt Service, and \$25,277.65 from sixteen personal service accounts within the departmental appropriation to six wage accounts to provide for the payment of salaries and wages of the uniformed force of the department from December 15 to the end of the year, the funds in these accounts having become exhausted. The amount transferred to the line Driver in Code 2343 was insufficient. It is estimated that the sum of \$5,000 will be necessary to meet the payroll for temporary drivers for the last week of the year."

Recommendation—In view of the above report, the Committee recommends that the request be granted by the adoption of the attached resolutions, one of which will require unanimous vote of the Board. Respectfully,

CHARLES L. CRAIG, Comptroller; JOHN F. HYLAN, Mayor; EDWARD RIEGELMANN, President, Borough of Brooklyn; Committee on Salaries and Grades.

John J. O'Brien, representing the Street Cleaning Department, appeared in support of the request.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves of the transfer of funds appropriated to the Department of Street Cleaning for the year 1917, as follows:

FROM
Personal Service, Wages of Regular Employees.
2339 Sweeping and Cleaning \$5,000 00

TO
Personal Service, Wages of Temporary Employees.
2343 Carting and Stables \$5,000 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Street Cleaning for the year 1917, as follows:

Personal Service.

2339 Wages, Regular Employees—
Sweeping and Cleaning—
Manhattan—

Sweeper, 1,646 (\$720, \$744, \$768, \$780, \$792, \$816, \$840) \$1,326,000 81

Section Station Keeper, 48 (\$720, \$744, \$768, \$780) 36,912 86

Custodian of Yard, 9 (\$720, \$744, \$768, \$780) 7,049 43

Brooklyn—

Sweeper, 857 (\$720, \$744, \$768, \$780, \$792, \$816, \$840) 726,316 56

Section Station Keeper, 36 (\$720, \$744, \$768, \$780) 28,848 00

Custodian of Yard, 1 (\$720, \$744, \$768, \$780) 821 25

The Bronx—

Sweeper, 310 (\$720, \$744, \$768, \$780, \$792, \$816, \$840) 260,764 75

Section Station Keeper, 9 (\$720, \$744, \$768, \$780) 7,240 20

Manhattan—

Sweeper, 11 (\$720, \$744, \$768, \$780, \$792, \$816, \$840), January

1 to June 30

Section Station Keeper, 2 (\$720, \$744, \$768, \$780), July 1 to

December 31

Schedule Total \$2,393,953 86

2343 Wages, Temporary Employees, Carting and Stables—
Manhattan—

Driver at \$2.40 per day (63,329 days) \$151,990 07

Driver (Tractor) at \$2.40 per day

Loader (Refuse Collector) at \$2.40 per day

Hostler at \$2.40 per day (4,003 days) 9,606 75

Stableman at \$2.40 per day (2,491 days) 5,979 20

Driver, Sunday pay, at 30c. per hour (63,226 hours) 18,967 90

Driver (Tractor), Sunday pay, at 30c. per hour (3,594 hours) 1,078 20

Loader (Refuse Collector), Sunday pay, at 30c. per hour (2,465 hours) 739 50

Hostler, Sunday pay, at \$2.30 per day (3,991 days) 9,179 05

Stableman, Sunday pay, at 30c. per hour (29,763 hours) 8,928 90

Driver (Tractor), at \$2 per day a.....

Hostler (Tractor), at \$2 per day b.....

Stableman (Tractor), at \$2 per day c.....

Driver (Tractor) (Tractor), at \$2 per day d.....

aNote—For such amounts as will accrue in Code No. 2340,

Regular Driver schedule line.

b

Hostler (recruit), at \$2 per day.....	b.....
Stableman (recruit), at \$2 per day.....	c.....
aNote—For such amounts as will accrue in Code No. 2340, Regular Driver schedule line.	
bNote—For such amounts as will accrue in Code No. 2340, Regular Hostler schedule line.	
cNote—For such amounts as will accrue in Code No. 2340, Regular Stableman schedule line.	
The Bronx—	
Driver, at \$2.40 per day (19,497 days).....	46,792 85
Hostler, at \$2.40 per day (859 days).....	2,063 98
Stableman, at \$2.40 per day (882 days).....	2,118 66
Driver (tractor), at \$2.40 per day.....	
Loader (refuse collector), at \$2.40 per day.....	5,386 50
Driver, Sunday pay, at 30 cents per hour (17,955 hours).....	2,884 84
Hostler, Sunday pay, at \$2.30 per day (1,254 days).....	
Stableman, Sunday pay, at 30 cents per hour (9,172 hours).....	2,751 60
Driver (tractor), Sunday pay, at 30 cents per hour (483 hours).....	144 90
Loader (refuse collector), Sunday pay, at 30 cents per hour.....	
Driver (recruit), at \$2 per day.....	a.....
Hostler (recruit), at \$2 per day.....	b.....
Stableman (recruit), at \$2 per day.....	c.....
aNote—For such amounts as will accrue in Code No. 2340, Regular Driver schedule line.	
bNote—For such amounts as will accrue in Code No. 2340, Regular Hostler schedule line.	
cNote—For such amounts as will accrue in Code No. 2340, Regular Stableman schedule line.	
Schedule Total	\$458,726 96

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.

Various City Departments—Retransfer of Unencumbered Balances of Appropriations from Tax and Appropriation Surplus and Deficiency Accounts (Cal. No. 41).

(On December 21, 1917 (Cal. No. 76), the Board adopted a resolution authorizing the transfer of \$1,553,081.91 from unexpended balances of appropriations for various years from 1900 to 1916, inclusive, to "Tax and Appropriation Surplus and Deficiency Account.")

The Secretary presented the following report of the Comptroller:

January 3, 1918.

To the Board of Estimate and Apportionment:

Gentlemen—On December 21, 1917, the Board of Estimate and Apportionment authorized the Comptroller to transfer the sum of \$1,553,081.91 from the unexpended balances of appropriations for various years from 1900 to 1916, inclusive, which balances were all apparently unencumbered, and under resolution, were to be transferred to the account known as "Tax and Appropriation Surplus and Deficiency Account," created by chapter 220, Laws of 1917, amending section 237 of the Greater New York Charter.

Included in these transfers of unexpended balances of appropriations was the sum of \$57,746.29, being the then unexpended balance remaining to the credit of an appropriation for the year 1916, provided for the payment of "Interest on the Funded Debt of The City of New York." It appears, however, that of this amount there was \$21,422.47, representing interest payable on coupon bonds of The City of New York, which should not have been transferred to the "Tax and Appropriation Surplus and Deficiency Account," and which amount must be retransferred and placed to the credit of the appropriation account for which it was originally authorized, viz., "Appropriation Account No. 3010, Interest on the Funded Debt of The City of New York," and thus enable the payment of the interest on coupon bonds as such coupons may be presented from time to time.

I therefore present the following resolution, which would authorize and direct the Comptroller to transfer the sum of \$21,422.47 from the "Tax and Appropriation Surplus and Deficiency Account" to the "Interest on Funded Debt" account. In view of the fact that this money should be made immediately available for the purposes for which it was appropriated and for which it is still needed, I would ask the Board to adopt this resolution by unanimous consent. Respectfully,

CHARLES L. CRAIG, Comptroller.

The following was offered:

Whereas, By a resolution adopted by the Board of Estimate and Apportionment on December 21, 1917, the Comptroller was authorized and directed to transfer the sum of one million five hundred and fifty-three thousand eighty-one and 91-100 dollars (\$1,553,081.91) from the unexpended and unencumbered balances of appropriations for various years, from 1900 to 1916, inclusive, to the account known as "Tax and Appropriation Surplus and Deficiency Account," in pursuance of the provisions of Chapter 220, Laws of 1917, amending section 237 of the Greater New York Charter; and

Whereas, Included in such transfer was the sum of fifty-seven thousand seven hundred and forty-six and 29-100 dollars (\$57,746.29), being the unexpended balance of the appropriation for the year 1916 remaining to the credit of account entitled "3010—Interest on Funded Debt of the City of New York, as constituted since January 1, 1898"; and

Whereas, The account above described was and is encumbered to the amount of twenty-one thousand four hundred and twenty-two and 47-100 dollars (\$21,422.47), representing interest payable on coupon bonds of the City of New York, thus leaving as an unencumbered balance, subject to transfer to the "Tax and Appropriation Surplus and Deficiency Account" the sum of thirty-six thousand three hundred and twenty-three and 82-100 dollars (\$36,323.82), instead of the fifty-seven thousand seven hundred and forty-six and 29-100 dollars (\$57,746.29) transferred as hereinbefore stated; therefore be it

Resolved, That the Comptroller be and is hereby authorized and directed to retransfer out of the "Tax and Appropriation Surplus and Deficiency Account" the sum of twenty-one thousand four hundred and twenty-two and 47-100 dollars (\$21,422.47), and to credit such amount to the appropriation account entitled "3010—Interest on Funded Debt of the City of New York, as constituted since January 1, 1898," to enable the payment of the coupon interest hereinbefore referred to.

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.

Department of Finance—Establishment of Additional Grade of Position (Cal. No. 42).

The Secretary presented the following communication from the Comptroller:

January 2nd, 1918.

To the Honorable Board of Estimate and Apportionment:

Gentlemen—Request is hereby made that the Board of Estimate and Apportionment recommend to the Board of Aldermen that an additional salary for the position of Stenographer to the Comptroller at \$2,160 per annum, be established as of January 1, 1918, under provisions of section 56 of the Greater New York Charter, for the Department of Finance.

It is proposed to fill this position by the appointment of a male Stenographer possessing unusual qualifications, as his duties will be of a confidential and executive character, and owing to the present conditions it would be impossible to secure the services of a capable man at a lesser salary. Yours very truly,

CHARLES L. CRAIG, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position in the office of the Comptroller, in addition to those heretofore established, as follows:

Title.	Rate per Annum.	No. of Incumbents.
Stenographer to the Comptroller	\$2,160 00	One.

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.

Department of Finance—Transfer of Appropriation and Modification of Schedules (Cal. No. 43).

The Secretary presented the following communication from the Comptroller:

January 3d, 1918.

To the Honorable Board of Estimate and Apportionment:

Gentlemen—Request is hereby made that the Board of Estimate and Apportionment approve of the modification of the following schedule lines supporting the salary appropriations as made to the Department of Finance for the year 1918, taking effect as of January 1, 1918, with the exception of Stenographer to the Comptroller, to be effective January 16, 1918.

Personal Service, Salaries, Regular Employees.

Executive and Advisory—

76 Administration—

1—Eliminate position, Clerk to Comptroller, at \$2,100, effective as of January 16, 1918.

2—Add position, Stenographer to the Comptroller, at \$2,160, to be effective from January 16, 1918.

3—Add position, Secretary to the Department at \$6,000.

The \$6,060 necessary for the establishment of the two positions named will be obtained by the transfer of \$60 from Code 81, Municipal Investigation and Statistics, \$2,740; from Code 83, Collection, Current Taxes, \$2,060; from Code 84TS, Assessments and Arrears; and \$1,200 from Code 86, Auditing, Accounting and Disbursing. This changes the total of Code 76 to \$54,190.

81 Bureau of Municipal Investigation and Statistics—

1—Transfer \$60 from item Balance Unassigned to Code 76, Administration.

This results in a change of the total of 81, Municipal Investigation and Statistics, to \$127,830.

Collection—

83 Current Taxes—

1—Reduce the number of Deputy Receivers of Taxes, at \$2,500, from four to three.

2—Reduce the number of Clerks, at \$840, from seven to six.

3—Increase the number of Clerks, at \$600, from seven to eight.

The \$2,740 thus obtained to be transferred to Code 76, Administration.

84 Assessments and Arrears—

1—Eliminate line of Deputy Collector of Assessments and Arrears, at \$3,500, and increase the number of Deputy Collectors of Assessments and Arrears, at \$2,250, to two.

2—Reduce the number of Clerks, at \$360, from three to one.

The \$1,970 thus obtained, together with the \$90 in item Balance Unassigned, makes a total of \$2,250 to be transferred to Code 76, Administration. These changes reduce the total of Code 84, Assessments and Arrears, to \$146,370.

86 Auditing, Accounting and Disbursing—

1—Eliminate the line Inspector of Repairs and Supplies, at \$1,200.

The \$1,200 is to be transferred to Code 76, Administration. This results in a change of the total in Code 86 to \$421,110.

Yours very truly, CHARLES L. CRAIG, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, hereby approves transfer of funds appropriated to the Department of Finance for the year 1918, as follows:

FROM

Personal Service, Salaries Regular Employees.

81 Municipal Investigation and Statistics..... \$60 00

Collection—

83 Current Taxes

2,740 00

84TS Assessments and Arrears..... 2,060 00

86 Auditing, Accounting and Disbursing..... 1,200 00

\$6,060 00

TO

Personal Service, Salaries Regular Employees, Executive and Advisory.

76 Administration

\$6,060 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedules, as revised, for the Department of Finance for the year 1918, to be effective as of January 1, 1918, as follows:

Personal Service, Salaries Regular Employees, Executive and Advisory.

76 Administration—

Deputy Comptroller, 3 at \$7,500

\$22,500 00

Assistant Deputy Comptroller

6,000 00

Secretary to Department

6,000 00

Stenographer to Comptroller

2,160 00

Clerk

3,150 00

Clerk

2,350 00

Clerk

1,680 00

Clerk, 2 at \$1,440

2,880 00

Clerk

660 00

Stenographer and Typewriter

1,200 00

Messenger

1,650 00

Messenger, 2 at \$1,500

3,000 00

Laborer

960 0

Clerk	2,100 00	Chief Clerk, Pay Division	3,150 00
Clerk, 2 at \$1,980	3,960 00	Accountant	2,400 00
Clerk	1,800 00	Accountant	1,800 00
Clerk	1,320 00	Bookkeeper	3,150 00
Clerk	2,400 00	Bookkeeper	2,580 00
Clerk, 2 at \$1,200	6,480 00	Bookkeeper	2,400 00
Clerk, 6 at \$1,080	600 00	Bookkeeper	2,250 00
Clerk	720 00	Bookkeeper	1,800 00
Clerk, 2 at \$360	2,040 00	Bookkeeper	1,680 00
Stenographer and Typewriter, 2 at \$1,020	960 00	Bookkeeper, 2 at \$1,650	3,300 00
Stenographer and Typewriter	1,140 00	Bookkeeper, 4 at \$1,560	6,240 00
Typewriting Copyist	1,560 00	Bookkeeper, 5 at \$1,440	7,200 00
Searcher	1,320 00	Bookkeeper	1,350 00
Searcher	30 00	Bookkeeper, 2 at \$1,320	2,640 00
Balance Unassigned	\$127,830 00	Bookkeeper, 13 at \$1,200	15,600 00
Collection—		Examiner	4,000 00
83 Current Taxes—		Examiner	2,460 00
Receiver of Taxes	\$6,000 00	Examiner	2,100 00
Deputy Receiver of Taxes	4,000 00	Examiner	1,920 00
Deputy Receiver of Taxes	3,750 00	Examiner, 7 at \$1,800	12,600 00
Deputy Receiver of Taxes, 3 at \$2,500	7,500 00	Examiner, 2 at \$1,500	3,000 00
Cashier	2,500 00	Examiner	1,440 00
Cashier	1,950 00	Examiner, 2 at \$1,320	2,640 00
Cashier	720 00	Examiner	1,050 00
Cashier, 4 at \$1,800	23,520 00	Examining Inspector	2,280 00
Cashier, 14 at \$1,680	2,580 00	Examining Inspector, 3 at \$1,800	5,400 00
Bookkeeper	1,800 00	Examining Inspector	1,620 00
Bookkeeper	1,680 00	Examining Inspector, 12 at \$1,440	17,280 00
Bookkeeper	1,320 00	Examining Inspector	1,500 00
Clerk	1,980 00	Inspector of Repairs and Supplies	2,100 00
Clerk, 5 at \$1,800	9,000 00	Inspector of Repairs and Supplies	1,620 00
Clerk, 2 at \$1,680	3,360 00	Inspector of Repairs and Supplies, 3 at \$1,500	4,500 00
Clerk	1,650 00	Inspector of Repairs and Supplies, 8 at \$1,440	11,520 00
Clerk	1,620 00	Inspector of Repairs and Supplies	1,380 00
Clerk	1,560 00	Inspector of Regulating, Grading and Paving, 2 at \$1,260	2,520 00
Clerk	10,500 00	Veterinarian	1,800 00
Clerk, 7 at \$1,500	2,880 00	Cashier, 5 at \$1,160	10,800 00
Clerk, 2 at \$1,440	6,600 00	Cashier	2,100 00
Clerk, 5 at \$1,320	22,800 00	Security Deposit Clerk	2,100 00
Clerk, 19 at \$1,200	9,720 00	Clerk (Chief)	4,500 00
Clerk, 9 at \$1,080	3,150 00	Clerk	2,340 00
Clerk, 3 at \$1,050	5,760 00	Clerk, 2 at \$2,100	4,200 00
Clerk, 6 at \$960	5,040 00	Clerk, 3 at \$1,980	5,940 00
Clerk, 6 at \$840	1,440 00	Clerk	1,920 00
Clerk, 2 at \$720	2,640 00	Clerk, 9 at \$1,800	16,200 00
Clerk, 4 at \$660	4,800 00	Clerk, 2 at \$1,680	3,360 00
Clerk, 8 at \$600	360 00	Clerk	1,650 00
Clerk	1,800 00	Clerk, 4 at \$1,560	6,240 00
Financial Clerk	1,650 00	Clerk, 9 at \$1,500	13,500 00
Financial Clerk	1,500 00	Clerk, 2 at \$1,440	2,880 00
Financial Clerk	960 00	Clerk, 3 at \$1,380	4,140 00
Searcher	1,320 00	Clerk, 9 at \$1,320	11,880 00
Bank Messenger, 4 at \$1,200	4,800 00	Clerk, 10 at \$1,200	12,000 00
Messenger, 2 at \$1,200	2,400 00	Clerk (Card Indexer)	1,200 00
Adding and Billing Machine Operator	1,020 00	Clerk, 8 at \$1,080	8,640 00
Adding and Billing Machine Operator, 4 at \$960	3,840 00	Clerk, 9 at \$1,050	9,450 00
Adding and Billing Machine Operator, 4 at \$900	3,600 00	Clerk	1,020 00
Schedule Total	\$181,556 00	Clerk, 6 at \$960	5,760 00
84TS Assessments and Arrears, Tax Levy and Special and Trust Fund Force—		Clerk, 5 at \$900	4,500 00
Collector of Assessments and Arrears	\$4,800 00	Clerk, 7 at \$840	5,880 00
Deputy Collector of Assessments and Arrears	4,000 00	Clerk	780 00
Deputy Collector of Assessments and Arrears, 2 at \$2,250	4,500 00	Clerk, 13 at \$720	9,360 00
Deputy Collector of Assessments and Arrears	2,000 00	Clerk, 9 at \$660	5,940 00
Cashier, 2 at \$1,800	3,600 00	Clerk, 7 at \$600	4,200 00
Cashier, 3 at \$1,680	5,040 00	Clerk, 8 at \$540	4,320 00
Cashier	1,500 00	Clerk	480 00
Bookkeeper	2,160 00	Clerk	420 00
Bookkeeper	1,560 00	Clerk, 15 at \$360	5,400 00
Bookkeeper	1,500 00	Clerk with Special Knowledge as Cataloguer	840 00
Bookkeeper	1,440 00	Financial Clerk	3,150 00
Bookkeeper, 3 at \$1,320	3,960 00	Financial Clerk	2,100 00
Bookkeeper	1,200 00	Financial Clerk	1,950 00
Clerk	2,400 00	Financial Clerk	1,800 00
Clerk	1,980 00	Financial Clerk	1,680 00
Clerk, 2 at \$1,800	3,600 00	Financial Clerk	1,560 00
Clerk, 2 at \$1,650	3,300 00	Financial Clerk	1,440 00
Clerk	1,560 00	Financial Clerk	1,320 00
Clerk	1,500 00	Financial Clerk, 6 at \$1,200	7,200 00
Clerk, 2 at \$1,440	2,880 00	Financial Clerk	1,050 00
Clerk, 4 at \$1,350	5,400 00	Financial Clerk	720 00
Clerk, 18 at \$1,200	21,600 00	Stenographer and Typewriter	1,440 00
Clerk, 3 at \$1,080	3,240 00	Stenographer and Typewriter, 2 at \$1,200	2,400 00
Clerk, 3 at \$1,050	3,150 00	Stenographer and Typewriter, 2 at \$1,020	2,040 00
Clerk	960 00	Stenographer and Typewriter, 3 at \$960	2,880 00
Clerk	900 00	Stenotypist	1,020 00
Clerk, 14 at \$840	11,760 00	Typewriter Accountant	1,380 00
Clerk, 10 at \$720	7,200 00	Typewriter Accountant, 2 at \$1,260	2,520 00
Clerk, 9 at \$660	5,940 00	Typewriter Accountant, 3 at \$1,200	3,600 00
Clerk, 6 at \$600	3,600 00	Typewriter Accountant	960 00
Clerk	540 00	Bank Messenger	1,200 00
Clerk	420 00	Bank Messenger	1,050 00
Clerk	360 00	Messenger, 2 at \$1,050	2,100 00
Financial Clerk	1,800 00	Guard, 6 at \$1,140	6,840 00
Financial Clerk	1,200 00	Schedule Total	\$431,190 00
Financial Clerk	1,080 00	Which was adopted by the following vote:	
Searcher	1,560 00	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.	
Searcher, 2 at \$1,320	2,640 00	The Secretary presented the following communication:	
Searcher, 6 at \$1,200	7,200 00	January 2, 1918.	
Searcher, 2 at \$1,050	2,100 00	To the Honorable the Board of Estimate and Apportionment of The City of New York:	
Searcher	720 00	Gentlemen—Miss Ellen F. Kelly, Stenographer and Typewriter in this office at \$1,200 per annum, is on leave of absence, due to illness, and her position is filled temporarily by a substitute at the rate of \$960 per annum.	
Stenographer and Typewriter	1,200 00	Miss Kelly's physician has advised me, under date of December 29th, that her condition is very favorable and that she may be able to report for duty within a short space of time.	
Stenographer and Typewriter	1,140 00	I would therefore request that Miss Kelly's leave of absence be extended for a period of three months, with pay, and that permission be granted to continue the employment of the substitute for the same period, unless Miss Kelly should return within that time, and that his compensation be made payable from the Contingent Fund of the Board. Respectfully,	
Adding and Billing Machine Operator	960 00	JOSEPH HAAG, Secretary.	
Adding and Billing Machine Operator	900 00	The following resolution was offered:	
Bank Messenger, 3 at \$1,200	3,600 00	Resolved, That the Board of Estimate and Apportionment hereby extends, for a period of three months, the leave of absence of Ellen F. Kelly, Stenographer and Typewriter in the office of the Secretary of the Board.	
Balance Unassigned	90 00	Which was adopted by the following vote:	
Schedule Totals	\$146,370 00	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.	
Tax Levy Allowance	\$136,830 00		
Special and Trust Fund Allowance	9,540 00		
Total Allowance	\$146,370 00		
86 Auditing, Accounting and Disbursing—			
Chief Auditor of Accounts	\$6,000 00		
Accountant	4,000 00		
Bookkeeper	4,000 00		
Auditor of Accounts, 13 at \$3,000	39,000 00		
Auditor of Accounts	2,500 00		
Examiner of Accounts of Institutions	5,000 00		

Board of Estimate and Apportionment (Bureau of Records and Minutes)—Extension of Leave of Absence of a Stenographer and Typewriter and Modification of Schedule (Cal. No. 44).
 The Secretary presented the following communication:
 January 2, 1918.
 To the Honorable the Board of Estimate and Apportionment of The City of New York:
 Gentlemen—Miss Ellen F. Kelly, Stenographer and Typewriter in this office at \$1,200 per annum, is on leave of absence, due to illness, and her position is filled temporarily by a substitute at the rate of \$960 per annum.
 Miss Kelly's physician has advised me, under date of December 29th, that her condition is very favorable and that she may be able to report for duty within a short space of time.
 I would therefore request that Miss Kelly's leave of absence be extended for a period of three months, with pay, and that permission be granted to continue the employment of the substitute for the same period, unless Miss Kelly should return within that time, and that his compensation be made payable from the Contingent Fund of the Board. Respectfully,
 JOSEPH HAAG, Secretary.
 The following resolution was offered:
 Resolved, That the Board of Estimate and Apportionment hereby extends, for a period of three months, the leave of absence of Ellen F. Kelly, Stenographer and Typewriter in the office of the Secretary of the Board.
 Which was adopted by the following vote:
 Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the Board of Estimate and Apportionment for the year 1918, effective as of January 1, 1918, as follows:

BOARD OF ESTIMATE AND APPORTIONMENT.

52 Contingencies—

General \$24,760 00
Stenographer and Typewriter, at \$960 (3 months) 240 00

Total Schedule \$25,000 00

Which was adopted by the following vote:

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

Department of Finance—Modification of Schedule (Cal. No. 45).

The Secretary presented the following communication from the Comptroller:

January 3, 1918.

To the Honorable Board of Estimate and Apportionment:

Gentlemen—Request is hereby made that the Board of Estimate and Apportionment, pursuant to the provisions of section 237 of the Greater New York Charter, consent to the modification of the schedule lines supporting the appropriation made to the Department of Finance for the year 1918, entitled 89, Wages, Temporary Employees, to be effective as of January 1, 1918, to provide for the employment of Temporary Bookkeepers and Tabulating Machine Operators engaged upon the work of auditing the transactions of the Bureau for the Collection of Assessments and Arrears in the several boroughs for the years 1910 to 1917, inclusive.

This auditing work was undertaken under the supervision of the Supervising Statistician and Examiner in the early part of 1917, and in order to bring the accounts into a satisfactory condition it is essential that this experienced force be allowed to continue their work for a period of at least sixteen working days. During the period mentioned I shall give consideration to the question of continuing this work and will then arrive at some definite basis of providing funds therefor.

It is therefore requested that this modification be made effective as of January 1, 1918.

Resolution providing for the changes is enclosed herewith.

Yours very truly,

CHARLES L. CRAIG, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the schedule, as revised, for the Department of Finance for the year 1918, to be effective as of January 1, 1918, as follows:

Personal Service.

89 Wages, Temporary Employees—

Clerk at \$3 per day (6,148 days) \$18,444 00
Bookkeeper at \$4 per day (449 days) 1,796 00
Tabulating Machine Operator (Powers), at \$2.50 per day (304 days) 760 00
Adding and Billing Machine Operator (for pre-billing taxes, at \$0.014 per accurate bill) 7,500 00
Adding and Billing Machine Operator (for scheduling payment of taxes), 50 cents per hour (11,000 hours) 5,500 00
Expert Adding and Billing Machine Repairman at 60 cents per hour (666½ hours) 400 00

\$34,400 00

Which was adopted by the following vote:

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

Public Service Commission for the First District—Proposed Establishment of Private Grade Crossing at River Avenue, Laurel Hill, Borough of Queens, Intersecting Tracks of the Montauk Division of the Long Island Railroad Company (Cal. No. 46).

The Secretary presented a communication dated January 3, 1918, from the Secretary of the Public Service Commission transmitting certified copy of resolution adopted by the Commission on January 3, 1918, directing a hearing on January 8, 1918, at 10:30 o'clock a. m., with respect to the proposed establishment of a private grade crossing of the Montauk Division of the Long Island Railroad at River Avenue, Laurel Hill, Borough of Queens.

Which was referred to the Chief Engineer of the Board and the Corporation Counsel, with the request that they attend the hearing.

Board of Estimate and Apportionment—Conference Relativé to Coal Situation (Cal. No. 47).

At a conference of the members of the Board of Estimate and Apportionment, held at the Mayor's office, on the evening of January 2, 1918, the following action was taken:

The City tendered to the Federal and State authorities all the men and equipment available from the City Departments and the Departments of the respective Borough Presidents, for unloading and distributing fuel throughout Greater New York, and the heads of departments and respective Borough Presidents were directed to forthwith report to the Mayor all the men and equipment they have available for this purpose and also make recommendations and suggestions for facilities that may be used in the various parts of the city in aid of this distribution; and that the Mayor immediately advise the Director General, Hon. William A. McAdoo, by telegraph, of this action.

The Mayor, with the concurrence of the members of the Board of Estimate and Apportionment, directed the Police Commissioner to instruct the various captains, inspectors and police officers under his jurisdiction to take such steps as may be necessary to ascertain any abnormal quantity of coal at any place within the city's limit, or any hidden or concealed coal, which coal may be made available for general relief, and report on the same forthwith to the Mayor; the Commissioner was instructed to also have the Police report any cases of extreme suffering due to lack of coal.

On motion, the Board adjourned, to meet on Friday, January 11, 1918, at 10:30 o'clock, a. m.

JOSEPH HAAG, Secretary.

DEPARTMENT OF FINANCE.

WARRANTS MADE READY FOR PAYMENT IN DEPARTMENT OF FINANCE

THURSDAY, JANUARY 17, 1918.

Below is a statement of warrants made ready for payment on the above date, showing therein the Department of Finance voucher number, the dates of the invoices or the registered number of the contract, the date the voucher was filed in the Department of Finance, the name of the payee and the amount of the warrant.

Where two or more bills are embraced in the warrant, the dates of the earliest and latest are given, excepting that, when such payments are made under a contract, the registered number of the contract is shown in the place of the second invoice date.

Where the word "final" is shown after the name of the payee, payment will not be made until thirty days after the completion and acceptance of the work, but all of the other warrants mentioned will be forwarded through the mail unless some reason exists why payment is to be made in person, in which event written notice will be promptly given to the claimant.

In making a written or verbal inquiry at this office for any of the above mentioned warrants, it is requested that reference be made by the Department of Finance voucher number.

CHARLES L. CRAIG, Comptroller.

Finance Voucher No.	Invoice Number.	Dates or Contract Number.	Received in Department of Finance.	Name of Payee.	Amount.
Armory Board.					
151960	9-20-17	12-26-17	Walter F. Keenan & Bro.	.....	\$42 98
		Board of Coroners.			
152452	12-27-17	Edgar T. Ray	.....	\$20 00	

Finance Voucher No.	Invoice Dates or Contract Number.	Received in Department of Finance.	Name of Payee.	Amount.
County Court, Queens County.				
22765	1- 2-18	1-10-18	The Diamond Towel Supply Co.	\$1 50
22764	12-31-17	1-10-18	Eagle Spring Water Co.	60
23858		1-14-18	Clifford H. Keep	\$2 20
23859		1-14-18	Marie Mahon	2 60
22105	1- 4-18. 1- 8-18	1- 8-18	The Brooklyn Democrat	94 10
369		1-10-18	Thomas F. Darcy	26 75
22099	1- 2-18	1- 8-18	Patrick Dougherty	90 00
23857		1-14-18	John A. Higgins	6 90
County Court, Bronx County.				
22554	12-31-17	1-10-18	Nickel Towel Supply	\$2 90
22553	12-31-17	1-10-18	F. M. Schildwachter, Inc.	4 96
21354	47110	1- 4-18	New York Telephone Company	\$305 62
Court of Special Sessions.				
23569		1-14-18	Frank W. Smith, Chief Clerk	\$200 00
23568		1-14-18	Frank W. Smith, Chief Clerk	120 71
22446		1-10-18	Tony Rocco	1 93
22450	12-19-17	1-10-18	Tower Bros. Stationery Co.	15 00
22449	12- 1-17	1-10-18	The Peerless Towel Supply Co.	7 05
22447		1-10-18	Knickerbocker Ice Company	17 66
Court of General Sessions.				
22781		1-10-18	Perry M. Lichtenstein	\$25 00
22780		1-10-18	Frank A. McGuire	25 00
23728		1-14-18	William J. Duffy	\$5 00
21824	12- 1-17	1-10-18	The Lawyers Co-operative Publishing Co.	\$5 00
County Clerk, Richmond County.				
22960		1-11-18	W. Leslie Conner, Postmaster	\$18 45
County Clerk, Queens County.				
22146		1- 9-18	Patrick Nugent	\$50 00
22143		1- 9-18	Hugh Smith	50 00
22145		1- 9-18	Samuel Sanders	50 00
22144		1- 9-18	William Sutter	50 00
22147		1- 9-18	Thomas Sheehan	50 00
County Clerk, Bronx County.				
20894		1- 3-18	Century Rubber Stamp Works	\$6 00
College of the City of New York.				
22421	12- 6-17	1- 9-18	Wright Wire Company	\$6 25
22420	12- 5-17	1- 9-18	H. Herrmann Lumber Co.	13 50
22419	12- 6-17	1- 9-18	Ernest W. Newman	71 00
23368	11-30-17. 12-13-17	1-12-18	Koller & Smith Company, Inc.	\$23 50
22879		1-10-18	A. Silz	\$16 48
22871	12- 3-17	1-10-18	Troy Laundry	16 62
22890	12- 3-17. 12-19-17	1-10-18	L. Barth & Son	16 29
22893	12-19-17	1-10-18	James M. Shaw & Co.	39 18
22889	12-21-17	1-10-18	L. Barth & Son	12 87
22907	9-30-17	1-10-18	J. McVeigh, Manager	3 07
22906	10-31-17	1-10-18	J. McVeigh, Manager	1 49
22905	12-31-17	1-10-18	P. Keenan	70 00
22888	12-26-17	1-10-18	James Y. Watkins & Son, Inc.	11 85
22892	12-20-17	1-10-18	Ayres & Galloway Hardware Co., Inc.	10 75
22138	48518	1- 8-18	United Market & Grocery Company..	80 25
22914		1-10-18	Edward West	60 95
22925	12-24-17	1-10-18	Vought & Williams	22 50
22384	12- 8-17	1- 9-18	Swift & Company	50
22387	12-18-17	1- 9-18	Department of Correction	1 20
22386	12-10-17	1- 9-18	Underwood Typewriter Co., Inc.	1 40
22407	11-27-17	1- 9-18	Herring Hall Marvin Safe Co.	5 00
2405	12-31-17	1- 9-18	Harlem Livery and Boarding Stable..	4 00
22403	12-18-17	1- 9-18	Harlem River Towboat Line	30 00
22402	12- 1-17	1- 9-18	C. H. Zimmermann	12 00
22394	12-18-17	1- 9-18	Hull, Grippen & Co.	70
22393	12-20-17	1- 9-18	Standard Plumbing Supply Co.	5 40
23291		1-11-18	Frank W. Fox, Warden	2 60
23288		1-11-18	John Hayes, Warden	4 40
23290		1-11-18	Moses Keschner, M. D.	

Finance Voucher No.	Invoice Dates or Contract Number.	Received in Department of Finance.	Name of Payee.	Amount	Finance Voucher No.	Invoice Dates or Contract Number.	Received in Department of Finance.	Name of Payee.	Amount
District Attorney, Queens County.									
22856		1-10-18	S. Scorsa	5 00	23214	1-11-18	H. G. MacAdam, Chief of Division of Preventable Diseases	45 39	
22857		1-10-18	Irving E. Sumner	15 00	22791	1-10-18	Eimer & Amend	1 65	
22858		1-10-18	M. Sonkin	10 00	22790	1-10-18	Powers-Weightman-Rosengarten Co. ..	8 28	
22855		1-10-18	Edw. A. Furst	5 00	22786	1-10-18	Carl H. Schultz	16 48	
22854			R. F. MacFarlane	25 00	22821	1-10-18	Wm. Langbein & Bros.	16 75	
Department of Docks and Ferries.									
22008	11-30-17	1- 8-18	Western Union Telegraph Co.	14 27	21457	12- 4-17	1- 9-18	The Watters Laboratories	6 00
21993	11-3-17.11-19-17	1- 8-18	Montross & Clarke Co.	24 70	23215		1-10-18	E. Kessling Thermometer Co., Inc.	36 00
22003	12-24-17	1- 8-18	McKesson & Robbins	6 60	21428	12-13-17	1-11-18	H. G. MacAdam, Chief Div. of Inst. Insp.	55 90
22004	12-15-17	1- 8-18	Coston Supply Co.	1 75	21431	12-14-17	1- 4-18	Travers Twine & Cordage Co.	311 23
21997	12-12-17	1- 8-18	Stanley & Patterson	2 80	21465	11- 1-17	1- 4-18	North Star Ash Can Co.	350 00
21995	12-14-17	1- 8-18	Henry Moss & Co.	10 00			1- 4-18	Louis Pastorini	135 00
21991	12-26-17	1- 8-18	L. A. Laurencelle	12 42	22962				
21992	12-28-17	1- 8-18	K-G Welding and Cutting Co., Inc.	6 00					
22002	12-21-17	1- 8-17	U. T. Hungerford Brass & Copper Co.	6 98					
Examining Board of Plumbers.									
22217	12-31-17	1- 9-18	Fowler Manufacturing Co., Ltd.	1 65	24574				
22216	12-27-17	1- 9-18	New York Trade School.	6 52					
Board of Elections.									
21329	11-19-17.12- 5-17	1- 4-18	P. Belford & Son	203 75	24554				
21336	10-23-17.11-16-17	1- 4-18	Charles H. Aitken	337 74	24555				
21330	11-30-17	1- 4-18	W. L. Scott	5 00	24563				
21328	12- 5-17.12- 6-17	1- 4-18	Weissberger Moving and Storage Co.	16 25	24564				
21326	12-14-17	1- 4-18	L. Nathan	42 50	24565				
21322	11-28-17	1- 4-18	P. J. Collison & Co.	54 00	24566				
21334	11-23-17	1- 4-18	Antonio Joseph	4 00	24571				
21331	12- 1-17	1- 4-18	Private Auto Rental Service Co., Inc.	12 00	24567				
21333	11-23-17.11-30-17	1- 4-18	Clifton Auto and Storage Co., Inc.	10 00					
21335	11-20-17.12- 6-17	1- 4-18	Castleton Motor Car Co.	24 90					
21332	11-30-17	1- 4-18	North Side Storage Warehouse Company	48 00	21568				
Board of Estimate and Apportionment.									
22752		1-10-18	Careful Carpet Cleaning Co.	3 60	24572				
22747	12-19-17	1-10-18	American Steam Gauge & Valve Manufacturing Company	28 00	24569				
22753	12-29-17	1-10-18	D. H. Ahrend Company, Inc.	22 00	24573				
22750	12-18-17	1-10-18	A. B. Dick Company	19 10	24570				
22741	12-26-17	1-10-18	Independent Towel Supply	2 50					
22742	11-22-17	1-10-18	Patterson, Gottfried & Hunter, Inc.	3 14	24556				
22743	1- 2-17	1-10-18	T. J. Brennan	10 50	24557				
22745	12- 7-17	1-10-18	The Fred Goat Company	10 00					
22746	12-26-17	1-10-18	B. F. Reilly Marble Works, Inc.	7 00	24558				
22751	7-31-17	1-10-18	The Tabulating Machine Company	69 00	24559				
22744	11-30-17	1-14-18	Palo Company	16 60	24560				
22740	12-26-17	1-10-18	Independent Towel Supply	5 00	24561				
22738	46919	1-10-18	New York Telephone Company	12 47	24562				
22739	46919	1-10-18	New York Telephone Company	39 43	24302				
Department of Education.									
23653	41629	1- 8-18	American Book Co.	26	23582				
23650	47378	1-10-18	The Macmillan Company	2 45	23343				
23651	41637	1-14-18	Henry Holt & Co.	18	24309				
23649	41756	1-14-18	The Brooklyn Daily Eagle	75	24308				
23488	47373	1-14-18	The Baker & Taylor Co.	35 65	24307				
23487	46510	1-14-18	Kahl Lumber Co.	5 56	24306				
23490	46755	1-14-18	August F. Grassmann	13 50	24346				
23467		1-14-18	R. M. Bingham, Examiner	189 75	24344				
23475		1-14-18	Sarah Elkus	37 65	24347				
23051		1-11-18	A. L. Brasfield, Deputy and Acting Supt.	3,597 27					
23485	46525	1-14-18	Syndicate Trading Co.	28 48	23573				
23486	46493	1-14-18	Bloomingdale Bros.	18 00	23580				
23489	46513	1-14-18	Montgomery & Co., Inc.	32					
23482	46513	1-14-18	Montgomery & Co., Inc.	41 71	23570				
23508		1-10-18	Bloomingdale Bros.	2 00	23571				
23484	39410	1-14-18	Syndicate Trading Co.	2 97					
23496	10-30-17	1-14-18	The New York Association for the Blind	10 00	23572				
23500		1-14-18	Pease Piano Company	2 00					
23503		1-14-18	Hazelton Brothers, Inc.	2 25					
23501		1-14-18	The Aeolian Company	4 00	23574				
23502	5-24-17.10-11-17	1-14-18	J & C. Fischer	6 50	23575				
23509	9-27-17.10-12-17	1-14-18	J. & C. Fischer	4 25	23576				
23481	46552	1-14-18	The Globe Ink & Mucilage Co.	1 32	23577				
23483	39298	1-14-18	Educational Magazine Pub. Co.	1 12	23578				
23438		1-14-18	R. P. Bolton	1 87	23579				
23498		1-14-18	Lawson Piano Co.	4 25	23570				
23497	9-15-17. 9-18-17	1-14-18	Sohmer & Co.	5 00	23571				
23495		1-14-18	Paul G. Mehlin & Sons	3 00					
23493	9-24-17	1-14-18	Sohmer & Co.	2 00	23572				
23462		1-14-18	Long Island Railroad Company	5 00					
23468	9-27-17.11-27-17	1-14-18	New York Consolidated Railroad Co.	91 20	23573				
23464		1-14-18	The Brooklyn Heights Railroad Co.	2 50	23574				
23510	10-12-17.10-24-17	1-14-18	Hardman, Peck & Company	11 25	23575				
23472		1-14-18	The Globe Wernicke Company	94	23576				
22933		1-11-18	H. P. Andrews Paper Company	2 70	23577				
22940		1-11-18							

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President of the Borough of Manhattan.									
148902		1-13-18	Charles L. Craig, Comptroller of The City of New York, Trustee for Account of Street Opening Fund	10 00	22576	12- 3-17	12-12-17	1-10-18	E. T. Joyce
21974	11-30-17	1- 8-18	Patterson Brothers	57 60	22607	12- 5-17	12-10-17	1-10-18	M. H. Hall
21974	11-30-17	1-10-18	Patterson Brothers	57 60	22618			1-10-18	Naylor & Newton, Inc.
21940	37858	1- 9-18	Germania Bank of N. Y. C., assignee of the Sicilian Asphalt Paving Co.	83 64	22620			1-10-18	Otis Elevator Company.
21968	12-18-17	1- 8-18	W. J. Fitzgerald	45 00	22621	12- 4-17	12- 6-17	1-10-18	Emil Lazansky
President of the Borough of The Bronx.									
23246		1-11-18	Edward F. Miller, Inc.	1 50	22623	12- 3-17		1-10-18	Wm. Langbein & Bros.
23274	12-22-17	1-11-18	Londino Construction Co.	63 43	22626	11- 1-17		1-10-18	E. J. Stanley
23272		1-11-18	Otto Haas	2 70	22232	11- 30-17		1- 9-18	Westchester Fish Co., Inc.
23269		1-11-18	Barrett Adding Machine Service Company, Inc.	4 80	22241	11-30-17		1- 9-18	Grand Central Market
23268		1-11-18	Department of Correction	54 00	23155	12- 8-17		1-11-18	A. Silz
23273	1- 2-18	1-11-18	D. Shapiro	5 00	22697	9-30-17	11- 4-17	1-10-18	R. F. Stevens Company.
23278		1-11-18	Sanborn Map Company	20 00	22674	12-10-17		1-14-18	Bausch & Lomb Optical Co.
23279	12- 1-17	1-11-18	Bronx Window Cleaning Company ..	72 50	22603	11-30-17		1-10-18	Weyant Paint Works, Inc.
23283		1-11-18	Berkshire Products Co., Inc.	4 55	22609	7-31-17		1-10-18	The American Laundry Machinery Company
23270		1-11-18	J. Schapiro	1- 25			47967	1- 8-18	Westchester Fish Co.
President of the Borough of Queens.									
22352	12- 8-17	1- 9-18	Grochola & Kuskowski	\$8 25	22696	12- 6-17		1-10-18	George Damon & Sons.
22361	12-31-17	1- 9-18	The Tabulating Machine Co.	69 00	22690	12-15-17		1-10-18	Brooklyn Eye and Ear Hospital.
22360	12-31-17	1- 9-18	A. J. Juster	25 00	22597	10-31-17		1-10-18	The F. B. Stearns Co. of New York.
22359	12-31-17	1- 9-18	A. Rudolph	5 76	22598	11-13-17		1-10-18	Stern, Picard Company, Inc.
22362	12-17-17	1- 9-18	A. J. Hawley	3 50	22600	11-28-17		1-10-18	Troy Laundry Machinery Co., Ltd.
22338	12-21-17	1- 9-18	A. J. Van Sien & Son	87 50	22601	11-28-17		1-10-18	Universal Compound Co., Inc.
22346	12-31-17	1- 9-18	Crescent Garage	3 98	22602	11-19-17		1-10-18	Geo. H. Waters Company.
22341	12-18-17	1- 9-18	H. K. Lines	9 10	22595	11-23-17	12- 3-17	1-10-18	M. L. Simon, Inc.
22342	12-24-17	1- 9-18	The Dalton Adding Machine Company ..	5 50	22689	12-20-17	12-21-17	1-10-18	Alexander Proper & Co.
22344	10- 6-17	1- 9-18	Madison Avenue Garage and Stables, James H. Connell, Proprietor	39 88	22668			1-10-18	James M. Shaw & Co.
22345	11-30-17	1- 9-18	Crescent Garage	11 39	22573			1-10-18	Hagerty Bros. & Co.
22343	10-31-17	1- 9-18	Strang Auto Garage Co., Inc.	16 42	22691			1-10-18	Agent and Warden of Clinton Prison
22351	12-24-17	1- 9-18	The Long Island Hardware Company ..	9 84	22635			1-10-18	Jeremiah Doran
22355	12- 1-17	1- 9-18	Luke Kilgallon	15 00	22636			1-10-18	The Peerless Towel Supply Co.
22354	12-13-17	1- 9-18	Joseph Elias & Co.	6 80	22227	12- 4-17		1-10-18	Theo. Moss & Co.
22353	11-10-17	12-17-17	Addressograph Co.	7 82	22226	11-24-17		1-10-18	Newtown Creek Towing Co.
22358	12- 1-17	1- 9-18	Crescent Garage	20 00	22678			1-10-18	The Arlington Chemical Co.
22357	12-12-17	1- 9-18	Madison Avenue Garage, James H. Connel, Proprietor	20 00	22681			1-10-18	Acker, Merrill & Condit Company ..
President of the Borough of Richmond.									
22834		1-10-18	Jas. Thompson & Sons	\$13 16	22596	12- 3-17		1-10-18	George Tiemann & Co.
22847	12-30-17	1-10-18	Staten Island Shipbuilding Company ..	16 25	22592	11-21-17		1-10-18	Sundries Co., Inc.
22841	12-10-17	1-10-18	E. Wagner	9 97	22584	12- 5-17		1-10-18	Wm. Romaine
21492		1- 4-18	Gregg Brothers, Inc.	40 23	22333	5-10-17		1-9-18	The Standard Parts Co.
22844	12- 3-17	1-10-18	Zorn & Schrengauer	29 63	22335	11-26-17		1-10-18	The Petroleum Products Company.
22836	11-30-17	1-10-18	James Goold	10 00	22239	12- 4-17	12-19-17	1-10-18	The Peerless Towel Supply Co.
22840	11-30-17	1-10-18	James Goold	10 00	22445	12- 6-17		1-10-18	General Motor Truck Company.
22838	12-10-17	1-10-18	E. Wagner	6 60	22649	12-11-17	12-19-17	1-10-18	Ward Baking Co.
22839	12- 1-17	1-10-18	Schutte Brothers	8 10	22586			1-9-18	Jacob Boss
22830	12- 3-17	1-10-18	Gregg Brothers	4 50	22587			1-9-18	Lewis De Goff & Son
21487	1-11-17	1-10-18	Gregg Brothers	34 87	22585			1-9-18	Schieffelin & Co.
21485	3-31-17	9-29-17	Castleton Motor Car Co.	94 20	22612			1-9-18	The Manhattan Supply Company.
22845	11-30-17	1- 4-18	Richmond Ice Company	11 47	22588			1-10-18	The Bristol Company
21489	5- 7-17	1- 4-18	Gregg Brothers	106 48	22587			1-10-18	C. W. Hunt Company, Inc.
21491	7-31-17	10-30-17	Gregg Brothers	164 90	21060		45681	1-10-18	Hardware & Supply Co.
21486	10-31-17	1- 4-18	Castleton Motor Car Co.	152 17	22282	12- 1-17		1-10-18	Wm. J. Kennedy Company
22828	12- 1-17	1-10-18	Staten Island Supply Co.	7 35	22281	11-30-17		1-9-18	Jenkins Bros.
22829		1-10-18	Burke Electric Company	9 15	22280	11-15-17		1-9-18	Donn Barber
22833	12- 1-17	1-10-18	Schutte Brothers	9 12	22628	12-20-17		1-9-18	Park Avenue Garage
22835	11-13-17	1-10-18	Jas. Thompson & Sons	26 88	22225	12- 5-17		1-9-18	New York & New Jersey Lubricant Co.
22842	12- 1-17	1-10-18	E. J. O'Connor	18 75				1-10-18	Maxwell Motor Sales Corporation.
22832		1-10-18	Crandall Packing Company	6 83				1-10-18	Smith's Homeopathic Pharmacy
22381		1-10-18	I. C. Blake	4 25	23309	1- 2-18		1-10-18	B. Ackermann Co.
22827	12- 1-17	1-10-18	S. Haber	45 00	23310			1-12-18	Register, Bronx County.
Public Service Commission.									
21478	40383	1- 4-18	Rapid Transit Subway Construction Company	\$1,000 00	21516	12-31-17		1-12-18	Alfred Franki
21476	40885	1- 4-18	Rapid Transit Subway Const. Co.	2,500 00	21657	12-31-17		1-12-18	B. Shetter
21477	38945	1- 4-18	Rapid Transit Subway Construction Company	100 00				1-12-18	Theodore Kolber, Bookkeeper
21483	46941	1- 4-18	Seventh Avenue Construction Co., Inc.	18,007 38	23234				
21482	44764	1- 4-18	Harriman National Bank, Assignee of Empire Construction Co.	1,750 64	23061				
21480	47859	1- 4-18	The Snare & Trest Co.	11,263 95	22196	12-22-17			
21481	42706	1- 4-							

Invoice Finance Date Vouch- or Con- er No. tract Number.	Name of Payee.	Amount.	Invoice Finance Date Vouch- or Con- er No. tract Number.	Name of Payee.	Amount.	Invoice Finance Date Vouch- or Con- er No. tract Number.	Name of Payee.	Amount.	
25310 12-22-17	Stanley & Patterson, Inc...	29 52	25028 47576	Narragansett Machine Co.	4,873 50	25109	of the Flatlands Volunteer		
	Bellevue and Allied Hospitals.		25029 47240	Abraham Lerner	977 00		Firemen's Association	1,250 00	
25342 8- 9-17	Cordley & Hayes	\$15 00	25030 48606	Jas. A. Henderson	1,989 00	25275	Frank Baldwin	150 00	
25343 12-21-17	Martin Murphy	9 50	25031 49298	The Crocker National Fire Prevention Eng. Co.	264 03	25285	Hugo P. Keller	8 00	
25344 12-26-17	Martin Murphy	21 16	25032 47607	Edward E. Stapleton	314 00	25286	Willis H. Thorn	391 95	
25336	Geo. A. White	35 67	25033 48245	Edward E. Stapleton	235 00	25287	The Maylew Co., Inc....	9 16	
25337	Josephine F. W. Brass	16 21	25034 47974	Louis Olson	630 00	25288	Jacob Nathanson	85 90	
25338	Mark L. F. Fleming	6 35	25035 47974	Louis Olson	191 00	25289	Harry Zirinsky	24 08	
25339	Mary E. Wadley	35 00	25036 48040	Christopher Nally	313 00	25290	The Maylew Co., Inc....	129 16	
25340	A. E. Aikman	6 25	25037 48040	Christopher Nally	922 50	25291	Dora Mendlowitz	167 95	
25341	New York Telephone Co.	2 50	25038 48132	Jos. A. Graf	1,471 50	25292	Mary C. Fox	3 00	
25327	City Pay Account	3,500 00	25039 48245	Edward E. Stapleton	810 00	25293	Josephine Willis	35 00	
25328 48503	Samuel E. Hunter	112 37	25106 46763	Nathan Strauss	1,040 13	25294	Frank E. Boyle	18 06	
25329 48515	J. D. Stout & Co.	309 66	25086 10-31-17	A. B. Dick Co.	11 90	25295	Luigi De Villa	2 50	
25330 48510	Frank J. Murray Co., Inc.	5,163 71	25087 9-25-17	Rufus Darrow's Sons, Inc.	15 90	25296	Mary Long	7 74	
25331 48512	Richman & Samuels	339 23	25088 7-25-17	B. F. Drakenfeld & Co., Inc.	19 50	25297	May R. McCarthy	5 50	
25332 48398	Rudolph Reimer	875 00	25089 9-25-17	Clafin's, Inc.	307 23	25276	Frank J. Maher	42 50	
25333 48399	Gavin Rowe	15,305 08	25090 10- 1-17	Abraham & Straus	7 00	25277	Chas. G. Matteson	28 16	
25334 48114	Jennings & John	1,000 00	25091 10-27-17	Dieges & Clust	110 70	25278	Elizabeth Rostetter	40 62	
	Jennings & John	2,001 60	25092 8- 2-17	Meurer Bros. Co.	30 77	25279	John Hohorst	3 02	
25335 43732	Greenhut Co., Inc.	2,765 52	25093 9-26-17	Montgomery & Co., Inc.	65 10	25280	J. C. McCulloch	3 70	
	County Court, Queens County.		25094 7-24-17	E. B. Latham & Co.	139 89	25281	Paolo Drago	9 21	
25107	The Journal Co.	\$6 75	25095 7- 6-17	J. E. Linde Paper Co.	162 00	25282	Abraham Altman	22 43	
25108	The Rockaway News	22 56	25096 10- 1-17	Abraham & Straus	4 32	25283	Meyer Levey	30 29	
25345	Ridgewood Times	21 60	25097 9-21-17	Kolesch & Co.	24 40	25284	Bessie Mutterperl	4 57	
25346 1-11-18	The Borough Bulletin	21 60	25098 9-18-17	American Technical Society	16 2v		Luca Crisenzio	22 58	
	Surrogate's Court, Queens County.		25099 10-16-17	Richard C. Loesch Co.	195 97	25181	The Mayoralty.		
25115	Fallon Law Book Co.	\$10 50	25100 10-13-17	A. E. Macadam	1 00	25182	The Eagle Spring Water Co.	\$1 40	
	City Magistrates' Courts.		25101 9-22-17	The Manhattan Card & Paper Co.	5 88	25183	Burns Bros.	4 33	
25214	Frank Oliver	\$74 64	25102 5- 3-17	Mergenthaler Linotype Co.	57 25	25184	Towel Supply Co.	4 20	
25215	Frank Oliver	14 60	25103 6- 1-17	General Electric Co.	1 68	25185	12- 1-17	John Butera	11 33
	Court of General Sessions.		25104 3- 6-17	Gimbels Bros.	11 05	25186	Wilson Stamp Co.	6 90	
24993 12- 6-17	Holtz & Freystedt	\$45 00	25105 9- 2-17	Indiana Quartered Oak Co.	25 76	25187	United Electric Service Co.	3 90	
24994 12-19-17	L. P. Faccini & Co.	22 50	25000	Chas. Herr	61 50		Western Union Telegraph Co.	6 63	
24995	The Antlers Restaurant	22 50				25188	L. C. Smith & Bros.	75	
	County Clerk, Queens County.		25217 48502	E. Rutzler Co.	3,375 00	25189	Underwood Typewriter Co.	3 00	
25116 12-27-17	Geo. Gaige	\$13 80	25218 43576	E. Rutzler Co.	6,195 15	25190	Thos. G. Patten	175 00	
	County Clerk, Kings County.		25219 48071	E. Rutzler Co.	13,032 00		Department of Parks, Boroughs of Manhattan and Richmond.		
25117	Eagle Spring Water Co.	\$7 50	25220 48238	Frank Nebeling	2,250 00	25132 47122	F. Gradwohl Eng. & Cont. Co.	\$11,645 10	
25118	Peerless Towel Supply Co.	3 13	25221 48434	Morris Levi & Co.	540 00	25133 46637	East River Mill & Lumber Co.	518 63	
25119	Wm. E. Kelly	60 00	25001 11-12-17	The Geo. P. Clark Co.	2 30		President of the Borough of Manhattan.		
25120	Wm. E. Kelly	8 63	25002 11- 2-17	Samuel R. Brick	42 55	25264	Henry H. Lloyd	\$25 85	
25121	Banks Law Pub. Co.	15 00	25003 12- 1-17	Geo. T. Swanson	27 20	25265	Charles L. Craig	961 27	
25122	Chas. Pickler	6 25	25004 12- 5-17	David T. Levenson	13 35		President of the Borough of Queens.		
	Department of Correction.		25005 11- 2-17	Samuel J. Hundt	1 95	25174 12-31-17	Sanborn Map Co.	\$100 00	
25350 12-10-17	Eagle Spring Water Co.	\$1 80	25006 10- 1-17	A. W. Ross	104 12	25175	A. Rudolph	18 00	
25351 12-31-17	Bramhall, Deane Co.	180 00	25007 11-16-17	Frank A. Collins	47 67	25136 47339	Jos. L. Sigretto & Co.	4,811 94	
25352 1- 8-18	A. H. Stiehl Furn. Co.	30 50	25008 25009	Fred'k E. Kirchner	11 90	25176 3-12-17	Republic Const. Co.	58 92	
25353 11-22-17	The Sherwin-Williams Co.	35 25	25010 25011	Elsie Gardner	66 00	25177	New York & Queens County Railroad Co.	17 13	
25354 1- 2-18	G. A. Feld Co.	75	25012 25012	C. M. Morgan	42 70	25178 10-30-17	Republic Const. Co.	28 45	
25355 12-19-17	Theo. A. Kochs & Son	3 10	25013 25013	H. M. Devoe	129 10	25179 8-29-17	The Sicilian Asp. Pav. Co.	206 24	
25356 12-31-17	Arthur C. Jacobson & Sons, Inc.	9 00	25014 25014	Underwood Typewriter Co.	1,000 00	25347 43466	Kingsbridge Cont. Co., Inc.	9,465 26	
25357 12-17-17	Westinghouse Electric Mfg. Co.	83 00	25015 25015	Lennon & Co.	118 50	25348 47875	Abram Grossman	1,689 07	
25358 12-27-17	W. P. Mackenzie Co.	185 00	25016 25016	The Reichmann Co.	18 00	25349 48104	Leonard Paving Co., Inc.	4,208 20	
25359 12-31-17	Smith-Worthing Co.	1 50	25017 25017	American Ornamental Iron Works	560 00	25137 25137	John B. Reimer	250 00	
25360 12-31-17	Kipp Wagon Co.	34 35	25018 25018	H. S. Brower	38 00	25138 12-21-17	W. A. Duncan	434 13	
25361 11-30-17	Dr. E. A. Durner	1 50	25019 25019	D. J. Deady	450 00	25139 12-24-17	Elmhurst Coal Co.	9 20	
25362 12-28-17	Buck Bros.	52 23	25020 25020	Louis Guerr	450 00	25140 11-22-17	A. B. Dick Co.	9 00	
	Department of Education.		25021 25021	Commercial Const. Co.	2,700 00	25141 12-31-17	Knickerbocker Ice Co.	38 90	
25085	Jas. J. Cooke & Son.	\$20 81	25022 25022	Wm. D. Moore & Sons, Inc.	1,782 00	25142 8- 1-17	Edw. E. Buhler Co.	32 13	
25068	Patrick J. Sullivan	5 42	25023 25023	The New York Association for the Blind	9 10	25143 12- 1-17	Casey's Auto Station	22 95	
25069	Jas. A. Cuffe	16 50	25024 25024	The Reichmann Co.	38 23	25144 10-31-17	Hillside Garage	33 27	
25070	Chas. W. Daly	11 00	25025 25025	American Ornamental Iron Works	38 64	25145 11-30-17	Hillside Garage	37 43	
25071	Frank L. Brickmore	34 06	25026 25026	Fred. A. Buser	40 40	25146 25146	Gotham, Inc.	29 41	
25072	John A. McCarthy	1 25	25027 25027	L. P. Gfroerer Co.	23 86	25147 25147	Luke Kilgallon	14 70	
25073	Standard Oil Co. of N. Y.	18 20	25						

Invoice Finance Date Vouch- or Con- tract Number.	Name of Payee.	Amount.	Invoice Finance Date Vouch- or Con- tract Number.	Name of Payee.	Amount.	Invoice Finance Date Vouch- or Con- tract Number.	Name of Payee.	Amount.
25375 8-16-17	Charles G. Willoughby, Inc.	100 24	25251 48517	United Market & Grocery Co.	10 73	25125 48556	Rosenthal Engineering Cont. Co.	23,892 32
25376 9-29-17	Atlas Stationery Corp.	536 83	25252 48494	The Circle X Dairy Co.	4,253 03	Department of Water Supply, Gas and Electricity.		
25382	John H. Myers	98 08	25253 48511	Mutual McDermott Dairy Corp.	3,529 14	25211	Thos. Halloran	\$ 7 00
25383	F. W. Carpenter	21 91	25254 48496	Mutual McDermott Dairy Corp.	461 31	25212	Samuel Van Wicker	112 50
25384	Cornelius V. V. Powers	5 05	25255 48511	Mutual McDermott Dairy Corp.	299 55	25213 12-31-17	Madison Auto Garage	12 00
25385	George L. Lucas	384 62	25256 48496	Mutual McDermott Dairy Corp.	267 77	25190 1-2-18	C. B. Gregory & Son	17 00
25386	N. Y. Bay Railroad Co.	1 00	25257 48519	Geo. W. Van Boskerck & Son	19,045 75	25191	The Gramatan Springs Co., Inc.	5 70
25387	The Bronx Gas & Electric Co.	7 40	25258 46584	J. F. Gylsen	43 50	25192 12-31-17	Schildwachter Ice Co.	10 00
25388	Consolidated Gas Co. of New York	1 60	25259 47108	Rebecka Melicow	21 84	25193 1-3-17	Crucible Steel Co. of Am.	2 71
25389 9-29-17	The New York Edison Co.	84	25260 47967	Westchester Fish Co., Inc.	458 15	25194 12-31-17	M. R. Baxter's Son	4 60
25390	The New York Edison Co.	49 65	25261 48594	Conron Bros. Co.	251 20	25195	Bureau of Highways	8 50
	Department of Public Charities.		25262 47646	Henneberger & Herold	4,478 58	25196 1-1-17	G. E. Ganun	3 54
25364	Charles L. Craig, Comptrol-ler	\$3 75	25263 47364	Henry Allen	1,619 51	25197 12-22-17	Tirrell Gas Machine Ltg. Co.	40 00
25365	Charles L. Craig, Comptrol-ler	4 20	25264 48513	Commissioner of Records, New York County.	21,372 23	25198	Walter Carpenter	33 50
25134 8-29-17	Paul Hanke	10 00	25265 48513	Sheriff, Bronx County.	21,372 23	25199	Michael F. Breen	16 80
25135 12-4-17	National Thermometer Co.	540 00	25266 48513	Department of Street Cleaning.	21,372 23	25200 1-1-18	Bayside Hand Laundry	1 58
25241	B. Nicoll & Co.	7,418 71	25267 48513	Thos. Garner & Co., Inc.	21,372 23	25201 9-15-18	New York Letter Co.	31 60
25242	Conron Bros. Co.	1,071 49	25268 48513	State Industrial Commission.	21,372 23	25202 11-20-17	A. J. Picard & Co., Inc.	9 00
25243	Grand Central Market	24 44	25269 48513	The Banks Law Pub. Co.	21,372 23	25203	Westchester Lighting Co.	84 85
25244	Grand Central Market	655 17	25270 48513	1-1-18 Chas. Sowa	21,372 23	25204 10-20-17	Standard Oil Co. of New York	5 00
25245	Morris & Co.	783 87	25271 48513	1-7-18 Bronx County Auto Co., Inc.	21,372 23	25205 1-7-18	56 50	
25246	Frank J. Murray Co., Inc.	1,946 21	25272 48513	1-18 Bensonia Auto Supplies	21,372 23	25206 12-31-17	Knickerbocker Ice Co.	3 78
25247	Frank J. Murray Co., Inc.	3,988 96	25273 48513	1-18 Wm. J. Mellin	21,372 23	25207 12-31-17	Samuel W. Cornell	5 15
25248	Nathan Strauss, Inc.	1,355 34	25274 48513	Department of Public Charities.	21,372 23	25208 12-28-17	J. D. Johnson Co., Inc.	48 45
25249	Nathan Strauss, Inc.	257 29	25275 48513	Thos. Calandriello	21,372 23	25209 12-30-17	Hastings Garage, J. A. De-vine, proprietor	6 82
25250	New York & New Jersey Produce Co.	932 64	25276 48556	Rosenthal Engineering Cont. Co.	21,372 23	25210	New York Dock Co.	29 34

THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

STATED MEETING.

Thursday, January 17, 1918, 1.30 o'clock P. M.

The Board met in the Aldermanic Chamber, City Hall.

Present:

Alfred E. Smith, President of the Board of Aldermen.

Aldermen

Robert L. Moran, Vice-Chairman	James R. Ferguson	Charles J. Moore
Edward Atwell	August Ferrand	Frank Mullen
Alexander Bassett	Joel Fowler	Frank A. O'Brien
Abraham Beckerman	Jacob W. Friedman	John J. O'Rourke
James A. Bell	Matthew G. Fullum	Clarence Y. Palitz
Clifford S. Bostwick	John S. Gaynor	Charles A. Post
Alexander Braunstein	Edward V. Gilmore	Stephen F. Roberts
Charles A. Buckley	James A. Hatch	William C. Rosenberg
Samuel J. Burden	Charles H. Haubert	John J. Ryan
Maurice A. Burke	Adolph Held	Frank J. Schmitz
Maurice S. Calman	George Hilkemeier	Peter Schweickert
Edward Cassidy	Michael J. Hogan	Fred. Smith
William T. Collins	William P. Kenney	Arnon L. Squiers
William W. Colne	Francis P. Kenney	Michael Stapleton
Edward W. Cox	Algernon Lee	Baruch C. Vladeck
Frank A. Cunningham	John McCann	William K. Walsh
Edward W. Curley	John F. McCourt	Thomas A. Williams
John Diemer	William P. McGarry	John Wirth
Bernard E. Donnelly	Charles A. McManus	Augustus M. Wise
Bruce M. Falconer	James F. McNulty	Barnet Wolff
Thomas M. Farley	Thomas W. Martin	Louis J. Zettler
	James J. Molen	

Maurice E. Connolly, President, Borough of Queens, by W. Augustus Shipley, Assistant Commissioner of Public Works.

Edward Riegelmann, President, Borough of Brooklyn, by Joseph Guider, Commissioner of Public Works.

PETITIONS AND COMMUNICATIONS.

No. 101.

Chairman, Mayor's Committee to Welcome the Royal Serbian Mission—Request for Permission to Use the Aldermanic Chamber on Saturday, January 19th.

City of New York, Office of the Mayor, January 15, 1918.

Hon. ALFRED E. SMITH, President, Board of Aldermen:

Dear Mr. President—As Chairman of the Mayor's Committee to welcome the Royal Serbian Mission, I respectfully request that your honorable board grant permission to use the Aldermanic Chamber, Saturday, January 19th. Very truly yours,

C. B. ALEXANDER, Chairman, Mayor's Committee to Welcome the Royal Serbian Mission.

In connection with the foregoing communication, the President offered the following resolution:

Resolved, That permission be and the same is hereby given to the Mayor's Special Committee to use the Aldermanic Chamber on Saturday, January 19, 1918, for the purpose of bidding welcome to the Royal Serbian Commission.

Which was adopted.

On motion of Alderman Schweickert, the privileges of the floor were extended to State Senator James Dunnigan.

On motion of Alderman Bassett, the privileges of the floor were extended to ex-Alderman Harry Heyman.

No. 102.

In the Matter of the Contest of John L. Dempsey for the Office of Member of the Board of Aldermen from the Forty-sixth Aldermanic District, County of Kings, City of New York—Answer to Protest.

To the Clerk of the Board of Aldermen of The City of New York:

In the Matter of the Contest of John L. Dempsey, for the Office of Member of the Board of Aldermen from the Forty-sixth Aldermanic District, County of Kings, City of New York.

Sir—Please take notice that annexed hereto is my answer to the statement of contest for the office of Member of the Board of Aldermen of the City of New York, from the Forty-sixth Aldermanic District, filed by John L. Dempsey, and that I ask that the same be referred to the same committee to which said contest was referred.

Dated January 16, 1918.

FRANCIS H. WARLAND, Attorney for Wm. W. Colne, 41 Park Row, New York, N. Y.

Before the Board of Aldermen of The City of New York, in the Matter of the Contest of John L. Dempsey, for the Office of Member of the Board of Aldermen from the Forty-sixth Aldermanic District, County of Kings, City of New York.

I, William W. Colne, the duly elected Member of the Board of Aldermen of the City of New York, from the Forty-sixth Aldermanic District, make the following answer to the notice of contest filed with the said Board of Aldermen by John L. Dempsey:

I. I deny each and every allegation contained in the paragraphs of said notice of contest numbered one to twenty, inclusive, except that I admit that the said John L. Dempsey was apparently nominated by the Democratic Party to the office of Member of the Board of Aldermen from the Forty-sixth District, and Contested with me the election of said office held on or about Nov. 6, 1917.

II. I allege that on or about the 24th day of December, 1917, an order was made

and entered under section 374 of the Election Law by the Supreme Court, Kings County, permitting the said John L. Dempsey to inspect all the ballots, both civilian and soldier ballots, cast at the previous election upon which his name appeared as candidate for the office of Member of the Board of Aldermen and that beginning December 26, 1917, the said inspection of said ballots was duly held at the office of the Board of Elections of the City of New York, in the Borough of Brooklyn.

That upon said inspection the said John L. Dempsey was duly represented by counsel and numerous assistants who spent five days on said examination and who at the same time made an unofficial count of said ballots.

That the result of said count shows no net difference in the total of votes between that certified to in the official count which gave me a majority of one, and upon which a certificate of election was duly issued to me.

It is a fact that certain ballots were found on said examination which were apparently void that were counted for me, and certain others were shown which were apparently void that were counted for Mr. Dempsey. I am informed by counsel and verify believe that the number of the latter considerably exceeds the former, and that were the question of the validity of said ballots passed upon by a competent tribunal that the result would increase the plurality of votes that I received over the votes cast for Mr. Dempsey.

Wherefore, I demand that the said contest filed by the said John L. Dempsey be dismissed.

Dated January 16, 1918.

WILLIAM W. COLNE.

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

William W. Colne being duly sworn says that he has read the foregoing answer and knows the contents thereof and the same is true of his own knowledge, except the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

Sworn to before me this 16th day of January, 1918.

(Seal.) WILLIAM MILLER, Notary Public, New York Co. No. 139.

Which was referred to the Committee on Privileges and Elections.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the Central Purchase Committee:

No. 103.

Central Purchase Committee—Request for Permission to Purchase Forage, Without Public Letting, for Various Departments.

City of New York, Central Purchase Committee, Municipal Building, January 17, 1918.

Hon. Board of Aldermen, City Hall, Manhattan:

Gentlemen—Permission is hereby requested for the following departments to purchase Forage in the open market, without public letting, not to exceed the amounts indicated:

Fire Department	\$4,700 00

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charge or, in the discretion of the said Board, at a nominal charge not to exceed two cents per portion.

Section 2. The employees of the said Bureau shall consist of a director, and such superintendents, assistants, clerks and other employees as may be found necessary by the said Board of Education for properly carrying on the work of the said Bureau, the same to be appointed and removed by the said Board in accordance with the provisions of section 868 of chapter 786 of the Laws of 1917, known as the State Education Law, and the salaries of the same to be fixed and established in accordance with section 56 of the City Charter.

Section 3. The Board of Education may take over and operate in behalf of the City all school lunch rooms and central kitchens connected therewith now existing in the City of New York, and extend the service as rapidly as circumstances permit to all other schools in which there is need for the same.

Section 4. The attention of the Comptroller of the City of New York is hereby respectfully called to the provisions of this ordinance, and he is urged to issue special revenue bonds, pursuant to the power granted him in section 188, subdivision 7, of the City Charter, to meet any expenses incurred under this ordinance which cannot be met by budget appropriations or other available funds.

Section 5. This ordinance shall take effect immediately.

Which was referred to the Committee on General Welfare.

No. 106.

Resolution Requesting the President of the United States to Modify Order Closing Industrial Plants East of the Mississippi River.

By Aldermen Beckerman, Calman, Braunstein, Held, Lee, Vladeck and Wolff—

Whereas, The National Fuel Administration, as a means of relieving the existing fuel crisis has issued an order closing practically all industrial plants East of the Mississippi River, except those concerned in the production of food, for a period of five consecutive days and one working day per week for nine weeks thereafter; and

Whereas, The effect of this order will be to deprive millions of working people of the means to purchase food, fuel and other necessities of life, thereby causing an amount of suffering greater than that which the order purports to relieve; and

Whereas, The responsibility for the fuel crisis does not in any degree rest upon the working people of the nation, but is due to the failure of the public authorities, as well as the great interests which dominate the industries of the nation, to use due forethought for safeguarding the people's welfare in advance; therefore be it

Resolved, By the Board of Aldermen of The City of New York, that we respectfully petition the President of the United States so to modify the Fuel Administrator's order that the working people of the States affected shall be guaranteed against the loss of earnings which would result from the enforcement of the order as it now stands.

Which was referred to the Committee on General Welfare.

REPORTS OF STANDING COMMITTEES.

No. 107.

Report of the Committee on Rules—Assigning Members to Existing Vacancies in Committees.

Report of the Committee on Rules—

The Committee on Rules of the Board, pursuant to the provisions of the rules as adopted January 15, 1918, hereby assigns the following members of the Board to existing vacancies in Committees:

Committee on Finance—Alderman Schweickert, Alderman Gaynor, Alderman Quinn.

Committee on Markets—Alderman Zettler.

Committee on Privileges and Elections—Alderman Bell.

Committee on Public Letting—Alderman Moore.

ALFRED E. SMITH, ROBERT L. MORAN, JNO. J. O'ROURKE, JOHN F. McCOURT, FRANCIS P. KENNEY, JAMES R. FERGUSON, JOHN S. GAYNOR, SAMUEL J. BURDEN, ADOLPH HELD, Committee on Rules.

Which was adopted.

GENERAL ORDERS.

G. O. No. 1 (Int. No. 50).

An Ordinance to Provide for the Acquisition by the City of New York of Coal for the Preservation of the Public Health, Safety and General Welfare of the People of Said City.

City of New York, Office of the Mayor, January 14, 1918.

To the Honorable the Board of Aldermen:

Gentlemen—I feel that your honorable body has had brought to its attention the serious consequences to the life, health and welfare of the community resulting from the shortage of coal.

One of the reasons for it, which seems to be within the power of the City to remedy, is the question of distribution. Great quantities of coal are within sight of our people, but the City is lacking in the power to take it for general distribution. This it should be permitted to do without loss or inconvenience to the owners.

I would therefore recommend that your honorable body vest the power by ordinance to acquire surplus supplies, making provision for compensation to the owners, and providing further for its distribution through an agency of the government. Respectfully,

JOHN F. HYLAN, Mayor.

AN ORDINANCE to provide for the acquisition by the City of New York of coal for the preservation of the public health, safety and general welfare of the people of said City.

Whereas, there is a great scarcity of coal and other fuel in The City of New York, caused by the lack of sufficient supply and the unnecessary hoarding thereof; and

Whereas, said lack of coal has produced a condition of want and suffering, seriously menacing the public health, safety and general welfare of the inhabitants of said City; and

Whereas, the foregoing conditions amount to a grave public emergency, necessitating the exercise of the power of eminent domain; now, therefore,

Be it Ordained by the Board of Aldermen of The City of New York as follows:

Section 1. The Mayor of The City of New York is authorized and empowered by and through such person or persons as he may designate for that purpose, to take and acquire in the name and on behalf of The City of New York, coal situated within the limits of said City by whomsoever the same may be owned or possessed, in such quantities and amounts as said person or persons so designated by him, for such purpose, may determine to be necessary for the preservation of the public health, safety, general welfare and the relief of the poor of the City and which may be determined by said person or persons so designated by the Mayor to be unnecessary for the use of the person or corporation from whom the same may be taken and acquired.

Section 2. Upon the taking of such coal in the manner aforesaid, title thereto shall vest in The City of New York and the same shall be distributed in such manner as the Mayor may direct.

Section 3. Within 30 days after any such taking, The City of New York, by its Corporation Counsel, shall apply to the Supreme Court in the First Judicial District, upon notice, to have said Supreme Court, without a jury, ascertain and determine the compensation which should justly be made by The City of New York to the owner or owners of the coal so taken. Such notice shall be personally served upon the owner or owners of said coal so taken as aforesaid 5 days prior to the making of the application by the Corporation Counsel, and, in the event that personal service upon the owner or owners cannot be effected, said notice shall be given to such persons and in such manner as the Supreme Court shall direct. Said Supreme Court, without a jury, upon such application, shall ascertain and determine the compensation which should justly be made to the owner or owners of the coal so taken, and shall make an award therefor to such owner or owners who shall be entitled to enter a judgment against The City of New York for the amounts awarded as such compensation. Such judgments may be reviewed in the manner prescribed by law for the review of final decrees in condemnation proceedings, under chapter XXI of the Greater New York Charter.

Section 4. The Comptroller of The City of New York is hereby authorized to settle and adjust in the manner prescribed by section 149 of the Greater New York Charter, any and all claims which any owner or owners of coal may have against said City by reason of the taking of such coal, as provided in this ordinance.

Section 5. Any person or persons designated by the Mayor to act under the provisions of this ordinance shall be freed from any personal liability for such acts as he or they may perform in carrying out the provisions of this ordinance, and

the Comptroller of The City of New York is hereby authorized to execute a bond on behalf of The City of New York, indemnifying and holding such person or persons free and harmless from any and all actions at law or suits in equity or special proceedings which may be brought against him or them to recover damages or to prevent him or them from enforcing the provisions of this ordinance.

Section 6. This ordinance shall be liberally construed for the purpose of carrying into effect the objects and purposes specified in the preamble.

Section 7. This ordinance shall take effect immediately.

Alderman Squiers raised the point of order that under the provisions of section 30 of the Greater New York Charter the foregoing proposition could not be considered this day for the reason that said proposition contemplates the expenditure of public moneys and not having been advertised for the required five days, could not, unless by unanimous consent, be passed.

The President ruled that the point of order was not well taken.

Whereupon Alderman Squiers appealed from the decision of the Chair.

The President then put the question, "Shall the decision of the Chair stand as the decision of the Board?"

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Atwell, Bassett, Beckerman, Bell, Braunstein, Buckley, Burden, Calman, Cassidy, Collins, Cox, Cunningham, Curley, Donnelly, Farley, Ferguson, Ferrand, Fowler, Fullum, Gilmore, Haubert, Held, Hilkemeier, Kenney, Lee, McCann, McCourt, McGarry, McManus, McNulty, Martin, Molen, Mullen, O'Brien, O'Rourke, Palitz, Roberts, Rosenberg, Ryan, Schmitz, Schweickert, Stapleton, Vladeck, Walsh, Williams, Wise, Wolff, Zettler; Presidents Connolly, by W. Augustus Shipley, Assistant Commissioner of Public Works; the Vice-Chairman—50.

Negative—Aldermen Bostwick, Falconer, Friedman, Gaynor, Hatch, Moore, Post, Smith, Squiers, Wirth—10.

Alderman Gaynor then moved that the matter be referred to the appropriate committee with instructions to hold a public hearing thereon.

The President put the question whether the Board would agree with said motion.

Which was decided in the negative by the following vote:

Affirmative—Aldermen Bostwick, Burke, Colne, Diemer, Falconer, Ferrand, Friedman, Gaynor, Hatch, Moore, Post, Smith, Squiers, Wirth—14.

Negative—Aldermen Atwell, Bassett, Beckerman, Bell, Braunstein, Buckley, Burden, Calman, Cassidy, Collins, Cox, Cunningham, Curley, Donnelly, Farley, Ferguson, Fullum, Gilmore, Haubert, Held, Hilkemeier, Kenney, Lee, McCann, McManus, McNulty, Martin, Molen, Mullen, O'Brien, O'Rourke, Palitz, Roberts, Rosenberg, Ryan, Schmitz, Schweickert, Stapleton, Vladeck, Walsh, Williams, Wise, Wolff, Zettler; President Connolly, by W. Augustus Shipley, Assistant Commissioner of Public Works; the Vice-Chairman—47.

Thereupon Alderman Wirth offered the following resolution as a substitute for the whole:

No. 108.

Resolution Appropriating Two Hundred and Fifty Thousand Dollars (\$250,000) to Purchase, Without Public Letting, Coal and Wood, to Be Distributed to Suffering Families.

Resolved, That the sum of two hundred and fifty thousand dollars (\$250,000) special revenue bonds be appropriated for the purchase of coal and wood, without public letting, the same to be distributed to families suffering from need of coal and wood within the City of New York, through the proper departments thereof under the supervision and control of the Mayor.

The President of the Board ruled the substitute out of order, inasmuch as the same contemplated an expenditure of public moneys and would, under the law, have to be referred to committee.

After discussion, Alderman Kenneally moved the previous question.

The President put the question "Shall the main question be now put?"

Which motion was adopted.

The President then put the question whether the Board would agree with said ordinance.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Atwell, Bassett, Beckerman, Bell, Braunstein, Buckley, Burden, Calman, Cassidy, Collins, Cox, Cunningham, Curley, Diemer, Donnelly, Farley, Ferguson, Ferrand, Fowler, Fullum, Gilmore, Haubert, Held, Hilkemeier, Kenney, Lee, McCann, McCourt, McManus, McNulty, Martin, Molen, Moore, Mullen, O'Brien, O'Rourke, Palitz, Roberts, Rosenberg, Ryan, Schmitz, Schweickert, Stapleton, Vladeck, Walsh, Williams, Wise, Wolff, Zettler; President Connolly, by W. Augustus Shipley, Assistant Commissioner of Public Works; President Riegelm, by Joseph Guider, Commissioner of Public Works; the Vice-Chairman; the President—54.

Negative—Aldermen Bostwick, Burke, Colne, Falconer, Friedman, Gaynor, Hatch, Hogan, McGarry, Post, Smith, Squiers, Wirth—13.

Alderman Kenney moved that the Board do now adjourn.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

And the President declared that the Board stood adjourned until Tuesday, January 22, 1918, at 1:30 o'clock p. m.

P. J. SCULLY, City Clerk and Clerk of the Board of Aldermen.

LAW DEPARTMENT.

The following schedules form a brief extract of the transactions of the office of the Corporation Counsel for the week ended Dec. 8, 1917, as required by section 1546 of the Greater New York Charter.

Note—The City of New York, or the Mayor, Aldermen and Commonalty of the City of New York, is defendant unless otherwise mentioned.

SCHEDULE "A."

Suits and Special Proceedings Instituted.

Court.	Reg.	Fo.	Commenced.	Title.	Nature of Action.
Sup., K. Co.	121	36	Dec. 3, 1917	Tong, Ching, vs. Frank A. Tierney, etc.	To restrain interference with business, 15 Myrtle ave., Bk.
Sup., K. Co.	121	37	Dec. 3, 1917	Weil, Joseph, A. (Matter of)	For examination of ballots cast for Assembly, 19th Assembly Dist., Kings Co.
Supreme	121	38	Dec. 3, 1917	Sarboukh, John (Matter of)	For order vacating forfeiture of bail bond.
Sup., B. Co.	121	39	Dec. 3, 1917	Schneider, Henry, ext'r, vs. Eva W. Bailey et al.	To foreclose mortgage.
Supreme	121	40	Dec. 3, 1917	Phelps, Charles Henry, ext'r, vs. Dow Realty Co., et al.	To foreclose mortgage.
Supreme	121	41	Dec. 3, 1917	Park, John H., Co....	For extra work on contract for erecting pavilions, New Bellevue Hospital, \$8,559.58.
Municipal	121	42	Dec. 4, 1917	St. Paul Fire & Marine Insurance Co.	To recover chattel valued at \$900.
Supreme	121	43	Dec. 4, 1917	Perlman, Louis H. (Matter of)	For order dispensing with lost mortgage.
Supreme	121	44	Dec. 4, 1917	National Reserve Bank of City of N. Y. vs. Patrick Ryan	Supplementary proceeding to collect judgment.
Mun., Bkn.	121	45	Dec. 1, 1917	Testagrose, Joseph	Personal injuries, fall, condition of manhole cover, 40 Mulberry st., \$1,000.
Surrogates	121	46	Dec. 4, 1917	Peckham, Annie A. (Matter of Estate of)	Judicial settlement of accounts.
Supreme	121	47	Dec. 4, 1917	Feltman, Walter	Summons only served.
Municipal	121	48	Dec. 4, 1917	D'Errice, Rosario	Personal injuries, fall, condition of sidewalk, 2nd ave. and 43rd st., \$1,000.
Supreme	121	49	Dec. 4, 1917	deVogt, Margarete Buttner	Personal injuries, struck by motorcycle, Water Supply Dept., 79th st. and Central Park West, \$10,000.
Supreme	121	50	Dec. 4, 1917	Stoppelman, Herman ..	Personal injuries, thrown from automobile, obstruction in street, West and Charles sts., \$10,000.
Municipal	121	51	Dec. 5, 1917	Scottish Union & National Insurance Co. vs. Frederick C. Ringer	To recover chattel valued at \$800.
Mun., Bkn.	121	52	Dec. 5, 1917	Greenberg, Samuel, vs. Frederick C. Ringer	To recover chattel valued at \$170.
Municipal	121	53	Dec. 5, 1917	Gilman, Jay A., vs. Fred C. Ringer	To recover chattel valued at \$400.

Court.	Reg.	Fo.	Commenced.	Title.	Nature of Action.	
Supreme	121	54	Dec. 4, 1917	Twenty-third Street Railway Co. (ads. The City)	For repairing, etc., pavement, railroad area, 23rd st., 10th and 11th aves, \$1,193.59.	Peo. ex rel. Benjamin Ascher vs. R. Adamson—Entered order denying motion for writ of mandamus.
Sup., B. Co.	121	55	Dec. 5, 1917	Boehm, Gustave S. (ex rel.), vs. Daniel Moynahan	Mandamus to compel acceptance of redemption of tax lien.	Peo. ex rel. Robert E. Bissert vs. J. A. Kingsbury—Order entered granting motion for alternative writ of mandamus.
Supreme	121	56	Dec. 5, 1917	Rofrano, Michael A. (ex rel.), vs. John J. Murphy	Mandamus to compel cancellation of violations against premises, etc.	Peo. ex rel. 74th Street Holding Co. vs. L. Purdy et al.—Order entered reducing assessment on real property to \$145,000.
Supreme	121	57	Dec. 5, 1917	Herzig Holdings, Inc., vs. Pfaff, Inc., et al.	To foreclose mortgage.	Fritz Seel vs. Bd. of Education—Entered Appellate Division order reversing judgment in favor of plaintiff and dismissing complaint with costs. Entered judgment on order of reversal dismissing the complaint, and for \$540.48 costs in favor of defendant.
Supreme	121	58	Dec. 5, 1917	May, Charles, and ano., ext're, vs. 7th Ave. Development Corporation et al.	To foreclose mortgage.	Elizabeth Hendricker—Entered order discontinuing action without costs.
Co., K. Co.	121	59	Dec. 5, 1917	Bank for Savings of Ossining vs. Louis J. Somerville et al.	To foreclose mortgage.	John J. Gallagher, infant—Entered order denying motion for new trial.
Sup., K. Co.	121	60	Dec. 5, 1917	Perlmutter, Louis, vs. Arthur W. Abrams et al.	To foreclose mortgage.	In re Charles B. Barfield—Entered order on remittitur from Court of Appeals affirming order denying motion, and for \$92.80 costs in favor of E. F. Boyle, et al.
Sup., K. Co.	121	60	Dec. 5, 1917	Cisney, Thomas E., vs. Arthur W. Abrams et al.	To foreclose tax lien.	F. L. Realty Corporation—Joseph Hahn and ano. (2 actions) Paul Costello vs. Owen Faherty; City of N. Y. vs. James F. Egan and ano.—Entered orders discontinuing actions without costs.
Mun., Bkn.	121	61	Dec. 5, 1917	Linick, Louis	To foreclose tax lien. Overflow of sewer, \$613.	MacArthur Bros. & Winston Co.—Appellate Division order entered granting plaintiffs leave to appeal to Court of Appeals.
Supreme	121	63	Dec. 6, 1917	Perry, Arthur I. (ex rel.), vs. Benjamin Patterson et al.	Mandamus to compel placing of name on eligible list for Asst. Engineer.	Sadie Goodfriend; LaRose Rancour—Entered orders granting motions to open defaults, and vacate dismissals of complaint upon payment of \$40 costs to defendant.
Sup., B. Co.	121	64	Dec. 6, 1917	Shea, Michael J., vs. Louis Rosenblum et al.	To foreclose mortgage.	Peo. ex rel. Edward F. Boyle, et al., vs. F. M. Hugo—Order entered denying motion for peremptory writ of mandamus.
Co., K. Co.	121	65	Dec. 6, 1917	Rinando, Pietro, infant, by guardian, etc., vs. James D. Coveney	Personal injuries, struck by auto operated by defendant, 60 Brooklyn ave., \$2,000.	M. Dote Murphy—Entered judgment in favor of defendant dismissing the complaint, and for \$125.85 costs.
Municipal	121	66	Dec. 6, 1917	Little, Elizabeth S., vs. Sicilian Asphalt Pav. Co., et al.	Personal injuries, thrown from auto, protruding manhole cover, 237 W. 55th st., \$1,000.	Chin Tong vs. F. M. Tierney et al.—Entered order discontinuing action without costs.
Sup., K. Co.	121	67	Oct. 22, 1917	Barfield, Charles B. (ex rel.), vs. E. F. Boyle et al.	Mandamus to compel filing of nomination certificate as candidate for Assembly, 22nd A. D., under Fusion emblem.	Charles H. Leiser—Entered judgment in favor of defendant upon the merits, and for \$118.11 costs.
Supreme	121	68	Dec. 6, 1917	Nicol, John A. (Matter of)	For payment of award in re regulating Jerome ave., Queens.	Alice B. Loughran—Entered judgment in favor of defendant dismissing the complaint, and for \$124.61 costs.
Supreme	121	69	Dec. 6, 1917	Vassallo, Fortunato (Matter of)	For payment of award, in re regulating, etc., 47th st., Queens.	Judgments Were Entered in Favor of the Plaintiffs in the Following Actions.
Supreme	121	70	Dec. 6, 1917	Fowler, Edna B., and ano. (Matter of)	For payment of award, in re regulating, etc., 118th st., Queens.	
Supreme	121	71	Dec. 6, 1917	McDermott, Anna (Matter of)	For payment of award, in re regulating, etc., E. 114th st.	
Sup., K. Co.	121	72	Dec. 6, 1917	Gallagher, Frank (ex rel.), vs. Benjamin Patterson et al.	Mandamus to compel preparation of efficiency records of relator, etc.	
Supreme	121	73	Dec. 6, 1917	Burras, Mabelle L., vs. Margaret A. Barker et al.	To foreclose mortgage.	
Municipal	121	74	Dec. 6, 1917	Rahaldo, Catherine, vs. Bd. of Education	Personal injuries, fall, condition of sidewalk, Elizabeth and Mott sts., \$1,000.	
Mun., Q.	121	75	Dec. 6, 1917	Flynn, Eliza	Personal injuries, fall, condition of crosswalk, Putnam and Onderdonk aves, Queens, \$1,000.	
Municipal	121	76	Dec. 6, 1917	Fayerman, Clara	Personal injuries, struck by stream of water from Street Cleaning hose, 324 Henry st., \$560.75.	
Supreme	121	77	Dec. 6, 1917	Gilbert, Fitch, trustee, etc., vs. Harris Kahn, et al.	To foreclose mortgage.	
Sup., R. Co.	121	78	Dec. 6, 1917	Eagle Savings & Loan Co. vs. Henry C. Van derhoef et al.	To foreclose mortgage.	
Supreme	121	79	Dec. 6, 1917	Lam, Celia	Personal injuries, fall, snow and ice, 411 Grand st., \$10,000.	
Co., K. Co.	121	80	Dec. 7, 1917	Joyce, Joseph, vs. Charles Williams Stores, Inc., et al.	For false arrest and imprisonment, \$2,000.	
Co., K. Co.	121	81	Dec. 7, 1917	People of State of N. Y. vs. John Weixner	For order vacating forfeiture of cash bail.	
Municipal	121	82	Dec. 7, 1917	Ginsberg, Isaac, and ano. vs. Frederick C. Ringer	To recover chattel valued at \$64.14.	
Municipal	121	83	Dec. 7, 1917	Wasilchuk, Peter, vs. Frederick C. Ringer	To recover chattel valued at \$82.	
Supreme	121	84	Dec. 6, 1917	Seraphine, Rose, and ano. (ads. The City)	To foreclose tax lien.	
Sup., K. Co.	121	85	Dec. 7, 1917	Brun, Jennie	Personal injuries, fall, snow and ice, Union and Clinton sts., Bk., \$10,000.	
Co., K. Co.	121	86	Dec. 7, 1917	Gebert, Anna M., vs. William Schultz et al.	To foreclose mortgage.	
Co., K. Co.	121	86	Dec. 7, 1917	Gebert, Anna M., vs. William Schultz et al.	To foreclose mortgage.	
Sup., A. Co.	121	87	Nov. 21, 1917	Boyle, Edward F., et al. (ex rel.) vs. Francis M. Hugo, etc.	Mandamus to compel delivery of soldiers' vote to Bd. of Elections.	
Sup., B. Co.	121	88	Dec. 7, 1917	Warwick Realty & Construction Co. (ads. The City)	To foreclose tax lien.	
State Indus	121	89	Nov. 20, 1917	Farrell, Martin F. (Master of Claim of)....	For compensation for injuries while employed in Dept. of Plant and Structures.	
Sup., B. Co.	121	90	Dec. 7, 1917	Haag, Joseph, and ano. (ads. The City)	To foreclose tax lien.	
Municipal	121	91	Dec. 6, 1917	Cohen, Harris	Personal injuries, fall, grating in Central Park at 106th st., \$8,000.	
Supreme	121	92	Dec. 8, 1917	Schancupp, George (Matter of)	For order dispensing with lost mortgage.	
Supreme	121	93	Dec. 7, 1917	O'Brien, Morgan J., et al. (Matter of)....	For order fixing compensation as Comms. of Court House Board for 1915.	
Supreme	121	94	Dec. 7, 1917	O'Brien, Morgan J., et al. (Matter of)....	For order fixing compensation as Comms. of Court House Board for 1916.	
Supreme	121	95	Dec. 7, 1917	O'Brien, Morgan J., et al. (Matter of)....	For order fixing compensation as Comms. of Court House Board for 1917.	
Co., K. Co.	121	96	Dec. 8, 1917	North American Brewing Co. vs. Charles E. L. Schwabedissen and ano.	To foreclose mortgage.	
Sup., Q. Co.	121	97	Dec. 8, 1917	Seitz, Max, vs. Morris Park Realty Association et al.	To foreclose tax lien.	
Sup., Q. Co.	121	98	Dec. 8, 1917	Seitz, Max, vs. Franciszka Plescka et al.	To foreclose tax lien.	
Sup., O. Co.	121	99	Dec. 8, 1917	Seitz, Max, vs. John Tousch et al.	To foreclose tax lien.	
Sup., B. Co.	121	100	Dec. 8, 1917	Seitz, Max, vs. Elsie L. Herzog et al.	To foreclose tax lien.	
Sup., B. Co.	121	101	Dec. 8, 1917	Seitz, Max, vs. Ebling Brewing Co. et al.	To foreclose tax lien.	
Sup., B. Co.	121	102	Dec. 8, 1917	Seitz, Max, vs. Garibaldi Realty & Construction Co. et al.	To foreclose tax lien.	
Sup., K. Co.	121	103	Dec. 8, 1917	Seitz, Max, vs. Philip J. Lipani et al.	To foreclose tax lien.	
Supreme	121	104	Dec. 8, 1917	Gernsheimer, Morris	Personal injuries, fall, ice, 338 E. 176th st., \$5,500.	
Sup., K. Co.	121	105	Dec. 8, 1917	Chirechella, Michael, infant, by guardian, vs. Mason & Hanger et al.	Personal injuries, fall, excavation, 790 Metropolitan ave., Bk., \$25,000.	

SCHEDULE "B."
Judgments, Orders and Decrees Entered.

Louis Newburg; Samuel Newburg, infant—Entered orders denying motions for new trials.

Peo. ex rel. Samuel J. Burden vs. E. F. Boyle et al.—Entered order on remittitur from Court of Appeals affirming order denying motion for mandamus.

City of N. Y. vs. Charles Rappaport—Judgment entered in favor of plaintiff for \$24.45 damages and costs.

City of N. Y. vs. Bernard Flynn—Judgment entered in favor of plaintiff for \$48.64 damages and costs.

City of N. Y. vs. Henry Graf—Judgment entered in favor of plaintiff for \$36.41 damages and costs.

Albert T. Weston vs. L. M. Wallstein—Entered order discontinuing action without costs.

City of N. Y. vs. Holbrook Blinn—Entered order denying motion to vacate judgment in favor of plaintiff.

Peo. ex rel. Thomas F. Foody vs. R. Waldo—Entered order vacating order of discontinuance upon giving a release of back salary.

Peo. ex rel. Benjamin Ascher vs. R. Adamson—Entered order denying motion for writ of mandamus.

Peo. ex rel. Robert E. Bissert vs. J. A. Kingsbury—Order entered granting motion for alternative writ of mandamus.

Peo. ex rel. 74th Street Holding Co. vs. L. Purdy et al.—Order entered reducing assessment on real property to \$145,000.

Fritz Seel vs. Bd. of Education—Entered Appellate Division order reversing judgment in favor of plaintiff and dismissing complaint with costs. Entered judgment on order of reversal dismissing the complaint, and for \$540.48 costs in favor of defendant.

Elizabeth Hendricker—Entered order discontinuing action without costs.

John J. Gallagher, infant—Entered order denying motion for new trial.

In re Charles B. Barfield—Entered order on remittitur from Court of Appeals affirming order denying motion, and for \$92.80 costs in favor of E. F. Boyle, et al.

F. L. Realty Corporation—Joseph Hahn and ano. (2 actions) Paul Costello vs. Owen Faherty; City of N. Y. vs. James F. Egan and ano.—Entered orders discontinuing actions without costs.

MacArthur Bros. & Winston Co.—Appellate Division order entered granting plaintiffs leave to appeal to Court of Appeals.

Sadie Goodfriend; LaRose Rancour—Entered orders granting motions to open defaults, and vacate dismissals of complaint upon payment of \$40 costs to defendant.

Peo. ex rel. Edward F. Boyle, et al., vs. F. M. Hugo—Order entered denying motion for peremptory writ of mandamus.

M. Dote Murphy—Entered judgment in favor of defendant dismissing the complaint, and for \$125.85 costs.

Chin Tong vs. F. M. Tierney et al.—Entered order discontinuing action without costs.

Charles H. Leiser—Entered judgment in favor of defendant upon the merits, and for \$118.11 costs.

Alice B. Loughran—Entered judgment in favor of defendant dismissing the complaint, and for \$124.61 costs.

Judgments Were Entered in Favor of the Plaintiffs in the Following Actions.

Date	Name	Reg.	Fo.	Amount.
Nov. 21, 1917	Newberg, Louis	113	437	\$100 00
Nov. 21, 1917	Newberg, Samuel, infant	113	436	393 92
Nov. 27, 1917	Donohue, Dorothy T.	120	87	540 20
Dec. 3, 1917	Marsch, Rose	116	211	175 72
Dec. 3, 1917	Marsch, Rose	116	211	27 72
Dec. 5, 1917	Gallagher, John J., infant	113	305	631 80
Dec. 5, 1917	Hardecker, Frank J.	96	104	455 15
Dec. 6, 1917	Bechtold, John (No. 1)	111	287	416 29
Dec. 6, 1917	Bechtold, John (No. 2)	114	218	95 44
Dec. 6, 1917	Dorn, George (No. 1)	111	286	423 47
Dec. 6, 1917	Dorn, George (No. 2)	114	219	94 83
Dec. 6, 1917	Tracey, Isabella F., adm'x	119	393	255 13
Dec. 6, 1917	Evers, Ellen, adm'x	119	394	189 96

SCHEDULE "C."
Record of Court Work.

Frank McGrade—Motion to dismiss defendant's appeal, submitted at Appellate Term; decision reserved; G. M. Curtis for the City.

East 109th Street School Site; East 111th Street School Site—Tried before Greenbaum, J. Decision reserved; H. W. Mayo for the City.

Peo. ex rel. U. S. Trust Co., ext'r. vs. L. Purdy et al.—Tried before Delehanty, J. Writ dismissed; E. Fay for the City.

Mary White—Complaint dismissed by default before Pendleton, J. W. Chilvers for the City.

Soraci Contracting Co.—Complaint dismissed before Whitaker, J. Plaintiff refuses to proceed; J. P. O'Connor for the City.

William T. Keogh Amusement Co.—Tried before Finch, J. Decision reserved; C. V. Nellany for the City.

Peo. ex rel. E. F. Boyle, et al. vs. F. M. Hugo—Motion for peremptory writ of mandamus, argued before Chester, J. Decision reserved; G. P. Nicholson for the City. "Motion denied."

City of N. Y. vs. Fannie Baff—Submitted at Appellate Division; decision reserved; L. N. Futter for the City. "Judgment reversed and new trial ordered."

People (on Complaint of Anna Gallagher) vs. William O'Keefe—Submitted at Appellate Division; decision reserved; L. N. Futter for the City. "Order reversed and new trial ordered."

Jennie Aurigemma, infant—Motion for retaxation of defendant's costs, argued before Donnelly, J. Decision reserved; S. Berrick for the City. "Motion granted."

Catherine McCartney vs. A. Woods—Complaint dismissed by default before Donnelly, J. G. M. Curtis for the City.

Charles Meads & Co.—Motion to resettle decision, submitted to Scudder, J. Decision reserved; J. F. Collins for the City.

Julius Kolpon vs. W. Tiedman—Tried before Boyle, J., in Municipal Court; judgment for defendant; T. G. Price for the City.

Rapid Transit (42d Street and 1st Avenue)—Argued at Appellate Division; decision reserved; C. J. Nehrbas for the City.

Annie T. Sullivan vs. Board of Education—Submitted at Appellate Division; decision reserved; C. McIlroy for the City.

In re Josephine Schmidt; In re Louis Perlman—Motions for orders directing Register to discharge mortgage, submitted to Gavegan, J. Decision reserved; W. B. Caughlin for the City.

Bertha A. Dow; Clarence E. Dow—Tried before Mitchell, J., and a jury; complaint dismissed; T. G. Price for the City.

Carl Shaff, and ano. vs. F. H. Ringer—Tried before Genung, J., in Municipal Court; judgment for plaintiff; W. H. Doherty for the City.

Herman Rosenthal vs. F. H. Ringer—Tried before Prince, J., in Municipal Court; judgment for plaintiff; W. H. Doherty for the City.

Eastern Asphalt Pav. Co.—Argued at Appellate Division; decision reserved; J. F. O'Brien for the City. "Judgment affirmed."

People (on Complaint of Simon Falk) vs. E. J. Rogers; Same vs. William E. Drew and ano.—Appeals submitted to Nott, J., in Court of General Sessions; decision reserved; L. N. Futter for the City.

In re Harry Goldberg and ano.—Motion for order directing Register to discharge mortgage, submitted to Gavegan, J. Decision reserved; W. B. Caughlin for the City.

Broadway Sporting Club vs. A. Woods, et al.—Motion to continue injunction pendente lite, argued before Jaycox, J. Decision reserved; E. A. Freshman for the City.

Hearings Before Commissioners of Estimate in Condemnation Proceedings.

44th to 48th Streets, North River Dock, 1 hearing; H. W. Mayo for the City; Rapid Transit (Joralemon Street), 3 hearings; E. J. Kenney for the City. Bronx River and Devoe Street, 1 hearing; L. C. White for the City.

SCHEDULE "D."
Contracts, Etc., Drafted, Examined and Approved as to Form.

Department.	Contracts Approved as to Form.	Contracts Examined and Returned for Revision.	Advertisements Approved as to Form.
Education	10	2	7
Borough President, Brooklyn	6	..	2
Borough President, Queens	5	1	1
Charities	3	..	4
College of the City of New York	2	..	2
Central Purchase Committee	2	..	2
City Record	2	..	2
Board of Water Supply	1	..	1
Borough President, Manhattan	1	..	..
Fire	1	..	1
Elections	1	..	1
Plant and Structures	1	..	..
Correction	1	..	1
Health	1	..	1
Borough President, Richmond	1	..	..
Total	38	3	25

Deeds Approved.	Bonds Approved.
Finance	1 Finance
Releases Approved.	1 Borough President, Bronx
Finance	1 Total
Agreements Approved.	75
Borough President, Manhattan	1

SCHEDULE "E."
Opinions Rendered to the Various Departments.

Department.	Opinions.	Department.	Opinions.
Finance	34	Board of Child Welfare	1
Water Supply, Gas and Electricity	6	City Clerk	1
Estimate and Apportionment	2	Register, Bronx County	1
Charities	2	Street Cleaning	1
Fire	1	City Record	1
Board of Water Supply	1	Education	1
Borough President, Manhattan	1	Commissioner of Licenses	1
Borough President, Queens	1	Correction	1
Borough President, Richmond	1	Mayor	1
Municipal Civil Service Commission	1	Police	1
Docks	1	Mayor's Committee on National Defense	1
Bellevue and Allied Hospitals	1	Total	64
Taxes and Assessments	1		

WILLIAM P. BURR, Corporation Counsel.

DEPARTMENT OF FINANCE.

Office of the Chamberlain, January 14, 1918.

As provided in chapter 729 of the Laws of 1905, as amended, there has this day been paid into the City Treasury, of the City of New York, the sum of \$111,003.31 from the amount of mortgage tax and interest collected for the quarter ended Dec. 31, 1917.

E. F. BARRETT, Deputy Chamberlain.

Mortgage Tax Account—Statement for Quarter Ended Dec. 31, 1917.

RECEIPTS.

New York County—	
October, 1917	\$31,524 53
November, 1917	57,215 83
December, 1917	22,547 42
Interest, Register, New York County	479 11
	\$111,766 89
Bronx County—	
October, 1917	\$7,566 64
November, 1917	6,001 08
December, 1917	2,775 25
Interest, Register, Bronx County	14 14
	16,357 11
Kings County—	
October, 1917	\$21,405 37
November, 1917	23,328 51
December, 1917	21,669 49
Interest, Register, Kings County	60 56
	66,463 93
Queens County—	
October, 1917	\$8,297 44
November, 1917	6,948 34
December, 1917	6,019 84
Interest, County Clerk, Queens County	40 44
	21,306 06
Richmond County—	
October, 1917	\$1,895 62
November, 1917	1,621 50
December, 1917	1,957 00
	5,474 12
Interest on Deposits, City Chamberlain	826 02
	\$222,194 13

DISBURSEMENTS.

Bank Messenger, Salary, October, November and December, 1917.....	\$187 50
Balance	222,006 63

BALANCE APPORTIONED.

Treasurer of the State of New York.....	\$111,003 32
Chamberlain of the City of New York	111,003 31
	\$222,006 63

Borough of Manhattan.

Report for Week Ended Dec. 22, 1917.

Division of Audit and Accounts—Orders Nos. 4042 to 4100, inclusive, were issued; 38 requisitions were received and acted upon. Eight requisitions, including 69 vouchers amounting to \$184,700.93 were drawn on the Comptroller.

Cashier's Office—Restoring and repairing special fund (water, sewer openings, etc.), \$1,838.69; sewer connections, \$60;

subpoena fees, 50 cents; print, \$63.80; special security deposits, \$500; S-564, \$28.44; vault permits, \$722.76.

Permits Issued—To place building material on streets, 14; to construct street vaults, 4; to construct sheds, 1; for curbs, 4; for subways, steam mains, electrical and various connections, 76; for railway construction and repairs and to reset poles, 4; to repair sidewalks, 5; for sewer connections, 5; for water services, 32; for mis-

cellaneous purposes, 4; permits for overhead cranes and chutes, 10.

Division of Sidewalks—Obstructions removed from various streets and avenues, 1; inspections made, 487; notices served, 101; miscellaneous signs cleaned, repaired, removed, etc., 106.

Inspection Division, Bureau of Highways—Gangs not working on account of snow.

Repairs to Sewers—Linear feet of sewer built, 73; permits for new sewer connections, 6; for old sewer connections (re-

paired), 4.
Laboring Force Employed—Division of sidewalks; Inspectors, Foreman and Mechanics, 4; Laborers, 4; Bath Attendants, 2. Sewers, maintenance, cleaning, etc.: Inspectors, Foreman and Mechanics, 11; Laborers, 12. Cleaning public buildings, baths, etc.: Bath Attendants, 218; Cleaners, 276.

FRANK L. DOWLING, President.

Changes in Departments, Etc.

DEPARTMENT OF FINANCE.

Appointed—Deputy Comptrollers at \$7,500 per annum, Jan. 1: Louis H. Hahlo, Holland House, New York; Joseph Johnson, 207 W. 11th st., Brooklyn, and Arthur J. Philbin, 558 Seventh st., Brooklyn, Secretary to the Department, at \$6,000 per annum, Jan. 1. Temporary Stenographers and Typewriters, at \$840 per annum: Florence Roschlau, 101 W. 89th st., Auditing Bureau, Division of Receipts, Jan. 8; Dorothy A. Groene, 578 Central ave., Brooklyn, Auditing Bureau, Pay Division, Jan. 9. Anna Clifford, 255 Martense st., Brooklyn, Adding and Billing Machine Operator, at \$900 per annum, Bureau for the Collection of Taxes, Jan. 11.

Title Changed—Anthony G. Hollis, from Clerk to Statistician, at \$2,400 per annum, Bureau of Municipal Investigation and Statistics, Jan. 1.

Services Ceased—George W. Gaetzner, Morris Rabinowitz, Edward Lasky, Henry D. Behr, Nathaniel H. Feldman, Samuel J. Gilbert, John J. Scannel, Benjamin Wiesenfeld, Edward J. Darragh, Morris W. Primoff, Charles Gurensen, John Gusmano, David Rothstein, Pauline Borgos, George B. Fenning, Henry Sakol, Samuel Topping, Nathan Zohman, Samuel Dieler and Harry H. Weinstein, Temporary Bookkeepers, at \$4 a day, Bureau of Municipal Investigation and Statistics, Dec. 31, 1917; Jane Archipoli, Temporary Stenotypist, at \$840 per annum, office of the Chief Clerk, Dec. 31, 1917; Antoinette Aitken, Zelda Jacobs and Marjorie Bowen, Clerks, at \$600 per annum, Bureau for the Collection of Assessments and Arrears, Dec. 31, 1917. Temporary Stenographers and Typewriters, at \$840 per annum, Dec. 31, 1917: Alice Kaminsky, Division of Engineering; Marion Tracy, Bureau of Audit, Division of Receipts; Grace Goldblatt, Bureau of Law and Adjustment. Temporary Clerks, at \$3 a day, Bureau for the Collection of Taxes: Bernard Brady, Henry Greenfield, E. J. Deraismes Murray, Henry G. Pearlstein and Louis Solomon, Dec. 29, 1917; Alex. R. Baxter, John A. Coffey, Timothy B. Duffy, John M. Grinnon, Louis C. Himmelsbach, Joseph A. Murray and Jacob Steinberg, Dec. 31, 1917; Morris Josephs, Dec. 15, 1917; Dennis F. Mooney and George A. Higgins, Dec. 17, 1917. William E. Ehr Gott, Temporary Clerk, at \$3 a day, Central Payroll Division, Auditing Bureau, Dec. 31, 1917; Hannah Brandi, Anna Kasnowitz, Mary J. McGreery, Lila B. Grannatt, Madeline Henne, Bertha Timmerman, Julius Kornmeyer and Anthony Toracco, Temporary Adding and Billing Machine Operators, at 50 cents an hour, Bureau for Collection of Taxes, Dec. 31, 1917; Edmund D. Fisher, Albert E. Hadlock and Shepard A. Morgan, Deputy Comptrollers, \$7,500 per annum, Dec. 31, 1917; Charles A. O'Malley, Appraiser of Real Estate, at \$6,000 per annum, and Katherine Cowden, Adding and Billing Machine Operator, at \$900 per annum, Bureau for the Collection of Taxes, Manhattan, Dec. 31, 1917.

Permits Issued—Water connections and

repairs, 14; laying gas mains and repairs, 14; miscellaneous, 28; total, 56.

Money Received—Permits for restoring and repaving streets, \$144.70; sales of

maps, \$2.50; waste paper, \$7.47; total, \$154.67.

Laboring Force Employed—Bureau of Sewers and Highways, Maintenance: Foremen, 17; carts, 20; Mechanics, 15; Laborers, 97; Drivers, 4. Construction: Foreman, 1; Laborers, 7. Bureau of Public Buildings and Offices: Foremen, 1; Assistant Foremen, 1; Mechanics, 9; Laborers, 27; Cleaners, 40; Watchmen, 4; Attendants, 12. Topographical Bureau: Laborers, 3; Driver, 1. Administration: Mechanics, 1; Laborers, 4.

Contracts Entered Into—Regulating, etc., W. 176th st., Gasparini & De Blasio, 1964 Honeywell ave.; National Surety Co., surety, \$15,412.15.

DOUGLAS MATHEWSON, President.

Report for Week Ended Jan. 9, 1918, Exclusive of Bureau of Buildings.

Permits Issued—Water connections and

repairs, 14; laying gas mains and repairs, 14; miscellaneous, 28; total, 56.

Money Received—Permits for restoring

and repaving streets, \$144.70; sales of

maps, \$2.50; waste paper, \$7.47; total,

\$154.67.

Laboring Force Employed—Bureau of Sewers and Highways, Maintenance: Foremen, 17; carts, 20; Mechanics, 15; Laborers, 97; Drivers, 4. Construction: Foreman, 1; Laborers, 7. Bureau of Public Buildings and Offices: Foremen, 1; Assistant Foremen, 1; Mechanics, 9; Laborers, 27; Cleaners, 40; Watchmen, 4; Attendants, 12. Topographical Bureau: Laborers, 3; Driver, 1. Administration: Mechanics, 1; Laborers, 4.

Contracts Entered Into—Constructing bridges, etc., regulating Gun Hill rd.; Oscar Daniels Co., 233 Broadway, City; Fidelity and Deposit Co. of Maryland and Globe Indemnity Co., surety; \$234,983.50.

HENRY BRUCKNER, President.

Extract of the Minutes of the Local Board of Chester, 23d District.

Pursuant to call by President Bruckner, the members of the Local Board of Chester, 23d District, met on Tuesday, Jan. 8, 1918, at 8 p. m., at Borough Hall, Tremont and 3d aves.

Present—Henry Bruckner, President of the Borough of The Bronx; Peter Schweikert, Alderman, 29th Aldermanic District; Robert L. Moran, Alderman, 30th Aldermanic District.

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plies, Jan. 7; George Gieg, Caretaker, New York Parental School, \$600 per annum, with maintenance, for not to exceed three months, Jan. 1. Arthur Greene, Cleaner, Manhattan Truant Schools, \$510 per annum, with maintenance, for not to exceed three months, Jan. 1. For a period not to exceed six months: Martin Slattery, Caretaker, Brooklyn Truant School, \$450 per annum, with maintenance, Jan. 9; William Higgins, Driver, New York Parental School, \$600 per annum, with maintenance, and Fred Gieg, Gardener-Driver, New York Parental School, \$750 per annum, Jan. 12.

Wages Increased—Jan. 1: George Uptegrove, John C. Creden, Dennis Sullivan, James E. Bannon, Thomas Hoey and Joseph M. Brady, Steamfitters' Helpers, Bureau of School Buildings, from \$3.20 to \$3.40 a day; John Birmingham, Laborer, Bureau of School Buildings, from \$2.50 to \$2.75 a day.

Services Ceased—Albert E. Strothkamp, Clerk, Bureau of Supplies, Dec. 26, 1917; Philip E. de Vos, Clerk, Bureau of Supplies; Mrs. Anna M. Grau, Stenographer and Typewriter, Bureau of Supplies; Charles Long, Caretaker, New York Parental School, and Arthur Rowe, Cleaner, Manhattan, Truant School, Dec. 31, 1917; James F. Dolan, Clerk, office of the Superintendent of Schools, Jan. 3; James E. McGlone, Clerk, Bureau of School Buildings, and Charles Newberg, Junior Draughtsman, Bureau of School Buildings, Dec. 31, 1917.

REGISTER, NEW YORK COUNTY.
Appointed—James A. Donegan, 529 W. 146th st., Register, at \$12,000 per annum, Jan. 1; Edmund P. Holahan, 2441 Seventh ave., Deputy Register, at \$5,000 per annum, Jan. 8; Martin Holzman, 100 W. 119th st., Assistant Deputy Register, at \$2,500 per annum; Charles W. Schluter, 674 Academy st., Chief Clerk, at \$3,400 per annum; Grace M. Mahoney, 527 W. 134th st., Secretary, at \$2,580 per annum; Michael J. McCarthy, 463 W. 42d st., Special Deputy Register, at \$5,000 per annum; Reindexing Department, and Lucas J. Donegan, 529 W. 145th st., Special Deputy Register, Mortgage Tax Bureau, at \$3,500 per annum, Jan. 1. Philip A. Hines, 306 W. 112th st., Cashier, Mortgage Tax Bureau, at \$3,000 per annum, and Martin B. Hofman, 161 W. 36th st., Cashier, General Administration, at \$1,800 per annum, Jan. 10.

Services Ceased—Jan. 1: John J. Hopper, 352 W. 121st st., Register, at \$12,000 per annum; William Halpin, 269 W. 70th st., Deputy Register, at \$5,000 per annum; J. Charles Walton, 215 W. 129th st., Assistant Deputy Register, at \$2,500 per annum; Ferdinand Pecora, 610 Riverside dr., Chief Clerk, at \$3,400 per annum; Charles Heymann, 723 St. Nicholas ave., Chief Satisfaction Clerk, at \$3,060 per annum; Grace Sharpe, 92 Wadsworth ave., Secretary, at \$2,580 per annum; Walter Fairchild, Broadway, and 113th st., Special Deputy Register, Re-indexing Department, at \$5,000 per annum; Edward Endelman, 286 Fort Washington ave., Special Deputy Register, Mortgage Tax Bureau, at \$3,500 per annum; Joseph Widenberg, 436 E. 69th st., Cashier, Mortgage Tax Bureau, at \$3,000 per annum; Philip Schneider, 539 W. 125th st., Cashier, General Administration, at \$1,800 per annum, Jan. 9.



OFFICIAL DIRECTORY.

Unless otherwise stated, the Public Offices of the City are open for business from 9 a. m. to 5 p. m.; Saturday, 9 a. m. to 12 noon.

CITY OFFICES.

MAYOR'S OFFICE.

City Hall, Telephone, 1000 Cortlandt. John F. Hylan, Mayor.

Grover A. Whalen, Secretary.

John F. Sinnott, Executive Secretary.

Bureau of Weights and Measures.

Municipal Building, 3d floor, Telephone, 1498 Worth.

Joseph J. Holwell, Commissioner.

COMMISSIONER OF ACCOUNTS.

Municipal Building, 12th floor, Telephone, 4315 Worth.

David Hirshfeld, Commissioner of Accounts.

BOARD OF ALDERMEN.

Clerk's Office, Municipal Building, 2d floor, Telephone, 4430 Worth.

P. J. Scully, Clerk.

President of the Board of Aldermen.

City Hall, Telephone, 6770 Cortlandt.

Alfred E. Smith, President.

BOARD OF AMBULANCE SERVICE.

Municipal Building, 10th floor, Ambulance calls, 3100 Spring. Administration Offices, 748 Worth.

ARMORY BOARD.

Municipal Building, 8th floor, Telephone, 594 Worth. C. D. Rhinehart, Secretary.

ART COMMISSION.

City Hall, Telephone, 1197 Cortlandt.

John Quincy Adams, Assistant Secretary.

BOARD OF ASSESSORS.

Municipal Building, 8th floor, Telephone, 29 Worth.

William C. Ormond, Chairman.

BELLEVUE AND ALLIED HOSPITALS.

26th and 1st ave., Telephone, 5800 Madison Square.

Dr. John W. Brannan, President.

Arden M. Robbins, Secretary.

CENTRAL PURCHASE COMMITTEE.

Municipal Building, 12th floor, Telephone, 4227 Worth.

Francis X. A. Purcell, Acting Director.

BUREAU OF THE CHAMBERLAIN.

Municipal Building, 8th floor, Telephone, 4227 Worth.

Alfred J. Johnson, Chamberlain.

CHIEF MEDICAL EXAMINER.

Municipal Building, 2nd floor, Open all hours of the day and night, Telephone, 3711 Worth.

Patrick D. Riordan, Chief Medical Examiner.

BOARD OF CHILD WELFARE.

City Hall, Telephone, 4127 Cortlandt.

Robert W. Heberd, Secretary.

CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

Municipal Building, 2nd floor, Telephone, 4430 Worth.

P. J. Scully, City Clerk.

BOARD OF CITY RECORD.

Supervisor's Office, Municipal Building, 8th floor, Distributing Division, 96 Reade st., Telephone, 3490 Worth.

Peter J. Brady, Supervisor.

DEPARTMENT OF CORRECTION.

Municipal Building, 24th floor, Telephone, 1610 Worth.

James A. Hamilton, Commissioner.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," North River, Telephone, 300 Rector.

Murray Hulbert, Commissioner.

DEPARTMENT OF EDUCATION.

Board of Education.

Park ave. and 59th st., Telephone, 5580 Plaza.

Stated meetings of the Board are held at 4 p. m. on the first Monday in February, the second Wednesday in August and the second and fourth Wednesdays in every month, except August.

Arthur S. Somers, President.

Frank D. Wilsey, Vice-President.

A. Emerson Palmer, Secretary.

BOARD OF ELECTIONS.

General Office and Office of the Borough of Manhattan, Municipal Building, 18th floor, Telephone, 1307 Worth.

John R. Voorhis, President.

Moses M. McKee, Secretary.

Other Borough Offices.

The Bronx.

368 E. 148th st., Telephone, 336 Melrose.

Brooklyn.

435-445 Fulton st., Telephone, 1932 Main.

Queens.

64 Jackson ave., L. I. City, Telephone, 3375 Hunters Point, Richmond.

Borough Hall, New Brighton, S. I. Telephone, 1000 Tompkinsville.

All offices open from 9 a. m. to 4 p. m., Saturdays to 12 noon.

BOARD OF ESTIMATE AND APPORTIONMENT.

Municipal Building, 13th floor, Telephone, 4560 Worth.

Joseph Haag, Secretary.

Bureau of Records and Minutes.

Municipal Building, 13th floor, Telephone, 4560 Worth.

Joseph Haag, Secretary.

Office of the Chief Engineer.

Municipal Building, 13th floor, Telephone, 4560 Worth.

Nelson P. Lewis, Chief Engineer.

Bureau of Public Improvements.

Municipal Building, 13th floor, Telephone, 4560 Worth.

Nelson P. Lewis, Chief Engineer.

Bureau of Franchises.

Municipal Building, 13th floor, Telephone, 4563 Worth.

John A. McCollum, Acting Chief of Bureau.

Bureau of Contract Supervision.

Municipal Building, 13th floor, Telephone, 4560 Worth.

Central Testing Laboratory, 125 Worth st., Telephone, 3088 Franklin.

Francis P. Bent, Director.

Bureau of Personal Service.

Municipal Building, 13th floor, Telephone, 4560 Worth.

George L. Turrell, Director.

DEPARTMENT OF FINANCE.

Municipal Building, 5th floor, Telephone, 1200 Worth.

Charles L. Craig, Comptroller.

Charles F. Kerrigan, Secretary to the Department.

Deputy Comptrollers, 7th floor. Louis H. Hablo, Joseph Johnson, Arthur J. Philbin, Hubert L. Smith.

Receiver of Taxes.

Municipal Building, 2nd floor, Telephone, 1200 Worth.

Bronx—17th st. and Arthur ave., Telephone, 140 Tremont.

Brooklyn—236 Duffield st., Telephone, 7056 Main.

Queens—5 Court Square, L. I. City, Telephone, 3386 Hunters Point.

Richmond—Borough Hall, St. George, Telephone, 100 Tompkinsville.

William C. Hecht, Receiver of Taxes.

Collector of Assessments and Arrears.

Municipal Building, 3d floor, Telephone, 1200 Worth.

Bronx—17th st. and Arthur ave., Telephone, 47 Tremont.

Brooklyn—503 Fulton st., Telephone, 8340 Main.

Queens—Municipal Building, Court Square, L. I. City, Telephone, 1533 Hunters Point.

Richmond—Borough Hall, St. George, Telephone, 1000 Tompkinsville.

Daniel Moynahan, Collector.

FIRE DEPARTMENT.

Municipal Building, 11th floor, Telephone, 4100 Worth.

Brooklyn, 365 Jay st., Telephone, 7600 Main.

Thomas J. Drennan, Fire Commissioner.

DEPARTMENT OF HEALTH.

Centre and Walker sts., Manhattan, Telephone, 6280 Franklin.

J. Lewis Amster, Commissioner.

Frank J. Monaghan, Secretary.

Burial Permit and Contagious Disease offices always open.

Bronx, 3731 Third ave., Brooklyn, Flatbush ave., Willoughby and Fleet sts., Queens, 372 Fulton st., Jamaica, Richmond, 514 Bay st., Stapleton.

Charles Samson, Secretary.

LAW DEPARTMENT.

Office of Corporation Counsel.

Main office, Municipal Building, 16th floor, Telephone, 4560 Worth.

William P. Burr, Corporation Counsel.

Brooklyn office, 153 Pierrepont st., Telephone, 2948 Main.

Bureau of Street Openings.

Main office, Municipal Building, 15th floor, Telephone, 1380 Worth.

Brooklyn office, 166 Montague st., Telephone, 5916 Main.

Queens

SHERIFF.

County Court House, L. I. City. Telephone, 3766 Hunters Point.
Samuel J. Mitchell, Sheriff.

SURROGATE.

364 Fulton st., Jamaica. Telephone, 397 Jamaica.

Daniel Noble, Surrogate.

RICHMOND COUNTY.**COUNTY CLERK.**

County Office Building, Richmond. Telephone, 28 New Dorp.

C. Livingston Bostwick, County Clerk.**COUNTY JUDGE AND SURROGATE.**

Trial Terms, with Grand and Trial Jury, second Monday of March, first Monday of October. Trial Terms, with Trial Jury only, first Monday of May, first Monday of December.

Special Terms, without jury, Wednesday of each week, except the last week of July, the month of August and the first week of September.

Surrogate's Court.

Monday and Tuesday of each week at the Borough Hall, St. George, and on Wednesday at the Surrogate's Court at Richmond, except during the session of the County Court. There will be no Surrogate's Court during the month of August.

Surrogate's Court and Office, Richmond. Surrogate's Chambers, Borough Hall, St. George. J. Harry Tiernan, County Judge and Surrogate.

DISTRICT ATTORNEY.

Borough Hall, St. George. Telephone, 50 Tompkinsville, 9 a. m. to 5 p. m.; Saturday, to 12 noon.

Albert C. Fach, District Attorney.

COMMISSIONER OF JURORS. Village Hall, Stapleton. Telephone, 81 Tompkinsville.

Edward J. Miller, Commissioner**PUBLIC ADMINISTRATOR.****Port Richmond.****William T. Holt, Public Administrator.****SHERIFF.**

County Court House, Richmond. Telephone, 120 New Dorp.

Spire Pitou, Jr., Sheriff.

THE COURTS.**CITY COURT OF THE CITY OF NEW YORK.**

City Hall Park. Court opens at 10 a. m. Trial Term, Part I, opens at 9:45 a. m. Telephone, 122 Cortlandt.

Special Term Chambers held from 10 a. m. to 4 p. m.; Saturday, to 12 noon. Clerk's office open from 9 a. m. to 4 p. m.; Saturday, to 12 noon.

Frank J. Goodwin, Clerk.

CITY MAGISTRATES' COURTS.

Boroughs of Manhattan and Bronx. William McAdoo, Chief City Magistrate, 300 Mulberry st., Telephone, 9420 Spring.

Frank Oliver, Chief Clerk, 300 Mulberry st., Telephone, 9420 Spring.

Edward J. Cooley, Chief Probation Officer.

100 Mulberry st., Telephone, 9420 Spring.

First District—110 White st.**Second District—125 Sixth ave.****Third District—2d ave. and 1st st.****Fourth District—151 E. 57th st.****Fifth District—121st st. and Sylvan pl.****Sixth District—162d st. and Brook ave., Bronx.****Seventh District—104 W. 34th st.****Eighth District—104 E. 18th st., Bronx.****Twelfth District—1130 St. Nicholas ave.****Night Court for Women—125 Sixth ave.****Night Court for Men—151 E. 57th st.****Domestic Relations Court (Manhattan)—151 E. 57th st.****Domestic Relations Court (Bronx)—1014 E. 18th st., Bronx.**

Municipal Term—Room 500, Municipal Building.

Traffic Court—301 Mott st.**Borough of Brooklyn.**

Deputy Chief Clerk, 44 Court st. Telephone, 7411 Main.

Deputy Chief Probation Officer, 44 Court st.

Telephone, 7411 Main.

First District—318 Adams st.**Fifth District—Williamsburgh Bridge Plaza.****Sixth District—495 Gates ave.****Seventh District—31 Snyder ave.****Eighth District—West 8th st., Coney Island.****Ninth District—5th ave. and 23d st.****Tenth District—133 New Jersey ave.****Domestic Relations Court (Manhattan)—151 E. 57th st.****Domestic Relations Court (Bronx)—1014 E. 18th st., Bronx.**

Municipal Term—Room 500, Municipal Building.

Borough of Queens.

First District—Lafayette ave., New Brighton. Second District—Village Hall, Stapleton.

All courts open daily from 9 a. m. to 4 p. m., except on Saturdays, Sundays and legal holidays, when only morning sessions are held.

COURT OF GENERAL SESSIONS.

Criminal Court Building. Court opens at 10.30 a. m. Clerk's office open from 9 a. m. to 4 p. m., and on Saturdays until 12 noon. Telephone, 1201 Franklin.

Edward R. Carroll, Clerk.

MUNICIPAL COURTS.

The Clerk's offices are open from 9 a. m. to 4 p. m.; Saturday, to 12 noon.

Aaron J. Levy, President, Justice, Board of Municipal Court Justices, 264 Madison st., Manhattan. Telephone, 4300 Orchard.

Borough of Manhattan.

First District—146 Grand st., Telephone, 9611 Spring. Additional part is held at the southwest corner of 6th ave. and 10th st. Telephone, 2513 Chelsea.

Second District—264-266 Madison st., Telephone, 4300 Orchard.

Third District—314 W. 54th st., Telephone, 4540 Columbus.

Fourth District—207 E. 32d st., Telephone, 4358 Murray Hill.

Fifth District—2565 Broadway, Telephone, 4006 Riverside.

Sixth District—155 E. 88th st., Telephone, 4343 Lenox.

Seventh District—360 W. 125th st., Telephone, 6334 Morningside.

Eighth District—121st st. and Sylvan place. Telephone, 3950 Harlem.

Ninth District—Madison ave. and 59th st. Telephone, 3873 Plaza.

Borough of The Bronx.

First District—Town Hall, 1400 Williamsbridge rd., Westchester. Telephone, 457 Westchester.

Second District—Washington ave. and 162nd st. Telephone, 3042 Melrose.

Borough of Brooklyn.

First District—State and Court sts. Telephone, 7091 Main.

Second District—495 Gates ave. Telephone, 504 Bedford.

Third District—6 Lee ave. Telephone, 556 Williamsburg.

Fourth District—14 Howard ave. Telephone, 4323 Bushwick.

Fifth District—5220 Third ave. Telephone, 3907 Sunset.

Sixth District—236 Duffield st. Telephone, 6166 Main.

Seventh District—31 Pennsylvania ave. Telephone, 904 East New York.

Borough of Queens.

First District, 115 Fifth st., L. I. City. Telephone, 1420 Hunters Point.

Second District—Broadway and Court st., Elmhurst. Telephone, 87 Newtown.

Third District—1908 Myrtle ave., Glendale. Telephone, 2352 Bushwick.

Fourth District—Town Hall, Jamaica. Telephone, 86 Jamaica.

Borough of Richmond.

First District—Lafayette ave. and 2d st., New Brighton. Telephone, 503 Tompkinsville.

Second District—Village Hall, Stapleton. Telephone, 313 Tompkinsville.

COURT OF SPECIAL SESSIONS.

Court opens at 10 a. m. Part I, Criminal Court Building, Manhattan. Telephone, 3983 Franklin.

Part II, 171 Atlantic ave., Brooklyn. Telephone, 4280 Main.

Part III, Town Hall, Jamaica. Held on Tuesday of each week. Telephone, 2620 Jamaica.

Part IV, Borough Hall, St. George. Held on Wednesday of each week. Telephone, 324 Tompkinsville.

Part V, Bergen Building, Tremont and Arthur Avenue, Bronx. Held on Thursday of each week. Telephone, 6056 Tremont.

CHILDREN'S COURT.

Adolphus Ragan, Chief Clerk, 137 E. 22nd st. Telephone, 3611 Gramercy.

Bernard J. Fagan, Chief Probation Officer, 17 E. 22nd st. Telephone, 3611 Gramercy.

Parts I and II (Manhattan), 137 E. 22nd st. Telephone, 3611 Gramercy. Dennis A. Lambert, Clerk.

SUPREME COURT—APPELLATE DIVISION.

First Judicial Department. Madison ave., corner 25th st. Court open from 2 p. m. until 6 p. m. Friday, Motion Day. Court opens at 10:30 a. m. Motions called at 10 a. m. Orders called at 10:30 a. m. Telephone, 3840 Madison Square.

Alfred Wagstaff, Clerk.**Second Judicial Department.**

Borough Hall, Brooklyn. Court meets from 2 p. m. to 5 p. m., excepting that on Fridays Court opens at 10 a. m. Clerk's office open 9 a. m. Telephone, 1392 Main.

John B. Byrne, Clerk.

SUPREME COURT—APPELLATE TERM.

503 Fulton st., Brooklyn. Court meets 10 a. m. Clerk's office opens 9 a. m. Telephone, 7452 Main.

Joseph H. DeBraga, Clerk.

SUPREME COURT—CRIMINAL DIVISION.

Criminal Court Building. Court opens at 10:30 a. m. Clerk's office open from 9 a. m. to 4 p. m.; Saturday, to 12 noon. Telephone, 6064 Franklin.

William F. Schneider, Clerk.

SUPREME COURT—FIRST DEPARTMENT.

County Court House. Court opens from 10:15 a. m. to 4 p. m. Telephone, 4580 Cortlandt.

SUPREME COURT—SECOND DEPARTMENT.

Kings County. Joralemon and Fulton sts. Clerk's office hours, 9 a. m. to 5 p. m. Seven jury trial parts. Special term for trials. Special Term for motions. Special Term (ex parte business). Court opens at 10 a. m. Naturalization Bureau, Hall of Records. Telephone, 5460 Main.

James F. McGee, General Clerk.

Queens County.

County Court House, Long Island City. Two jury trial parts each month except July, August and first two weeks in September. Motions heard and ex parte business in Part I on court days. Special term for the trial of issues in January, April, June and October. Clerk's office hours, 9 a. m. to 5 p. m. Saturdays until 12 noon, and during July and August until 2 p. m. Telephone, 3896 Hunters Point.

John D. Peace, Special Deputy Clerk in charge.

Richmond County.

Trial Term held at County Court House, Richmond. Special Term for trials held at Court Room, Borough Hall, St. George. Special Term for motions held at Court House, Borough Hall St. George.

C. Livingston Bostwick, County Clerk.

BOARD MEETINGS.**Board of Aldermen.**

The Board of Aldermen meets in the Aldermanic Chamber, City Hall, every Tuesday at 1:30 p. m.

P. J. SCULLY, City Clerk and Clerk to the Board of Aldermen.

Board of Estimate and Apportionment.

The Board of Estimate and Apportionment meets in Room 16, City Hall, Fridays at 10:30 a. m. JOSEPH HAAG, Secretary.

Commissioners of Sinking Fund.

The Commissioners of the Sinking Fund meet in Room 16, City Hall, on Thursdays at 11 a. m., at call of the Mayor.

JOHN KORB, Secretary.

Board of Revision of Assessments.

The Board of Revision of Assessments meets in Room 16, City Hall, upon notice of the Secretary. JOHN

Sureties on Contracts.

UNTIL FURTHER NOTICE SURETY COMPANIES will be accepted as sufficient upon the following contracts to the amounts named:

Supplies of Any Description, Including Gas and Electricity.

One company on a bond up to \$50,000.

When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated Jan. 1, 1914.

Construction.

One company on a bond up to \$25,000.

Including regulating, grading, paving, sewers, maintenance, dredging, construction of parks, parkways, docks, buildings, bridges, tunnels, aqueducts, repairs, heating, ventilating, plumbing, etc.

When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated Jan. 1, 1914.

Asphalt, Asphalt Block and Wood Block Pavement.

Two companies will be required on any and every bond up to amount authorized by letter of Comptroller to the surety companies, dated Jan. 1, 1914.

CHARLES L. CRAIG, Comptroller.

STATE INDUSTRIAL COMMISSION-DEPARTMENT OF LABOR.

Resolution Adopted.

WHEREAS, THE DIVISION OF FACTORY Inspection has submitted to this Commission the following appeals from orders issued by said Division of Factory Inspection, which appeals have been filed by the parties named herein against the premises noted, and request a variation from the provisions of the Labor Law as applied to said premises; and

Whereas, a reinspection has been made by the said Division of Factory Inspection in each case, and upon the report submitted the following recommendations are made:

(1) Premises affected, Buffalo, 160 High st.; appellant, Buffalo Co-operative Brewing Co. Bottling House, Brew House, Storage Building. 1—Additional means of exit, 2—Prohibit occupancy. "Bottling House," 4-story semifireproof building; no sprinkler; no combustibles; no fire alarm; occupancy, 7; no one regularly above the 1st floor; exit, one spiral stairway from 3d floor to ground; imperfect horizontal exit on 4th floor. "Storage Building," 4-story semifireproof building; open lots; no sprinkler; no combustibles; no fire alarm; occupancy, 1; exit, one interior stairway. "Brew House," 4-story semifireproof building; 2 men on 2d floor; divided lots on 2d and 3d floors; no sprinkler; no combustibles; no fire alarm; exits, spiral stairway 1st to 4th floors, spiral stairway 2d to 4th floors; imperfect horizontal exit 2d, 3d and 4th floors; no safe egress from roof; exits remote.

Recommendation: Accept from "Bottling House" a stationary iron ladder 18 inches wide, to be provided on westerly wall, same to be accessible from a window on each floor and to extend to grade; short ladders to be placed inside of wall to reach windows at 2d and 3d floors, which are about 8 feet from floor. Accept from "Storage Building" a stationary iron ladder 18 inches wide, to be placed at northerly end and extend from 2d floor to grade. Accept from "Brew House" exits as now provided.

(2) Premises affected, Buffalo, 160 High st.; appellant, Buffalo Co-operative Brewing Co. Mill Building and Stock House. Provide additional means of exit. "Mill Building" is seven stories high, divided lots on all floors but 2d and 7th; fire wall in which is an imperfect horizontal exit; stairway from 3d roof; auxiliary stairway from 1st to 2d floors; spiral stairway from 3d floor leading to 3d floor of Stock House. "Stock House," 3 stories high; fireproof enclosed stairway 1st to 3d floors; imperfect horizontal exit on 3d floor giving access to 3d floor of "Mill." Occupancy of building, 22; above 1st floor, 7; above 2d floor, none regularly.

Recommendation: Accept horizontal exit provided with one self-closing sliding fire door to be provided on 2d floor leading to "Brew House" from the "Mill" and a horizontal exit provided with one self-closing fire door on 2d floor leading from "Mill" to "Stock House."

(3) Premises affected, Dansville, Cumminsville rd.; appellant, (appear) Chas. D. Newton. 1—Reconstruct present stairs to conform to section 79-a of the Labor Law. 2—Provide additional legal means of exit, 5-29-17. 2-story non-fireproof factory office building erected since Oct. 1, 1913; open lots; no sprinkler; no combustibles; no fire alarm; factory occupancy none, other occupancy 25; above first floor, 3; one interior stairway not properly enclosed with fireproof partitions; no egress from roof; area 1st floor 19 by 96; 2d floor contains but 800 square feet; interior stairway nonfireproof and not fireproof enclosed.

Recommendation: Waiver of orders while occupancy of 2d floor remains unchanged.

(4) Premises affected, Greenwich, Rock st.; appellant, Stevens & Thompson Paper Co. Additional exit. 4-story building; 23 on 1st floor, one not permanently above 1st floor; open lots; sprinkler installed; combustibles carried; no fire alarm system; exit, one fireproof enclosed stairway from 1st to 4th floors; wood enclosed stairway from 1st to 2d floors; a fire escape with stairways 17 inches wide, 3-inch tread, 13 1/4-inch rise, 78-degree pitch, extending to ground by means of adjustable ladder.

Recommendation: Accept fire escape on 3-story section as means of exit while conditions and occupancy remain unchanged.

(5) Premises affected, Jamestown, 120 Steel st.; appellant, Crown Metal Construction Co. 2—Prohibit occupancy. 3—Exits as per 79-a. Premises 2-story at rear and one-story above ground level at front; brick building, erected since Oct. 1, 1913; open lots; no sprinkler; no combustibles; no fire alarm; occupancy of building, 12, 9 on second floor; exits, one interior fireproof enclosed stairway equipped with sliding fireproof doors leading to workroom, and an exterior wooden stairway.

Recommendation: Accept present stairway when fireproof sliding door at ground floor, from workroom, has been made self-closing, door to enclosure to be provided with a fire door, hinged to swing outwardly, and self-closing. Exterior stairway to be constructed of iron or steel, to be made 44 inches wide, 10-inch treads, 7 1/4-inch rise, with landing 44 inches wide and door and transom underneath landing to be made fireproof by covering same with metal door to be made self-closing; stairway to be accepted without enclosure.

(6) Premises affected, Monticello, Spring st.; appellant, G. W., A. E. & G. L. Garner. Additional exit from 3-story wing, south end. Additional exit from 4-story and attic building, 1-3, 4-story and attic buildings; occupancy 21 people; above the 2d floor, 2; on the 2d floor, 2; 4th floor and attic used for dead storage; open lots; combustibles carried; unapproved fire alarm signal system; exits, unenclosed stairway from 1st to 3d floors in south wing; 2 unenclosed stairways in main building; unenclosed stairway in 3-story north wing, extending from 1st to 2d floors; an unenclosed stairway at westerly end of main building and continuing to 3d floor of northwest wing; unenclosed stairway in 4-story and attic building; auxiliary

stairway at easterly end of 4-story and attic building, which extends from 1st to 2d floors only; but one means of exit from 4-story and attic wing and from 3-story south wing.

Recommendation: Inasmuch as there are but 4 employed above 1st floor and same not permanently, accept exits as provided while conditions and occupancy remain unchanged.

(7) Premises affected, New Rochelle, 35-37 Lawton st.; appellant, The Millbrook Co. Make horizontal exit conform to Sec. 79-a of the Labor Law. 3-story nonfireproof brick building; open lots; no sprinkler; combustibles carried; no fire alarm; occupancy of building, 39; above 1st floor, 37; above 2d floor, 24; exits, one interior stairway, doors to which open out but are not self-closing; straight ladder fire escape on rear connected by 90-degree ladders; 47-inch horizontal exit on 2d and 3d floors provided with hinged door on one side only.

Recommendation: Acceptance of horizontal exit with but one fire door.

(8) Premises affected, Peekskill, Hillside ave.; appellant, Peekskill Hat Mfg. Co. Provide additional means of exit, 1, 2, 3- and 4-story buildings; open lots; sprinkler; combustibles; fire alarm signal system installed; occupancy, 253; above 1st floor, 190; above 2d floor, 55; exits, 45-inch stairway from 4th to 1st floors along southerly wall of easterly wing; 36-inch stairway from 4th to 1st floor along northerly wall of main building; auxiliary stairway along the fire wall, dividing this building, and extending from 3d to 1st floors; doorway from 4th floor to roof of 3-story building; stairway from 3d floor roof to roof of 2-story building; stairway from 4th floor to ground; stairway along firewall, which is outside of building from 3d to 2d floors, and outside from 2d floor to ground.

Recommendation: Accept as a means of exit egress from 4th floor to roof of 3-story section; stairway from 3d floor to roof of 2-story building; and from roof of two-story building to roof of one-story building and thence to ground, forming a straight-run stairway from 4th floor to ground; stairway along firewall, which is outside of building, from 2d floor to ground.

(9) Premises affected, Red Hook, Broadway; appellant, Hoffman & Co. Provide additional means of exit, 3-story frame building; no sprinkler; no combustibles; no fire alarm; open lots; occupancy, 23; above the first floor, 2; above the 2d floor, one occasionally; exits, one interior stairway and a fire escape connected with double-rung ladders pitched at 90 degrees.

Recommendation: Acceptance of fire escape as an exit while conditions and occupancy remain unchanged.

(10) Premises affected, Schenectady, 334 South Centre st.; appellant, John Wiederhold & Co. Provide an approved fire alarm signal system; 3-story building; nonfireproof; divided lots; no sprinkler; combustibles; unapproved fire alarm system; occupancy of building, 214; above 1st floor, 139; above 2d floor, 114; 3 interior stairways, one at either end of main building and one in addition; imperfect fire escape with nonfireproof openings; perfect horizontal exit on each floor. Fire alarm signal system is of the open-wire type; battery power, sending stations of the contact type, one on each floor; bells 6 inches in diameter; two on 2d and one each on 1st and 3d floors; same are clearly audible in all parts of the building; drills held every month; average time 40 minutes; daily tests made; system conforms to Rule 375, Class B.

Recommendation: Acceptance of system while not more than 200 are employed above 1st floor.

(11) Premises affected, Orangeburg; appellant, Bell & Co., Inc. Provide additional means of exit. 3-story building, occupancy of 36, 2 on 2d floor, none permanently above 2d floor; 3d floor used for storage purposes; 3d floor used for lunchroom for females, but same to be discontinued; open lots; sprinkler; combustibles; no fire alarm; exits, interior stairway starting from 1st to 2d floors; spiral stairway from 3d floor leading to 3d floor of Stock House. "Stock House," 3 stories high; fireproof enclosed stairway 1st to 3d floors; imperfect horizontal exit on 3d floor giving access to 3d floor of "Mill." Occupancy of building, 22; above 1st floor, 7; above 2d floor, none regularly.

Recommendation: Accept horizontal exit provided with one self-closing sliding fire door to be provided on 2d floor leading to "Brew House" from the "Mill" and a horizontal exit provided with one self-closing fire door on 2d floor leading from "Mill" to "Stock House."

(12) Premises affected, Syracuse, 816 Emerson ave.; appellant, Crucible Steel Co. of America. 17—Enclose stairways fireproof. 18—Provide two additional means of exit. 2-story brick building erected since Oct. 1, 1913; open lots; no sprinkler; no combustibles; no fire alarm; occupancy, 138; above 1st floor, 60; exits, 2 interior unenclosed stairways, 37 inches wide; wooden treads; iron stringers; exits remote; roof of building pitched and constructed of tile.

Recommendation: Accept two stairways now installed, which are but 37 inches wide and have wooden treads, if same be enclosed with fireproof partitions extending from cellar to underside of roof; all openings in said partitions to be provided with self-closing fire doors opening outwards so as not to obstruct the passageway, with direct egress to outer air at grade from said enclosure; if there be openings within enclosure to outer air, then no skylight three-quarters area of shaft need be provided; there being no egress from roof, the stairways need not be extended to roof. Also accept one additional means of exit, same to be 37 inches wide and to be located midway between the present stairways and constructed in accordance with Sec. 79-a except as width, termination of enclosure at underside of roof—termination of stairway at 2d floor—and exemption from sky-light if windows are provided to outer air.

(13) Premises affected, Troy, 315-29 River st.; appellant, Geo. P. Ide & Co. Provide additional means of exit from 5th and 6th floors of 6-story building. 5- and 6-story building; occupancy above 2d floor of 517; divided lots; sprinkler installed; combustibles carried; fire alarm signal system installed; exits, fireproof enclosed stairway in 5-story building; fire escape at northerly end of 6-story building, with stairs 23 1/2 inches wide, 7-inch tread, 8 1/2-inch rise, 50 degrees pitched, with nonfireproof openings on course; fire escape at westerly end of 5-story building with 29 1/2-inch stairways, 7-inch tread, 8 1/2-inch rise, pitched 50 degrees, with nonfireproof openings; these buildings are not at the same floor level; 2d floor of 6-story building opens onto 3d floor of 5-story building, 3d floor onto 4th, 4th floor onto 5th and 5th floor to roof; openings provided with self-closing firedoors on both sides; from 6th floor is outside iron stairway at 2d floor and 3d floor, with stairs over gangway to roof of 5-story building, giving access to fire escape at westerly end of 5-story building; roof of 5-story section just higher than 5th-floor level of 6-story building.

Recommendation: Accept as 2d means of exit from 5th and 6th floors of 6-story building egress to roof of 5-story building, with access to fire escape on westerly end of 5-story building.

(14) Premises affected, Troy, 39 Third st.; appellant, John L. Mann. Provide additional means of exit. 3-story building with an occupancy of 8; 4 on 2d floor, 4 on 3d floor; exits, one interior stairway and a fire escape consisting of balconies at 2d and 3d floors, with stairs over gangway to roof of adjoining building; said fire escape has nonfireproof openings.

Recommendation: Acceptance of fire escape as an exit, while conditions and occupancy remain unchanged.

(15) Premises affected, Troy, 265 River st., rear; appellant, J. Crawford Green & Son. Reconstruct horizontal exit to conform to Section 79-f-9. 4-story building; open lots; no sprinkler; combustibles; no fire alarm; occupancy of building, 12; above 1st floor, 10; above 2d floor, 8; one interior unenclosed stairway; horizontal exit in form of bridge constructed of wood and extending full width of front building, and leads thereto, 2d and 3d floors fire doors are provided.

Recommendation: Acceptance of wooden bridge as horizontal exit, with nonfireproof openings on 4th floor, and one firedoor on 2d and 3d floors.

(16) Premises affected, Troy, 500-514 Fulton st.; appellant, W. & L. E. Gurley. Reconstruct horizontal exit to conform to Section 79-f-9. 4-story building; divided lots; sprinkler installed; combustibles carried; no fire alarm system; occupancy of building, 168; above 1st floor, 124; above 2d floor, 80; exits, one interior wood enclosed stairway from 1st to 4th floors; auxiliary stairway from 2d to 3d floors, and also from 1st to 2d floors; fire escape from 4th floor to bridge at 3d floor; imperfect horizontal exits from all floors, consisting of bridges to adjoining building, bridges being of wood, with floor metal covered underneath and wire mesh at sides; bridges provided with but one fire door, which is not self-closing.

Recommendation: Accept bridges without being enclosed incombustible to a height of 6 feet and with but one fire door on condition that a present door be made automatically self-closing.

(17) Premises affected, Troy, 550-556 Fulton st.; appellant, W. & L. E. Gurley. Reconstruct horizontal exits to conform to section 79-f-9. 4-story nonfireproof building; open lots; sprinkler installed; no combustibles carried; no fire alarm system; occupancy, 58; above 1st floor, 49; above 2d floor, 30; exits, one interior stairway and bridge to adjoining building on 2d, 3d and 4th floors, which bridge is not enclosed incombustible to a height of 6 feet; bridges metal covered underneath, with fire door on one side only, which door opens in and is not self-closing.

Recommendation: Accept these bridges without being enclosed incombustible to a height of 6 feet, with but one firedoor, on condition that doors to these bridges be made to open outwardly and also made self-closing.

(18) Premises affected, Troy, Broadway and 3d st.; appellant, Mrs. Alice E. Francis. Enclose interior stairway with fire resisting partitions. Building 4 stories high; divided lots; no sprinkler; combustibles carried; no fire alarm system installed; exits, one interior stairway and bridge to adjoining building on 2d, 3d floors; fire escape on Church st. side with fireproof doors 34 inches wide by 84 inches high; fire escape along the northerly wall from 4th to 2d floors, with access to adjoining building over roof of one-story building.

Recommendation: Accept stairway enclosed with lath and plaster with fire-resisting doors on condition that fire alarm signal system be installed at once, and when installed monthly fire drills maintained.

(19) Premises affected, Troy, 361 River st.; appellant, Frank S. Parmenter. Provide additional means of exit. 4-story building with eight persons employed above 1st floor, 6 above the 2d floor; no sprinkler; combustibles carried; no fire alarm system; exits, one interior unenclosed wooden stairway extending along the northerly wall at front of building from 1st to 2d floors and from 3d to 4th floors; between 2d and 3d floors this stairway is located at the rear of the building; on 4th floor, along centre of northerly wall is a stairway extending from 4th floor to roof, giving access to buildings on either side.

Recommendation: Acceptance of present exit while not more than 6 persons are employed above the 2d floor.

(20) Premises affected, Troy, 349 Second st.; appellant, John English Baking Co. Provide additional means of exit. 1, 2- and 3-story buildings used as bakery; open lots; no sprinkler; no combustibles; no fire alarm; occupancy 15, one on 2d floor, 1 on 3d floor; exits, interior unenclosed stairway from 1st to 3d floors at southerly end of building; a fire escape from 3d floor to ground, having stairways 22 inches wide, 7-inch tread, 8 1/2-inch rise, pitched at 55 degrees, with nonfireproof openings on course.

Recommendation: Accept stairway enclosed with lath and plaster with fire-resisting doors on condition that fire alarm signal system be installed at once, and when installed monthly fire drills maintained.

(21) Premises affected, Troy, 652-56 River st.; appellant, Troy Collar Co. Reconstruct horizontal exits to conform to Sec. 79-f-9. 4-story building; divided lots; combustibles carried; no fire alarm system installed; occupancy, 57; above the first floor, 54; above 2d floor, 31; exits, wood enclosed interior stairway along the northerly wall from 1st to 2d floors; unenclosed interior stairway from 1st to 3d floors located in centre of building; unenclosed interior stairway at easterly end of building, horizontal exit on 3d and 4th floors, with but one fire door, same being located in fire wall dividing easterly and central sections; a bridge from 4th floor to easterly end of building on other side.

Recommendation: Accept horizontal exit on 3d and 4th floors with but one fire door.

(22) Premises affected, Troy, 16 Third st.; appellant, C. A. MacArthur & S. MacA. Peck. Provide additional means of exit. 3-story building, erected prior to Oct. 1, 1913; divided lots; no sprinkler; combustibles; no fire alarm system; occupancy, 16; factory occupancy, 12; above 1st floor, 10; above 2d floor, 6; exits, one interior unenclosed stairway from 3d floor to cellar; fire escape on rear of building extends from 3d floor to roof of one-story adjoining building to south of area; fire escape has nonfireproof openings 6 feet high and 3 feet wide; exits remote; no egress from roof.

Recommendation: Accept fire escape as means of exit while occupancy remains practically the same.

(23) Premises affected, Walton; appellant, James Munn. Provide additional means of exit. 3-story building; open lots; no sprinkler; no combustibles; no fire alarm; occupancy, 13; above 1st floor, 3; above 2d floor, 1; occasionally; exits, one unenclosed stairway; fire escape with nonfireproof openings having 18-inch stairs, 8-inch treads, 8 1/2-inch rise, pitched 53 degrees.

Recommendation: Accept fire escape as additional exit while occupancy remains unchanged.

(24) Premises affected, Watervliet, Broadway and 7th st.; appellant, Albany Boat Corporation. Provide additional means of exit. 4th floor; 4-story building; nonfireproof construction; open lots; sprinkler; no fire alarm system; occupancy, 49; above 1st floor, 22; above 2d floor, 7

NO. 16. FOR REPAIRING ASPHALT BLOCK PAVEMENT AND RESETTING CURB WHERE NECESSARY, TOGETHER WITH ALL WORK INCIDENTAL THERETO IN THE BOROUGH OF THE BRONX.

The Engineer's estimate of the work is as follows:

1,500 square yards of completed asphalt block pavement, including asphalt pitch filler, mortar bed and concrete foundation.

1,000 square yards of completed asphalt block pavement, including asphalt pitch filler and mortar bed on present foundation.

50 linear feet of old curbstone reset in concrete, including concrete foundation.

The above quantities shall not be exceeded. No compensation will be made for a greater amount.

The time allowed for doing and completing the work will be by or before Dec. 31, 1918.

The amount of security required for the proper performance of the contract will be Five Thousand Dollars (\$5,000).

The amount of deposit accompanying bid on contract No. 16 must be \$250 in cash or certified check payable to the order of the Comptroller of the City.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per ton, gallon, piece, cubic yard or other unit of measure by which the bids will be tested. The bids will be compared and each contract awarded at a lump or aggregate sum for the contract.

Blank forms of bids upon which bids must be made can be obtained upon application therefor, the specifications may be seen and other information obtained at said office.

j12,24 HENRY BRUCKNER, President.

See General Instructions to Bidders on last page, last column, of the "City Record."

BOROUGH OF MANHATTAN.

Proposals.

SEALED BIDS WILL BE RECEIVED BY the President of the Borough of Manhattan, at Room 2032, Municipal Building, Manhattan, until 2 p.m., on

FRIDAY, JANUARY 25, 1918.

FOR FURNISHING AND DELIVERING 300 CASES OF SECOND GRADE TOILET PAPER.

Deliveries to be made in 100-case lots, as required, to the storeroom, County Court House, Chambers st., Manhattan.

The time allowed for the completion of the contract will be on or before Oct. 1, 1918.

The amount of security required for the performance of the contract shall be thirty (30) per cent. of the total amount for which the contract is awarded. The deposit required shall be in an amount of not less than one and one-half (1½) per cent. of the total amount of the bid.

The bidder will state the price of second grade toilet paper, per case containing 100 rolls, each roll containing 2,000 sheets, by which the bids will be tested. The extensions must be made and footed up.

The bids will be compared and the contract awarded at a lump or aggregate sum to the lowest bidder.

Blank forms, specifications and plans may be obtained at the office of the Auditor, offices of the Commissioner of Public Works, Room No. 2141, Municipal Building, Manhattan.

FRANK L. DOWLING, President.

Dated, Jan. 14, 1918. j14,25

See General Instructions to Bidders on last page, last column, of the "City Record."

SEALED BIDS WILL BE RECEIVED BY the President of the Borough of Manhattan, at Room 2032, Municipal Building, Manhattan, until 2 p.m., on

FRIDAY, JANUARY 25, 1918.

CONTRACT NO. 1. FOR FURNISHING AND DELIVERING SEVEN THOUSAND (7,000) CUBIC YARDS OF PAVING SAND.

CONTRACT NO. 2. FOR FURNISHING AND DELIVERING FIFTY-TWO HUNDRED (5,200) TONS LIMESTONE DUST.

CONTRACT NO. 3. FOR FURNISHING AND DELIVERING ONE THOUSAND (1,000) TONS ASPHALTIC PAVING CEMENT.

CONTRACT NO. 4. FOR FURNISHING AND DELIVERING ELEVEN THOUSAND FIVE HUNDRED (11,500) CUBIC YARDS OF BINDER STONE.

CONTRACT NO. 5. FOR FURNISHING AND DELIVERING THIRTY THOUSAND (30,000) CUBIC YARDS OF ASPHALTIC WEARING SURFACE SAND.

CONTRACT NO. 6. FOR FURNISHING AND DELIVERING NINE HUNDRED AND THIRTY THOUSAND (930,000) GALLONS OF REFINED ASPHALT.

The bidder must deposit with the Borough President, at or before the time of making his bid for Contracts Nos. 5 and 6, samples as required by the specifications attached to Contracts Nos. 5 and 6.

CONTRACT NO. 7. FOR FURNISHING AND DELIVERING THREE THOUSAND (3,000) CUBIC YARDS OF PAVING GRAVEL.

CONTRACT NO. 8. FOR FURNISHING AND DELIVERING THREE THOUSAND SIX HUNDRED (3,600) CUBIC YARDS OF COARSE AGGREGATE FOR CONCRETE.

CONTRACT NO. 9. FOR FURNISHING AND DELIVERING TWENTY-FIVE THOUSAND (25,000) BAGS OF PORTLAND CEMENT.

CONTRACT NO. 10. FOR FURNISHING AND DELIVERING TWO HUNDRED THOUSAND (200,000) WOOD PAVING BLOCKS, 3 INCHES WIDE BY 3½ INCHES DEEP, WATER-GAS-TAR SPECIFICATIONS.

CONTRACT NO. 11. FOR FURNISHING AND DELIVERING TWO HUNDRED THOUSAND (200,000) WOOD PAVING BLOCKS 3 INCHES WIDE BY 3½ INCHES DEEP.

The time allowed for the performance of each contract is until Dec. 31, 1918.

The points of delivery will be as called for in the foregoing contracts.

The amount of security required for each contract will be thirty (30) per cent. of the total amount for which the contract is awarded. The deposit required with each bid shall be in an amount of not less than 1½ per cent. of the total amount of the bid.

The bidder will state the price for each item or article contained in the specifications or schedules annexed to the foregoing contracts for which he desires to bid, per foot, yard or other unit of measure or article by which the bid will be tested. Each contract, if awarded, will be awarded for all the supplies called for by such contract at a lump sum.

Blank forms may be had and the form of specifications and contract may be seen at the offices of the Commissioner of Public Works, Bureau of Highways, Room 2124 Municipal Building, Manhattan.

FRANK L. DOWLING, President.

Dated, Jan. 14, 1918. j14,25

See General Instructions to Bidders on last page, last column, of the "City Record."

FIRE DEPARTMENT.

Proposals.

SEALED BIDS WILL BE RECEIVED BY the Fire Commissioner at his office, 11th floor,

Municipal Building, Manhattan, until 10:30 a.m., on

WEDNESDAY, JANUARY 23, 1918,

FOR DELIVERING AND INSTALLING MISCELLANEOUS LEAD COVERED CABLES AND APPURTENANCES IN THE BOROUGH OF MANHATTAN.

The time allowed for doing and completing the entire work will be ninety (90) consecutive calendar days.

The amount of security required for the performance of the contract is Five Thousand Dollars (\$5,000).

No bid will be considered unless it is accompanied by a deposit, which shall be in the form of money or a certified check upon one of the State or National banks or trust companies in the City of New York, or a check of such bank or trust company signed by a duly authorized officer thereof, drawn to the order of the Comptroller, or a corporate stock or other certificate of indebtedness of any nature issued by the City of New York and approved by the Comptroller as of equal value with the security required.

Candidates must furnish their own notebooks, typewriting machines, pens and ink. The Commission will not at any time or in any way be responsible for machines, nor will any allowance be made where machines are missing, late in arriving, defective or out of order on the day of the examination.

Candidates must be at least 16 years of age on the date of filing application.

The compensation rates proposed by the Board of Estimate and Apportionment for this position are from \$840 to \$900. Under the terms and conditions of the budget for the year 1918, appointments will, as a rule, be made at the lowest compensation rate.

Vacancies occur from time to time.

The term of the eligibility of the list resulting from this examination is fixed at not less than one year nor more than four years.

j16,30 CHARLES I. STENGLE, Secretary.

Requirements—Three letters will be dictated to the candidates, the dictation of each letter being completed in one minute. Each letter will contain one hundred words. Each candidate may select any one of the three letters for transcribing. Each candidate will be permitted to hand in only one transcript. In rating accuracy, exactness, correctness of form, neatness, freedom from interlineations, alterations, etc., will be considered.

Duties—The duties of the Inspector of Iron and Steel Construction are to inspect the various types of steel frame structures, or parts thereof, during erection and repairs, to insure compliance with the Building Code, Factory Laws and other specifications.

Requirements—Candidates must have had at least five years' experience in such occupations as is related to the fabrication, assembling or erection of iron and steel members, as Engineers, Inspectors, Architects, Rolling Mill men or Iron Workers. Those having technical training will receive additional credit.

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5838. Regulating, grading, curbing and flagging Ditmas ave. from E. 87th st. to Ralph ave.; Ralph ave., from E. 85th st. to Old Canarsie ave., about 180 feet south of Avenue C; and E. 83rd st. from Ditmas ave. to Old Canarsie ave., about 240 feet south of Ditmas ave. Affecting Blocks 4744, 4745, 7907, 7908, 7911, 7917, 7918 and 7820.

5850. Paving 64th st. from New Utrecht ave. to 14th ave. Affecting Blocks 5741 and 5748.

5870. Sewer in Montgomery st. from Bedford ave. to Rogers ave. Affecting Blocks 1295 and 1304.

All persons whose interests are affected by the above named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections in writing to the Board of Assessors, Room 809, Municipal Building, Manhattan, New York, on or before Wednesday, Feb. 13, 1918, at 10 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

WILLIAM C. ORMOND, ANDREW T. SULLIVAN, MAURICE SIMMONS, Board of Assessors.
Jan. 12, 1918.

BOARD OF ESTIMATE AND APPORTIONMENT.

Notices of Public Hearings.

PUBLIC IMPROVEMENT MATTERS.

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment, at the meeting held on Friday, December 14, 1917 (Cal. No. 4), continued to Friday, January 25, 1918, the hearing on a proposed change in the map or plan of The City of New York so as to discontinue East 19th street from Church avenue to a line (Tennis Court) 500 feet north of and parallel with Albemarle road; establish the lines and grades of St. Paul's place from Church avenue to a line 677.58 feet north of and parallel with Albemarle road; and change the grades within the territory bounded by Church avenue, Ocean avenue, Albemarle road and East 18th street, Borough of Brooklyn, as shown upon a map or plan bearing the signature of the Secretary of the Board of Estimate and Apportionment and dated November 12, 1917.

The hearing will be held on Friday, January 25, 1918, at 10:30 o'clock a. m., in Room 16, City Hall, Borough of Manhattan, City of New York.

Dated, New York, January 17, 1918.
JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, Municipal Building, Telephone, 4560 Worth
j17,25

FRANCHISE MATTERS.

PUBLIC NOTICE IS HEREBY GIVEN THAT the hearing on the form of contract for the grant of a franchise to the Fifth Avenue Coach Company to establish, maintain and operate additional omnibus lines for public use in the Boroughs of Manhattan and The Bronx, which hearing was, by resolution adopted November 30, 1917, fixed for this day, was continued until Friday, January 25, 1918, at 10:30 o'clock a. m., in Room 16, City Hall, Borough of Manhattan, when and where all citizens will be afforded an opportunity to appear and be heard.

JAMES D. McGANN, Assistant Secretary, Room 1307, Municipal Building, Borough of Manhattan, Telephone, 4560 Worth.
Dated, New York, Dec. 31, 1917. d31,j25

PUBLIC NOTICE IS HEREBY GIVEN THAT at the meeting of the Board of Estimate and Apportionment held this day the consideration of the communication from the Public Service Commission for the First District, transmitting for approval resolutions adopted by said Commission modifying and amending the route and general plan of construction of the Southern Boulevard and Whitlock Avenue Route, in the Borough of The Bronx, which consideration was, by resolution adopted December 21, 1917, fixed for this day, was continued until Friday, January 18, 1918, at 10:30 o'clock a. m., in Room 16, City Hall, Borough of Manhattan, when and where all persons interested will be afforded an opportunity to appear and be heard.

JAMES D. McGANN, Assistant Secretary, Room 1307, Municipal Building, Borough of Manhattan, Telephone, 4560 Worth.
Dated, New York, Dec. 31, 1917. d31,j25

DEPARTMENT OF EDUCATION.

Proposals.

SEALED BIDS WILL BE RECEIVED BY the Superintendent of School Supplies, at the office of the Department of Education, Park ave. and 59th st., Manhattan, City of New York, until 11 a. m., on

FRIDAY, JANUARY 25, 1918,
FOR FURNISHING AND DELIVERING ARMY BLANKETS, AIR CUSHIONS AND AIR PILLOWS TO THE PUBLIC SCHOOLS OF THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before Dec. 31, 1918.

The amount of security required for the faithful performance of the contract is thirty per cent. (30%) of the amount of the contract.

No bid will be considered unless it is accompanied by a deposit. Such deposit shall be in an amount not less than one and one-half per cent. (1 1/2%) of the total amount of the bid.

The bidder will state the price of each, contained in the specifications and schedules, by which the bids will be tested.

Award will be made to the lowest bidder on each item, whose sample is equal to the Board sample submitted for inspection.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Bids must be submitted in duplicate, each in a separate envelope.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, southwest corner of Park ave. and 59th st.

PATRICK JONES, Superintendent of School Supplies.
Dated, Jan. 14, 1918.

See General Instructions to Bidders on last page, last column, of the "City Record."

SEALED BIDS WILL BE RECEIVED BY the Superintendent of School Supplies, at the office of the Department of Education, Park ave. and 59th st., Manhattan, until 11 a. m., on

FRIDAY, JANUARY 18, 1918,
FOR FURNISHING AND OPERATING STAGES OR OTHER CONVEYANCES TO CONVEY PUPILS TO AND FROM THE SCHOOLS OF THE CITY OF NEW YORK, IN THE BOROUGHS OF MANHATTAN, THE BRONX, QUEENS AND RICHMOND.

The time for the performance of the contract is prior to Dec. 31, 1918.

The amount of security required for the faithful performance of the contract is thirty per cent. (30%) of the amount of the contract.

No bid will be considered unless it is accom-

panied by a deposit. Such deposit shall be in an amount not less than one and one-half per cent. (1 1/2%) of the total amount of the bid.

The bidder may quote on conveyance other than by stage. If by horse-drawn stage, the price per horse-drawn stage per day must be quoted. If by motor stage, the price per motor stage per day must be quoted. If by trolley or other conveyance, the price per pupil per day and the manner in which it is intended to convey the pupils must be stated. If it is intended to convey by special car over a particular route, the price per special car per day over a particular route must be stated, and such other information must be furnished as will enable the Committee on Supplies to reach a proper determination.

In the event of a school or schools being closed, the contract shall be terminated as to that school or schools.

Contract, if awarded, will be awarded to the lowest bidder.

The Board of Education reserves the right to award the contract as a whole for the Boroughs of Manhattan, The Bronx, Queens and Richmond, or to award it separately for the Boroughs of Manhattan, The Bronx, Queens or Richmond, or item by item if deemed for the best interest of the City.

The Board of Education reserves the right to reject all bids on each item or all items, if deemed to be for the best interest of the City.

Bids must be submitted in duplicate, each in a separate envelope.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, Manhattan, Park ave. and 59th st.

Dated, Jan. 8, 1918.
PATRICK JONES, Superintendent of School Supplies.
See General Instructions to Bidders on last page, last column, of the "City Record."

SUPREME COURT—FIRST DEPARTMENT.

Application to Court to Condemn Property.

In the Matter of the Application of The City of New York, relative to acquiring title, whenever the same has not been heretofore acquired for the same purpose in fee, to the real property required for the opening and extending of CARLISLE PLACE, from East 211th street to East 213th street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT AN

application will be made to the Supreme Court of the State of New York, First Judicial District, at a Special Term of said Court, held in

and for the County of Bronx, at the County Court-House, in the Borough of The Bronx, in the City of New York, on the 30th day of January, 1918, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, to have the compensation which should justly be made to the respective owners of the real property proposed to be acquired for such improvement ascertained and determined by the Supreme Court without a jury, and to have the cost of such improvement assessed by the said Court, as hereinafter set forth, in accordance with the resolution of the Board of Estimate and Apportionment.

The nature and extent of the improvement hereby intended is the acquisition of title in fee by The City of New York, for the use of the opening and extending of CARLISLE PLACE, from East 211th street to East 213th street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE

final reports of the Commissioners of Estimate

and of the Commissioner of Assessment in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III, to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 24th day of January, 1918, at 10 o'clock in forenoon of that day; and that the said final reports have been deposited in the office of the Clerk of the County of The Bronx, in the Bronx County Court House, East 161st street and Third avenue, there to remain for and during the space of five days, as required by law.

Dated, New York, January 16, 1918.

WALTER McLAUGHLIN, MARTIN

GEISZLER, Commissioners of Estimate; WAL-

TER McLAUGHLIN, Commissioner of Assess-

ment.

JOEL J. SQUIER, Clerk.
j16,21

westerly side of Seventh Avenue Extension, between Carmine street and Leroy street, in the Ninth Ward of the Borough of Manhattan, in The City of New York, the same to be converted, appropriated and used as a site for an addition to public library.

Said lands and premises so to be acquired are bounded and described as follows:

Parcel "A."

BEGINNING at a point in the westerly line of 7th avenue, as extended south of West 11th street, distant 130.07 feet as measured southerly along the westerly line of 7th avenue from the intersection of the westerly line of 7th avenue with the southeasterly line of Leroy street; thence southerly and along the westerly line of 7th avenue 30.46 feet; thence westerly and along the northerly line of land described in an ordinance selecting and designating a site for an addition to the Carmine Street Bath, adopted by the Board of Aldermen June 22, 1915, 1.47 feet; and No. 49, and No. 18, and No. 47, Block 582, Section 2, on the Tax Maps of the City of New York, Borough of Manhattan, 21.12 feet, thence northeasterly and along the division line between the properties known as Lots No. 20 and No. 47, Block 582, Section 2, on the Tax Maps of the City of New York, Borough of Manhattan, 18.24 feet to the point or place of beginning.

Parcel "B."

BEGINNING at a point in the eastern line of Bronx Park East, distant 330.98 feet northerly from the intersection of said line and the north-ern line of Brady avenue; thence northerly along said eastern line of Bronx Park East 168.93 feet; thence southeasterly, deflecting 150° 41' 55" to the right 64.03 feet; thence southerly, curving to the right 37.21 feet; thence still southerly, deflecting 10° 24' 00" to the left 128.54 feet; thence still southerly, deflecting 10° 24' 00" to the left 40.38 feet; thence still southerly, deflecting 2° 29' 00" to the left 117.04 feet to northern line of Brady avenue; thence westerly along said northern line of Brady avenue 52.87 feet; thence north-erly, deflecting 73° 07' 32" to the right 51.22 feet; thence still northerly, deflecting 3° 19' 00" to the right 114.01 feet; thence still northerly, deflecting 5° 49' 00" to the left 131.01 feet; thence still northeasterly 38.98 feet to the point of beginning.

Parcel "C."

BEGINNING at a point in the eastern line of Bronx Park East distant 812.30 feet northerly from the intersection of said line and the north-ern line of Brady avenue; thence northerly along said eastern line of Bronx Park East 145.80 feet; thence still northerly, deflecting 9° 40' 30" to the right 78.31 feet; thence still northerly, deflecting 11° 45' 40" to the left 88.53 feet to the southern line of Embrie place; thence easterly along said southern line of Embrie place 45.67 feet; thence southerly, deflecting 73° 26' 46.3" to the right 159.41 feet; thence still southerly, deflecting 19° 56' 30" to the right 110.51 feet; thence still southerly 38.37 feet to the point of beginning.

Parcel "D."

BEGINNING at a point in the eastern line of Bronx Park East, distant 42.51 feet northerly from the intersection of said line and the north-ern line of Embrie place; thence northerly along said eastern line of Bronx Park East 46.27 feet to the southeasterly line of Boston road; thence northeasterly along said southeastern line of Boston road 275.401 feet to the southern line of Pelham Parkway South; thence easterly along said southern line of Pelham Parkway South 1.08 feet; thence southwesterly, deflecting 11° 57' 41.3" to the right 27.90 feet; thence still south-esterly, deflecting 0° 25' 11" to the left 210.37 feet; thence southeasterly, deflecting 36° 34' 04" to the left 103.80 feet to the northern line of Embrie place; thence westerly along said northern line of Embrie place 48.52 feet; thence northwesterly, deflecting 71° 13' 42.1" to the right 53.26 feet; thence still southwesterly 10.29 feet to the point of beginning.

All parties and persons interested in the said lands, tenements, hereditaments, premises, rights, easements or interests therein taken, affected, damaged, extinguished or destroyed, by and in consequence of the discontinuance and closing of said Bear Swamp Road as above described, and shown in the said petition of The City of New York, and having any claim or demand on account thereof (and who have not been awarded damages, or whose claims for damages are not now being ascertained and determined by us), are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate, at our office, 15th floor, Municipal Building, in the Borough of Manhattan, in The City of New York, with such affidavits or other proofs 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 office on the 22d day of January, 1918, at 10 o'clock in the forenoon of that day, to hear the said parties or persons in relation thereto, and at such time and place as we may appoint, we will hear such owners and claimants in relation thereto, and examine the proofs in support of such claim or claims, and such additional proofs and allegations as may then be offered by such owners or claimants or in behalf of The City of New York.

Dated, New York, the 8th day of January, 1918.

FREDERICK C. HUNTER, MARTIN F.

HUBERT, DOMINIC L. O'REILLY, Commissi-

oners of Estimate.

JOEL J. SQUIER, Clerk.
j18,21

Notice to File Claims.

In the Matter of the Application of The City of New York, relative to amending its application heretofore made and entitled:

"In the Matter of the Application of The City of New York, relative to acquiring title

wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of

WHITE PLAINS ROAD, from a point near

Old Unionport road to a point near

Thwaites place, and to the area between

Bronx Park East and White Plains road,

south of the northerly line of Bear Swamp

road, which has not been heretofore legally

acquired, in the Twenty-fourth Ward, Borough of The Bronx, City of New York,"

so as to empower the Commissioners of Esti-

mate heretofore appointed therein to award

compensation for damages caused by the clos-

ing and discontinuance of BEAR SWAMP

ROAD, in said Twenty-fourth Ward, Borough of The Bronx, City of New York, pursuant to

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Judicial District, dated December 27, 1917, and duly entered and filed in the Office of the Clerk of the County of Queens on January 4, 1918, Robert A. Inch, James P. Hicks and Anton Dietrich were appointed Commissioners of Estimate in the above entitled proceeding, and that in and by the said order Robert A. Inch was appointed the Commissioner of Assessment.

NOTICE IS HEREBY FURTHER GIVEN that, pursuant to the statutes in such cases made and provided, the said Robert A. Inch, James P. Hicks and Anton Dietrich will attend at the Trial Term, Part I, of the Supreme Court of the State of New York, Second Judicial District, to be held in and for the County of Queens, at the County Court House, in the Borough of Queens, City of New York, on the 23rd day of January, 1918, at the opening of the Court on that day, or as soon thereafter as Counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any other person having any interest in the said proceeding, as to their qualifications to act as such Commissioners.

Dated, New York, January 11, 1918.
WILLIAM P. BURR, Corporation Counsel, Municipal Building, Borough of Manhattan, City of New York.

j11.22

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the real property required for the opening and extending of COOPER AVENUE (SUBURBAN STREET, COPELAND AVENUE), from Epsilon street to Proctor street; and CENTRAL AVENUE, from Edsall avenue to Woodhaven avenue, excluding cemetery lands, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Judicial District, dated December 27, 1917, and duly entered and filed in the Office of the Clerk of the County of Queens on January 4, 1918, Herman E. Winne, Emil A. Guenther and Willet C. Durland were appointed Commissioners of Estimate in the above entitled proceeding, and that in and by the said order Herman E. Winne was appointed the Commissioner of Assessment.

NOTICE IS HEREBY FURTHER GIVEN that, pursuant to the statutes in such cases made and provided, the said Herman E. Winne, Emil A. Guenther and Willet C. Durland will attend at the Trial Term, Part I, of the Supreme Court of the State of New York, Second Judicial District, to be held in and for the County of Queens, at the County Court House in the Borough of Queens, City of New York, on the 23rd day of January, 1918, at the opening of the Court on that day, or as soon thereafter as Counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any other person having any interest in the said proceeding, as to their qualifications to act as such Commissioners.

Dated, New York, January 11, 1918.
WILLIAM P. BURR, Corporation Counsel, Municipal Building, Borough of Manhattan, City of New York.

j11.22

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the real property required for the opening and extending of PROCTOR STREET, from Metropolitan avenue to Myrtle avenue, and McCOMB PLACE, from Myrtle avenue to Edsall avenue, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Judicial District, dated December 27, 1917, and duly entered and filed in the Office of the Clerk of the County of Queens on January 4, 1918, Frank E. Phillips, Robert Wilson and Solomon Alberg were appointed Commissioners of Estimate in the above entitled proceeding, and that in and by the said order Frank E. Phillips was appointed the Commissioner of Assessment.

NOTICE IS HEREBY FURTHER GIVEN that, pursuant to the statutes in such cases made and provided, the said Frank E. Phillips, Robert Wilson and Solomon Alberg will attend at the Trial Term, Part I, of the Supreme Court of the State of New York, Second Judicial District, to be held in and for the County of Queens, at the County Court House in the Borough of Queens, City of New York, on the 23rd day of January, 1918, at the opening of the Court on that day, or as soon thereafter as Counsel can be heard thereon, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any other person having any interest in the said proceeding, as to their qualifications to act as such Commissioners.

Dated, New York, January 11, 1918.
WILLIAM P. BURR, Corporation Counsel, Municipal Building, Borough of Manhattan, City of New York.

j11.22

Notice to File Claims.

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose, to sewer easements in NORTHFIELD BOULEVARD, from South avenue to Harbor road, and from Union avenue to Granite avenue; in MESEREAU AVENUE, from Northfield Boulevard to the Staten Island Rapid Transit Railroad; in MAPLE PARKWAY, for a distance of about 113 feet north of the easement in Northfield Boulevard; in MELLYN PLACE, from Northfield Boulevard to Meserreau avenue, and from Washington avenue to a point about 100 feet north; and in GRANITE AVENUE, from Northfield Boulevard to Dixon street, in Third Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Judicial District, dated December 24, 1917, and duly entered and filed in the office of the Clerk of the County of Richmond on December 24, 1917, the application of the City of New York to have the compensation which should justly be made to the respective owners of the real property proposed to be taken in the above entitled proceeding ascertained and determined by the Supreme Court without a jury, in accordance with the resolution adopted by the Board of Estimate and Apportionment on the 16th day of November, 1917, was granted.

NOTICE IS HEREBY FURTHER GIVEN that, pursuant to Section 1000 of the Greater New York Charter, as amended by Chapter 606 of the Laws of 1915, the map or survey of the land to be acquired in this proceeding has been duly filed in the office of the Clerk of the County of Richmond, and each and every party and person interested in the real property to be taken for sewer easements in Northfield Boulevard, from South avenue to Harbor road and from Union avenue to Granite avenue; in Meserreau avenue, from Northfield Boulevard to the Staten Island Rapid Transit Railroad; in Maple Parkway for a distance of about 113 feet north of the easement in Northfield Boulevard; in Mellyn place, from Northfield Boulevard to

Meserreau avenue, and from Washington avenue to a point about 100 feet north; and in Granite avenue, from Northfield Boulevard to Dixon street, in the Third Ward, Borough of Richmond, City of New York, having any claim or demand on account thereof, is hereby required to file his claim, duly verified, describing the real property which the claimant owns or in which he is interested, and his post-office address with the Clerk of the County of Richmond, on or before the 24th day of January, 1918, and to serve on the Corporation Counsel of The City of New York, at his office, Room 1557, 15th floor, Municipal Building, Borough of Manhattan, City of New York, on or before the 24th day of January, 1918, a copy of such verified claim.

Dated, New York, January 12, 1918.

WILLIAM P. BURR, Corporation Counsel, Municipal Building, Borough of Manhattan, City of New York.

The time for the completion of the work and the full performance of the contract is on or before the expiration of two (2) consecutive calendar days from the time the ferryboat is ready for delivery to the contractor.

The amount of security required is \$1,000.

The bidder shall state, both in writing and in figures, a total price for furnishing all of the labor and material and for doing all of the work called for. The contract is entire and for a complete job and, if awarded, will be awarded to the bidder whose price is lowest for doing all of the work and whose bid is regular in all respects. In case of discrepancy between the written price and that given in figures, the price in writing will be considered as the bid.

Work must be done at the time and in the manner directed.

Blank forms and further information may be obtained at the office of the said Department.

MURRAY HULBERT, Commissioner of Docks.

Dated, Jan. 5, 1918.

^{18,18} See General Instructions to Bidders on last page, last column, of the "City Record."

SEALED BIDS WILL BE RECEIVED BY the Commissioner of Docks at his office, Pier "A," foot of Battery pl., North River, Manhattan, until 12 noon, on

FRIDAY, JANUARY 18, 1918,
CONTRACT NO. 1589, CLASS 2.

FOR REPAIRS TO THE MUNICIPAL FERRYBOAT "MANHATTAN." THIS CONTRACT PROVIDES FOR ALL LABOR, MATERIAL AND EXPENSE NECESSARY FOR REPAIRS TO THE TAIL-SHAFT, HULL, ETC.

The time for the completion of the work and the full performance of the contract is on or before the expiration of four (4) consecutive calendar days from the time the ferryboat is ready for delivery to the contractor.

The amount of security required is \$1,400.

The deposit to accompany bid shall be in an amount not less than \$70.

The bidder shall state, both in writing and in figures, a total price for furnishing all of the labor and material and for doing all of the work called for. The contract is entire and for a complete job and, if awarded, will be awarded to the bidder whose price is lowest for doing all of the work and whose bid is regular in all respects. In case of discrepancy between the written price and that given in figures, the price in writing will be considered as the bid.

Work must be done at the time and in the manner directed.

Blank forms and further information may be obtained at the office of the said Department.

MURRAY HULBERT, Commissioner of Docks.

Dated, Jan. 5, 1918.

^{18,18} See General Instructions to Bidders on last page, last column, of the "City Record."

NOTICE TO BIDDERS AT SALES OF OLD BUILDINGS, ETC.

TERMS AND CONDITIONS UNDER WHICH BUILDINGS, ETC., WILL BE SOLD FOR REMOVAL FROM CITY PROPERTY.

Filing Bills of Costs.

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of DITMARS AVENUE from 43rd street to Astoria avenue, and 43RD STREET from Ditmars avenue to the bulkhead line of Flushing Bay, in the 2nd Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, for the hearing of motions, to be held at the Garfield Building, 26 Court Street, in the Borough of Brooklyn, in The City of New York, on the 29th day of January, 1918, at 10 o'clock in the forenoon of that day, or as soon thereafter as Counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the Office of the Clerk of the County of Queens, there to remain for and during the space of ten days, as required by law.

Dated, New York, January 16, 1918.

WILLIAM H. WADE, JOSEPH W. GOODWIN, Commissioners of Estimate; JOSEPH W. GOODWIN, Commissioner of Assessment; WALTER C. SHEPPARD, Clerk.

j16,26

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of MARSTON AVENUE, from Murray street to Dunsing street; DUNNING STREET, from Marston ave., to Matthew place, and MATTHEW PLACE, from Dunning street to Hoogland street, in the 3rd Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, for the hearing of motions, to be held at the Garfield Building, 26 Court Street, in the Borough of Brooklyn, in The City of New York, on the 22nd day of January, 1918, at 10 o'clock in the forenoon of that day, or as soon thereafter as Counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the Office of the Clerk of the County of Queens, there to remain for and during the space of ten days, as required by law.

Dated, New York, January 16, 1918.

WILLIAM P. BURR, Corporation Counsel, Municipal Building, Borough of Manhattan, City of New York.

j11.22

In the Matter of the Application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of MARSTON AVENUE, from Murray street to Dunsing street; DUNNING STREET, from Marston ave., to Matthew place, and MATTHEW PLACE, from Dunning street to Hoogland street, in the 3rd Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, for the hearing of motions, to be held at the Garfield Building, 26 Court Street, in the Borough of Brooklyn, in The City of New York, on the 22nd day of January, 1918, at 10 o'clock in the forenoon of that day, or as soon thereafter as Counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the Office of the Clerk of the County of Queens, there to remain for and during the space of ten days, as required by law.

Dated, New York, January 9, 1918.

WILLIAM E. STEWART, WALTER M. PALMER, JOHN K. GILLETTE, Commissioners of Estimate; WILLIAM E. STEWART, Commissioner of Assessment; WALTER C. SHEPPARD, Clerk.

j19

DEPARTMENT OF DOCKS AND FERRIES.

Proposals.

SEALED BIDS WILL BE RECEIVED BY the Commissioner of Docks at his office, Pier "A," foot of Battery pl., North River, Manhattan, until 12 noon, on

FRIDAY, JANUARY 18, 1918,
CONTRACT NO. 1589, CLASS 1.

FOR REPAIRS TO THE MUNICIPAL FERRYBOAT "MANHATTAN." THIS CONTRACT PROVIDES FOR ALL LABOR, MATERIAL AND EXPENSE NECESSARY TO COMPLETE THE WORK OF REPAIRS AS CALLED FOR IN CONTRACT NO. 1533, DATED DECEMBER 12, 1916, UPON WHICH THE CONTRACTOR DEFAULTED.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the openings of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers in the Borough in which the buildings are situated, and the sidewalks and curb in front of said buildings, extending within the described area, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from the demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point. The exterior walls and their foundations shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building. Where there is no curb the elevation of the surrounding ground shall be considered curb level. All wells, cesspools, sinks, etc., existing on the property must be filled to the level of the surrounding ground with clean earth.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the openings of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers in the Borough in which the buildings are situated, and the sidewalks and curb in front of said buildings, extending within the described area, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from the demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point. The exterior walls and their foundations shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building. Where there is no curb the elevation of the surrounding ground shall be considered curb level. All wells, cesspools, sinks, etc., existing on the property must be filled to the level of the surrounding ground with clean earth.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

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