

# THE CITY RECORD.

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## THE CITY RECORD.

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BOARD OF CITY RECORD.

GEORGE B. McCLELLAN, Mayor.

FRANCIS K. PENDLETON, Corporation Counsel.

HERMAN A. METZ, Comptroller.

PATRICK J. TRACY, Supervisor.

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## PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

No. 154 NASSAU STREET, NEW YORK CITY.

### CALENDAR OF HEARINGS.

The following hearings will be held during the remainder of the week beginning Monday, May 31, 1909:

THURSDAY, JUNE 3—11:30 a. m.—Room 305.—CITY OF NEW YORK AND BRADLEY CONTRACTING CO.—"Arbitration (Nos. 2, 3 & 4) of determination of Henry B. Seaman, Chief Engineer."

FRIDAY, JUNE 4—2:30 p. m.—Chairman Wilcox's Room.—Case No. 121.—INTERBROOK RAIL TRANSIT CO.—"Block signal system.—Subway local cars."—Chairman Wilcox.

2:30 p. m.—Room 310.—Case No. 1047.—SECOND AVENUE R. R. CO., CENTRAL PARK, NORTH AND EAST RIVER R. R. CO.—"Plans of fenders, wheelguards and safety devices used on surface cars operated in the Boroughs of Manhattan and The Bronx."—Commissioner Malbie.

2:30 p. m.—Room 305.—Case No. 1105.—NEW YORK CENTRAL & HUDSON RIVER R. R. CO.—"Discontinuance of the 183d Street Station in the Borough of The Bronx."—Commissioner Eastis.

4:00 p. m.—Room 305.—Case No. 512.—NEW YORK, NEW HAVEN & HARTFORD R. R. CO.—"Removal of engine house at Harlem River Yard."—Commissioner Eastis.

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

## BOROUGH OF THE BRONX.

### BUREAU OF BUILDINGS.

I herewith submit a report of operations of the Bureau of Buildings, Borough of The Bronx, for the week ending May 22, 1909:

Plans filed for new buildings (estimated cost, \$1,705,900).....	63
Plans filed for alterations (estimated cost, \$11,450).....	13
Unsafe cases filed.....	14
Violation cases filed.....	46
Unsafe notices issued.....	41
Violation notices issued.....	62
Complaints lodged with the Bureau.....	20
Number of pieces of iron and steel inspected.....	1,457

P. J. REVILLE, Superintendent.

John H. Hanan, Chief Clerk.

## THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

### STATED MEETING.

Tuesday, June 1, 1909, 1:30 p. m.

The Board met in the Aldermanic Chamber, City Hall.

Present:

Hon. Patrick F. McGowan, President of the Board of Aldermen.

Aldermen

Timothy P. Sullivan, Vice-Chairman; Thomas F. Baldwin, Thomas F. Barton, Francis P. Bent, Herman W. Beyer, B. W. B. Brown, James W. Brown, Michael J. Carter, L. Barton Case, Charles P. Cole, Daniel R. Coleman, George A. Colgan, John J. Collins, William P. Corbett, Matthew J. Crowley, Percy L. Davis, Charles DeLancy, John Diemer, Reginald S. Donell, Frank L. Dowling, Robert F. Downing, William Drescher, George Emmer,	O. Grant Esterbrook, James H. Finnigan, Joseph Flanagan, Patrick P. Flynn, John Sylvester Gaynor, Bernhard Goldschmidt, Henry F. Grimm, John D. Gunther, Edward V. Hardy, William J. Heffernan, John J. Hekey, Frederick C. Hochstetler, John J. Hogan, Tristram B. Johnson, Joseph D. Kavanagh, William P. Kennedy, Francis P. Kenney, Max S. Levine, Frederick Lusk, John Lusk, James E. Martyn, Samuel Mars, Thomas J. McAfee, John McLean,	John J. McDonald, George A. Morrison, Adolf Moskowitz, Otto Mullbauer, John J. F. Mulcahy, Thomas J. Mulligan, John Mulvaney, Arthur H. Murphy, Percival E. Nagle, James J. Nugent, John W. O'Reilly, Lewis M. Potter, Thomas M. Quinn, John J. Reardon, James W. Richmond, David S. Reich, William P. Sandford, Joseph Schloss, James L. Smith, Michael Stancovici, Alexander J. Sturmont, Isaac L. Veltin, Isaac F. Waldie, James R. Weston.
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George Cromwell, President, Borough of Richmond.  
Lawrence Gresser, President, Borough of Queens, by Alfred Denman, Commis-  
sioner of Public Works.

Louis F. Haffen, President, Borough of The Bronx.

Bird S. Color, President, Borough of Brooklyn.

John F. Alcorn, President, Borough of Manhattan.

The Clerk proceeded to read the minutes of the stated meeting of May 25, 1909.  
Alderman B. W. B. Brown moved that a typographical error in the seventh line  
on page 792 be corrected by striking out the letter "J" and said line, and inserting  
in lieu thereof the letter "I."

Which motion was adopted.

The minutes as corrected were then adopted.

### PETITIONS AND COMMUNICATIONS

No. 2372

Communications from the North Side Board of Trade and kindred organizations  
asking for public hearing on Building Code.

Which were severally referred to the Committee on Buildings.

### COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the  
Police Commissioner:

No. 2373.

Police Department of The City of New York,  
No. 300 Mulberry Street,  
May 25, 1909.

To the Honorable the Board of Aldermen, New York City:

Gentlemen—The Police Commissioner on May 22, 1909, directed the following  
proceedings:

Whereas, The exigencies of the service require the appointment in the Police  
Department of an expert graphophone operator, and the Police Commissioner having  
this day requested the Board of Estimate and Apportionment to make provision for  
the salary of said position by the transfer of funds from one appropriation to another  
in the Budget for the Police Department for the year 1909.

Ordered, That the Board of Estimate and Apportionment be and is hereby re-  
spectfully requested, in pursuance of the provisions of section 56 of the Greater New  
York Charter, to recommend to the Board of Aldermen the establishment of the  
position of Graphophone Operator in the Police Department, with a salary at the  
rate of \$1,500 per annum.

Ordered, That when such recommendation has been made the Board of Alder-  
men be and is hereby respectfully requested to establish the position of Graphophone  
Operator in the Police Department, with a salary at the rate of \$1,500 per annum.

Respectfully,

THEO. A. BINGHAM, Police Commissioner.

Which was referred to the Committee on Salaries and Offices.

The President laid before the Board the following communication from the  
Comptroller:

No. 2374.

City of New York, Department of Finance,  
May 26, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen, City of New York:

Sir—In order to provide for the salaries of two Indexing and Filing Clerks in  
the Division of Real Estate of the Department of Finance, for the balance of the  
year 1909, it is necessary that an issue of Special Revenue Bonds to the amount of  
one thousand dollars be authorized.

The services of these Clerks are desired for the purpose of carrying out a  
system established in the Division of Real Estate by Mr. Henry D. Dumont, and  
Clark, Baker & Co., for the filing of deeds, correspondence, maps, etc.

I would accordingly ask that the Board of Aldermen request the Board of Es-  
timate and Apportionment, in accordance with subdivision 8 of section 188 of the  
Charter, to authorize an issue of Special Revenue Bonds to the amount of one  
thousand dollars for the purposes mentioned.

Respectfully,

H. A. METZ, Comptroller.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the  
Commissioners of the Sinking Fund:

No. 2375.

City of New York, Department of Finance,  
Comptroller's Office,  
May 26, 1909.

To the Honorable Board of Aldermen:

Gentlemen—Pursuant to the provisions of the Greater New York Charter, as  
amended by chapter 103 of the Laws of 1903, entitled "An Act to amend the Greater  
New York Charter relative to the Sinking Fund of The City of New York for the



Redemption of the City Debt by adding a new section to be known as section two hundred and twenty-two, providing for the issue of additional bonds of The City of New York, to be called General Fund Bonds, and by amending section one hundred and sixty-nine of said Charter, the Commissioners of the Sinking Fund of The City of New York hereby certify to the Board of Aldermen of The City of New York that the amount of revenues or income, from all sources, of the "Sinking Fund of The City of New York for the Redemption of the City Debt" during the year 1909 is estimated at nineteen million seven hundred and sixty-six thousand nine hundred and fifty-three dollars and sixty-seven cents (\$19,766,953.67), made up as follows:

Assessments collected under chapter 550, Laws of 1889.....	\$10,000 00
Dock and ship rents.....	3,500,000 00
Gas franchises.....	20,000 00
Interest on deposits and City Treasury balances.....	400,000 00
Licenses.....	200,000 00
Market rents and fees.....	210,000 00
Railroad franchises.....	325,000 00
Revenue from investments in General Fund Bonds.....	2,006,916 67
Street vaults.....	250,000 00
Surplus revenue of the Sinking Fund for the Payment of Interest on the City Debt.....	10,000,000 00
Tunnel franchises.....	20,000 00
Wallabout Market, rentals and fees.....	65,000 00
Miscellaneous.....	20,000 00
	\$17,046,916 67

Estimated revenue from investments and interest on deposits, i. e., income and accumulation thereof derived from the assets held by the Sinking Fund on January 1, 1903, less the amounts of Bonds and Stock payable from said Sinking Fund matured and paid and cancelled since that date, and from amounts set apart for the redemption of Bonds and Stock, pursuant to the Greater New York Charter, as amended by chapter 103, Laws of 1903.....

27,200,037 00

Total estimated revenues or income from all sources during the year 1909.....

\$19,766,953 67

And the said Commissioners of the Sinking Fund further certify that the amount required to be set apart for the year 1909 out of said revenues and income for the redemption of Bonds and Stock is \$219,941.15.

The said installment of amount so required to be set apart for the year 1909 has been set apart, and it has been determined to invest sixteen million seven hundred and fifty thousand dollars (\$16,750,000) of the excess of revenues or income of said fund in General Fund Bonds of The City of New York during the year 1909 for account of the "Sinking Fund of The City of New York for the Redemption of the City Debt," by resolution of the Board adopted May 26, 1909.

GEO. B. McLELLAN, Mayor;

H. A. METZ, Comptroller;

JAMES J. MARTIN, City Chamberlain;

T. P. SULLIVAN, Acting President, Board of Aldermen.

City of New York—Department of Finance.  
May 26, 1909.

To the Honorable Board of Aldermen:

Gentlemen—I transmit herewith certified copies of resolutions adopted by the Commissioners of the Sinking Fund at meeting held May 26, 1909, setting apart out of the revenues and income of The City of New York for the Redemption of the City Debt the sum of two hundred and nineteen thousand nine hundred and forty-one dollars and fifteen cents (\$219,941.15), for the redemption of Bonds and Stock, and determining to invest sixteen million seven hundred and fifty thousand dollars (\$16,750,000) in General Fund Bonds of The City of New York, pursuant to the provisions of chapter 103 of the Laws of 1903.

Respectfully,

JNO. KORB, JR., Secretary pro tem., Commissioners of the Sinking Fund.

Resolved, That, pursuant to the provisions of the Greater New York Charter, as amended by chapter 103 of the Laws of 1903, the Commissioners of the Sinking Fund of The City of New York hereby direct that the sum of two hundred and nineteen thousand nine hundred and forty-one dollars and fifteen cents (\$219,941.15) be set apart out of the revenues and income of the "Sinking Fund of The City of New York for the Redemption of the City Debt" for the year 1909 (excepting the income and accumulation thereof derived from the assets held by said Sinking Fund on January 1, 1903, less the amount of bonds and stock payable from said Sinking Fund matured and paid and cancelled since that date, and except also the income and accumulation thereof derived from the amounts thus and heretofore set apart), for the redemption of bonds and stock, redeemable from said Sinking Fund.

Resolved, That, pursuant to the provisions of the Greater New York Charter, as amended by chapter 103 of the Laws of 1903, the Commissioners of the Sinking Fund of The City of New York hereby determine to invest from time to time during the year 1909, in General Fund Bonds of The City of New York, bearing a 3 per cent. interest, and maturing November 1, 1930, interest payable semi-annually on May 1 and November 1, for account of the "Sinking Fund of The City of New York for the Redemption of the City Debt" the sum of sixteen million seven hundred and fifty thousand dollars (\$16,750,000) out of the revenues or income of the said Sinking Fund of The City of New York for the Redemption of the City Debt for the year 1909 in excess of the income and accumulation thereof derived from the assets held by said Sinking Fund on January 1, 1903 (less the amount of bonds and stock payable from said Sinking Fund matured and paid and cancelled since that date), and from the amounts set apart for the redemption of bonds and stock, and in excess also of the amount so required to be set apart for the year 1909; and be it further

Resolved, That the Secretary of the Commissioners of the Sinking Fund, be and hereby is directed to notify the Board of Aldermen and the Comptroller of the amount that the Commissioners of the Sinking Fund have determined to invest in General Fund Bonds of The City of New York, pursuant to the foregoing resolution.

A true copy of resolution adopted by the Commissioners of the Sinking Fund, May 26, 1909.

JNO. KORB, JR., Secretary pro tem.

Which was ordered on file.

The President laid before the Board the following communication from the Commissioner of Street Cleaning:

No. 2376.

Department of Street Cleaning,  
Nos. 13 to 21 Park Row,  
New York May 26, 1909.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen, City of New York:

Sir—I hereby respectfully withdraw the request made by my predecessor under date of March 19, 1908, to your Board for an issue of Special Revenue Bonds, pursuant to subdivision 2 of section 188 of the Charter, to the amount of \$500,000, to cover the expense of washing and cleaning the streets under a proposed system of flushing.

Respectfully,

W. H. EDWARDS, Commissioner.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Trustees of Bellevue and Allied Hospitals:

No. 2377.

The Board of Trustees, Bellevue and Allied Hospitals,  
First Avenue and Twenty-sixth Street,  
New York, May 24, 1909.

Board of Aldermen, City Hall, New York City:

Gentlemen—The Board of Trustees of Bellevue and Allied Hospitals respectfully requests the issue of Special Revenue Bonds to provide for the salary of a Book-

keeper. The establishment of the grade of Bookkeeper was requested of the Board of Estimate and Apportionment on April 15 and was favorably acted upon to-day. The Board requested the establishment of the grade upon the recommendation of the Chief Accountant and Bookkeeper of the Finance Department and with the approval of the Comptroller, and hopes that prompt and favorable action may be taken to provide for the salary so that the bookkeeping department may be more efficiently conducted.

Yours very truly,

J. K. PAULDING, Secretary, Board of Trustees.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Corporation Counsel:

No. 2378.

Law Department, Office of the Corporation Counsel,  
New York, May 28, 1909.

Board of Aldermen:

Gentlemen—I am in receipt of the resolution adopted by your Honorable Board the 27th day of April, 1909, and reading as follows:

"Whereas, There are now before the State Legislature four bills regarding the Tenth and Eleventh avenue freight tracks of the New York Central and Hudson River Railroad, operated at grade under a franchise originally granted by the Board of Aldermen in 1846; be it

"Resolved, That the Corporation Counsel be requested to furnish this Board with an exact statement of the rights (if any) of the New York Central and Hudson River Railroad to all the land it now occupies for the reason that such statement is necessary in a sincere effort to remove said freight tracks from grade on terms just and equitable to the City."

Thereafter I received a communication from the Board of Estimate and Apportionment asking for an opinion on the same subject in pursuance of a resolution adopted by said Board May 21, 1909, and reading as follows:

"Whereas, There is said to be some question as to the right of the New York Central and Hudson River Railroad Company to occupancy and use of the right or rights of way heretofore occupied and used in the former City of New York by the Hudson River Railroad Company under and by virtue of chapter 216 of the Laws of 1846, or of any act amendatory thereof; and

"Whereas, Such question, if any there be, is of so great importance to both the operating company and the City, as well as of so general public interest, as to call for judicial determination; therefore be it

"Resolved, That the Corporation Counsel be requested to advise this Board at its next meeting as to whether there be any substantial doubt as to the legal right of the said New York Central and Hudson River Railroad to operate a railroad upon and along said right or rights of way, and, if so, as to what action should be taken in order to have the question of such right adjudicated and settled if need be in a court of last resort."

I have this day advised the Board of Estimate and Apportionment that for the reasons stated in my letter serious doubt exists as to the validity of the franchise rights claimed by the New York Central and Hudson River Railroad Company in the streets on the west side of the City, and that for the purpose of raising the question so that it may once for all be judicially determined whether the rights claimed by the company in said streets are valid and subsisting, the Board should instruct the Borough President to remove the tracks from said streets on failure of the company to remove them after the expiration of thirty days from the receipt of a notice from the Borough President requiring the company so to do.

I send herewith a copy of my opinion on the subject which I believe fully explains my views on the subject matter of the resolution of your Honorable Board dated April 27, 1909.

Respectfully yours,

F. K. PENDLETON, Corporation Counsel.

May 28, 1909.

Board of Estimate and Apportionment:

Gentlemen—I am in receipt of a communication from Joseph Haug, Secretary, dated May 21, 1909, and reading as follows:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment relative to the right of the New York Central and Hudson River Railroad Company to use and occupy the right of way heretofore used and occupied in the former City of New York by the Hudson River Railroad Company, under and by virtue of chapter 216 of the Laws of 1846, or acts amendatory thereof.

"You are requested to advise the Board in time for the meeting of May 28, 1909, as to whether there is any substantial doubt of the legal right of the New York Central and Hudson River Railroad Company to operate a railroad upon and along said right of way, and, if so, what action should be taken in order to have the question of such right adjudicated in a court of last resort.

"If you desire the matter placed upon the calendar for the meeting of May 28, it will be necessary to have your opinion in this office not later than 4 p. m., Tuesday, May 25, as the calendar for said meeting closes on that date."

The resolution accompanying such letter reads as follows:

"Whereas, There is said to be some question as to the right of the New York Central and Hudson River Railroad Company to occupancy and use of the right or rights of way heretofore occupied and used in the former City of New York by the Hudson River Railroad Company under and by virtue of chapter 216 of the Laws of 1846, or of any act amendatory thereof; and

"Whereas, Such question, if any there be, is of so great importance to both the operating company and the City, as well as of so general public interest, as to call for judicial determination; therefore be it

"Resolved, That the Corporation Counsel be requested to advise this Board at its next meeting as to whether there be any substantial doubt as to the legal right of the said New York Central and Hudson River Railroad Company to operate a railroad upon and along said right or rights of way, and, if so, as to what action should be taken in order to have the question of such right adjudicated and settled if need be in a court of last resort."

The Hudson River Railroad Company was incorporated by special act of the Legislature, chapter 216 of the Laws of 1846. By this act it was provided, among other things, as follows:

"Sec. 1. All persons who shall become stockholders pursuant to this act, shall be and they are hereby constituted a body politic and corporate, by the name of 'The Hudson River Railroad Company,' with power to construct a single, double or treble railroad or way between the cities of New York and Albany, commencing in the city of New York, with the consent of the corporation of the city of New York, and passing through the counties of Westchester, Putnam, Dutchess, Columbia and ending at some point on the Hudson river, in the county of Rensselaer, opposite the city of Albany, to be laid with an iron rail weighing not less than seventy pounds per linear yard; with power to construct such branch or branches for depot and station accommodations, as may be required for the business of said railroad; and to transport, take or carry any property and persons upon the same, by the power and force of steam, of animals, or of any mechanical or other power, or of any combination of them, for the term of fifty years from the passage of this act: it being expressly understood that nothing contained in this act shall authorize or allow the construction of a bridge across the Hudson river; but the said company may, with the consent of the corporation of the city of Albany, establish a ferry across the said river at Albany, for the accommodation of the business of the said railroad."

"Sec. 4. \* \* \* The said directors may locate their railroad on any of the streets or avenues of the city of New York, westerly of and including the Eighth avenue and on or westerly of Hudson street, provided the assent of the corporation of said city be first obtained for such location; \* \* \*"

"Sec. 13. The said corporation is hereby authorized to construct, erect, build and make and use, a single, double, or treble railroad or ways, of suitable width and dimensions, to be determined by the said corporation, on the line, course, or way designated by the directors as aforesaid, as the line, course or way whereon to con-



street, build or make the same; and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, subject nevertheless to the control and direction of the legislature, or of any officer appointed by it for that purpose; and shall have power to erect and maintain toll houses and other buildings for the accommodation of their concerns, as they may deem suitable to their interests."

"Sec. 22. The said corporation shall possess the general powers, and be subject to the general restrictions and liabilities prescribed by such parts of the third title of the eighteenth chapter of the first part of the revised statutes as are not repealed."

"Sec. 35. All the provisions of the act entitled 'An Act in relation to the contracts of railroad companies,' passed May 13, 1845, shall be applicable to the company incorporated by this act."

"Sec. 36. The legislature may at any time alter or repeal this act."

After the passage of said Act and on the 30th day of April, 1847, the following resolution was adopted by the Board of Aldermen and the same was adopted by the Board of Assistants May 3, 1847, and approved by the Mayor May 6, 1847:

"The Mayor, Aldermen and Commonalty of The City of New York, in Common Council convened, do ordain as follows:

"Permission is hereby granted to the Hudson River Railroad Company to construct a double track of rails, with suitable turnouts, along the line of the Hudson River, from Spuyten Duyvil Creek to near Sixty-eighth street, occupying so much of the Twelfth avenue as lies along the shore; thence winding from the shore so as to intersect the Eleventh avenue at or near Sixty-first street; thence through the middle of the Eleventh avenue to about Thirty-second street; thence on a curve across to the Tenth avenue, intersecting the Tenth avenue at or near Thirtieth street; thence through the middle of the Tenth avenue to West street, and thence through the middle of West street to Canal street."

"The said Hudson River Railroad Company shall grade, regulate, pave, and keep in repair a space twenty-five feet in width, in and about the tracks, and all the avenues and streets through which the said track or tracks shall be laid, whenever the Common Council shall deem the interest of the public to require such pavement to be done."

"The said company shall lay such rail track through the avenues and streets in conformity to such directions as to line and grade as shall be given by the Street Commissioner and shall conform their said railroad to the grades of the avenues and streets through which it shall extend, or cross, as shall be from time to time established by the Common Council, if the latter so require; and shall lay their rails or tracks, in the streets or avenues, in such manner as to cause no unnecessary impediment to the common and ordinary use of the street for all other purposes, and so to leave all the water courses free and unobstructed. It shall be especially incumbent on the said Hudson River Railroad Company, at their own cost, to construct stone bridges across such of the streets intersected by the railroad as may by the elevation of their grades above the surface of said roads require to be arched or bridged, whenever in the opinion of the Common Council the same shall be necessary for public convenience, and also to make such embankments or excavations as the Common Council may deem necessary to render the passage over the railroad and embankments at the cross streets easy and convenient for all the purposes for which streets and roads are usually put to, and the said company shall also make, at their own cost and charge, all such drains and sewers as their embankments or excavations may, in the opinion of the Common Council, render necessary, and said company shall be at all times subject to such regulations, with reference to the convenience of public travel through such streets and avenues as are affected by the said railroad, as the Common Council shall, from time to time, by resolution or ordinance, direct, and the corporation hereby reserves the right to require said company, at any time after the Eleventh avenue shall be made in Fourteenth street, to take up their rails in the Tenth avenue, and lay them in the Eleventh avenue to said Fourteenth street, and through Fourteenth street to connect with West street."

"The said company shall, within one year from the passage of this ordinance, and before entering upon any contracts for grading, file in the office of the Street Commissioner a map showing the location and the intended grade of said railroad."

"Permission is hereby granted to the Hudson River Railroad Company to run their locomotives as far south as Thirtieth street and no further."

"The said Hudson River Railroad Company shall be and are hereby prohibited from running a stated train between any points below Thirty-second street, for the carrying of passengers between those points, under the penalty of twenty-five dollars for each passenger from whom fare shall be received therefor."

"This ordinance shall not be construed as binding upon the corporation, nor shall it go into effect until the said Hudson River Railroad Company shall first duly execute under their corporate seal, such an instrument in writing, covenanting and engaging, on their part and behalf, to stand to, abide by and perform all such conditions and requirements contained in the second and third sections of this ordinance as the Mayor and Counsel to the Corporation shall by their certificate approve, and not until such instrument shall be filed, so certified, in the office of the Comptroller of this City."

On the 12th day of August, 1847, the said Hudson River Railroad Company made, executed and delivered to the Mayor, Aldermen and Commonalty of The City of New York the following agreement:

"To all to whom these presents shall come, greeting:

"Whereas, The Mayor, Aldermen and Commonalty of The City of New York, by an ordinance approved on the 6th day of May, A. D. 1847, gave consent to the Hudson River Railroad Company to commence in The City of New York and construct therein a double track of rails, with suitable turnouts, along the line therein mentioned, from Canal street to the Spuyten Duyvil Creek, and did, in and by said ordinance, assent to the location by the directors of said company of said railroad on and over the streets and avenues mentioned in said ordinance and crossed by said line; and

"Whereas, Pursuant to said ordinance and the acts incorporating said company and amendatory thereof, the said directors have located the said railroad in The City of New York, according to the map prepared to be filed herewith, showing the location and intended grade of the Hudson River Railroad in The City of New York."

"Now, know ye that the said Hudson River Railroad Company, for themselves and their successors, do hereby, in the consideration of the premises, covenant and engage to and with the Mayor, Aldermen and Commonalty of The City of New York, and their successors forever, to grade, regulate, pave and keep in repair a space 25 feet in width in and about the tracks in all the avenues and streets through which the said track or tracks shall be laid, whenever the Common Council shall deem the interests of the public to require such pavement to be done."

"And that the said company will lay such rail track through the avenues and streets in conformity to such direction as to line and grade as shall be given by the Street Commissioner, and shall conform their said railroad to the grades of the avenues and streets through which it shall extend or which it shall cross as shall be from time to time established by the Common Council, if the latter so require."

"And that said company will lay their rails or tracks in the streets or avenues in such manner as to cause no unnecessary impediment to the common and ordinary use of the streets for all other purposes, and so as to leave all the water courses free and unobstructed."

"And, further, that said company will, at their own cost, construct stone bridges across such of the streets intersected by the said railroad as may, by the elevation of their grades above the surface of said road, require to be arched or bridged, whenever, in the opinion of the Common Council, the same shall be necessary for public convenience."

"And also that the said company will make such embankments or excavations as the Common Council may deem necessary to render the passage over the said railroad and embankments at the cross streets easy and convenient for all purposes to which streets and roads are usually put."

"And that the said company will also make at their own cost and charge all such drains and sewers as their embankments or excavations may, in the opinion of the Common Council, render necessary."

"And will at all times be subject to such regulations, with reference to the convenience of public travel through such streets and avenues as are affected by said railroad, as the Common Council shall from time to time, by resolution or ordinance, direct."

"And further, that, if therein required by the corporation at any time after the Eleventh avenue shall be made in Fourteenth street, the said company will take up their rails in the Tenth avenue and lay them in the Eleventh avenue to said Fourteenth street, and through Fourteenth street to connect with West street."

"And that the said company will, within one year from the passage of the said ordinance, and before entering upon any contracts for grading, file, in the office of the Street Commissioner, a map showing the location and intended grade of said railroad."

"And, lastly, that said company will stand to, abide by and perform, all and singular, the conditions and requirements contained in the second and third sections of the said ordinance."

"In witness whereof, the said Hudson River Railroad Company have hereunto affixed the corporate seal this 12th day of August, A. D. 1847."

(L. S.)

WM. CHAMBERLAIN, President.

"I, William V. Brady, Mayor of The City of New York, do hereby certify that I approve of the preceding covenant as being in compliance with the ordinance of the corporation, approved May 6, 1847, referred to in said covenant."

WM. V. BRADY, Mayor.

"I, Willis Hall, Counsel to the Corporation of The City of New York, do hereby certify that I approve of the preceding covenant as being in compliance with the ordinance referred to in the above certificate."

WILLIS HALL, Counsel of Corporation.

"City and County of New York:

"On this nineteenth day of August, A. D. 1847, before me personally appeared William Chamberlain, known to me to be the President of the Hudson River Railroad Company, and, being by me duly sworn, did depose and say that he resides in The City of New York; that the seal thereto affixed is the seal of the said company and that the same was affixed by their authority."

JOSEPH STRONG, Commissioner of Deeds."

And thereafter the following additional resolutions were adopted by the City authorities:

Resolved, That the market house and block of ground on which it stands, bounded by Washington and West streets, and Canal and Hoboken streets, be leased to the Hudson River Railroad Company for a passenger depot, for the term of ten years from this 1st of May, 1849, at the rent of two thousand dollars per annum, payable quarterly, subject to a renewal for a further term of ten years, at a rent to be determined by two appraisers mutually chosen, with power to select a third, in case they cannot agree, said appraisers to be duly sworn before entering upon their duties."

Adopted by the Board of Assistants April 23, 1849.

Adopted by the Board of Aldermen April 30, 1849.

Approved by the Mayor May 3, 1849.

Resolved, That the Hudson River Railroad Company be authorized to lay down a double track of rails, with suitable curves and turnouts, from the northerly line of Canal street at West street, through Canal and Hudson streets to Chambers street, under the direction of the Street Commissioner, and subject to all the restrictions, obligations, provisions and conditions of the ordinance authorizing said company to lay down rails in Canal street."

Adopted by the Board of Aldermen August 1, 1849.

Adopted by the Board of Assistants September 24, 1849.

Approved by the Mayor, September 25, 1849.

Petition of the Hudson River Railroad Company for a lease of the triangular piece of ground, bounded by Canal, Hoboken and West streets, with the building thereon known as the Clinton County Market, was granted for the term of ten years, at the annual rent of fifteen hundred dollars."

By the Board of Assistants, December 6, 1849.

By the Board of Aldermen, December 14, 1849.

Approved by the Acting Mayor, December 19, 1849.

Resolved, That the Hudson River Railroad Company may extend one of their tracks around the Country Market (leased to them at foot of Canal street) with suitable curves and turnouts, under the direction of the Street Commissioner, so as to connect with the track on West and Canal streets, already constructed by them, subject to all the terms, conditions and restrictions of the annexed resolution, passed and approved as stated below (see resolution approved September 25, 1849).

Adopted by the Board of Aldermen, December 24, 1849.

Adopted by the Board of Assistants, December 28, 1849.

Approved by the Mayor, January 7, 1850, 10 p. m.

Resolved, That the Hudson River Railroad Company have permission to run their dumb engine to Chambers street to test its power and probable safety for conducting their cars to Chambers street, under the direction of the Street Commissioner."

Adopted by the Board of Aldermen, July 6, 1850.

Adopted by the Board of Assistants, July 8, 1850.

Approved by the Mayor, July 9, 1850.

Resolved, That the Hudson River Railroad Company be and are hereby required to remove the present high rail in use upon their road, from the corner of Chambers street and West Broadway, up to Fifty-third street, and to lay down instead thereof, the rail known as the grooved rail, and that the same be done within six months from the passage of this resolution by the Common Council."

Resolved, That the Hudson River Railroad Company be, and they are hereby authorized and directed to place upon their road, city passenger or small cars, to be run between the depot at Chambers street and Fifty-third street, to take up and set down city passengers between those points; to be governed by the general rules, regulating the Eighth Avenue Railroad; and further that they run a car thereon each and every day, both ways, as often as every fifteen minutes from 5 to 6 o'clock a. m., and every five minutes from 6 to 12 o'clock p. m., and every thirty minutes from 12 o'clock p. m. to 5 o'clock a. m., and as much oftener as public engagements may require, under the regulation of the Common Council; and that said company shall have the right to demand and receive from each passenger conveyed in said cars, the sum of five (5) cents, and no more. The aforesaid cars to be placed and run upon said road within six months from the passage of this resolution by the Common Council. It being a special provision and understanding, in making this grant, to the Hudson River Railroad Company, that the said company shall not at any time, either directly or indirectly, in any way alienate from themselves, as a company, or in any manner dispose of the right to run small cars upon their said road hereby granted, unless by consent of the Common Council, under the penalty of the forfeiture of this grant immediately thereupon."

Resolved, That the Hudson River Railroad Company be, and they are hereby directed to cease the running of locomotives or steam engines below Fifty-third street, immediately upon the small cars being placed upon their road, in accordance with the foregoing resolution."

Resolution December 13, 1858.

See pages 532, 533, Corporation Ordinances, New York, revised, 1859.

Resolved, That the Hudson River Railroad Company be directed to take up their rails and relay them, so that at the southwest corner of Tenth avenue and Thirtieth street, they shall be distant from the angle of the curb at least twelve feet."

Resolution August 11, 1851.

In Common Council.

Resolved, That permission is hereby granted to the Hudson River Railroad Company to continue to run their locomotives into their passenger depot at Thirtieth street during the continuance of their Charter."

Resolved, That permission is hereby granted to the Hudson River Railroad Company, during the continuance of their Charter, to use "Dummy Engines" to draw their cars between their several passenger and freight stations, in The City of New York, upon condition that they pay in each year a license fee of fifty dollars for each of said engines used by them during that year, and to lay down such switches and turnouts at their several passenger and freight depots as are necessary for the convenient transaction of their business."

Resolved, That so much of the resolution adopted by the Board of Aldermen, November 22, 1858; by the Board of Councilmen, December 2, 1858, and approved by the Mayor, December 13, 1859, as relates to the running of locomotives or steam engines by the Hudson River Railroad Company, and the removing and laying down



of rails in use, and to be used upon their road, be and the same is hereby annulled, rescinded and repealed.

Adopted by the Board of Councilmen, June 20, 1867.

Adopted by the Board of Aldermen, June 20, 1867, a majority of all the members elected voting in favor thereof.

Approved by the Mayor, June 22, 1867.

F. J. TWOMEY, Clerk of the Common Council.

Chapter 30, Laws of 1848, extended the power of the Hudson River Railroad to take land for the construction of the road, and by section 5 of said act the company was empowered to alter its line in certain cases.

"Provided, however, and nothing in this section shall authorize the said company to make a new location of their track \* \* \* if the same is in The City of New York, without the consent of the corporation of said City."

The Hudson River Railroad Company opened its road through its entire length from New York to East Albany, October 3, 1851.

The New York Central Company was organized under a special law passed April 2, 1853, authorizing the consolidation of certain railroads operated at various points between Albany and Buffalo.

On May 20, 1869, chapter 917, Laws of 1869, being an act entitled "An Act authorizing the consolidation of certain railroad companies" was passed. By this act it was provided as follows:

Section 1. It shall and may be lawful for any railroad company or corporation organized under the laws of this state, or of this state and of any other state, and operating a railroad or bridge, either wholly or within, or partly within and partly without this state, to merge and consolidate its capital stock, franchises and property with the capital stock, franchises and property of any other railroad company or companies organized under the laws of this state, or under the laws of this state and any other state, or under the laws of any other state or states, whenever the two or more railroads of the companies or corporations so to be consolidated shall or may form a continuous line of railroad with each other, or by means of any intervening railroad bridge or ferry.

Sec. 2. Said consolidation shall be made under the conditions, provisions and restrictions, and with the powers hereinafter in this act mentioned and contained, that is to say:

1. The directors of the companies proposing to consolidate may enter into a joint agreement under the corporate seal of each company for the consolidation of said companies and railroad and prescribing the terms and conditions thereof, the mode of carrying the same into effect, the name of the new corporation, the number and names of the directors and other officers thereof, and who shall be the first directors and officers, and their places of residence, the number of shares of the capital stock, the amount or par value of each share, and the manner of converting the capital stock of each of the said companies into that of the new corporation, and how and where directors and officers shall be chosen, with such other details as they shall deem necessary to perfect such new organization and the consolidation of said companies or railroads.

2. Said agreement shall be submitted to the stockholders of each of the said companies or corporations at a meeting thereof called separately for the purpose of taking the same into consideration; due notice of the time and place of holding said meeting, and the object thereof shall be given by such company to its stockholders by written or printed notice addressed to each of the persons in whose names the capital stock of such company stands on the books thereof, and delivered to such persons respectively in person to them by mail when their post-office address is known to the company, at least thirty days before the time of holding such meeting, and also by a general notice published daily for at least four weeks in some newspaper printed in the city, town or county where such company has its principal office or place of business; and at the said meeting of stockholders the agreement of the said directors shall be considered, and a vote by ballot taken for the adoption or rejection of the same, each share entitling the holder thereof to one vote, and said ballots shall be cast in person or by proxy, and if two-thirds of all the votes of all the stockholders shall be for the adoption of said agreement, then that fact shall be certified thereon by the secretaries of the respective companies, under the seal thereof, and the agreement so adopted, or a certified copy thereof shall be filed in the office of the Secretary of State, and shall from thence be deemed and taken to be the agreement and act of consolidation of the said companies; and a copy of the said agreement and act of consolidation duly certified by the Secretary of State, under his official seal, shall be evidence in all courts and places of the existence of said new corporation, and that the foregoing provisions of this act have been fully observed and complied with.

Sec. 3. Upon the making and perfecting such agreement and act of consolidation as hereinafter provided, and filing the same or a copy thereof in the office of the Secretary of State, as aforesaid, the said corporations, parties thereto, shall be deemed and taken to be one corporation by the name provided in said agreement and act, but such act of consolidation shall not release such new corporation from any of the restrictions, disabilities or duties of the several corporations so consolidated; but nothing in this act contained shall allow any rate of fare for way passengers, greater than two cents per mile to be charged or taken over the track or tracks of that railroad now known as the New York Central Railroad Company; and the rate of fare for way passengers over the track or tracks now operated by the said New York Central Railroad Company shall continue to be two cents per mile and no more wherever it is now restricted to that rate of fare; but nothing herein contained shall apply to street railroads.

Sec. 4. Upon the consummation of said act of consolidation as aforesaid, all and singular the rights, privileges, exemptions and franchises of each of said corporations, parties to the same and all the property, real, personal and mixed, and all the debts due on whatever account to either of said corporations, as well as all stock subscriptions and other things in action belonging to either of said corporations, shall be taken and deemed to be transferred to and vested in such new corporation, without further act or deed, and all claims, demands, property, rights of way and every other interest shall be as effectually the property of the new corporations as they were of the former corporations, parties to the said agreement and act; and the title to all real estate, taken by deed or otherwise, under the laws of this state, vested in either of such corporations, parties to said agreement and act, shall not be deemed to revert or be in any way impaired by reason of this act, or anything done by virtue thereof, but such shall be vested in the new corporation by virtue of such act of consolidation.

Sec. 8. All the provisions of the act entitled "An act to authorize the formation of railroad corporations and to regulate the same," passed April second, eighteen hundred and fifty, and of the several acts amendatory thereof or in addition thereto, shall be applicable to the new corporation so to be formed as aforesaid, so far as the same are now applicable to the railroad companies of this State, which may be consolidated with any other company or companies by virtue of this act.

Sec. 9. No companies or corporations of this State whose railroads run on parallel or competing lines, shall be authorized by this act to merge or consolidate.

Sec. 10. This act shall take effect immediately.

Pursuant to this act, the Hudson River Railroad Company and the New York Central Railroad Company, on September 5, 1869, executed an agreement to consolidate, which agreement was adopted by the stockholders of each company on November 1, 1869. By the terms of this agreement the consolidated corporation thereafter to be known as the New York Central and Hudson River Railroad Company, was to continue for five hundred years, although no express provision is made in such act for such extension.

As stated above, the corporate existence of the Hudson River Railroad Company was fixed by its Charter (chapter 216, Laws 1846) at fifty years.

Chapter 240 of the Laws of 1874 provided:

Sec. 5. The continuance of any railroad corporation now existing or hereafter to be formed under the laws of this State may be extended beyond the time named for that purpose in its act or acts of incorporation or in the articles of association of such corporation, by the filing in the office of the Secretary of State a certificate of consent to such extension, signed by the holders of two-thirds in amount of the stock held by the stockholders of such corporation, and in every case where such consent has been or shall be so filed, the term of existence of such corporation is hereby extended and declared to be extended for the period designated in such certificate, and each such corporation shall during the period named in such certificate possess and enjoy all the

rights, privileges and franchises enjoyed or exercised by such corporation at the time such certificate was or shall be so filed.

No certificate of extension of the corporate existence of the New York Central and Hudson River Railroad Company, under the Acts of 1866, 1867 or 1874 providing for the extension of corporate existence was ever filed by the Hudson River Railroad Company in the office of the Secretary of State. The corporate existence of the New York Central and Hudson River Railroad for five hundred years is based solely on the consolidation agreement made, as hereinbefore stated, September 15, 1869, and adopted by the stockholders of each company on November 1, 1869, a copy of which I attach to this communication.

Various attempts have been made by legislative enactment to remove the tracks laid and operated at grade in the streets of the City under the consent or permission of the local authorities to the Hudson River Railroad Company, but so far these attempts have been futile and ineffective, although it is conceded by all concerned that public safety and convenience require the removal of these tracks from the grade of the streets.

Under these circumstances the question arises—a question of great importance both to the City and the company—is the New York Central and Hudson River Railroad Company operating its cars on these tracks in the crowded streets of the City under franchise rights, or municipal consents, valid beyond all question or dispute? To answer this question requires a careful review of all that has been done in connection with these tracks since the passage of the original resolution permitting the Hudson River Railroad Company to put its tracks in the streets of the old City of New York, and the consideration of two points:

(1) Was the original consent a valid and binding consent on the City?

(2) Was the consent granted on the 30th day of April, 1847, to the Hudson River Railroad Company, whose corporate existence was fixed for a period of only fifty years, extended so as to give a perpetual right to the New York Central and Hudson River Railroad Company to operate these tracks by reason of the consolidation of the Hudson River Railroad Company with the New York Central Company under the title of the New York Central and Hudson River Railroad Company, pursuant to the provisions of the Act of 1869, and the agreement made thereunder?

The right to lay these tracks was questioned from the very beginning.

In *Drake and others vs. the Hudson River Railroad Company*, 7 Barb., 508, decided December 18, 1849, it is stated:

"By an Act of the Legislature the Hudson River Railroad Company was authorized and empowered to construct a railway between the cities of New York and Albany, commencing in The City of New York, with the consent of the corporation of New York, and the directors were authorized to locate such railroad on any of the streets or avenues of The City of New York westerly of and including the Eighth avenue, and on or westerly of Hudson street, provided the assent of the Mayor and Common Council should be first obtained for such location. The railroad company having, with the assent of the corporation of New York, located their railroad on and through certain streets of the city, within the district mentioned in the Act, and obtained permission from the Common Council to lay down a double track of rails from West street through Canal and Hudson streets to Chambers street; held that the court would not interfere by injunction to prevent the railroad company from laying down its rails in those streets and using the same for the purposes of their railroad, upon the application of persons owning property bounded on such streets, alleging that the construction of the railroad through those streets was unauthorized by law, and a nuisance; that their property would be injured and depreciated in value, and their business seriously affected thereby; and that real estate and property vested in them by law had been taken for the location and construction of such railroad without previously making them compensation therefor. \* \* \*. A railroad is not per se a nuisance. Nor is the use of a street in a city for a railroad track in such a manner as not to abridge or obstruct the right of passage and repassage for other purposes such an exclusive appropriation of the street as to amount to a nuisance."

Jones, P. J., in his opinion says:

"The corporation of the city, as the owners of the legal title to the soil of the streets, if they be so, are the parties alone whose rights at property are violated, or whose ownership may be said to be usurped, and who may claim the right to have the rails removed, or the use of the street vindicated and freed from the alleged nuisance, because or the proceedings of the company arrested until compensation shall be made for the grounds they occupy. The city corporation impute no wrong to the railroad company in their locating their railroad in those streets, and take no steps for the removal of the rails as having been laid down without authority. They acquiesce in the acts of the company and tacitly give their assent to the operation."

"Railroads are of recent introduction, but their great and acknowledged advantages over all other modes of travel and land carriage have gained for them a popularity which has brought them into exclusive use, and is constantly yet further extending their adoption. The actual existence of them in other cities, and the example of the Harlem Railroad in our own city, which has now been in successful operation for several years, under our own eyes, conclusively show that the use of them in the streets of a city, if properly guarded and regulated, is compatible with the trusts of public streets, and the simultaneous use of those streets by other carriages and vehicles, and for all the purposes to which public streets are dedicated. And the corporation, with a prudent care and regard to the rights and interests of the citizens, have passed an ordinance for the government and regulation of this railroad in the use of the streets wherein they are permitted to locate the same, to which the company are bound, and may be compelled, to conform. To the corporation application for relief against abuses of the privileges the defendants enjoy, may at all times be made, and by that body all existing grievances, or future grievances, or grounds of complaint, capable of remedy or redress may, and we trust always will, receive early attention, and the proper remedies be promptly applied."

See also

*Greene vs. N. Y. C. & H. R. R. Co.*, 65 How. Pr., 154.  
S. C. 12, *Abbotts, N. C.*, 124.

It would appear, therefore, that the tracks were laid originally under the valid and binding consent of the city authorities, ratified and approved by the courts.

The next question to be considered is whether such municipal consent was a perpetual right to operate these tracks in the streets or whether it was limited to the actual life of the corporation to which it was granted. In *Beal vs. New York Central and Hudson River Railroad Company*, 41 Hun, p. 172, it appeared that in 1835 the Utica and Schenectady Railroad Company, incorporated under chapter 294 of 1833, instituted proceedings under its Charter to acquire lands, then owned by the plaintiff, a minor, which resulted in the entry on May 9, 1839, of the final decree of the Court of Chancery required by the said act, which provided that upon the recording of the said decree the corporation should be possessed of the lands for the purpose of the said road, and that it might enter upon and take possession of and use the same. The terms of the corporate existence of the company was fixed by the Charter at fifty years, which term expired on April 28, 1883.

The Utica and Schenectady Railroad after having entered into possession of the land, was, pursuant to an act of the Legislature, legally consolidated with other railroad companies into a corporation known as the New York Central Railroad Company, all the rights, franchises and interest of the old company being thereby transferred to and vested in the new company, the act expressly providing that the title and real estate acquired by the old company should not be deemed to revert or be impaired by means of such act of consolidation or anything relating thereto. Thereafter, by virtue of an act passed in 1869, which contains a similar provision regarding real estate, the New York Central Railroad Company was duly consolidated with the Hudson River Railroad Company under the name of the New York Central and Hudson River Railroad Company and the title to the said lands was thereby transferred to and vested in the defendant.

The plaintiff, claiming that the Utica and Schenectady Railroad Company only required an easement in the lands by the proceedings instituted under the Act of 1833, which terminated with the expiration of the fifty years to which its existence was by that act limited, brought this action of ejectment to recover the lands. Held, that the action could not be maintained. That as the power to at any time alter, modify or repeal the act of incorporation was expressly reserved by the act of 1833 to the Legislature, that body could extend the period of its corporate existence, or authorize its consolidation with other corporations, and authorize its successors to receive and hold its property and effects, including the premises in question, and to



require and authorize them to be possessed of them for the purposes of a railroad and its use of the same.

This case was affirmed without opinion in 119 N. Y., 635.

In *Miner vs. N. Y. C. & H. R. R. Co.*, 46 Hun, 612, the estate acquired by the Tonawanda Railroad Company, in land appropriated to its use, as provided in the act incorporating it (chapter 241 of 1832), was a right to use the same, for the purpose of the railroad, for a period limited only by the time during which the defined public use should continue, and to terminate only when it ceased, although such period might extend beyond the prescribed term of the corporate existence of the company; and such right and interest were such that they might, by legislative assent, be transferred to a successor to continue the like use.

Held, the estate which the Tonawanda Railroad Company acquired in the lands appropriated to its use, under the provisions of the act incorporating it, has, by virtue of the provisions contained in chapter 236 of 1850, chapter 76 of 1853 and chapter 917 of 1869, passed to the New York Central and Hudson River Railroad Company, and the public use for which it was taken is, by the said acts, still continued.

This case was affirmed in 123 N. Y., p. 242, the Court of Appeals holding that by each of the various consolidation acts, the franchises and property rights of the companies so consolidated were transferred to and vested in the new corporation, the Court saying:

"We are thus brought to the conclusion that the Legislature did not intend in the act of 1832 to limit to the term of fifty years all easements acquired in lands thereunder and that such easements by the successive consolidation act and agreements, became vested in the defendant."

In *Colgate vs. The N. Y. C. & H. R. R. Co.*, 51 Misc., 503, decided in the Supreme Court, Kings County, October, 1906, Kelly, J., writing the opinion says:

"By its charter (L. 1846, Ch. 216), which was subject to legislative alteration or repeal, the Hudson River Railroad Company, incorporated for a term of fifty years, was empowered to purchase and acquire title to lands in fee, and, as to lands condemned, to become seized thereof in fee during the continuance of the corporation by its charter or any subsequent statute. In 1847, a sixty-six foot strip of land lying between plaintiffs' uplands and the Hudson River was for a valuable consideration conveyed to said company, its successors and assigns forever, for the purposes of a railroad according to the true intent and meaning of said charter and subject to the provisions thereof; and an agreement executed at the same time, referring to said strip of land, provided that, when the company should cease, the land should revert to the grantor, his heirs and assigns. In 1869, pursuant to statutory authority (L. 1869, Ch. 917), the said company was duly merged and consolidated with the New York Central Railroad Company into one corporation, the defendant herein, whose corporate existence was designated as five hundred years. In a suit by plaintiffs as grantees of the common grantor and source of title to enjoin the defendant from operating its railroad upon said sixty-six foot strip of land adjoining plaintiff's premises in a residential portion of the city of Yonkers, from encroaching upon plaintiff's land under water west of said strip of land and from operating its railroad so as to constitute a nuisance; held:

"The Legislature did not intend, by virtue of the words of the charter, that the corporate life of the Hudson River Railroad Company should cease in 1896; but, by the consolidation act of 1869, authorizing the formation and continuance of new corporate bodies by consolidation and merger of existing railroads, where the lines of road connected, the legislature granted new life to the corporate franchise and extended its term.

"The deed to the Hudson River Railroad Company vests the title to the premises therein described in the consolidated corporation, during its corporate existence, as long as it shall use the land for the purposes for which it was granted."

In the case of *People vs. O'Brien*, 111 N. Y., 1, the Court of Appeals considered the effect of the dissolution of a railroad corporation on the rights it had acquired in the streets by the concept of the local authority.

In his opinion Judge Kuger says:

"It will be convenient in the first instance to consider the nature of the right acquired by the corporation under the grant of the Common Council with respect to its terms of duration. This is to be determined by a consideration of the language of the grant and the extent of the interest which the grantor had authority to convey. We think this question has been decided in cases in this Court which are binding upon us as authority in favor of the perpetuity of such estates. That a corporation, although created for a limited period, may acquire title in fee to lands or property necessary for its use was decided in *Nicol vs. New York and Erie Railroad Company* (12 N. Y., 121), where it was held that a railroad corporation, although created for a limited period only, might acquire such title, and that where no limitation or restriction upon the right conveyed was contained in the grant the grantee took all of the estate possessed by the grantor.

"The title to streets in New York is vested in the City in trust for the people of the State, but under the Constitution and statutes it had authority to convey such title as was necessary for the purpose to corporations desiring to acquire the same for use as a street railroad. The City had authority to limit the estate granted either as to the extent of its use or the time of its enjoyment, and also had power to grant an interest in its streets for a public use in perpetuity, which should be irrevocable (*Yates vs. Van De Bogert*, 36 N. Y., 526; *In re Cable Co.*, supra).

"Grants similar in all material respects to the one in question have heretofore been before the Courts of this State for construction, and it has been quite uniformly held that they vest the grantee with an interest in the street in perpetuity for the purposes of a street railroad. (*People vs. Sturtevant*, 9 N. Y., 283; *Davis vs. Mayor*, etc., 14 id., 306; *Milban vs. Sharp*, 27 id., 611; *Mayor, etc., vs. Second Ave. R. R. Co.*, 32 id., 201; *Sixth Ave. R. R. Co. vs. Kerr*, 73 id., 330)."

While from the foregoing citations it appears much may be said in favor of the contention made by the company that it possesses a perpetual franchise in the streets of the City, or a franchise for five hundred years which amounts to the same thing, it is not entirely clear that such a right exists.

The decision of the United States Supreme Court in *Blair vs. Chicago*, 201 U. S., 400, rendered April, 1906, enunciates the principle that there is no presumption of perpetuity in the grant of a franchise, and when a grant from a municipality is made to a corporation incorporated for a limited term of years it is presumed that the franchise was intended to last for that term of years.

It is clear that the franchise from the State to the Hudson River Railroad Company to place its tracks in the streets of the City, could only become operative under the Act of 1846, by and with the consent of the City. The Act of 1846 meant to give control to the municipal authorities over the operation of the railroad in the streets. That is the settled policy of this State in regard to railroads and other public service corporations using the streets of the City.

I am of the opinion that it by no means necessarily follows that the consolidation of the Hudson River Railroad and the New York Central Railroad under the Act of 1869, because it may have extended the life of the Hudson River Railroad Company, vested in the New York Central and Hudson River Railroad the consent of the municipality for a period beyond the unexpired portion of the fifty years, the original term of the corporate existence of the said Hudson River Railroad Company, and that if it did not, then in that event on the expiration of this period in 1886 the New York Central and Hudson River Railroad Company was bound to apply for the consent of the municipal authorities for a further period, subject to such terms and conditions as the growth and development of the City then made necessary or advisable.

The grants of easements or rights in real estate so specifically and definitely referred to in the Act of 1869 may be distinguished or differentiated from the consent given by a resolution or ordinance of the municipal authorities. The extreme doctrine laid down by the Court in *People vs. O'Brien* was unnecessary to the decision of that case, there is a substantial difference in the facts, and it does not necessarily follow that the rule will be applied to the situation presented here. It is not at all clear that the Legislature by the consolidation act of 1869 intended to deprive the City authorities of such control over the railroad company as changed conditions might render necessary.

The extension of the consent from fifty years the life of the old company, to five hundred years, the life of the new company, was clearly without the municipal consent and deprived the City of the right to exercise that control it was intended it should possess. Applying the well recognized rule that franchises are construed most strongly in favor of the public and as against the grantee, I am of the opinion that it cannot be successfully maintained that the Act of 1869 contains a clear ex-

pression of legislative intention to extend the franchise of the Hudson River Railroad Company to use the streets without the assent of the City for the long period of five hundred years, or in perpetuity.

To quote the language of Mr. Justice Day in *Blair vs. Chicago*:

"So enormous a grant of privilege \* \* \* ought not to be presumed or held to be conferred in doubtful or ambiguous words. Grants of this character are not to be destroyed by an unreasonable or narrow interpretation. But if ambiguity is fatal to such claim of rights, as against the public, for the stronger reason must such grants of far reaching and exclusive privileges as are here asserted fail when they can only be maintained by strained construction in their favor \* \* \*. It may be that the very ambiguity of the act was the means of securing its passage."

Any doubt on the subject of what the Legislature intended by the Act of 1869 should be resolved in favor of the public.

The question is, as your resolution states, "of so great importance to both the operating company and the City as well as of so general public interest as to call for judicial determination."

Therefore, to raise the question so that it may be so judicially determined as speedily as possible, I advise you to instruct the Borough President to at once give notice to the company to remove its tracks from the streets on the west side within thirty days from the receipt of such notice, and on failure so to do, the Borough President will immediately proceed to tear up said tracks and remove them from the streets, and the expense of such removal and of the restoration of said streets to their former condition will be charged against the company.

I will do all that lies in my power to facilitate the speedy hearing and final determination of this important question, as I am satisfied in view of all that has taken place, that no satisfactory solution by municipal action or legislative relief can be arrived at until it is first determined beyond all cavil or dispute that the New York Central and Hudson River Railroad Company has or has not a valid and subsisting franchise to maintain its tracks and operate its railroad in the streets under the resolution or ordinance of 1847, and those subsequently adopted granting the municipal consent for the use of the streets to the Hudson River Railroad Company.

Respectfully,

F. K. PENDLETON, Corporation Counsel.

Consolidation of the New York Central and Hudson River Railroad, November 1, 1869.

Agreement of consolidation made the fifteenth day of September, in the year one thousand eight hundred and sixty-nine, between "The New York Central Railroad Company," party of the first part, and "The Hudson River Railroad Company," party of the second part.

Whereas, By an "Act of the Legislature of the State of New York, entitled 'An Act authorizing the consolidation of certain railroad companies,' passed May 20, 1869," the said companies are authorized to merge and consolidate their several capital stocks, franchises and properties into one corporation; and

Whereas, It is believed that such consolidation will be of advantage to the stockholders of said companies and to the interest of the State.

Now, therefore, this agreement witnesseth, that in pursuance of the said Act of the Legislature the parties hereto do hereby prescribe the following terms and conditions of such consolidation, and do respectively agree thereto, and to the mode of carrying the same into effect as herein provided.

#### Article I.

The said companies do hereby agree to merge and consolidate, and do hereby unite and form one corporation, by the name of "The New York Central and Hudson River Railroad Company." Said corporation shall continue for the term of five hundred years.

#### Article II.

The number of the directors of the new corporation shall be thirteen, and the following named persons shall constitute the First Board of Directors, viz.:

Cornelius Vanderbilt, of New York; Chester W. Chapin, of Springfield, Mass.; Augustus Schell, of New York; Daniel Tureaux, of Albany; H. H. Baxter, of New York; William H. Vanderbilt, of New York; Horace F. Clark, of New York; James H. Barker, of New York; Wm. A. Kissam, of New York; George J. Whitney, of Rochester, N. Y.; Joseph Barker, of New York; Samuel F. Barger, of New York; Samuel Barton, of New York.

Said directors shall hold office as such until the first Wednesday of June, 1870, and until their successors shall be chosen.

#### Article III.

The following named persons shall be the first officers of the new corporation, and shall hold their respective offices until others shall be appointed in their places by the Board of Directors:

Cornelius Vanderbilt, President; William H. Vanderbilt, Vice President; Edwin D. Worcester, Treasurer; Augustus Schell, Secretary.

#### Article IV.

There shall be an annual election for directors of the new corporation on the first Wednesday of June in each year. Such election shall be held at such place as shall be prescribed by the Board of Directors.

The said directors shall be chosen by a majority of the votes of the stockholders voting at such election in such manner as may be prescribed in the by-laws of the corporation, and they shall continue to be directors until others are elected in their places.

In the election of directors each stockholder shall be entitled to one vote, either in person or by proxy, for each share of stock held by such stockholder for thirty days previous to any such election. Vacancies in the Board of Directors shall be filled in such manner as shall be prescribed by the by-laws of the corporation.

The inspectors of the first election of directors shall be appointed by the first Board of Directors. The officers of the new corporation enumerated in the preceding article, or such others as may from time to time be prescribed in lieu thereof, or in addition thereto by the by-laws or regulations of said corporation shall be appointed from time to time by the Board of Directors and shall hold their respective offices during the pleasure of the board.

#### Article V.

The capital stock of the new corporation to be now issued shall be forty-five millions of dollars, and the authorized number of shares of said capital stock shall be four hundred and fifty thousand. The amount or par of each share shall be one hundred dollars. Two hundred and eighty-seven thousand nine hundred and fifty of said shares shall be forthwith issued to the holders of the capital stock of the said "The New York Central Railroad Company" on the surrender of their stock certificates in exchange for the shares of stock of said company held by them, share for share; and one hundred and sixty thousand two hundred and eight of said shares shall be also forthwith issued to the holders of the capital stock of the Hudson River Railroad Company on the surrender of their stock certificates in exchange for the shares of stock of said company held by them, share for share. The said capital stock may at any time at the option of the Board of Directors of the Consolidated Company be increased to an amount sufficient to capitalize at par the interest certificates heretofore issued by the New York Central Railroad Company, under the resolution of the Board of Directors of said company, passed December 19, 1868; and also the consolidation certificates authorized to be issued in pursuance of this agreement.

No further or other issue of shares of capital stock, beyond the amount necessary for the capitalization of the said interest and consolidation certificates, shall be made unless such increase shall be first authorized and approved by two-thirds in amount of all the stockholders of such consolidated company. Such increase must be first sanctioned by a vote in person or by proxy of two-thirds in amount of all the stockholders of the consolidated company at a meeting of such stockholders called by the directors of the company for that purpose, by a written or printed notice to each stockholder; to be served on him personally, or by depositing the same (properly folded and addressed to him at the post office nearest his usual place of residence) in the post office at least twenty days prior to such meeting.

Such notice must state the time and place of the meeting, and its object, and the amount to which it is proposed to increase the capital stock. The proceedings of such meeting of stockholders must be entered in the minutes of the proceedings of the Board of Directors of said company, and thereupon the capital stock may be increased



to the amount sanctioned by such vote of the stockholders of the company, and for the purposes authorized by such vote, and none other.

#### Article VI.

All the bonded or other indebtedness of either of said corporations, including such portions of such indebtedness as may be secured by mortgage or otherwise, and all agreements made by the said corporations or either of them, including, especially, the debt certificates issued by the New York Central Railroad Company in pursuance of the consolidation agreement of May 17, 1883; and also the interest certificates issued by the said the New York Central Railroad Company, in pursuance of a resolution of the Board of Directors of said company, passed December 19, 1898, hereby declared to be valid and binding on the new corporation, and are assumed by and are to be paid and performed by the said new corporation according to the terms, tenor and effect thereof.

#### Article VII.

For the purpose of equalizing the values of the property of said consolidating companies, and making compensation to the stockholders of said companies, respectively, for all differences in such values, the parties hereto do further agree that there shall be issued to the stockholders of the said companies, certificates to be called consolidation certificates, and which shall provide that the same shall be payable ratably, at the pleasure of the company, out of its future earnings, and that until the same be wholly paid off and redeemed, dividends upon the amount thereof shall be paid at the same rates and times, as dividends shall be paid upon the shares of the capital stock.

Such consolidation certificates shall be issued for such purposes of equalization, as follows, viz.:

First.—To the stockholders of the New York Central Railroad Company, there shall be issued consolidation certificates for 27 per cent, or twenty-seven dollars on each one hundred dollars of the capital stock of said company.

Second.—To the stockholders of the Hudson River Railroad Company, there shall be issued consolidation certificates for 85 per cent, or eighty-five dollars on each one hundred dollars of the capital stock of said company.

For the further purpose of such equalization, there shall be retained, out of the assets of the New York Central Railroad Company, the sum of two hundred and eighteen thousand three hundred and ten dollars, which sum shall be distributed ratably among the holders of the stock certificates and the holders of the interest certificates of the New York Central Railroad Company, at the time of the exchange of stock certificates, after the perfection of the consolidation, as herein provided. The 27 per cent, in consolidation certificates herein provided, being the compensation to the stockholders of the New York Central Railroad Company, both in respect to their stock and their interest certificates for 90 per cent, of the par of such stock hereinafter issued to the stockholders of said company, in respect to such stock—it is understood and agreed that each stockholder of the New York Central Railroad Company, shall at the time he shall receive his consolidation certificate of 27 per cent, produce the interest certificate for 80 per cent, upon the par thereof corresponding thereto, to the end that the delivery of the consolidation certificate may be noted and receipted for, both upon the stock certificate and the interest certificate; and in the event that any interest certificates shall have been separated from the corresponding stock certificates, the holder of the stock certificate shall not be entitled to receive the consolidation certificate for 27 per cent, until he shall produce, for the purpose of retaining and receive hereinafter provided, interest certificates to the amount of 80 per cent, upon the par amount of the stock, but in case such stockholder shall be unable to produce such corresponding interest certificate he shall only be entitled to receive consolidation certificates for 15 per cent, on the par of the stock so produced, and the holder of the corresponding interest certificate shall, when producing the same and receipting therefor, be entitled to a consolidation certificate for the residue, being 15 per cent, on the amount of such interest certificate.

#### Article VIII.

It is further agreed that the consolidated company may at its option, at any time, convert the amount of the consolidation certificates issued in pursuance of the preceding article, into capital stock, at par; and that such consolidation certificates may be transferred in any sums on the books of the company by the holder thereof, either in person or by attorney on the surrender of the certificate.

And it is further agreed that the consolidated company may, from time to time, invest its surplus monies in the said consolidation certificates by purchase thereof in the market.

#### Article IX.

It is further agreed that the outstanding interest certificates issued by the New York Central Railroad Company in pursuance of the resolution of said company passed December 19, 1898, may at the option of the holders thereof be converted into or exchanged for certificates of the same tenor and effect as the consolidation certificates, the issue whereof is hereinafter provided for, and that the consolidation certificates which may be thus issued in exchange for said interest certificates may at any time, at the option of said consolidated company, be converted into capital stock at par, as provided for by the article hereinafter contained fixing the amount of the capital stock of the consolidated company.

#### Article X.

It is further agreed that the Board of Directors of said consolidated company may make and establish such bylaws, rules and regulations as shall from time to time, appear necessary for the good government of the corporation, for the security of the public in respect to their dealings in its stock and securities, and in general for the preservation and proper administration of the property, interest and affairs of the company.

#### THE NEW YORK CENTRAL RAILROAD COMPANY,

D. Torrance, Vice-President.

(Seal)  
(N. Y. C. & R. R. Co.)

Richd. W. Roche, Secretary.

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

On this 23d day of September, 1899, before me personally came Daniel Torrance, Vice-President of the New York Central Railroad Company, to me personally known, who, being by me duly sworn, did depose and say that he resides in the city of Albany, that he is the Vice-President of the New York Central Railroad Company, that the seal affixed to the foregoing agreement, and purporting to be the corporate seal of the said company, is known to him to be such corporate seal, and was so affixed by order of the Board of Directors of said company, and that by the like order and authority he signed the same as Vice-President as aforesaid.

(Seal)

J. STERNBERGH, Notary Public.

(Seal)  
(H. R. R. & Co.)

Augustus Schell, Secretary.

THE HUDSON RIVER RAILROAD COMPANY,

By Wm. H. Vanderhilt, Vice-President.

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

On this 23d day of September, A. D. 1899, before me personally came William H. Vanderhilt, to me known, who, being by me duly sworn, did depose and say that he resides in the City and County of New York, that he is the Vice-President of the Hudson River Railroad Company, that he knows the corporate seal of said company, that the seal affixed to the foregoing instrument is such seal, that it was affixed by authority of the Board of Directors and that he signed his name thereto as Vice-President by like authority.

I. P. CHAMBERS, Notary Public, New York City.

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

I, Jacob Sternbergh, Secretary of the New York Central Railroad Company, do hereby certify that a meeting of the stockholders of the New York Central Railroad Company was held at the office of the Company, in the "Exchange," in the City of Albany, on the 1st day of November, A. D. 1899, called by the directors of said company by resolution passed on the 23d day of September, 1899, for the purpose of considering the within agreement, dated the 15th day of September, A. D. 1899, entered

into between the directors of said company and the directors of the Hudson River Railroad Company, under the corporate seals of each of said companies, for the consolidation of said companies and railroads.

And I do further certify that the notice of the time and place of holding said meeting, and the object thereof, was given to all the stockholders of said company by sending by mail a printed notice addressed to each of the persons in whose names capital stock of said company stood on the books thereof on said 23d day of September, 1899, at their known post office address, and prepaying the postage thereon, more than thirty days before the time fixed for holding such meeting, and that a general notice of the time and place of holding said meeting, and the object thereof, was published daily for four weeks before the time fixed for holding such meeting in the "Argus," a newspaper published in the City of Albany, where the said company has its principal office or place of business.

And I do further certify that at said meeting of stockholders the said agreement of said directors of the New York Central Railroad Company with the directors of the Hudson River Railroad Company for the consolidation of said companies and railroads was considered, and a vote by ballot was taken for the adoption or rejection of the same, each share entitling the holder thereof to one vote, and the ballots were cast by the stockholders either in person or by proxy.

And I do further certify that the holders of two hundred and thirty-five thousand three hundred and sixty-nine shares of the capital stock of said company voted for the adoption of said agreement, and that more than two-thirds of all the votes of all the stockholders of the New York Central Railroad Company voted in favor of the adoption of said agreement.

In witness whereof, I, Jacob Sternbergh, Secretary of the said the New York Central Railroad Company, have herewith affixed my signature and the seal of the said company at the City of Albany, this first day of November, in the year of our Lord one thousand eight hundred and ninety-nine.

(Seal.)

JACOB STERNBERGH,

Secretary of the New York Central Railroad Company.

Hudson River Railroad Company.

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

I, Augustus Schell, Secretary of the Hudson River Railroad Company, do hereby certify that a meeting of the stockholders of the Hudson River Railroad Company was held at the office of the company, No. 470 West Thirtieth street, in the City of New York, on the first day of November, A. D. 1899, called by the Directors of said company by resolution passed on the 23d day of September, 1899, for the purpose of considering the within agreement, dated the 15th day of September, A. D. 1899, entered into between the Directors of said company and the Directors of the New York Central Railroad Company, under the corporate seals of each of said companies, for the consolidation of said companies and railroads.

And I do further certify that the notice of the time and place of holding said meeting, and the object thereof, was given to all the stockholders of said company, by sending by mail a printed notice addressed to each of the persons in whose names capital stock of said company stood on the books thereof on said 23d day of September, 1899, at their known post office address, and prepaying the postage thereon, more than thirty days before the time fixed for holding such meeting, and that a general notice of the time and place of holding said meeting, and the object thereof, was published daily for four weeks before the time fixed for holding such meeting in the "New York Times," a newspaper published in the City of New York, where the said company has its principal office or place of business.

And I do further certify that at said meeting of stockholders the said agreement of said Directors of the Hudson River Railroad Company, with the Directors of the New York Central Railroad Company for the consolidation of said companies and railroads was considered, and a vote by ballot was taken for the adoption or rejection of the same, each share entitling the holder thereof to one vote, and the ballots were cast by the stockholders either in person or by proxy.

And I do further certify that the holders of one hundred and thirty-nine thousand seven hundred and twenty-one shares of the capital stock of said company voted for the adoption of said agreement, and that more than two-thirds of all the votes of all the stockholders of the Hudson River Railroad Company voted in favor of the adoption of said agreement.

In witness whereof, I, Augustus Schell, Secretary of the said the Hudson River Railroad Company, have herewith affixed my signature and the seal of the said company, at the City of New York, the first day of November, in the year of our Lord one thousand eight hundred and ninety-nine.

(Seal.)

AUGUSTUS SCHELL,

Secretary of the Hudson River Railroad Company.

State of New York, Office of the Secretary of State, ss.:

I have compared the preceding with the original articles of agreement and consolidation between "The New York Central Railroad Company" and "The Hudson River Railroad Company," with affidavits and certificates thereto annexed, filed and recorded in this office on the first day of November, 1899, and hereby certify the same to be a correct transcript therefrom and of the whole of said original.

Witness my hand and the seal of the office of the Secretary of State, at the city of Albany, this eighth day of April, one thousand eight hundred and ninety-four.

(Seal.)

DIEDRICH WILLERS, Jr., Secretary of State.

Which was ordered on file.

The President laid before the Board the following communication from the Department of Water Supply, Gas and Electricity:

No. 2379.

Department of Water Supply, Gas and Electricity,  
Commissioner's Office, Nos. 13 to 21 Park Row,  
New York, May 27, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen, City Hall, New York:

Dear Sir:—For some time this Department has been negotiating with the Board of Fire Underwriters, in order to improve the present service of the Bureau of Electrical Inspection. Recently I have been advised by the New York Board of Fire Underwriters that they would co-operate with me in this plan.

It will be necessary, therefore, for me to reorganize this Bureau on somewhat different lines than in the past. A thorough study of the Bureau shows me the necessity of making a number of administrative changes in it, and reorganizing it on the basis of considerably added responsibility and duties to the Engineers in charge and the Chief Inspectors under them. It will also be necessary to add about eleven (11) employees, principally Inspectors.

I find that for the balance of this year, this entire change will require about seventy-five hundred dollars (\$7,500), and I would herewith apply for the issuance of revenue bonds for same.

The theory of the change is as follows:

The Bureau of Electrical Inspection has been inspecting electrical wiring in new installations of same throughout the city, and the New York Board of Fire Underwriters have been doing the same thing. The large majority of these inspections are made on installations such as small stores, residences and so on, in which there is only a fire risk.

The Bureau of Electrical Inspection, through lack of men and organization, has been unable to inspect old installations, which are the points of greatest danger. It has not had sufficient men to inspect public buildings, nor does it satisfy me as to the inspections of theatres, churches, places of public assembly and moving picture establishments being as thorough as I think necessary.

There has always been considerable dissatisfaction on account of the fact that two certificates were required before current could be turned on any building—one from the Board of Fire Underwriters, and one from this Department.

It is now proposed, under my supervision and in accordance with an opinion from the Corporation Counsel, for the Fire Underwriters to assume the inspection of buildings where practically there is nothing but a fire hazard. I propose to concentrate the inspections of the Electrical Bureau on places like theatres and so on mentioned above, where there is not only a fire, but a panic and death hazard.

From reports before me from the Engineers in relation to these matters, I feel that this is absolutely necessary, in order that the Department may meet the responsibilities which the Charter imposes upon it.



I have also communicated with the Board of Estimate and Apportionment in regard to changing the salary schedules of the ungraded employees in this Bureau and in the Bureau of Lamps and Lighting. This is a necessity in this reorganization, and I trust the Board of Estimate and Apportionment will recommend this to your Board at an early date.

I would be glad to go into this matter further, if you desire it, by appearing before any committee in connection with the matter, and trust you will give it early consideration.

I am

Very respectfully,

JOHN H. O'BRIEN, Commissioner.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the President of the Borough of Queens:

No. 2381.

The City of New York,  
Office of the President of the Borough of Queens,  
Long Island City, May 28, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen:

Sir—Pursuant to a resolution adopted by the Commissioners of the Sinking Fund directing heads of Departments who desire the leasing of premises not heretofore leased or included in the statement presented to the Budget Committee, before making application to the Commissioners of the Sinking Fund, to apply to the Board of Aldermen for the issue of Special Revenue Bonds covering the amount wherein the City will have to pay for leases so authorized by Commissioners of the Sinking Fund, I would respectfully request that the Board of Aldermen authorize Special Revenue Bonds in the sum of \$900 for the purpose of paying rent for the privilege of berthing a floating bath at the bulkhead, foot of Boulevard, property of Clonin & Messenger, First Ward, Borough of Queens.

Respectfully,

LAWRENCE GRESSER, President, Borough of Queens.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Fire Commissioner:

No. 2381.

Headquarters, Fire Department, City of New York,  
Nos. 157 and 159 East Sixty-seventh Street,  
Borough of Manhattan, May 28, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen:

Sir—There is in the Repair Shops of this Department, Boroughs of Brooklyn and Queens, urgent and pressing need of the services of a Painter and Letterer of Apparatus, the duties appertaining to which position had for many years and until his recent absence been performed by a member of the uniformed force.

No provision having in consequence been asked or allowed for such a position in the Budget for the current year, I have the honor to request that, pursuant to the provisions of subdivision 8 of section 198 of the amended Greater New York Charter, the Board of Aldermen adopt a resolution, draft of which is herewith enclosed, calling upon the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds in an amount not to exceed the sum of \$700, the proceeds of which to be applied to making financial provision for a Painter and Letterer at the Repair Shops of this Department, Boroughs of Brooklyn and Queens, for a period extending from June 15 to December 31, 1909.

Respectfully,

NICHOLAS J. HAYES, Commissioner.

Resolved, That, pursuant to the provisions of subdivision 8 of section 198 of the amended Greater New York Charter, the Board of Aldermen hereby requests the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds in an amount not to exceed seven hundred dollars (\$700), the proceeds to be applied to the making of financial provision for the employment in the Repair Shops of the Fire Department of The City of New York, Boroughs of Brooklyn and Queens, of a Painter and Letterer, with compensation at the rate of \$4 per diem, for the remainder of the current year.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Trustees of Bellevue and Allied Hospitals:

No. 2382.

Board of Trustees, Bellevue and Allied Hospitals,  
First Avenue and Twenty-sixth Street,  
New York, May 29, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen:

Sir—The Trustees of Bellevue and Allied Hospitals have the honor to request the Board of Aldermen to authorize the issue of Special Revenue Bonds to the amount of fifteen hundred dollars (\$1,500) to provide for the salary of a Chief Bookkeeper in this Department for the remainder of the year 1909. The Board of Estimate and Apportionment has approved of the establishment of the grade of Bookkeeper at \$3,000. The request for the creation of the place was made upon the recommendation of the Chief Accountant and Bookkeeper of the Department of Finance and with the approval of the Comptroller, and this request for Revenue Bonds to provide for the salary is made upon the recommendation of the Board of Estimate and Apportionment.

Respectfully,

JOHN W. BRANNAN, President, Board of Trustees.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Comptroller:

No. 2383.

City of New York, Department of Finance,  
New York, June 1, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen, New York City:

Dear Sir—I respectfully request that, pursuant to section 198 of the Greater New York Charter as amended, your Honorable Board will request the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds to the amount of fifty thousand dollars (\$50,000) to enable me to carry out the new accounting system which I am endeavoring to install in the various Departments.

This will be absolutely necessary for the employment of additional help to secure the success of my efforts in the above direction.

Respectfully,

H. A. METZ, Comptroller.

Which was referred to the Committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

##### Report of Committee on Salaries and Offices—

No. 1800.

The Committee on Salaries and Offices, to which was referred on February 23, 1909 (Minutes, page 743), the annexed resolution in favor of establishing position of Telephone Operator, office of Sheriff of New York County, at \$1,050 per annum, respectfully

##### REPORTS:

That this is a new position established in comply with the Civil Service regulations. As this is a very busy office it requires the services of an expert operator, who is required to handle a large number of switches.

The Committee recommends that the said resolution be adopted.

Whereas, The Board of Estimate and Apportionment, at a meeting held February 19, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends

to the Board of Aldermen the establishment of the position of Telephone Operator in the office of the Sheriff, New York County, with salary at the rate of ten hundred and fifty dollars (\$1,050) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

R. S. DOULL, A. H. MURPHY, SAMUEL MARX, EDW. V. HANDY, ROBERT J. DOWNING, T. P. SULLIVAN, MICHAEL STAPLETON, Committee on Salaries and Offices.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, J. W. Brown, Cole, Colgan, Collins, Corbett, Delaney, Doull, Dowling, Downing, Dwyer, Finnigan, Grimm, Gunther, Handy, Heffernan, Hochstetler, Kavanagh, Kennedy, Levine, Linn, Martyn, McAleer, McCann, Moskowitz, Mullhauer, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Reardon, Redmond, Schloss, Smith, Walsh, President Haffen, President Coker, the Vice-Chairman and The President—43.

#### GENERAL ORDERS.

Alderman Stormont called up General Order No. 212, being a report and ordinance, as follows:

No. 2247.

The Committee on Laws and Legislation, to which was referred on May 11, 1909 (Minutes, page 150), the annexed ordinance to amend section 430 of the Code of Ordinances relating to the discharge of firearms, respectfully

##### REPORTS:

That, having examined the subject, it believes the proposed ordinance should be adopted for the reason that it only seeks to give a privilege generally granted. It therefore recommends that the said ordinance be adopted.

AN ORDINANCE to amend section 430 of part I of the Code of Ordinances of The City of New York relating to the discharge of firearms.

Be it Enacted by the Board of Aldermen of The City of New York, as follows:

Sec. 1. Section 430 of part I of the Code of Ordinances of The City of New York relating to the discharge of firearms, as amended, is hereby further amended by adding at the end thereof the words, "the grounds of the Bohemian Gun Club, located in Belvidere Park, in the Second Ward, Sixty-eighth Aldermanic District, Borough of Queens."

Sec. 2. This ordinance shall take effect immediately.

MAN S. LEVINE, JOSEPH SCHLOSS, CHARLES DELANEY, JOHN P. WALSH, JOHN J. REARDON, JOHN S. GAYNOR, JOHN MCCANN, Committee on Laws and Legislation.

The President put the question whether the Board would agree to accept such report and adopt said ordinance.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen B. W. H. Brown, J. W. Brown, Carter, Cole, Colgan, Collins, Davis, Delaney, Dwyer, Doull, Dowling, Downing, Dwyer, Esterbrook, Finnigan, Goldschmidt, Gunther, Hardy, Heffernan, Hochstetler, Johnson, Kavanagh, Kennedy, Marx, McAleer, McCann, Moskowitz, Mulcahy, Mulligan, Murphy, Nagle, Reardon, Schloss, Stormont, Walsh, Weston, President Haffen, President Coker and the Vice-Chairman—40.

Alderman Stormont called up General Order No. 173, being a report and resolution, as follows:

No. 2135.

The Committee on Finance, to which was referred on April 27, 1909 (Minutes, page 160), the annexed communication from the District Attorney of Kings County asking for \$6,000.50 Special Revenue Bonds for salaries of two new assistants, respectfully

##### REPORTS:

That District Attorney Clarke appeared before the Committee and stated that in pursuance of authority granted to him by an Act of the Legislature passed this year he had appointed two assistants at an annual salary of \$5,000 each to commence May 1, 1909. That this request was to pay their salaries from that date to the end of the year. That a similar necessity for additional help had occurred in 1907 and he had taken the same action in that year, which had then received the approval of the Board of Aldermen and Board of Estimate and Apportionment. The Committee recommends that this resolution be adopted.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 198 of the amended Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds not to exceed the sum of six thousand six hundred and sixty-six dollars and fifty-six cents (\$6,666.56), the proceeds whereof to be applied to pay the salaries of two additional Assistant District Attorneys for the County of Kings, as provided by chapter 198 of the Laws of 1909, which became a law on April 16, 1909, with the approval of the Governor.

R. S. DOULL, WM. P. KENNEALLY, JOHN J. COLLINS, A. H. MURPHY, JOHN J. HOGAN, FRANK L. DOWLING, JOHN D. GUNTHER, JOHN DIEMER, Committee on Finance.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Best, J. W. Brown, J. W. Brown, Carter, Cole, Colgan, Collins, Crowley, Davis, Delaney, Dwyer, Doull, Downing, Downing, Dwyer, Esterbrook, Finnigan, Gaynor, Goldschmidt, Grimm, Gunther, Hardy, Heffernan, Hochstetler, Hogan, Johnson, Kavanagh, Kennedy, Levine, Linn, Linn, Martyn, Marx, McAleer, McCann, McDougal, Moskowitz, Mullhauer, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Reardon, Redmond, Schloss, Stapleton, Stormont, Veltin, Walsh, Weston, President Haffen, President Coker and the Vice-Chairman—62.

Alderman Veltin called up General Order No. 133, being a report and resolution, as follows:

No. 1898.

The Committee on Finance, to which was referred on March 16, 1909 (Minutes, page 809), the annexed communication from the Commissioner of Street Cleaning asking for \$8,500 Special Revenue Bonds for two automobiles, respectfully

##### REPORTS:

That Commissioner Edwards appeared before the Committee and stated that these machines were a great necessity for the proper supervision of the work of his Department. That it was an absolute impossibility to cover the ground with horses. His Department had owned automobiles but they had become worn out after years of service and had recently been sold at auction. The Committee recommends that the accompanying resolution be adopted.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 198 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of eight thousand five hundred dollars (\$8,500), the proceeds whereof to be used by the Commissioner of Street Cleaning for the purpose of purchasing two automobiles.

T. P. SULLIVAN, R. S. DOULL, A. H. MURPHY, FRANK L. DOWLING, JOHN J. COLLINS, WM. P. KENNEALLY, Committee on Finance.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the negative by the following vote, three-fourths of all the members failing to vote in favor thereof.

Affirmative—Aldermen Baldwin, Barton, Best, J. W. Brown, Colgan, Collins, Corbett, Crowley, Delaney, Diemer, Doull, Dowling, Dwyer, Emmert, Finnigan, Finnigan, Flynn, Goldschmidt, Hardy, Heffernan, Hogan, Kavanagh, Kenney, Linn, Linn, McAleer, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Smith, Veltin and President Cromwell—40.

Negative—Aldermen B. W. H. Brown, Johnson, Morrison and Sandford—4.

On motion of Alderman Colgan the above vote was reconsidered, and the paper was restored to the list of General Orders.



Alderman Velen called up General Order No. 203, being a report and resolution, as follows:

No. 2274.

The Committee on Finance, to which was referred, on May 18, 1909 (Minutes, page 404), the annexed communication from the Court of Special Sessions, Second Division, asking for \$1,500 Special Revenue Bonds for special services of Interpreters and Stenographers, respectfully

#### REPORTS:

That Judge Wilkins appeared before the Committee and stated that of this amount \$850 was to hire, from time to time, Polish and Italian Interpreters, as needed by the Court, the necessity for such Interpreters being occasional. \$333.33 was to enable the Court to allow one month's vacation to the Hebrew Interpreter and the Stenographer, by employing substitutes. \$300 is for additional supplies and contingencies made necessary by the increase in number of cases. The Committee recommends that the accompanying resolution be adopted.

Resolved, That in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of one thousand five hundred dollars (\$1,500), the proceeds whereof to be used by the Court of Special Sessions, Second Division, for the purpose of providing means for payment of special services of Interpreters and Stenographers, and for an addition to the account of supplies and contingencies during 1909.

T. P. SULLIVAN, R. S. DOULL, A. H. MURPHY, JOHN J. COLLINS, FRANK L. DOWLING, JAMES W. REDMOND, JOHN D. GUNTHER, Committee on Finance.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, B. W. B. Brown, J. W. Brown, Carter, Case, Coleman, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Eisner, Esterbrook, Finnigan, Flanagan, Flynn, Gagnor, Grimm, Gunther, Heffernan, Hines, Hochdorffer, Kavanaugh, Kennedy, Kenney, Levine, Linde, Loo, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulhann, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Porter, Reardon, Richmond, Schloss, Smith, Velen, Walsh, Weston, President Gresser, by Alfred Denton, Commissioner of Public Works; President Haffen, President Coler and the Vice-Chairman—62.

Alderman Walsh called up General Order No. 197, being a report and resolution, as follows:

No. 1895 and 1897.

The Committee on Finance, to which was referred on March 16, 1909 (Minutes, pages 875 and 892), the annexed communications asking for an issue of \$55,000 Special Revenue Bonds for the purpose of providing means to enable the Board of Education to conduct recreation centers, vacation schools, etc., during 1909, respectfully

#### REPORTS:

That President Whitthrop of the Board of Education appeared before the Committee and urged the adoption of this resolution. He stated that this amount was deducted from the Budget for the current year. It is proposed to have the playgrounds the same as last year if this appropriation is allowed. The Committee has had a number of endorsements of this measure from civic bodies, and recommends that the accompanying resolution be adopted.

Resolved, That in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$55,000 five thousand dollars (\$55,000), the proceeds whereof to be used by the Board of Education for the purpose of providing means to enable said Board to conduct recreation centers, vacation schools, etc., during the current year.

T. P. SULLIVAN, R. S. DOULL, A. H. MURPHY, JOHN J. COLLINS, FRANK L. DOWLING, JAMES W. REDMOND, Committee on Finance.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Eisner, Esterbrook, Finnigan, Flanagan, Flynn, Gagnor, Goldschmidt, Grimm, Gunther, Handy, Heffernan, Hines, Hochdorffer, Kavanaugh, Kennedy, Kenney, Levine, Loo, Marx, McAleer, McCann, McDonald, Morrison, Moskowitz, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Reardon, Richmond, Rens, Sandford, Schloss, Smith, Stapleton, Velen, Walsh, Weston, President Cromwell, President Gresser, by Alfred Denton, Commissioner of Public Works; President Haffen, President Coler, the Vice-Chairman and the President—61.

Alderman Walsh called up General Order No. 198, being a report and resolution as follows:

No. 1896.

The Committee on Finance, to which was referred on March 16, 1909 (Minutes, page 897), the annexed communication asking for \$50,000 Special Revenue Bonds for the Board of Education for extension of manual training, respectfully

#### REPORTS:

That Commissioner Conklin and President Whitthrop appeared before the Committee and urged the adoption of this measure. It is contemplated with part of this sum to establish a vocational school for girls in the Borough of Brooklyn. With the remainder it is the desire of the Board to keep the eight workshops, at present in operation from 9 to 3, open afternoons and Saturdays, thus largely adding to their usefulness.

The Committee recommends that the accompanying resolution be adopted.

Resolved, That in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of fifty thousand dollars (\$50,000), the proceeds whereof to be used by the Board of Education for the purpose of defraying the necessary cost of establishing vocational schools and industrial training in connection with the public school system.

T. P. SULLIVAN, R. S. DOULL, A. H. MURPHY, JOHN J. COLLINS, FRANK L. DOWLING, JAMES W. REDMOND, Committee on Finance.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, J. W. Brown, Case, Coleman, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Doull, Dowling, Downing, Drescher, Eisner, Esterbrook, Flanagan, Flynn, Gagnor, Goldschmidt, Grimm, Gunther, Handy, Heffernan, Hines, Hochdorffer, Kavanaugh, Kennedy, Kenney, Linde, Loo, Marx, McAleer, McCann, McDonald, Morrison, Moskowitz, Mulhann, Mulcahy, Mulligan, Mulvaney, Nagle, Nugent, O'Reilly, Reardon, Richmond, Rens, Smith, Stapleton, Stortmont, Velen, Walsh, Weston, President Cromwell, President Gresser, by Alfred Denton, Commissioner of Public Works; President Haffen and the Vice-Chairman—60.

At this point the Vice-Chairman took the chair.

Alderman Weston called up General Order No. 172, being a report and resolution, as follows:

No. 2095.

The Committee on Public Letting, to which was referred on April 20, 1909 (Minutes, page 122), the annexed communication from the Commissioner of Docks and Ferries asking for authority to expend \$1,300 in repairs to ferry boat "Manhattan" without public letting, respectfully

#### REPORTS:

That the Superintendent of Ferries appeared before the Committee and explained that the contract for repairs of ferries having expired the Department asked for bids for repairs to two boilers on the ferryboat "Manhattan," and of three requests received on the one bid of \$1,300 from Shewan & Son, who had done the contract work. He considers this a reasonable amount for the work required, and asks prompt action, as the United States Government is shortly to inspect the boats.

The Committee recommends that the accompanying resolution be adopted.

Resolved, That the Commissioner of Docks be and he is hereby authorized to expend the sum of thirteen hundred dollars (\$1,300), without public letting, for emergent repairs to the Department ferryboat "Manhattan."

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, JOSEPH FLANAGAN, THOS. J. MULLIGAN, JAMES J. SMITH, MAX S. LEVINE, Committee on Public Letting.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, J. W. Brown, Carter, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Doull, Dowling, Downing, Drescher, Finnigan, Flynn, Gagnor, Grimm, Gunther, Handy, Heffernan, Hickey, Hochdorffer, Kavanaugh, Kennedy, Kenney, Levine, Linde, Loo, Marx, McAleer, McCann, McDonald, Moskowitz, Mulhann, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Quinn, Reardon, Richmond, Rens, Sandford, Schloss, Smith, Stapleton, Velen, Walsh, Weston, President Cromwell, President Gresser, by Alfred Denton, Commissioner of Public Works; President Haffen, President Coler and the Vice-Chairman—60.

Alderman Weston called up General Order No. 210, being a report and resolution, as follows:

No. 2225.

The Committee on Salaries and Offices, to which was referred on May 11, 1909 (Minutes, page 314), the annexed resolution establishing an additional grade of the position of Clerk in the office of the District Attorney of Kings County at the rate of \$1,200 per annum, respectfully

#### REPORTS:

That this position is established at the request of the District Attorney as a basis for promotion and takes the place of a Clerk who was receiving \$2,000 per annum. It therefore recommends that the said resolution be adopted.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 36 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the office of the District Attorney, Kings County, in addition to those already existing therein with salary at the rate of twelve hundred dollars (\$1,200) per annum for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approve of and concurs in the above resolution and fixes the salary of said position as set forth therein.

R. S. DOULL, T. P. SULLIVAN, A. H. MURPHY, SAMUEL MARX, EDW. V. HANDY, MICHAEL STAPLETON, Committee on Salaries and Offices.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, J. W. Brown, Case, Corbett, Crowley, Delaney, Doull, Dowling, Downing, Drescher, Flynn, Grimm, Heffernan, Hochdorffer, Kavanaugh, Kennedy, Kenney, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Nagle, Nugent, Reardon, Richmond, Smith, Stapleton, Velen, Weston, President Cromwell, President Gresser, by Alfred Denton, Commissioner of Public Works; President Haffen, President Coler, President Ahern and the Vice-Chairman—41.

Alderman Weston called up General Order No. 193, being a report and ordinance, as follows:

No. 1892.

The Committee on Laws and Legislation, to which was referred on March 16, 1909 (Minutes, page 892), the annexed ordinance amending the Code relative to permits issued by Borough Presidents, respectfully

#### REPORTS:

That, having examined the subject, it believes the proposed ordinance to be necessary for the proper regulation of the streets and avenues, and it therefore recommends that the said ordinance be adopted.

Law Department, Office of the Corporation Counsel,  
New York, February 2, 1909.

Hon. BIRD S. COLLIER, President of the Borough of Brooklyn:

Sir—I have received your communication of January 13, 1909, returning an ordinance prepared by me at your request regulating the granting of permits for the construction of subsurface structures in the streets and highways of the City, concerning which you suggest certain amendments and additions. You enclose copies of the ordinance as now suggested by you and ask my approval of the same. I have made a few slight changes in terminology, not affecting in any way the object sought to be attained, and I have added a penalty to attach in case of refusal or neglect to furnish a plan as provided for in the last two paragraphs. As so amended the proposed ordinance reads as follows:

"AN ORDINANCE to amend section 92 of the 'Code of Ordinances of The City of New York' relating to permits issued by Borough Presidents.

"Be it Ordained by the Board of Aldermen of The City of New York as follows:

"Section 92 of the Code of Ordinances of The City of New York is hereby amended so as to read as follows:

"Section 92: In all cases where provision is made by ordinance that the consent of any Borough President may be obtained to authorize any act to be done, he may grant permits therefor subject to the restriction of the ordinance in relation thereto. And in all cases where provision is made by ordinance or otherwise for permits for the opening of streets or highways for the purpose of constructing subsurface structures therein the Borough President shall, when practicable, assign the location and furnish to the applicant such information as may be necessary to insure the proper location of such subsurface structures in relation to other subsurface structures in the street or highway affected. For such information the following rates or fees may be charged:

"Permit for subsurface structures, minimum charge without field work, \$5; minimum charge with field work, \$10.

"Permit for subsurface structures, 300 feet or less in length, 8 cents a linear foot where survey is necessary, or 5 cents a linear foot where information is taken from office records alone.

"Permit for continuous runs of subsurface over 300 feet and not less than 2,500 feet, 3 cents a linear foot.

"Permit for subsurface structures extending over 2,500 feet, 5 cents a linear foot for the first 2,500 linear feet and 3 cents a linear foot beyond such length.

"In all cases applicants receiving permits for the opening of streets or highways for the purpose of constructing subsurface structures therein shall promptly, upon the completion of the work, furnish the Borough President a plan, on durable cloth or paper, showing clearly and distinctly the final location of the subsurface. On this plan must be shown full dimensions of the subsurface, including all manholes, or junction boxes, and the information, and the location of same with reference to the nearest curb and curb intersection. The depth from the surface of the highway or street to the top of the subsurface and location and dimensions of any subsurface encountered in the course of the work must also be shown.

"In highways or streets where curbs have not been set reference locations must be made from well defined objects, such as sewer manholes, hydrants, fences and like appropriate objects.

"Any persons or corporation neglecting or refusing to furnish such plan as herein required shall be liable to a penalty of \$100."

The ordinance above set forth I approve as to form.

Yours respectfully,

G. L. STERLING, Acting Corporation Counsel.

JAMES W. REDMOND, JOHN J. REARDON, JOSEPH SCHLOSS, JOHN F. WALSH, CHARLES DELANEY, JOHN S. GAYNOR, MAX S. LEVINE, Committee on Laws and Legislation.

The City of New York,  
Office of the President of the Borough of Brooklyn,  
Brooklyn, March 12, 1909.

Hon. PATRICK F. McGUIWAN, President, Board of Aldermen:

Dear Sir—Enclosed is submitted for the consideration of the Honorable the Board of Aldermen a proposed ordinance drafted by the Corporation Counsel amending



section 92 of the Code of Ordinances of The City of New York relating to permits issued by Borough Presidents.

More than two years ago the Board of Estimate and Apportionment, with the concurrence of the Board of Aldermen, authorized what is known as the Division of Substructures in the office of the President of the Borough of Brooklyn, for the purpose of providing means and plans for the scientific and economical use of one of the City's most valuable assets—the subsurface rights in its streets and avenues. This Division, attached directly to the office of the Consulting Engineer here, has since its inception been systematically organized, and has prosecuted the work of surveying, accumulating and recording the existence and location of all subsurface constructions, so that at the present time a large amount of data is on record and authority is now sought to afford a legal method for the collection of fees for the use of such data.

The most thickly settled section of the Borough streets was mapped in the beginning of the work, and in the section radiating, generally speaking, from the Borough Hall, about twenty-seven miles of streets have been surveyed and mapped on a large scale, and the various substructures are shown in distinctive colors, each sheet showing about three and a half miles of gas pipes, water pipes, mail tubes, electric conduits, telephone conduits, subways, private tunnels, sewers, as well as other surface and substructures. These accurate locations amount to a total of more than one hundred and seventy-five miles.

The fees in the proposed ordinance are similar to those collected in Philadelphia in some years, and at the present time a number of the principal cities in the United States have organized or are about to organize similar bureaus for recording subsurface works.

In addition to the original surveys and locations made by the engineers of the Division of Substructures, every effort to accumulate all information obtainable relating to existing and new structures being placed by the various public service corporations is being made; and while most of the public service corporations in the Borough of Brooklyn have heartily co-operated in supplying information as to what portion of the City streets they occupy, it has been considered necessary to have some mandatory provision in the ordinance to better enforce the collection of the data to which the City is entitled. The ordinance makes such provision in definite terms, and the Corporation Counsel has further suggested a penalty for noncompliance with this requirement.

I explain this matter in some detail, knowing the interest and assistance you gave in creating this Division in 1906, and for the purpose of bringing in all possible revenue to the City from this organized bureau, with valuable records at hand, I would urge that the earliest possible action be taken by your Board so that fees may be collected and paid into the treasury of the City.

Very truly yours,

BIRD S. COLLIER, President, Borough of Brooklyn

Which was recommended to the Committee on Laws and Legislation.

President Cromwell called up General Order No. 206, being a report and resolution as follows:

No. 2181.

The Committee on Public Lending, to which was referred on May 4, 1909 (Minutes, page 253), the annexed communication from the Corporation Counsel, asking for authority to purchase an automobile without public letting, at an expense not to exceed \$4,500, respectfully.

#### REPORTS:

That Chief Computer Healy of the Bureau of Street Openings, appeared before the Committee, and stated that this machine was for the use of his Bureau. That at the present time this Bureau had under consideration 225 street and park openings, divided, 75 in Manhattan, 34 in Brooklyn, 30 in The Bronx, and 36 in Queens. In every case the representatives of the office have to view the property, buildings, etc., in the vicinity of the proposed openings to make proper reports. The Committee recommends that the accompanying resolution be adopted.

Resolved, That, in pursuance of the provisions of section 419 of the Greater New York Charter, the Corporation Counsel be and he is hereby authorized to purchase in the open market, without public letting, an automobile for the use of the Bureau of Street Openings of the Law Department, at a total cost not to exceed the sum of four thousand five hundred dollars (\$4,500).

FRANK L. DOWLING, JAMES J. SMITH, G. A. COLGAN, FREDERICK C. HOCHDORFFER, MAX LEVINE, THOS. J. MULLIGAN, JAMES J. VELLENS, Committee on Public Lending.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the negative by the following vote, three-fourths of all the members failing to vote in favor thereof:

Affirmative—Aldermen Corbett, Crowley, Delaney, Donoh, Dowling, Drescher, Flynn, Heffernan, Hochdorff, Kennedy, Kenney, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Nugent, Reardon, Rend, Sandford, Smith, Sanderlin, Veltan, President Cromwell, President Clifton, President Ahern and the Vice-Chairman—27.

Negative—Aldermen B. W. B. Brown, Davis, Downing, Esterbrook, Goldschmidt, Gauthier, Johnson and Starnum—8.

On motion of Alderman Dowling the above vote was reconsidered, and the aye vote restored to its place on the list of General Orders.

The Vice-Chairman called up General Order 191, being a report and resolution, as follows:

No. 2232.

The Committee on Finance, to which was referred, on May 11, 1909 (Minutes, page 346), the annexed resolution in favor of paying telephone bills for first quarter of 1909, respectfully.

#### REPORTS:

That these bills are for telephone service furnished under regular contracts made by the Clerk of the Board. The Committee recommends that the said resolution be adopted.

Resolved, That the Comptroller be and he is hereby authorized and requested to draw warrants as follows:

One in favor of the New York Telephone Company for the sum of two hundred and fifteen dollars and fifty-five cents (\$215.55), being for telephone service furnished to the office of the City Clerk for the three months ending March 31, 1909.

One in favor of the New York and New Jersey Telephone Company for the sum of one hundred and eleven dollars and fifteen cents (\$111.15), being for telephone service furnished to the rooms of the Board of Aldermen in the Borough of Brooklyn for the four months ending April 30, 1909.

One in favor of the New York and New Jersey Telephone Company for the sum of thirty-six dollars and fourteen cents (\$36.14), being for telephone service furnished to the office of the City Clerk in the Borough of Brooklyn for the four months ending April 30, 1909.

The said several bills to be payment in full for all services rendered during the periods stated and to be charged to and paid out of the fund entitled City Clerk Contingencies, 1909.

T. P. SULLIVAN, R. S. DOULL, WM. P. KENNEALLY, A. H. MURPHY, FRANK L. DOWLING, JAMES W. REDMOND, JOHN J. COLLINS, Committee on Finance.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, B. W. B. Brown, Case, Colgan, Davis, Delaney, Donoh, Dowling, Downing, Drescher, Flynn, Goldschmidt, Heffernan, Hochdorff, Kavanagh, Kennedy, Kenney, Loos, Marx, McCann, Moskowitz, Mulligan, Nagle, Nugent, O'Reilly, Reardon, Redmond, Rend, Schloss, Smith, Stapleton, Starnum, Veltan, Walsh, Weston, President Haffen, President Ahern and the Vice-Chairman—40.

The Vice-Chairman called up General Order No. 209, being a report and resolution, as follows:

No. 2268.

The Committee on Salaries and Offices, to which was referred on May 18, 1909 (Minutes, page 391), the annexed resolution in favor of establishing additional grades in office of Chief Engineer, Board of Estimate and Apportionment, respectfully.

#### REPORTS:

That these increases range from one of \$50 to two of \$300 per annum for employees of from seven to nine years' service. The Committee recommends that the said resolution be adopted.

Whereas, The Board of Estimate and Apportionment at a meeting held May 14, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the Chief Engineer of the Board of Estimate and Apportionment, in addition to those already existing therein, to take effect as of date May 1, 1909:

	Incom-	Per
	ments.	Annua-
Assistant Engineer.....	2	\$2,400 00
Clerk .....	1	2,100 00
Clerk .....	1	1,050 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

R. C. DOULL, A. H. MURPHY, T. P. SULLIVAN, MICHAEL STAPLETON, SAMUEL MARN, EDW. V. HANDY, Committee on Salaries and Offices.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Colgan, Collins, Corbett, Crowley, Delaney, Donoh, Dowling, Downing, Drescher, Flynn, Heffernan, Hickey, Hochdorff, Kavanagh, Kennedy, Kenney, Levine, Loos, Marx, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Reardon, Redmond, Rend, Schloss, Smith, Stapleton, Veltan, Walsh and the Vice-Chairman—42.

The Vice-Chairman called up General Order No. 208, being a report and resolution, as follows:

No. 2286.

The Committee on Salaries and Offices, to which was referred on May 18, 1909 (Minutes, page 749), the annexed resolution in favor of appointing Hugh M. Goodwin a City Surveyor, respectfully.

#### REPORTS:

That this applicant, having filed the customary references as to character and ability, it therefore recommends that the said resolution be adopted.

Resolved, That Hugh M. Goodwin, of No. 300 Richmond road, Tompkinsville, in the Borough of Richmond, be and he is hereby appointed a City Surveyor.

R. C. DOULL, A. H. MURPHY, T. P. SULLIVAN, MICHAEL STAPLETON, SAMUEL MARN, EDW. V. HANDY, Committee on Salaries and Offices.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, B. W. B. Brown, Cole, Colgan, Collins, Corbett, Crowley, Delaney, Donoh, Dowling, Downing, Drescher, Flynn, Goldschmidt, Gauthier, Handy, Heffernan, Hickey, Hochdorff, Kavanagh, Kennedy, Kenney, Levine, Loos, Marx, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Reardon, Rend, Smith, Stapleton, Starnum, Veltan, Walsh, Weston and the Vice-Chairman—46.

The Vice-Chairman called up General Order No. 200, being a report and resolution, as follows:

No. 2231.

The Committee on Finance, to which was referred on May 11, 1909 (Minutes, page 346), the annexed resolution in favor of paying bill of Legislative Index Publishing Company for \$50, respectfully.

#### REPORTS:

That this is for service furnished by said company each year, upon proper order by the Board of Aldermen and City Clerk. It therefore recommends that the said resolution be adopted.

Resolved, That the Comptroller be and he is hereby authorized and requested to draw a warrant in favor of the Legislative Index Publishing Company for the sum of fifty dollars (\$50), said sum to be payment in full for subscription to the "New York Legislative Index" for the Legislature of 1909, used in the office of the City Clerk and Clerk of the Board of Aldermen; the said sum to be charged to and paid out of the appropriation entitled City Contingencies, 1909.

T. P. SULLIVAN, R. S. DOULL, A. H. MURPHY, JOHN J. COLLINS, FRANK L. DOWLING, JAMES W. REDMOND, Committee on Finance.

The Vice-Chairman put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Colgan, Collins, Corbett, Crowley, Delaney, Donoh, Downing, Drescher, Flynn, Goldschmidt, Handy, Heffernan, Hickey, Hochdorff, Kavanagh, Kennedy, Levine, Loos, Marx, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Nagle, Nugent, O'Reilly, Reardon, Redmond, Rend, Smith, Stapleton, Starnum, Veltan, Walsh and the Vice-Chairman—43.

#### MESSAGES FROM HIS HONOR THE MAYOR.

The Vice-Chairman laid before the Board the following message from his Honor the Mayor:

No. 2285.

City of New York, Office of the Mayor, }  
June 1, 1909. }

To the Honorable the Board of Aldermen of The City of New York:

Gentlemen—I return herewith disapproved, proposed resolution No. 2285, entitled "Resolution permitting W. N. V. Ben. Israel to suspend banners."

I am of the opinion that this resolution violates section 50 of the Charter, in that it confers by special ordinance privileges prohibited by said section.

Respectfully,

GEO. B. McCLELLAN, Mayor.

Resolved, That permission be and the same is hereby given to the Warshaw Undertakings Verein Donal Israel to suspend banners at the following points in the Borough of Manhattan, to wit: Nos. 47 and 48 Clinton street, Nos. 138 and 139 Rivington street and Nos. 232 to 233 Broome street, provided the consents of the property owners shall have been previously obtained; such permission to continue for thirty days from the receipt hereof from his Honor the Mayor.

Which was laid over, ordered to be printed in the minutes and published in full in the City Record.

The Vice-Chairman laid before the Board the following message from his Honor the Mayor:

No. 2299.

City of New York, Office of the Mayor, }  
June 1, 1909. }

To the Honorable the Board of Aldermen of The City of New York:

Gentlemen—I return herewith disapproved, proposed resolution No. 2299, entitled, "Resolution permitting Arnold & Loughran to place and keep a showcase at No. 550 Third avenue."

I am of the opinion that such permission as is contained in this proposed resolution should be given under section 263 of the General Ordinances.

Respectfully,

GEO. B. McCLELLAN, Mayor.

Resolved, That permission be and the same is hereby given to Arnold & Loughran to place and keep a showcase within the strip line in front of their premises, No. 550 Third avenue.

Which was laid over, ordered to be printed in the minutes and published in full in the City Record.



The Vice-Chairman laid before the Board the following message from his Honor the Mayor:

Nos. 2282 and 2310.

City of New York, Office of the Mayor,  
June 1, 1909.

To the Honorable the Board of Aldermen of The City of New York:

Gentlemen—I return herewith, disapproved, proposed resolutions Nos. 2282 and 2310, adopted by your Honorable Board May 18, 1909, entitled, "Resolutions permitting Manhattan Borough Council, N. S. W. V., to parade on Sunday, May 30, 1909; and permitting the Army and Navy Union to parade on Sunday, May 30, 1909."

It appears that both of these resolutions provide for a parade, with music, one through the streets of Brooklyn and the other through the streets of Manhattan, on Sunday, May 30, 1909.

Section 2151 of the new Penal Law provides:

"All processions and parades on Sunday in any city, excepting only funeral processions for the actual burial of the dead, and processions to and from a place of worship in connection with a religious service there celebrated, are forbidden; and in such excepted cases there shall be no music, fireworks, discharge of cannon or firearms or other disturbing noise. At a military funeral and at the burial of a national guardman, or of a deceased member of an association of veteran soldiers, or of a disbanded militia regiment, or of a secret fraternal society, music may be played while escorting the body, but not within one block of a place of worship where service is then being celebrated. A person willfully violating any provision of this section is punishable by a fine not exceeding twenty dollars, or imprisonment not exceeding ten days, or by both."

It would appear, therefore, from this section of the law,

First, That there cannot be a procession or parade on Sunday in any city except for the actual burial of the dead, or to and from a place of worship in connection with services there celebrated, and that in such two cases there shall be no music at such procession.

Second, At a military funeral, while escorting a body, but not within one block of a place of worship, music may be played.

There is nothing in those proposed resolutions to show that the processions were to escort a body. It is therefore my duty to return them disapproved.

I am sure that the men who enlisted in '61 and in '98, and offered their lives for the peace and good order of this community, would be the first to refrain from breaking the Penal Law of the State.

Respectfully,

GEO. R. McCLILLAN, Mayor.

Resolved, That permission be and the same is hereby given to the Army and Navy Union to parade, with music, through the streets and thoroughfares of the Borough of Brooklyn, on Sunday, May 30, 1909, under the supervision of the Commissioner of Police.

Resolved, That permission be and the same hereby is given to the Manhattan Borough Council, United Spanish War Veterans, to parade with field music, from the Eighth Regiment armory in the Church of Our Lady of Good Council, No. 232 East Nineteenth street, in the Borough of Manhattan, New York City, on Sunday, May 30, 1909, for the purpose of assisting memorial services in honor of the deceased soldiers and sailors of the recent war with Spain.

Which was laid over, ordered to be printed in the minutes and published in full in the City Record.

#### GENERAL ORDERS RESUMED.

Alderman Dowling called up General Order No. 81, being a report and resolution, as follows:

Nos. 430 and 653.

The Committee on Finance, to which were referred on March 24 and April 28, 1909 (Minutes, pages 663 and 1209), the annexed communications in favor of an issue of \$500,000 Special Revenue Bonds for the installation of flushing machines in the Department of Street Cleaning, respectfully:

#### REPORTS:

That, having examined the subject, it believes the proposed experiment to be one that will tend to decrease the discomfort of our citizens and improve the conditions in regard to the public health, but at the same time, as it is but an experiment, the Committee does not feel that so large an amount should be authorized until some trial of the system may be made, and, therefore, submits for adoption the annexed resolution for \$200,000.

Resolved, That, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of two hundred thousand dollars (\$200,000), the proceeds whereof to be applied by the Commissioner of Street Cleaning for the purpose of experimenting with a new system of washing the streets by means of flushing machines, and supplemental hand sweeping.

T. P. SULLIVAN, R. S. DOULL, JOHN J. COLLINS, JOHN DIEMER, JOHN D. GUNTHER, JOHN MULVANEY, Committee on Finance.

Department of Street Cleaning,  
Nos. 13 to 21 Park Row,  
New York, March 19, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen, City of New York:

Sir—I propose to introduce into this Department a new system of washing and cleaning the streets by means of flushing machines. It is desired to make a trial of the proposed system on a sufficiently large scale to practically demonstrate its value, and this would, in my judgment, require one entire season, or say two hundred days, and should be applied to the various classes of streets in order to demonstrate its usefulness.

It is proposed to have the machine flushing done by contract, supplemented by hand sweeping.

I estimate that for these purposes, five hundred thousand dollars (\$500,000) will be required.

The water to be used is to be paid for by the party securing the contract, which should produce a very desirable offset revenue to the Department of Water Supply, Gas and Electricity, which would materially reduce the net cost to the City.

In order that the above plans can be carried out, I would respectfully request that your Honorable Board, in accordance with subdivision 8 of section 188 of the Greater New York Charter, request the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds to the amount of five hundred thousand dollars (\$500,000) to cover the expense of washing and cleaning the streets according to the above plan during the present year.

I further respectfully request that this issue be made to take effect on and after May 1, 1908.

Respectfully,

FOSTER CROWELL, Commissioner.

Department of Street Cleaning,  
Nos. 13 to 21 Park Row,  
New York, April 24, 1908.

Hon. P. J. SCULLY, City Clerk, City Hall, New York:

Dear Sir—My attention has been called to the fact that there is a misunderstanding on the part of some Aldermen in regard to the import of the resolution now before your Honorable Board of Aldermen, embodying my request for an issue of Revenue Bonds to provide for cleaning the streets of the City by the use of flushing machines.

The impression seems to prevail that the machines will render hand sweeping unnecessary, and that in consequence the street cleaning force is to be reduced.

This impression is entirely erroneous, but, on the contrary, the request, as you will observe, states that it is proposed to have the machine flushing supplemented by hand sweeping, and this will require a large number of additional sweepers, so that the funds asked for are to be utilized to extend the work of cleaning and not as a

substitute for the present method. The work performed by the hand sweepers will be materially expedited.

In addition to the extra number of men to be employed by the Department will be the men employed by the contractor to drive and operate the machine.

It is greatly to be desired that the action taken by the Board of Aldermen in this matter should be prompt, as the time is slipping by and it is important to begin the work before the hot weather.

Respectfully,

FOSTER CROWELL, Commissioner.

On motion of Alderman Dowling this paper was placed on file.

#### COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS, RESUMED.

The Vice-Chairman laid before the Board the following communications from the Board of Estimate and Apportionment:

No. 2384.

Board of Estimate and Apportionment, City of New York,  
Office of the Secretary, No. 277 Broadway,  
June 1, 1909.

Hon. PATRICK F. MCGOWAN, President, Board of Aldermen:

Dear Sir—I transmit herewith certified copies three (3) resolutions adopted by the Board of Estimate and Apportionment May 28, 1909, approving of the issues of Corporate Stock, as follows:

To provide means for replacing bulkheads on the ocean front at Storm, Jerome, Straton, Alexander and Seaview avenues, Arverne, Borough of Queens, \$4,500.

To provide means for the construction and improvement of the Zoological Park in the Borough of The Bronx by fitting up the Administration Building in said Park, \$10,000.

To provide means for the preparation of detailed plans and specifications for a new fire alarm telegraph system in the Borough of Manhattan, etc., \$100,000.

I also transmit herewith copies of reports of the Comptroller relative thereto, together with forms of three ordinances for adoption by the Board of Aldermen to indicate its concurrence therein.

Yours very truly,

JOSEPH HAAG, Secretary.

New York, May 18, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Hon. Lawrence Gresser, President of the Borough of Queens, in communication under date of March 31, 1909, requests an authorization of Corporate Stock to the amount of seven thousand dollars (\$7,000) to provide means for replacing bulkheads at Storm, Jerome, Straton, Alexander and Seaview avenues, Arverne, Borough of Queens.

The opinion of the Corporation Counsel herewith transmitted indicates that such replacement may be properly undertaken, and there is no question as to the urgent necessity of this work.

A review of the plans and methods of protection to be adopted leads me to suggest that a more economic design for these works, giving ample consideration to the factors of durability and safety, will permit of a complete execution for the sum of \$4,500 as against \$7,000 requested.

It is reported to me that there is no occasion to use a 5-foot deep foundation for a 4-foot wall, nor to carry this wall of the same size and depth as wings, in all cases, back into the solid filling now existing where it is to be supported both inside and out. The latter, too, on these wings is on the wrong side, throwing the railing construction inside the line it might more properly occupy.

The fastenings of 6-inch bolts proposed for such railing are inadequate, and the proposed use of wrought material, anyhow, in proximity to salt air, is to be condemned.

It is suggested to me that some standard cast-iron post be used, of good footing, that can be firmly and permanently placed, said post to be provided with sockets from which the pipe panels can be removed and replaced with new material when occasion requires.

The work being urgent and necessary, I recommend that the Board of Estimate and Apportionment authorize me (Comptroller), pursuant to section 47 of the Greater New York Charter, to issue Corporate Stock to the amount of \$4,500 to provide means for replacing bulkheads at Storm, Jerome, Straton, Alexander and Seaview avenues, Arverne, Borough of Queens.

Respectfully,

H. A. METZ, Comptroller.

Law Department, Office of the Corporation Counsel,  
New York, June 4, 1908.

Hon. LAWRENCE GRESSER, President of the Borough of Queens:

Sir—I am in receipt of your communication under date of May 6, 1908, relative to the dangerous condition of the bulkheads on the ocean of Storm avenue, Straton avenue, Jerome avenue, Alexander avenue and Seaview avenue, Arverne, Rockaway Beach.

You state that these streets all lead to the boardwalk fronting on the ocean and are connected by a boardwalk about 15 feet wide; that the timber in these bulkheads has rotted away; that the earth filling and the pavement is being washed away by the action of the tide; that it will be necessary to completely rebuild them at a cost of at least three thousand five hundred dollars (\$3,500); that these bulkheads were constructed originally by the property owners, but that you have been advised that the City authorities, about five years ago, made some repairs to them; that these streets were laid out on properly maps and filed in the Queens County Clerk's office in 1892 and 1894; that you have failed to find in the Topographical Bureau any records to show that the streets were legally opened.

You request to be advised as to whether you are warranted in rebuilding these bulkheads.

I am also in receipt of your communication under date of May 25, 1908, transmitting report from the Engineer of Highways relative to the streets referred to in your earlier communication.

The Engineer in his report states that he has made an investigation relative to the amount of work and its cost performed by the Highway Department on the bulkheads in question since consolidation and has ascertained that in April, 1901, Harby, Voorhees & Company furnished the Department with special lumber for the bulkhead in the sum of \$81; that in November, 1901, the same firm furnished special lumber for the same purposes to the extent of \$49; that in June, 1902, Lamson Meagher furnished lumber for these bulkheads to the extent of \$36; that this work was done so long ago that it was impossible to find the records to show the cost of the labor on this work; that the General Inspectors of the Highway Bureau state that the labor would probably cost \$100.

The Engineer further reports that each spring the Department has made more or less repairs on the roadway proper as the brick pavement contiguous to the bulkhead has been washed out; that this brick pavement which extends for about 40 feet back from the bulkheads was placed upon the street by the Highway Bureau at different times and no records of the costs for the same can, at the present time, be found.

In reply I would state that it seems to me from the facts stated in your communications that there was a dedication to street purposes by the owners of the lands within the lines of the streets mentioned, by the filing of the property maps in the Queens County Clerk's office in the years 1892 and 1894 and an acceptance of such dedication by the proper authorities by reason of the repairs made by the Highway Bureau, both to the bulkheads at the foot and to the pavements of such streets.

I therefore advise you that, in my judgment, the avenues referred to in your communications are public streets of the City and under your jurisdiction.

Your Department is therefore warranted in rebuilding the bulkheads in question.

Respectfully,

G. L. STERLING, Acting Corporation Counsel.



AN ORDINANCE providing for an issue of Corporate Stock in the sum of forty-five hundred dollars (\$4,500), to provide means for replacing bulkheads on the ocean front at Storm, Jerome, Straiton, Alexander and Seaview avenues, Borough of Queens.

Be it Ordained by the Board of Aldermen of The City of New York, as follows: Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution of the Board of Estimate and Apportionment adopted May 28, 1909, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding forty-five hundred dollars (\$4,500) to provide means for replacing bulkheads on the ocean front at Storm, Jerome, Straiton, Alexander and Seaview avenues, Arverne, Borough of Queens, and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding forty-five hundred dollars (\$4,500), the proceeds whereof to be applied to the purposes aforesaid.

No. 2385.

Department of Finance, Comptroller's Office, }  
May 25, 1909. }

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At meeting of May 14, 1909, the request of the New York Zoological Society for an issue of Corporate Stock to the amount of \$125,000 for the construction of the Zoological Park, Borough of The Bronx, was laid over.

I now suggest that favorable consideration be given to the following item contained in the above request:

Fitting up Administration Building..... \$10,000 00

Respectfully,

H. A. METZ, Comptroller.

New York, May 11, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Under date of April 21, 1909, the Hon. Joseph T. Berry, Commissioner of Parks, Borough of The Bronx, forwards to the Board of Estimate and Apportionment a request of the Chairman of the Executive Committee of the New York Zoological Society for an issue of Corporate Stock to the amount of \$125,000 for the construction and improvement of the Zoological Park in the Borough of The Bronx.

The request is itemized as follows:

Fitting up administration building (very urgent, as this building will be completed about September, 1909).....	\$10,000 00
Zebra house.....	36,000 00
Eagles' and vultures' aviary.....	20,000 00
Yards of zebra house and walks around zebra house and eagles' and vultures' aviary and elsewhere.....	8,000 00
New bear pen, yak shelter and corrals, removal of old mouse house and connecting sheds.....	11,500 00
Biological laboratory.....	22,000 00
Miscellaneous.....	17,500 00
	<u>\$125,000 00</u>

Conferences have been held with Dr. Henshaw, Director of the Zoological Society, and each item has been examined as to its reasonableness, and it is reported to me that as far as it has been possible to determine, these amounts should be made immediately available for the proper and timely development of the Zoological Park.

I therefore recommend that the Board of Estimate and Apportionment authorize me (Comptroller), pursuant to section 47 of the amended Greater New York Charter, to issue Corporate Stock to the amount of \$125,000 to provide for the construction and improvement of the Zoological Park in the Borough of The Bronx.

Respectfully,

H. A. METZ, Comptroller.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of ten thousand dollars (\$10,000) to provide means for the construction and improvement of the Zoological Park in the Borough of The Bronx by fitting up the Administration Building in said park.

Be it Ordained by the Board of Aldermen of The City of New York, as follows:

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution of the Board of Estimate and Apportionment adopted May 28, 1909, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding ten thousand dollars (\$10,000), to provide means for the construction and improvement of the Zoological Park in the Borough of The Bronx, by fitting up the Administration Building in said park, and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding ten thousand dollars (\$10,000), the proceeds whereof to be applied to the purposes aforesaid.

No. 2386.

New York May 27, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Under date of May 1, 1909, the Hon. Nicholas J. Hayes, Fire Commissioner, asks the Board of Estimate and Apportionment for an appropriation of \$2,680,000 in Corporate Stock to provide the Borough of Manhattan with a new and complete fire alarm system.

It will be recalled that some money has already been spent in securing the expert services required to examine, test and pass upon the present system and to advise in relation to improvements in the present system and any new system required. But, no detailed and comprehensive plan has yet been prepared or devised showing the location of the proposed lines, nor anything as to the character of the equipment required or needed.

It would seem that, lacking this data, the appropriation of the entire amount asked by the Fire Commissioner would result in unnecessarily tying up a considerable amount of money.

I therefore recommend that the application of the Fire Commissioner be denied, but suggest that the Board authorize an appropriation of Corporate Stock to the amount of \$100,000 for the purpose of defraying the cost of preparing detailed plans and specifications for a new fire alarm system in the Borough of Manhattan; such plans to include the location and character of the ducts required, such subways as the City must build for itself, the type, character and detail of the entire instrumental equipment, together with plans for such central and subordinate stations as may be required.

Respectfully,

H. A. METZ, Comptroller.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of one hundred thousand dollars (\$100,000) to provide means for the preparation of detail plans and specifications for a new fire alarm telegraph system in the Borough of Manhattan; said plans to include the location and character of the ducts required, such subways as the City must build for itself; the type, character and detail of the entire instrumental equipment; together with plans for such central and subordinate stations as may be required.

Be it Ordained by the Board of Aldermen of The City of New York, as follows:

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution of the Board of Estimate and Apportionment adopted May 28, 1909,

and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding one hundred thousand dollars (\$100,000) to provide means for the preparation of detailed plans and specifications for a new fire alarm telegraph system in the Borough of Manhattan; said plans to include the location and character of the ducts required, such subways as the City must build for itself; the type, character and detail of the entire instrumental equipment, together with plans for such central and subordinate stations as may be required, and when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred thousand dollars (\$100,000), the proceeds whereof to be applied to the purposes aforesaid.

Which were severally referred to the Committee on Finance.

The Vice-Chairman laid before the Board the following communications from the Board of Estimate and Apportionment:

No. 2387.

Board of Estimate and Apportionment, City of New York, }  
Office of the Secretary, No. 277 Broadway, }  
June 2, 1909. }

Hon. PATRICK P. MCGOWAN, President, Board of Aldermen:

Dear Sir—I transmit herewith certified copies of fifty-one resolutions adopted by the Board of Estimate and Apportionment, recommending the establishment of additional grades of positions and new positions in the various City Departments as follows:

Office of Board of Estimate and Apportionment.  
Department of Health (seven resolutions).  
Office of Board of Aldermen and City Clerk.  
Department of Finance (four resolutions).  
Office, President, Borough of Manhattan.  
Office, President, Borough of Brooklyn (seven resolutions).  
Office, President, Borough of Queens (three resolutions).  
Office, President, Borough of Richmond.  
Department of Bridges (three resolutions).  
Department of Public Charities.  
Department of Water Supply, Gas and Electricity.  
Department of Bellevue and Albany Hospitals (four resolutions).  
Department of Parks, Boroughs of Manhattan and Richmond (four resolutions).  
Tenement House Department.  
College of The City of New York.  
Municipal Courts of The City of New York.  
Municipal Court, Second District, Borough of Richmond.  
Office, Register of Kings County.  
Office, Sheriff of Kings County.  
Office, Surrogate of Kings County.  
Office, County Judge and Surrogate of Richmond County.  
Armory Board.  
Police Department (two resolutions).  
Department of Docks and Ferries.  
Office, Commissioners of the Sinking Fund.

I also transmit copies of reports of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, relative thereto, together with forms of fifty-one resolutions for adoption by the Board of Aldermen to indicate its concurrence therein.

Enclosed herewith also is a certified copy of resolution amending resolution adopted May 21, 1909, relative to the establishment of grade of position of Assistant Clerk in the Court of Special Sessions, Second Division, with salary at the rate of \$1,200 per annum, for one incumbent, together with copy of report of the Select Committee, as above, recommending said amendment, also a form of resolution for adoption by the Board of Aldermen to indicate its concurrence therein.

Yours very truly,

JOSEPH HAAG, Secretary.

April 13, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is copy of a report of the Bureau of Municipal Investigation and Statistics, dated April 9, 1909, relative to the request of the President of the Borough of Queens for the establishment of the grade of position of Engineer in charge of the Topographical Bureau, Borough of Queens, at \$5,000 per annum, for one incumbent, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report.

In view of the facts contained in said report your Committee recommends the adoption of the resolution attached hereto.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

April 9, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—I beg to report as follows on the matter of a communication from the President of the Borough of Queens, dated March 17, 1909, received at a meeting of the Board of Estimate and Apportionment March 19, 1909, requesting the establishment of the grade of position of Engineer in charge of the Topographical Bureau, Borough of Queens, at \$5,000. This request was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report, and by you to the Bureau of Municipal Investigation and Statistics:

The grade of position of Engineer at \$5,000 per annum is intended to provide for the advancement of Robert R. Crowell, who is in charge of the Topographical Bureau of the Borough of Queens, and who has also, since September 3, 1907, had the supervision of the engineering force connected with the Bureau of Highways in the same Borough. Supplementing the facts given in the communication of the President of the Borough to the Board of Estimate and Apportionment, your Examiner has prepared the following data covering the history of Mr. Crowell's services during the time he has been employed by the City: He was first appointed as Assistant Engineer by Mr. John J. McLaughlin, Engineer of Queens County in 1891, and continued in that position until December 31, 1898. During this period the County Engineer had charge of the construction and maintenance of highways in Queens County, also the construction of several bridges within the County, and jointly with the County of Kings. The amount of work done during this period through the Engineer's office, mostly all of it under the direct supervision of Mr. Crowell, amounted to 600 miles and cost, approximately, \$4,000,000. The bridges erected during the same period cost about \$300,000. Mr. Crowell's salary at the end of 1898 was \$2,100 per annum. On January 1, 1900, Mr. Crowell was appointed Assistant Engineer in the Department of Bridges and was detailed to take charge of all the triangulation work and the property surveys for the new Manhattan Bridge, as well as for the Queensboro Bridge. The Commissioner of Bridges showed his appreciation of Mr. Crowell's faithfulness to duty and his efficiency by advancing his salary on May, 1902, to \$2,700 per annum. Mr. Crowell continued in the Department of Bridges until January, 1903, when he was transferred to take charge of the Topographical Bureau in the Borough of Queens at the same salary as he was receiving in the Department of Bridges. At this time the number of men employed in the Topographical Bureau was about thirty-five. From that time on the Department was greatly expanded, and on July 1, 1903, pursuant to a request made by the Borough President to the Board of Estimate and Apportionment, the salary of the Chief Engineer was increased to \$3,000. On May 15, 1907, his salary was again increased to \$4,000. Between January, 1903, and January, 1907, the number of men employed in the Bureau had increased from 35 to about 215. At the present time there are about 225. Of this number there are 120 Civil Engineers, Transmitters, Draftsmen, etc., the largest engineering force in The City of New York with the exception of those of the Public Service Commission and the Board of



Water Supply. This in itself is a very large organization, and necessarily a large amount of time and attention must be given to it.

On September 3, 1907, the President of the Borough appointed Mr. Crowell as Engineer in charge of the Highway Bureau, in addition to having charge of the Topographical Bureau. In the Highway Bureau to-day there are 35 employees. Taken altogether, there are practically under his jurisdiction 270 men, at a cost to the City of about \$335,000 per annum. From September, 1907, to the present time, there has been added to the City the salary of an Assistant Engineer in the Highway Bureau at \$3,000 per year, or about \$4,500 to date.

Examination shows that the following salaries are paid Engineers in charge of the Topographical Bureaus in the several Boroughs, or of Bureaus corresponding to them in the character of the work undertaken:

Mahattan	\$5,000 00
Brooklyn	5,000 00
The Bronx	4,000 00
Richmond	3,000 00

In view of the facts disclosed in the foregoing report, I would respectfully suggest that the Select Committee recommend to the Board of Estimate and Apportionment the approval of the request of the Borough President, as provided in the resolution hereto attached.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. Metz, Comptroller.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Engineer in charge of the Topographical Bureau, office of the President, Borough of Queens, in addition to those already existing therein, with salary at the rate of five thousand dollars (\$5,000) per annum, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution, and fixes the salary of said position as set forth therein.

No. 2389.

July 24, 1908.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of the request of the Board of Aldermen for the establishment of an additional grade of the position of City Clerk and Clerk of the Board of Aldermen at \$8,000 per annum, which matter was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration, the adoption of the resolution attached hereto is recommended.

Respectfully yours,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen; Select Committee.

May 21, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to the resolution of the Board of Aldermen, adopted June 2, 1908, requesting the Board of Estimate and Apportionment to fix the salary of the City Clerk and Clerk of the Board of Aldermen at not less than \$8,000 per annum, referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, and by you to this Bureau for examination, I beg to report as follows:

The present incumbent of the office of City Clerk and Clerk of the Board of Aldermen, Mr. P. J. Scully, has discharged the duties of the position for the past ten or more years at a salary of \$7,000 per annum. During that period the work of the office has greatly increased, and it is still constantly increasing, involving not only great personal responsibility, but continuous and exacting physical labor on the part of Mr. Scully. There seems to have been an intimation that \$7,000 was any too liberal compensation for the service he was called upon to render at the beginning of his term of office, nor does there seem to be any question as to the propriety of allowing him some increase of compensation in view of the greatly increased responsibility and labor involved in the service he now so satisfactorily renders.

It is therefore recommended that the request of the Board of Aldermen be complied with, and that the salary of the City Clerk and Clerk of the Board of Aldermen be fixed at the rate of \$8,000 per annum.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of City Clerk and Clerk of the Board of Aldermen, in addition to those already existing, with salary at the rate of eight thousand dollars (\$8,000) per annum, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2390.

Report No. 75.

Board of Estimate and Apportionment,  
Office of the Chief Engineer,  
May 25, 1909.

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

Sir—In the estimate submitted to the Board for the expenses of the office of the Chief Engineer in connection with the Bridges for 1909 provision was made for an increase of \$300 in the salary of Frederick W. Kuop, Assistant Engineer, engaged in the work of triangulation of the City, and an increase of \$150 in the salary of John E. Kelly, Stenographer and Secretary to the Chief Engineer, but neither of these salaries have yet been changed.

When Mr. Mosman was ordered back to Washington the work remaining to be done in connection with the triangulation was performed by Mr. Kuop, and he is now engaged in the preliminary work of running precise levels and establishing a series of bench marks in accordance with authority given by the Board early in the present year. This is responsible work, of which Mr. Kuop will be in entire charge, and I believe that the increase recommended for him last year should be allowed.

The work of Mr. Kelly is constantly increasing in variety and responsibility, and I feel that it would be distinctly unfair not to allow the slight increase asked for him.

If these changes were both to take effect as of June 1 the addition to the payroll for the seven remaining months of the year would be but \$262.50, and I would recommend to the Board that the schedule of salaries be so changed as to permit of these slight increases, resolutions to this effect being herewith submitted.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the Chief Engineer, Board of Estimate and Apportionment, in addition to those already existing therein:

	Incumbents.	Per Annum.
Assistant Engineer	1	\$3,000 00
Stenographer and Secretary	1	2,250 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2391.

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication presented to the Board of Estimate and Apportionment by the Board of Health on May 7, 1909, transmitting copy of a resolution adopted by said Board of Health on April 28, 1909, requesting the establishment of the grade of the position of Registrar of Records in the Department of Health, with salary at the rate of \$5,000 per annum, was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration.

Your Committee would respectfully report that the Commissioner of Health states that the present incumbent, Dr. William H. Guilfoyle, has been in the service of the Department of Health for the past twenty-five years, and has been Registrar of Records for ten years, during which period he has had no increase of salary. Dr. Guilfoyle now has charge of the Assistant Registrars of Records in all the Boroughs, which has largely increased his responsibilities, as he formerly had authority only in Manhattan. Length of service and intelligent supervision of this important work should commend Dr. Guilfoyle for consideration in advance of salary to \$5,000.

Your Committee recommends that the request of the Board of Health for the establishment of the grade of position of Registrar of Records, with salary at \$5,000 per annum be approved.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen; Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Registrar of Records in the Department of Health, in addition to those already existing therein, with salary at the rate of five thousand dollars (\$5,000) per annum.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2391.

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Communications presented to the Board of Estimate and Apportionment on April 16, 1909, from the Board of Health, transmitting resolutions adopted by said Board of Health on April 7, 1909, requesting the establishment of the grade of position of Inspector of Foods, with salary at the rate of \$3,000 per annum, for one incumbent, and also the grade of position of Stenographer and Typewriter, with salary at the rate of \$1,200 per annum, for two incumbents, in the Department of Health, were referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

Your Committee would respectfully report that the Sanitary Superintendent of the Health Department states that the request for the establishment of the grade of position of Inspector of Foods at \$3,000 per annum is made for the reasons that it is desired to recognize the services of Chief Inspector Bayard C. Fuller, in charge of the new division of Food Inspection, by increasing his salary from \$2,550 to \$3,000 per annum, the compensation now allowed to other heads of divisions; that Mr. Fuller has been in the employ of the Health Department for eighteen years; that he is competent in the discharge of duties which involve the supervision of inspection of foods in Greater New York.

The request for the establishment of the grade of position of Stenographer and Typewriter at \$1,200 per annum, for two incumbents, has reference, first, to the increase in salary from \$1,050 to \$1,200 of Mrs. Schrader, Stenographer to the Board of Health, who prepares the minutes of said Board and attends to the correspondence of the Secretary; second, to increase from \$1,050 to \$1,200 the salary of Miss Short, who holds the responsible place of Stenographer to the Sanitary Department.

Your Committee recommends that the requests of the Board of Health be approved.

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen; Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the Department of Health, in addition to those already existing therein:

	Incumbents.	Per Annum.
Inspector of Foods	1	\$3,000 00
Stenographer and Typewriter	2	1,200 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2392.

April 29, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication was presented to the Board of Estimate and Apportionment from the Board of Health on April 16, 1909, transmitting copy of a resolution adopted by the said Board of Health on April 9, 1909, requesting the establishment of the grade of position of Clerk in the Department of Health, with salary at the rate of \$2,400 per annum for two incumbents, detailed as Clerk of Accounts and Clerk of Supplies, respectively. The matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report.

Your Committee respectfully reports that it is the desire of the Board of Health to increase the salaries of two deserving Clerks, now receiving \$2,100 per annum each, to \$2,400 each. Of the Clerk in charge of Departmental Accounts, Dr. Walter Densel, Sanitary Superintendent, said:

"I consider this man as one of the most valued employees in the Department. He acts as Chief Bookkeeper, supervises the work of preparing the annual Departmental estimates and has had charge of the installation of the new system of accounting. His good work in those important functions should receive recognition, and I think his salary should be increased at least \$300 per annum."

Of the Clerk of Supplies, Dr. Densel had this to say:

"The other Clerk for whom an increase is requested has been in the service of the Department for ten years. He has charge of supplies, supervises the placing of orders, filling of requisitions, keeps track of the delivery of goods ordered to supply the four large institutions under the jurisdiction of the Department, and is always at his post. In general, he has a responsibility which justifies the City in paying him much more than he now receives, and I would ask that his services be recognized by an increase of \$300 a year in his salary."

It appears from examination of the Civil List that in other City Departments Clerks, Bookkeepers, etc., performing similar duties to those of the Clerk of Accounts in the Health Department receive salaries ranging from \$2,400 to \$3,000 per annum. Similar argument in favor of an increase of salary would apply to the position of Clerk of Supplies.

Your Committee therefore recommends that the request of the Board of Health for the establishment of the grade of position of Clerk at \$2,400 per annum be granted.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen; Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the Depart-



ment of Health, in addition to those already existing therein, with salary at the rate of twenty-four hundred dollars (\$2,400) per annum, for two (2) incumbents.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the Department of Health, in addition to those already existing therein, with salary at the rate of twenty-four hundred dollars (\$2,400) per annum, for two (2) incumbents."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2393.

April 30, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication was presented to the Board of Estimate and Apportionment from the Secretary of the Board of Health on April 2, 1909, transmitting copy of resolutions adopted by said Board of Health on March 24, 1909, requesting the establishment of the grade of position of Superintendent of Hospitals, with salary at the rate of \$3,000 per annum. This matter was referred to a select committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report.

Your committee respectfully reports that the position of Superintendent of Hospitals in the Department of Health has been vacant since April, 1906. In the Budget for 1908 provision was made for the salary of Superintendent of Hospitals at \$2,550 a year. The place was not filled. In the Budget for 1909 (No. 365) an allowance of \$3,000 was made for the salary of a Superintendent. The Commissioner of Health claimed that owing to the inadequate compensation allowed he was unable to secure a physician competent for the responsible place to accept the position for the salary provided. Dr. Robert J. Wilson has been Acting Superintendent of Hospitals for the past year.

While an allowance of \$3,000 was made in the Budget for 1909 for a Superintendent of Hospitals, the place has not been filled, for the reason that the grade was not established as provided in section 56 of the City Charter.

From the fact that the position of Superintendent of Hospitals has remained vacant for three years, it would appear that the small salary offered is a reasonable excuse for failure to find a man who would accept the appointment.

Your committee therefore recommends that the request of the Board of Health for the establishment of an additional grade of the position of Superintendent of Hospitals, with salary at the rate of \$3,000 per annum, be approved.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Superintendent of Hospitals in the Department of Health in addition to those already existing therein, with salary at the rate of three thousand dollars (\$3,000) per annum."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2394.

April 1, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report made by the Bureau of Municipal Investigation and Statistics on an application of the Board of Health, requesting the establishment of the grade of position of Captain in the Department of Health, with salary at the rate of \$1,800 per annum, which matter was referred to the Comptroller and the President of the Board of Aldermen for consideration and report.

In view of the facts contained in said report, your Committee recommend that the application of the Board of Health be granted in the extent that the grade of the position of Captain at \$1,620 per annum be established, instead of a grade at \$1,800.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

March 31, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to a communication presented to the Board of Estimate and Apportionment by the Secretary of the Board of Health on March 19, 1909, transmitting copy of a resolution adopted by said Board of Health on February 3, 1909, requesting the establishment of the grade of position of Captain, with salary at the rate of \$1,800 per annum, which was referred to the Comptroller and the President of the Board of Aldermen for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

In 1908 the rates paid Captains in the Department of Health were: One at \$1,320, and two at \$1,200 a year each. In the estimate of the Department for 1909, request was made for \$1,620 for one of the positions. In deference to representations of the Pilots' Association, that amount was allowed for one Captain in charge of the largest boat, running to Riverside Hospital.

In the Department of Public Charities and the Department of Correction, the highest rate paid Pilots (Pilot-Captains) is \$1,620 per annum. The class of steamboats used by the Departments of Health, Charities and Correction does not appear to call for a higher rate than \$1,620 per annum, according to classification made by the Association of Masters, Mates and Pilots.

Although provision was made in the Budget for 1909, for a Captain at \$1,620 per annum, the grade has not yet been established in the Department of Health. Consequently, the creation of a grade of Captain at \$1,800 would entail the increase of the present salary of a Captain of \$1,320 to \$1,800 per annum.

I recommend that the request of the Board of Health for a grade at \$1,800 be not granted, but that the establishment of the grade at \$1,620 to conform with the grade in the Department of Public Charities and the Department of Correction, be approved.

Yours respectfully,

CHAS. S. HERVEY, Supervising Statistician and Examiner.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Captain in the Department of Health, in addition to those already existing therein, with salary at the rate of one thousand six hundred and twenty dollars (\$1,620) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution, and fixes the salary of said position as set forth therein.

No. 2395.

March 31, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics in regard to an application of the Board of Health for the establishment of an additional grade of the position of Bacteriological Diagnostician, with salary at the rate of \$1,350 per annum, which matter was referred to the Comptroller and the President of the Board of Aldermen for consideration and report.

In view of the facts contained in said report, your Committee recommend the adoption of the resolution herewith attached.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

March 28, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to a communication presented to the Board of Estimate and Apportionment by the Secretary of the Board of Health on February 19, 1909, transmitting copy of resolution adopted by said Board of Health on February 3, 1909, requesting the establishment of an additional grade of the position of Bacteriological Diagnostician, with salary at the rate of \$1,350 per annum, which matter was referred to the Comptroller and the President of the Board of Aldermen for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The present salaries paid to Bacteriological Diagnosticians in the diagnosis laboratory are \$1,050 and \$1,200 per annum. The request is made for the increase of salary of a Bacteriological Diagnostician to \$1,350 for the reason that he is engaged in arduous work, which requires special skill and experience. The rate of \$1,350 a year does not appear to be an unreasonable salary for a man competent for this work.

It seems, also, that the Department of Health is handicapped by inducements offered to competent men by private parties engaged in the manufacture of antitoxin, and it is claimed that certain men would in the employ of the Department at a pecuniary sacrifice.

I recommend that the application of the Board of Health for the establishment of the grade of the position of Bacteriological Diagnostician be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Resolved, That the Board of Estimate and Apportionment hereby approves of the establishment of an additional grade of the position of Bacteriological Diagnostician, in the Department of Health, and recommends to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salary of said additional grade be fixed at the rate of one thousand three hundred and fifty dollars (\$1,350) per annum.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Bacteriological Diagnostician in the Department of Health in addition to those already existing therein, with salary at the rate of thirteen hundred and fifty dollars (\$1,350) per annum."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2396.

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication presented to the Board of Estimate and Apportionment by the Board of Health on May 21, 1909, transmitting copy of a resolution adopted by said Board of Health on May 19, 1909, requesting the establishment of an additional grade of the position of Nurse in the Department of Health, with salary at the rate of \$1,800 per annum, for one incumbent only, was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

Your Committee would respectfully report that it is the desire of the Board of Health to recognize the long service of Miss Kate B. Holden, detailed as Supervising Nurse at Willard Parker Hospital, and who now receives \$1,200 per annum.

Miss Holden has been in the service of the Department for twenty-nine years. She served through the typhoid fever epidemic of 1902. She was herself a victim of the disease, and has never entirely recovered from the attack. Miss Holden has charge of all the Nurses in the different pavilions at Willard Parker, and is constantly on duty. Her services are greatly appreciated by the Board of Health.

Your Committee would recommend that the request of the Board of Health for the establishment of the grade of position of Nurse at \$1,800 per annum, for one incumbent, Miss Kate B. Holden, be approved.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen, the establishment of the grade of position of Nurse in the Department of Health, in addition to those already existing therein, with salary at the rate of one thousand eight hundred dollars (\$1,800) per annum, for the present incumbent, Miss Kate B. Holden, only."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2397.

May 7, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a communication, under date of February 11, 1909, as amended in a supplemental communication dated May 5, 1909, addressed to the Board of Estimate and Apportionment by the Comptroller and requesting the establishment in the Department of Finance of an additional grade of the position of Examiner, with salary at the rate of \$5,000 per annum, for two incumbents, we beg to submit the following report:

The Examiners whom the Comptroller proposes to appoint to the requested grade are Mr. Robert B. McIntyre, now attached to the Bureau of Municipal Investigation and Statistics of the Department of Finance, with salary at the rate of \$4,000 per annum, and Mr. Frank J. Prial, Examiner in charge of the Bureau for the Examination of Claims, of said Department, with salary at the rate of \$3,500 per annum.

Mr. McIntyre was appointed to a position in the Department of Finance on November 13, 1900, his title being that of Assistant to Expert Accountant, at a salary of \$8 per diem. On September 1, 1902, under the provisions of chapter 436 of the Laws of 1902, his title was changed to that of Examiner, at a compensation of \$2,400 per annum. On February 6, 1905, he was transferred from the classified to the exempt service and appointed Expert Accountant, at a salary of \$3,500. On February 1, 1906, he was designated as an Auditor of Accounts, with salary at \$4,000 per annum. On January 23, 1909, he was transferred to the position of Examiner, with salary at the rate of \$4,000 per annum, said grade having been established by a resolution adopted by the Board of Estimate and Apportionment on November 15, 1907; concurred in by the Board of Aldermen December 31, 1907; signed by his Honor the Mayor on January 8, 1908, and approved by the Municipal Civil Service Commission on January 22, 1908.

During his eight years of service with the City, Mr. McIntyre has been assigned to making special investigations in practically all of the Departments of the City and has shown special skill and ability in the performance of such work. Mr. McIntyre has served under three Comptrollers and has received the highest commendation from each one of them. Under date of November 25, 1905, Hon. Edward M. Grant, then Comptroller of The City of New York, wrote Mr. McIntyre as follows:

"Mr. ROBERT B. MCINTYRE, Expert Accountant:

"Dear Sir—The conclusion of your second year's labors upon the estimates of the Department of Education is a fitting occasion for me to express to you my high appreciation of the work you have done in connection therewith."



"Your analyses of the financial operations of the Department of Education have been of great value to me and I believe to the other members of the Board of Estimate and Apportionment. Your work generally with regard to various school problems which have demanded consideration in the examination of school administration and school expenses during the past two years has been most commendable. I regard the work of yourself and your associates in these examinations as having made for the permanent betterment of the school conditions of the City and for their future development along lines of higher efficiency coupled with more intelligent economy.

"Yours truly,

"EDWARD M. GROUT, Comptroller."

Mr. Pral passed a competitive examination for the position of Examiner of Sewer Claims on February 8, 1905, receiving the highest percentage of 132 competitors. On May 24, 1905, he was appointed an Examiner of Sewer Claims by Comptroller Edward M. Grout. At that time sewer claims were a serious menace to the City Treasury, claims to the amount of almost ten millions of dollars remaining unsettled. After investigation, Mr. Pral reported that most of these claims were fraudulent and collected evidence which the Comptroller turned over to the District Attorney and Kings County, as a result of which three persons were convicted of conspiracy to defraud the City. Mr. Pral was then promoted to the position of Examiner in charge of Sewer Claims at a salary of \$2,850; the Division of Sewer Claims was reorganized and unsettled claims amounting to millions of dollars were subsequently withdrawn.

A report of the work accomplished by such Division was presented by the Comptroller to the Board of Estimate and Apportionment on April 2, 1907, with the following communication:

"Department of Finance, City of New York,  
"May 20, 1907."

"To the Board of Estimate and Apportionment:

"Gentlemen—I have the honor to transmit herewith for your consideration and for the purpose of having it printed in the City Record, a report from Mr. Frank J. Pral, Examiner in Charge of Sewer Claims, dated December 31, 1906, showing what has been accomplished in this branch of the Law and Adjustment Division of this Department during the year by the Examiner in question. I do this largely for the purpose of giving a competent, faithful and honest subordinate credit for the good work which has been done mainly through his personal efforts and integrity.

"Respectfully,

"H. A. METZ, Comptroller."

On June 21, 1907, the Comptroller presented a communication to the Board of Estimate and Apportionment, requesting that a grade of Examiner of Sewer Claims, at \$3,500, be established, and stated, in part, as follows:

"The salary \* \* \* is desired in order to promote the Examiner, who has had charge of the Division of Sewer Claims since the early part of 1906, and who, by his fidelity in discharging his duties and by his ability, which, in my judgment, is of a high order, has saved the City hundreds of thousands of dollars. Just how much it is impossible to positively estimate, for the reason that the saving has not only been in the number of sewer claims which have been successfully defended or withdrawn, but the moral effect of his having been placed in charge of the employees who handle these claims has been such as to greatly reduce the number of claims filed. His present salary is \$2,850."

At said meeting the Comptroller offered the following resolution, which was unanimously adopted:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of the position of Examiner of Sewer Claims in the Department of Finance, in addition to those already existing therein, at the rate of three thousand five hundred dollars (\$3,500) per annum, for the present incumbent, Mr. Frank J. Pral, only."

This resolution was concurred in by the Board of Aldermen on June 25, 1907, and Mr. Pral was promoted to said position on July 6, 1907, his title being subsequently changed from Examiner of Sewer Claims to Examiner, pursuant to a resolution of the Municipal Civil Service Commission on November 13, 1907.

On March 19, 1908, Mr. Pral was placed in charge of a new bureau called the Bureau of the Examination of Claims, which has charge of all claims for damage to persons or property other than those arising out of contracts or prevailing rate of wages.

Important results have been achieved by this Bureau in the first year of its existence. Claims that formerly were not examined until two or three years after they were filed are now examined within forty-eight hours, and by this means the City is armed with evidence to resist an action, while under the old system the City was without defense. In those cases where the facts are such that the Corporation Counsel holds that the City is legally liable and the claim is reasonable, payment is made promptly, thus saving the cost of an action and doing justice to the claimant.

It is manifestly a physical impossibility for the Comptroller in every instance to verify the data contained in the reports submitted by his Examiners for approval, and he must therefore, to a large extent, rely not only upon their honesty and their accuracy, but their sound judgment as well. It is therefore apparent that the responsibilities of an Examiner attached to the Department of Finance are necessarily great, and that the performance of his duties requires great faithfulness and ability; and we respectfully submit that such fidelity and responsibility should receive adequate compensation.

While the request of the Comptroller for the establishment of the additional grade of Examiner at \$3,500 per annum is primarily to permit him to provide for Mr. Robert B. McIntyre and Mr. Frank J. Pral, we further respectfully submit that irrespective of the just claims of the proposed appointees upon the present administration for such advancement the maximum existing grades of Examiner in the Department of Finance, namely, \$3,500 and \$4,000 per annum, are not commensurate with the responsibilities and the importance of the duties the Examiners now occupying these grades are called upon to perform.

In view of the preceding statements, we respectfully recommend the adoption of the resolution herewith attached.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the Department of Finance of the additional grade of the position of Examiner at \$5,000 per annum for two incumbents.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 23, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Examiner in the Department of Finance, in addition to those already existing therein, with salary at the rate of five thousand dollars (\$5,000) per annum for two incumbents.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2398.

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—We return herewith request of the Comptroller, under date of May 12, 1909, for the establishment of certain additional grades of positions in the Department of Finance, and beg to submit our report thereon as follows:

The additional grades of positions asked for, as specified in the Comptroller's request, are:

Chief Accountant and Bookkeeper, for one incumbent.....	\$5,000 00
Chief Auditor of Accounts (in charge of the Auditing Bureau), for one incumbent.....	6,000 00

Auditor of Accounts (in charge of Law and Adjustment Division), for one incumbent..... 6,000 00

The employees whom the Comptroller desires to advance to said requested grades when established are:

Frank W. Smith, Chief Accountant and Bookkeeper (Bookkeeping and Awards Division), present salary \$5,000 per annum; Patrick H. Quinn, Chief Auditor of Accounts (in charge of Bureau of Audit), present salary, \$5,000 per annum, and Jeremiah T. Mahoney, Auditor of Accounts (in charge of Law and Adjustment Division), present salary, \$5,000 per annum.

The official records of said employees in the Department of Finance are as follows:

Frank W. Smith.

February 6, 1906, transferred from the position of Bookkeeper, salary \$3,500, in the office of the City Chamberlain, to that of Chief Bookkeeper, salary \$4,500, in the Department of Finance.

April 1, 1906, designated as Chief Accountant and Bookkeeper, in accordance with Rule 6, paragraph 5, of the Municipal Civil Service Commission.

May 15, 1907, salary fixed at \$5,000.

Patrick H. Quinn.

January 6, 1906, appointed Auditor of Accounts, salary \$4,000.

February 1, 1906, appointed Chief Auditor of Accounts, salary \$5,000.

Jeremiah T. Mahoney.

May 2, 1900, appointed Auditor, salary \$2,500.

May 1, 1902, salary fixed at \$2,500 in accordance with chapter 436, Laws of 1902.

September 1, 1902, title changed to Auditor of Accounts.

July 1, 1903, salary fixed at \$4,000 per annum.

November 9, 1905, salary fixed at \$4,000 per annum and designated as Chief of Law and Adjustment Division.

December 1, 1906, salary fixed at \$4,500 per annum.

May 15, 1907, salary fixed at \$5,000 per annum.

In the statement of your Committee the compensation paid said employees is not commensurate with the importance of the services required in said positions or the responsibilities attached thereto. Similar positions in private business corporations command considerably more than the salary which it is proposed to pay said incumbents, and certain municipal positions of no greater responsibility are remunerated at higher rates than those proposed in the Comptroller's communication.

In view of the preceding statements, we recommend the approval of the Comptroller's request in accordance with the resolution herewith attached.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of grades of positions in the Department of Finance, in addition to those already existing therein, as follows:

	Incumbents.	Per Annum.
Chief Accountant and Bookkeeper.....	1	\$5,000 00
Chief Auditor of Accounts (in charge of Auditing Bureau).....	1	6,000 00
Auditor of Accounts (in charge of Law and Adjustment Division).....	1	6,000 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2399.

May 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a communication under date of April 19, 1909, addressed by the Comptroller to the Board of Estimate and Apportionment, requesting the establishment in the Department of Finance of the additional grade of the position of Examiner, with salary at \$3,000 per annum for two incumbents, we beg to submit the following report:

The persons whom the Comptroller proposes to appoint to the requested grades are Mrs. Mathilde Coffin Ford and Mr. Edward Feeney, both of whom are now attached to the Bureau of Municipal Investigation and Statistics, of the Department of Finance, as Examiners with salary at the rate of \$2,850 per annum.

Mrs. Ford, who previous to her entrance into the City's employment had had a long experience in educational matters, was employed by former Comptroller Edward M. Grout, on special work in relation to the schools of this City for various periods from January, 1904, to December, 1905. Under date of November 23, 1905, the then Comptroller addressed a communication as follows:

"November 23, 1905.

"Mrs. MATHILDE COFFIN FORD, New York City, N. Y.:

"Dear Madam—I desire to express my high appreciation of the work which you have done in an examination into the course of study, the teaching methods, and the financial administration of the public schools of The City of New York, both prior to the adoption of the City Budget for 1905 and the City Budget for 1906.

"I am convinced that your examinations and reports upon the Department of Education estimates for 1905 not only had an important effect in the economies enforced by the Board of Education during the present year, but had the still more important effect of arousing and then in crystallizing public sentiment with regard to certain important features of our public school administration. Your work of the present year upon the estimates for 1906 has emphasized and increased the effectiveness of the work done a year ago.

"I believe that by your labors and the labors of those associated with you in the Finance Department in connection with these matters a radical change has been brought about, both in the attitude of those in charge of educational matters in the City and of the general public, with regard to what is a sane and reasonable development of the school system and especially with regard to ordinary business sense in the matter of economy.

"Yours respectfully,

"EDWARD M. GROUT, Comptroller."

On January 22, 1907, Comptroller Herman A. Metz appointed Mrs. Ford Examiner with salary at \$2,400 per annum, pursuant to Rule XII, paragraph 5, of the Municipal Civil Service Commission. On April 27, 1908, Mrs. Ford addressed a request for promotion to a higher grade to the Comptroller, which request was endorsed by the Supervising Statistician and Examiner, of the Bureau of Municipal Investigation and Statistics, as follows:

"To the Comptroller:

"I beg to approve of this application, and ask that a substantial addition be made to Mrs. Ford's salary as she is one of the most efficient of your subordinates in this Bureau, and, so far as I have been able to judge, one of the most efficient in the Department.

"Yours respectfully,

"CHARLES S. HERVEY."

During her employment by two successive Comptrollers, Mrs. Ford has been occupied with matters relative to the Board of Education, and during the administration of the present Comptroller, has analyzed and reported on the annual "departmental estimates" of said Board and has handled all requests addressed to the Board of Estimate and Apportionment by the Board of Education relative to financial matters. On May 1, 1908, Mrs. Ford was advanced to the grade of Examiner, with salary at \$2,850 per annum, her present rate of compensation.



Mr. Edward Feeney, who is a veteran of the Civil War, was a member of the State Board of Mediation and Arbitration from 1893 to 1896, inclusive. On December 28, 1899, he was appointed by the then Comptroller, Bird S. Coler, as Assistant to Expert Accountant, with compensation at \$8 per diem. On March 1, 1901, his compensation was changed to an annual basis of \$2,500. On May 1, 1902 (pursuant to the provisions of chapter 436, Laws of 1902), his salary was fixed at \$2,100 per annum, and on September 1, 1902 his title was changed to Examiner. Mr. Feeney has been successively advanced for merit by the present Comptroller, viz.: On March 1, 1906, to \$2,250; on December 1, 1906, to \$2,550, and on April 1, 1908, to \$2,850, his present rate of compensation.

Mr. Feeney, while attached to the Bureau of Municipal Investigation and Statistics, has analyzed and reported on the annual Departmental Estimates and various financial requests of the Department of Health, and Bellevue and Allied Hospitals, and advised the Comptroller on matters relating to the "prevailing rate of wages." Mr. Feeney's experience as member of the State Board of Mediation and Arbitration has made his advice on all matters relating to organized labor of great value to the Comptroller.

In view of the preceding statements we respectfully submit that the important nature of the services required of the said Examiner and the responsibility attached to their positions amply justifies the small increase in their compensation which the establishment of the requested grade will allow. We therefore respectfully recommend the adoption of the resolution hereto attached.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Examiner in the Department of Finance, in addition to those already existing therein, with salary at the rate of three thousand dollars (\$3,000) per annum, for two (2) incumbents.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2400.

May 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Honorable Board held May 14, 1909, a communication was presented from the Comptroller requesting the establishment of additional grades of positions, as follows:

Deputy Collector of Assessments and Arrears, Borough of Manhattan, now grade, \$4,000 per annum.

Accountant, additional incumbent, \$2,400 per annum.

Accountant, now grade, \$2,550 per annum.

—which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration. Your Committee submits the following report in relation thereto:

The present Deputy Collector of Assessments and Arrears, Richard K. Weldon, was appointed to that position on February 11, 1907. Mr. Weldon is assigned as representative of the Collector of Assessments and Arrears in charge of the Manhattan office, and in his absence acts as Collector. Mr. Weldon reports on all petitions for refund, cancellation and remission of interest affecting property in the Borough of Manhattan, and in some of the more complex matters affecting property in the other boroughs, especially on matters in which legal questions are involved, being a member of the bar. He has been in charge of the Manhattan Bureau during the preparation of the exceedingly valuable compilation of arrears from the old records of the Bureau of Assessments and Arrears containing a record of "arrears" and "sales" from 1834 to date. Under the system now in operation as a result of this compilation all "arrears" and "sales" affecting a given parcel or lot can be promptly and accurately ascertained. He has had full charge of the preparation of the Manhattan tax sale advertisement for June 7, 1909. Mr. Weldon has always performed his duties to the entire satisfaction of his superiors. The present salary of the position is \$3,500, and it is with a view of making the salary commensurate with the value of the services performed that this request is made.

Regarding the request for two additional grades for the position of Accountant at \$2,400 and \$2,550 per annum, your Committee reports that at the present time there is no existing salary grade for this position in the Department of Finance between \$2,400, which is limited to but one incumbent, and \$3,000, which is unlimited as to the number of incumbents. The Comptroller asks that these additional grades be established so that the men now holding the positions may, when their record and services merit it, be advanced to the higher grade, as may now be done with other classes of employees. The salaries requested are not higher than those paid Accountants in the office of the Commissioners of Accounts, and for similar work in other City offices.

In view of the facts herein stated your Committee respectfully recommends the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the Department of Finance, in addition to those already existing therein:

	Per Annum.
Deputy Collector of Assessments and Arrears, Borough of Manhattan....	\$4,000 00
Accountant (one additional incumbent).....	2,400 00
Accountant.....	2,550 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2401.

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication to the Board of Estimate and Apportionment from the President of the Borough of Manhattan, dated September 29, 1908, requesting the establishment of the position of Swimming Instructor (male), with salary at \$1,050 per annum, for two incumbents, and of Swimming Instructor (female), with salary at the rate of \$900 per annum, for two incumbents, was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen for consideration.

Your Committee would respectfully report that children from high schools and institutions frequently attend in numbers the larger interior baths under the control of the Borough President, as well as the thousands of children from the tenements. The bath Attendants do not appear to be qualified to teach the children how to swim, hence many never learn to do so. A knowledge of the art might in an emergency save their lives. The City has expended considerable money in erecting these elaborate bathing establishments, and their value would be enhanced by the appointment of a limited number of Swimming Instructors to take charge of the children who desire to learn to swim.

Your Committee would recommend that the request of the Borough President for the establishment of the position of Swimming Instructor (male), with salary at the rate of \$1,050 per annum, for two incumbents, and of Swimming Instructor (female), with salary at the rate of \$900 per annum, for two incumbents, be approved.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following positions in the office of the President of the Borough of Manhattan:

	Incumbents.	Per Annum.
Swimming Instructor (male).....	2	\$1,050 00
Swimming Instructor (female).....	2	900 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2402.

May 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Board held May 7, 1909, there was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, a request from the President of the Borough of Brooklyn, dated April 29, 1909, for the establishment of the position of Clerk of the Local Improvement Boards in the administrative office of the said Borough President, for one incumbent, at an annual compensation of \$1,000. Included therein was also a request for a transfer of funds and the modification of budget schedules necessary to provide the means with which to pay the proposed increased salary, the present compensation of the incumbent of this position being \$2,100 per annum.

Your Committee reports: Examination has shown that the person occupying the position offered by the request of the President of the Borough of Brooklyn, is William J. Bierach, whose present official designation is Stenographer to Local Board; he was appointed originally under the title of Stenographer in the office of the Borough President, October 27, 1902, at a yearly compensation of \$1,200; in May, 1903, we are informed, that Mr. Bierach's salary was increased to \$1,800, and in October, 1904, to \$2,100. Meanwhile, during 1903, his official title was changed as before stated to Stenographer to Local Board. The Borough President now asks that the position be designated as Clerk of the Local Improvement Boards. It appears that in many of the other Boroughs does the person performing services similar to those of Mr. Bierach bear any distinctive title. In the Borough of Manhattan a Clerk employed as a salary of \$2,400 is detailed to act as Clerk of the Local Improvement Boards in the Borough of The Bronx the Secretary of the Borough performs the duties of Clerk in the Local Improvement Boards; in Queens, a female Clerk employed at \$1,200 per annum acts for the Local Boards, and in Richmond the Secretary of the Borough writes the minutes and has charge of the business of the Local Boards.

The statement is made to your Committee that the volume of work required to be done is much greater in Brooklyn than in any of the other Boroughs, not only for the reason that there are more Local Improvement Boards, but because the petitions received for local improvements at the present time and for some years past have exceeded in number those considered by the Local Boards in other Boroughs.

We would recommend that the request of the Borough President for the creation of a new title and salary grade be approved, but that the matter of a transfer of funds and schedule modification be deferred until such time as the Board of Estimate and Apportionment and the Board of Aldermen have acted upon the first proposition.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Clerk of the Local Improvement Boards in the office of the President of the Borough of Brooklyn, with salary at the rate of three thousand dollars (\$3,000) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2403.

May 12, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In relation to a communication of the President of the Borough of Brooklyn, dated June 11, 1908, requesting the establishment of the position of Inspector of Plumbing at \$2,400 per annum for one incumbent, referred to a Select Committee, consisting of the Comptroller and President of the Board of Aldermen for consideration, we beg to report as follows:

The Borough President states that the grade of Inspector of Plumbing at \$2,400 per annum asked for is intended to provide for the advancement of John R. Brophy, who is at present receiving a compensation of \$1,800 per annum. Mr. Brophy entered the service of the City as Inspector of Plumbing in the Department of Health on August 13, 1904, at a salary of \$1,200 per annum, and was transferred to the Bureau of Buildings, Brooklyn, February 10, 1909, at the same salary. On January 1, 1900, the salary was increased to \$1,500, and in May, 1902, to \$1,650, and in June, 1904, to \$1,800 per annum the salary he receives at present.

The Superintendent of Buildings states that he considers the services of John R. Brophy to be worth very much more than the compensation he now receives, as he has in past personally upon all plans for plumbing for the entire Borough of Brooklyn. In addition to these regular duties, he has also assigned to him all complaints affecting plumbing, and the Superintendent considers Mr. Brophy to be one of the most able men in his particular line of the business.

It also appears that the grade of \$2,400 asked to be created has been provided for in the Budget for 1909.

In view of the facts herein stated, the Select Committee would recommend the approval of the request of the Borough President of Brooklyn in accordance with the resolution hereto appended.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Inspector of Plumbing in the Bureau of Buildings under the jurisdiction of the President of the Borough of Brooklyn, with salary at the rate of two thousand four hundred dollars (\$2,400) per annum, for one incumbent.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Inspector of Plumbing in the office of the President of the Borough of Brooklyn, in addition to those already existing therein, with salary at the rate of twenty-four hundred dollars (\$2,400) per annum for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2404.

May 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of the Board of Estimate and Apportionment held March 26, 1909, a communication was presented from the President of the Borough of Brooklyn, requesting the establishment of the grade of position of Automobile Engineman at the rate of \$1,500 per annum for one incumbent, which was referred to



a select committee consisting of the Comptroller and the President of the Board of Aldermen for consideration. Your committee would report thereon as follows:

The employees for whom the President of the Borough of Brooklyn desires the increased salary grade is James Ford, who entered the service on August 13, 1908, at a compensation of \$3 per diem. The Borough President states that the incumbent is an extremely competent chauffeur, making many repairs to the machine himself, and that he would have no hesitation in paying him \$1,500 a year if he desired the man's services in his private capacity.

Inasmuch as the salary grade asked for has already been established for certain Automobile Engineemen in other City departments, we respectfully recommend the approval of the request of the Borough President in accordance with the resolution appended hereto.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of the position of Automobile Engineeman in the office of the President of the Borough of Brooklyn, with salary at the rate of fifteen hundred dollars (\$1,500) per annum for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2405

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Honorable Board held April 3, 1908, a communication was presented from the President of the Borough of Brooklyn requesting the establishment of the grade of position of Chief Engineer of the Bureau of Sewers at a compensation of six thousand dollars (\$6,000) per annum for one incumbent, which was referred to a select committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, your committee submits the following report in relation thereto.

The incumbent for whom the request is made is Edwin J. Post, the present Chief Engineer of the Bureau of Sewers of the Borough of Brooklyn. He entered the service of the City in 1895 as an Assistant Engineer at a salary of \$1,200 per annum; in 1897 his salary was increased to \$1,400 per annum, in 1898 increased to \$1,800 per annum, in 1902 increased to \$2,550 per annum, in 1904 increased to \$3,000 per annum, in 1905 to \$4,000 per annum and in 1907 promoted to the position of Chief Engineer of the Bureau of Sewers, with compensation of \$5,000 per annum, the salary he receives at present.

During the past year there have been twenty miles of sewers constructed in the Borough of Brooklyn under the supervision of the Chief Engineer of the Bureau of Sewers, ranging from 15 feet to 15 inches in diameter, and at a cost of about \$3,000,000. The work of the office has increased at least 50 per cent. in the past ten years, and very much time and attention has to be given to planning sewerage systems for new territory, and also to the creation and maintenance of disposal works.

In view of the facts as herein stated, we would respectfully recommend the approval of the request of the President of the Borough of Brooklyn in accordance with the resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Chief Engineer in the Bureau of Sewers in the office of the President, Borough of Brooklyn, in addition to those already existing therein, with salary at the rate of six thousand dollars (\$6,000) per annum.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2406

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a communication received from the President of the Borough of Brooklyn, requesting the establishment of the grade of position for Chief Engineer of the Topographical Bureau, at \$6,000 per annum, and Chief Engineer, Bureau of Highways, at \$6,000 per annum, which was at a meeting held May 21, 1909, referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen for consideration, your Committee begs to submit the following report:

The Chief Engineer of the Topographical Bureau, Mr. Charles R. Ward, entered the employ of the old Rapid Transit Commission in 1895, as an Assistant Engineer. Resigned from this position and was appointed an Assistant Engineer in the Topographical Bureau of the Borough of The Bronx in 1896. In 1902 was transferred as an Assistant Engineer to the Topographical Bureau of the Borough of Brooklyn. On May 14, 1906, was appointed an Assistant Engineer in charge of the Topographical Bureau of the Borough of Brooklyn, at a salary of \$3,000 per annum. On February 1, 1907, the salary was increased to \$4,000.

On December 12, 1907, he passed a Civil Service examination for Chief Engineer of the Topographical Bureau of the Borough of Brooklyn, and on December 12, 1907, was appointed Chief Engineer at a salary of \$5,000 per annum.

The entire work of preparing all the necessary maps, surveys, etc., for street opening proceedings are under the charge of the Topographical Bureau. There are at present 246 street opening proceedings pending, amounting to approximately 100 miles of streets.

Since January 1, 1907, the Topographical Bureau of Brooklyn has prepared all the necessary plans and profiles for grading, grading and paving the streets for Brooklyn. This work was formerly done by City Surveyors at an annual expense of approximately \$50,000.

Since January 1, 1907, the Topographical Bureau has prepared all surveys and profiles for regulating, curbing, grading, paving, etc., of about 250 streets, amounting to approximately 60 miles of improvements.

The Chief Engineer, Bureau of Highways, Mr. John C. Sheridan, was appointed February 14, 1900, from competitive list, Leveler, at \$1,200 per annum; afterwards appointed from competitive list Transition at \$1,500 per annum. From 1900 to 1902 in charge of surveys for first estimates. From 1902 to 1905, Assistant in Charge of Construction, Highway Bureau; 1905, promoted to Assistant Engineer, \$3,000, and placed in charge of the Division of Repairs, Bureau of Highways. This Division of the Highway Bureau is concerned with the maintenance and repair of all pavements, and the purchase of supplies.

In the fall of 1906, transferred to the Bureau of Sewers as Engineer in Charge of Construction. Some time later salary for this position fixed at \$4,000. He there had charge of all the construction work of the Bureau of Sewers.

On June 1, 1907, he succeeded Mr. George W. Tilson, Chief Engineer of the Bureau of Highways, as Acting Chief Engineer, and after promotion examination in the fall of 1907 was appointed Chief Engineer at \$5,000 per annum, the grade established. The position of Chief Engineer in the Bureau of Highways, Brooklyn, entails the responsibility and control of the entire work of the Bureau on Construction, Maintenance and Repair of Pavements, Encroachments and Permits, as well as the connected feature of an engineering nature. The Salaries and Wages payroll of this Bureau approximates one million dollars per annum, and the contract work varies from a million and a half to three millions per annum. The disposition and control of the Salaries and Wages fund rests with the Chief Engineer, and he is also responsible for the proper execution of the contract work on construction and otherwise.

In view of these facts, your Committee respectfully recommends the adoption of the resolutions hereto attached.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the President, Borough of Brooklyn, in addition to those already existing therein:

	Incumbents.	Per Annum.
Chief Engineer, Bureau of Highways.....	1	\$6,000 00
Chief Engineer, Topographical Bureau.....	1	6,000 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2407

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In relation to a communication from the President of the Borough of Brooklyn, dated April 12, 1909, requesting the establishment of the position of Superintendent of the Municipal Asphalt Plant with compensation at the rate of \$2,500 per annum, referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, we respectfully report thereon as follows:

The incumbent for whom the establishment of the position is requested, is C. K. Leamon; at present his title is Foreman in the Bureau of Highways, with compensation at the rate of \$4.93 per day; he has been assigned to the Municipal Asphalt Plant as Acting Superintendent, and the President of the Borough of Brooklyn states that a large part of the success attending the operation of the plant has been due to the supervision of Mr. Leamon.

In view of the facts as herein stated, we respectfully recommend the approval of the request of the President of the Borough of Brooklyn in accordance with the resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Superintendent of the Municipal Asphalt Plant, under the jurisdiction of the President of the Borough of Brooklyn, with salary at the rate of twenty-five hundred dollars (\$2,500) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2408

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In relation to a communication to your Board from the President of the Borough of Brooklyn, dated May 14, 1909, requesting the establishment of the grade of the position of Searcher, with salary at the rate of \$1,800 per annum, for one incumbent, referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, we beg to respectfully report thereon, as follows:

The employee for whom the President of the Borough of Brooklyn desires the establishment of the grade of the position of Searcher is John F. Murphy, who entered the service of the City on December 24, 1902, as Junior Clerk in the Department of Taxes and Assessments; in 1904 his salary was increased to \$750, and in 1905 to \$900 per annum. In August, 1905, he was appointed a Searcher, having taken a competitive examination for that position, and was transferred to the Topographical Bureau under the jurisdiction of the President of the Borough of Brooklyn, at a compensation of \$1,200 per annum, and in May, 1907, the salary of the incumbent was increased to \$1,500 per annum, which is the amount he is receiving at present.

The Chief Engineer states that Mr. Murphy has been employed in the Topographical Bureau over three years, and during this period he has searched the laws of the State of New York from 1777 to date, the minutes of the Common Council, and the various Boards of the former towns of Kings County, and says he secured a mass of information concerning streets and railroads, bringing to light numerous records that were missing, and finding many unrecorded and unindexed records containing reports of Street Opening Commissions as well as disclosing many sessions of street rights. All of this has resulted in the completion of important records which will save much money to the City.

We therefore respectfully recommend the approval of the request of the President of the Borough of Brooklyn in accordance with the resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Searcher in the office of the President, Borough of Brooklyn, in addition to those already existing therein, with salary at the rate of eighteen hundred dollars (\$1,800) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2409

May 23, 1909.

To the Honorable, The Board of Estimate and Apportionment:

Gentlemen—A communication addressed to your Board from the President of the Borough of Queens, dated April 13, 1909, requesting the establishment of the grade of the position of Telephone Operator at the rate of \$1,050 per annum, for one incumbent, was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration. We beg to report thereon that the salary of the incumbent as provided in the Budget schedule for the year 1909, is \$900. The President of the Borough of Queens states that the entire telephone service for the Department, with its numerous extensions to all subordinate Bureaus, corporations, yards, etc., is handled by this one Operator; and he further states that the incumbent has proven himself capable, diligent and trustworthy. He desires therefore to reward the incumbent for his faithful and meritorious services.

We would respectfully recommend the approval of the request of the President in accordance with the resolution hereto appended.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.



Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Telephone Operator in the office of the President, Borough of Queens, in addition to those already existing therein, with salary at the rate of ten hundred and fifty dollars (\$1,050) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution, and fixes the salary of said position as set forth therein.

No. 2410.

City of New York, Board of Estimate and Apportionment,  
Secretary's Office.

May 25, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics of the Department of Finance, dated March 10, 1909, in the matter of the request of the President of the Borough of Queens, for the establishment of grades of Chief Inspector at \$2,500 per annum, and Chief Clerk at \$2,500 per annum, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the facts contained in said report, your committee recommend the adoption of the resolution attached hereto.

Respectfully yours,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

March 10, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—At the meeting of the Board of Estimate and Apportionment held January 15, 1909, a communication was received from the President of the Borough of Queens requesting the establishment of the grades of Chief Inspector at \$2,500 per annum and Chief Clerk at \$2,500 per annum, which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen. This matter having been referred by you to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

In the reorganization of the clerical forces of the several Bureaus under the jurisdiction of the President of the Borough of Queens, which reorganization has been made necessary by the transfer of a considerable number of persons holding non-competitive positions in the Civil Service from those Bureaus, where for some time past they have been engaged in clerical work, to outside employment, the President has found it necessary to designate competent men already in the classified service to take charge of such reorganization. He asks for the creation of the positions of Chief Inspector and of Chief Clerk, both at \$2,500 per annum.

Your Examiner being familiar with the character of the services required and of the qualifications of the men holding the positions, respectfully suggests that the President's application be approved.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of grades of positions in the office of the President of the Borough of Queens, in addition to those already existing therein, as follows:

	Per Annum.
Chief Inspector .....	\$2,500 00
Chief Clerk .....	2,500 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2411.

May 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Under date of February 25, 1909, the President of the Borough of Richmond requested your Board to recommend to the Board of Aldermen, pursuant to Section 56 of the Greater New York Charter, certain additional positions and grades of positions in his Department. At the meeting held March 19, 1909, the said request was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration. We therefore respectfully submit the following report:

The communication of the Borough President is in the form of a request for action on several applications previously made by him during the past three years for the creation of new positions and grades, and the fixing of additional grades of established positions, which applications have been referred to this Committee from time to time, but upon which no final action has been taken. The present request is made in accordance with the resolution of the Board of Estimate and Apportionment on January 15, 1909, which practically suggested the renewal of all previous applications not up to that time acted upon.

In his communication the President has stated that if all the requests made were allowed the changes involved could all be made without any increased appropriations for salaries by the modifications of the 1909 budget schedule allowances, with the exception of the position of chemist, for which, when created, a Special Revenue Bond Fund will be required.

It appears to your Committee that the greater part of the changes suggested are purely administrative propositions.

There are several propositions for the creation of grades of positions lower than those already established, the theory being that it is possible to secure persons to fill the positions at lower rates than it is now possible with the existing grades.

In the matter of proposed salary increases contemplated in this application, your Committee is informed that in several of the cases provided for the incumbents have faithfully served the City for a long time, and whose present rates of compensation are not commensurate with the importance of the work they are called upon to perform.

Inasmuch as the creation of the new positions and grades of positions asked for will not involve any increase in the yearly rates of expenditures for salaries over the 1909 budget, allowances therefor, except for the position of chemist, as herein previously referred to, we would respectfully recommend the approval of the request of the Borough President, in accordance with a resolution hereto appended.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the President, Borough of Richmond, in addition to those already existing therein:

	Per Annum.
Assistant Commissioner of Public Works .....	\$3,600 00
Assistant Superintendent of Buildings .....	2,200 00
Chief Inspector of Buildings .....	2,150 00
Secretary to Commissioner of Public Works .....	2,000 00
Chief Clerk .....	2,000 00
Clerk .....	1,800 00

Searcher .....	1,200 00
Rodman .....	1,200 00
Inspector of Sewer Construction .....	1,200 00
Messenger .....	1,200 00
Superintendent, Bureau of Highways .....	3,000 00
Superintendent, Bureau of Sewers .....	3,000 00
Superintendent, Bureau of Street Cleaning .....	3,000 00
Superintendent, Bureau of Public Buildings and Offices .....	3,000 00

—and the establishment of the following positions in said office:

	Per Annum.
Chemist .....	\$1,350 00
Gardener .....	900 00
Elevator Man .....	900 00
Janitor .....	1,350 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2412.

May 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—We return herewith request, under date of April 27, 1909, from the Commissioner of the Department of Bridges for the establishment of the additional grade of the position of Messenger in said Department, with salary at the rate of \$1,500 per annum, for two incumbents and beg to submit our report relative to said request as follows:

We are advised that the two Messengers, whose salaries the Commissioner proposes to increase from \$1,200 to \$1,500 per annum, should the requested additional grade be established, are Mr. Moses H. Prager and Mr. Thomas J. Conlin, who have been in the employ of The City of New York, respectively, for sixteen and twenty-four years. The Commissioner states that said incumbents are willing, capable and satisfactory in the discharge of their duties, and the salary which it is proposed to pay them is decreased.

An inspection of the Civil List as of December 31, 1908, discloses ten incumbents in the position of Messenger, at a grade at least equal to that proposed by the Commissioner, as follows:

	Per Annum.
Mayor's Office (one) .....	\$1,950 00
Department of Health (two) .....	1,500 00
Board of Estimate and Apportionment (one) .....	1,500 00
Office of Borough President, Manhattan (one) .....	1,500 00
Surrogate's Court, New York County (three) .....	1,500 00
Register's Office, New York County (two) .....	1,500 00

In view of the long and faithful service of said two employees and in view of the fact that such requested grade of position is already established in other Departments of the City and County Government, we respectfully recommend that the Commissioner's request be approved in accordance with the resolution herewith attached.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Messenger in the Department of Bridges, in addition to those already existing therein, with salary at the rate of fifteen hundred dollars (\$1,500) per annum, for two incumbents.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2413.

May 3, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—We return herewith request of the Commissioner of the Department of Bridges, under date of April 20, 1909, for the establishment of the grade of position of Automobile Engineer for one incumbent in said Department, with salary at the rate of \$1,500 per annum. Relative to said request the Commissioner states as follows:

"It is proposed to give this salary to an Automobile Engineer who is now employed in this Department in consideration of his special knowledge and experience of more than eight years as an automobile mechanic and chauffeur. He has been in the service of this Department for three years, at \$1,200 per annum, and his experience in the construction and repair of automobiles has resulted in savings and uniform service and maintenance, and a very small expenditure for shop repairs."

As Bridge Mechanic and Riveter, attached to the Department of Bridges, now receive \$4.00 per day, or approximately \$1,500 per year, a compensation of \$1,500 for a Mechanic, who, in addition to his knowledge of mechanics, is an expert chauffeur, would not appear to be excessive.

The grade of position of Automobile Engineer at \$1,500 has been established in the Department of Finance, and an inspection of the Civil List as of December 31, 1908, discloses three Engineers (Automobile) at \$1,500 per annum, each attached to the Department of Docks and Ferries.

In view of the preceding statements, we respectfully recommend that the request of the Commissioner be granted, through the adoption by your Honorable Board of the resolution herewith attached.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Automobile Engineer in the Department of Bridges, in addition to those already existing therein, with salary at the rate of fifteen hundred dollars (\$1,500) per annum, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2414.

April 15, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics of the Department of Finance, dated April 15, 1909, relative to the request of the Commissioner of the Department of Bridges for the establishment of additional grades of the positions of Automobile Engineer, at \$1,200 each per annum, for four incumbents, and Attendant, at \$750 per annum, for one incumbent, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the facts contained in said report, your Committee recommend the adoption of the resolution hereto attached.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Hon. HERMAN A. METZ, Comptroller:

Sir—In the matter of a request from the Commissioner of Bridges for the establishment of certain grades of positions in the Department of Bridges in addition to those already existing therein, I beg to submit the following report:



The additional grades requested are as follows:

Automobile Engineman, at \$1,200 each per annum. Two incumbents.

Attendant, at \$750 per annum. One incumbent.

By a resolution adopted by the Board of Estimate and Apportionment on April 20, 1906, and subsequently concurred in by the Board of Aldermen, the position of Automobile Engineman, at \$1,200 per annum, for one incumbent, was established in the Department of Bridges, and by a resolution adopted by the Board of Estimate and Apportionment on May 11, 1906, and subsequently concurred in by the Board of Aldermen, the number of incumbents in the position of Automobile Engineman in the Department of Bridges was increased from one incumbent to two incumbents.

It therefore appears that the grade requested by the Commissioner of Bridges has already been duly established in said Department and that his request should have been made for an increase in the number of incumbents in said position from two incumbents to four incumbents.

The Commissioner's representative stated to your Examiner that the Department of Bridges now owns four automobiles, two of which are operated by the Auto Enginemen provided for in the Budget appropriation for 1909; and that the other two automobiles are operated respectively by a Machinist at \$4.50 per day and a Laborer at \$3 per day, said employees being attached to the force of the New York and Brooklyn Bridge, and hence not paid from the Budget appropriations. It therefore appears that should these two employees average 320 days per annum each their aggregate compensation at respectively \$4.50 per day and \$3 per day would equal the aggregate amount of their proposed salaries, namely, \$2,400; and your Examiner has been informed by the Commissioner's representative that said employees average over 320 days each in performing service for the Department of Bridges.

The employees whose titles it is proposed to change are Charles P. Herr, appointed on February 19, 1908, who appears on the Civil List as of December 31, 1908, as Machinist, at \$1,200 per annum, and Joseph Turley, Laborer, at \$3 per day, who was transferred from the Department of Street Cleaning to the Department of Bridges.

The requested grade or position of Attendant, at \$750 per annum, is to provide for Mary E. Conboy, appointed August 6, 1900, who appears on the said Civil List as Cleaner at \$750 per annum. The Commissioner's representative states that this employee has served the Department of Bridges in various capacities, acting at one time as Telephone Operator, and that her present duties are properly that of Attendant and not Cleaner. It is to be noted that no change in the compensation of said employee is proposed.

The Commissioner states that the reason for his two requests is that the Municipal Civil Service Commission has determined that the said employees are employed outside of their technical titles.

In view of the preceding statements, your Examiner respectfully recommends that the request of the Commissioner, modified as to form as previously noted, be granted.

Respectfully yours,

CHAS. S. HERVEY, Supervising Statistician and Examiner

Approved:

H. A. METZ, Comptroller.

Resolved, That the Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment May 28, 1909:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen that the number of incumbents for the position of Automobile Engineman in the Department of Bridges, with salary at the rate of twelve hundred dollars (\$1,200) per annum, be increased from two (2) to four (4), and the establishment of the position of Attendant in said Department, with salary at the rate of seven hundred and fifty dollars (\$750) per annum, for one (1) incumbent.

No. 2415.

May 21, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a communication from the Commissioner of Public Charities, requesting the establishment of the position of Hospital Clerk in said Department, which request was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report, we beg to report as follows:

At the present time there are established in the Department of Public Charities various grades of the position of Hospital Helper, the maximum salary being \$720 per annum. The Municipal Civil Service Commission has fixed the maximum salary of this class of employees at \$400 per annum, and established the position of Hospital Clerk at a maximum salary of \$900, appointments to be made from an eligible list. As a result of this action the Commissioner of Public Charities reports that the position of Hospital Clerk be established in his Department, with salary at the rates of \$900, \$750, \$720, \$600 and \$540 per annum.

In view of the fact that the grades now established for Hospital Helpers are the same as a majority of cases as those now requested for Hospital Clerks, we would respectfully recommend that the request be approved.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position and grade of position of Hospital Clerk in the Department of Public Charities, the salary of said position not to exceed nine hundred dollars (\$900) per annum, as follows:

	Per Annum.
Hospital Clerk .....	\$900.00
Hospital Clerk .....	750.00
Hospital Clerk .....	720.00
Hospital Clerk .....	600.00
Hospital Clerk .....	540.00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said position as set forth therein.

No. 2416.

May 11, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a request from the Commissioner of the Department of Water Supply, Gas and Electricity, dated March 23, 1909, for the establishment of the position of Superintendent of Wells, with salary at \$1,800 per annum, in said Department, the same having been referred by your Board March 28, 1909, to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, we respectfully report as follows:

As stated by the Commissioner, the duties of Superintendent of Wells in the Department of Water Supply, Gas and Electricity, Borough of Brooklyn, are now performed by the Inspector of Building Construction, Carpentry and Masonry. The present incumbent of the position, as appears from the Civil List as of December 31, 1908, is George Morgan, appointed August 4, 1901, whose compensation is stated at \$5 per diem.

The work of well driving has been, and probably will be for some years, one of the important functions of said Department in the Borough of Brooklyn, and the supply of water in said Borough depending to a large extent upon the intelligent use of this method of obtaining an additional supply. The duties of such Superintendent of Wells are of a technical character, and, as the Commissioner states, "it requires a man of special training and experience to properly supervise the installation of these wells."

The title of Inspector of Building Construction, Carpentry and Masonry does not appear to your Committee to properly describe the duties of the present incumbent,

and hence fails to meet the Civil Service requirements that the title of all positions shall correspond with the duties of said positions. Your Committee is informed that the following employees are now under the jurisdiction of Mr. Morgan, viz.: 3 Well Drivers, 5 Assistant Well Drivers, 1 Caulker, 1 Foreman, 5 Assistant Foremen and 35 Laborers. In view of the responsible nature of such position, the proposed salary for such Superintendent of Wells, namely, \$1,800 per annum, does not appear to be excessive.

In view of the preceding statements your Committee respectfully recommends that the request of the Commissioner be granted.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Superintendent of Wells in the Department of Water Supply, Gas and Electricity, with salary at the rate of eighteen hundred dollars (\$1,800) per annum, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2417.

April 27, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication was presented to the Board of Estimate and Apportionment from the Board of Trustees of Bellevue and Allied Hospitals on April 16, 1909, requesting the establishment of the position of Physician to Out-Patients in the Department of Bellevue and Allied Hospitals, with salary at the rate of \$300 per annum, for twenty incumbents. The matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report.

Your Committee respectfully reports that the Board of Trustees desire to provide a small compensation for physicians who have been giving free services at the dispensary or Out-Patient Department of Gouverneur Hospital. Dependence on crowded east side tenements apply for relief at this Dispensary. The number of patients treated or prescribed for on March 15 last, from 9 a. m. to 1 p. m., was as follows:

General Medical—Stomach Troubles, Headache, etc.—	
Men .....	35
Women .....	63
Children .....	76

Now and throat affections .....	174
Skin diseases .....	68
	36

Surgical and infectious cases treated on the afternoon of March 15 .....	278
	113

Total for March 15 .....	391
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The total number treated on March 15, was:

General medical, men, throat, etc. ....	409
Surgical and infectious cases .....	176

Total for March 15 .....	584
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Number of persons treated during the year 1908 .....	112,223
Of which, new cases .....	55,605
Number of prescriptions, 1908 .....	118,215
Number of persons treated in February, 1909 .....	8,308

The rapidity with which physicians are forced to handle cases, owing to the large number of applicants, was shown by the fact that on March 15, two Doctors, one engaged for two hours, and the other for one and a quarter hours, treated 110 female patients, and prescribed where necessary, or less than two minutes' time, on the average, given to each case.

It appears that there are forty Physicians on the dispensary list who give their services gratuitously at different times during the week. On the morning of March 15, ten Physicians were present for from one to three hours each.

The President of the Board of Trustees stated that it is difficult to induce a sufficient number of Physicians to give their services without compensation, and at hours that must be fixed to accommodate those seeking treatment; that if Physicians were paid a nominal salary, the Department could command their services for the full hours fixed at the dispensary for the treatment of poor patients. At present Physicians will give preference to calls in their private practice, as many of them are young men trying to become established in their profession.

While forty Physicians are now irregular attendants at the Out-Patient Department, it would seem that twenty Physicians, with salary at \$300 per annum each, would be sufficient for this service, and your Committee therefore recommends that the request of the Board of Trustees of Bellevue and Allied Hospitals be approved.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Physician to Out-Patients in the Department of Bellevue and Allied Hospitals, with salary at the rate of three hundred dollars (\$300) per annum, for twenty (20) incumbents.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution, and fixes the salary of said position as set forth therein.

No. 2418.

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication presented to the Board of Estimate and Apportionment from the Board of Trustees of Bellevue and Allied Hospitals, dated March 29, 1909, requesting the establishment of the position of Coal Passer, with compensation at the rate of \$2 per diem, for three incumbents, in said Department, was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

Your Committee respectfully reports that the President of the Board of Trustees states that the coal passers are required at Gouverneur Hospital, where a peculiar condition exists in the boiler room. The coal is stored in a cellar underneath, and the boiler room is so small that only a limited amount of coal may be placed before the boiler. The firemen are forced to pitch the coal from the cellar, where the temperature was recently as high as 120 degrees.

The President of the International Union of Firemen has made a strong appeal for relief for the firemen employed at Gouverneur Hospital by the employment of coal passers, on account of the existing conditions, at least until such time as structural changes may be made in the building that will relieve the situation.

Your Committee recommends that the request of the Board of Trustees for the establishment of the position of Coal Passer, with compensation at the rate of \$2 per diem, for three incumbents, in the Department of Bellevue and Allied Hospitals be approved.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.



Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Cook in the Department of Bellevue and Allied Hospitals, with compensation at the rate of two dollars (\$2) per diem, for three incumbents.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the compensation of said position as set forth therein.

No. 2419

April 7, 1909

To the Honorable the Board of Estimate and Apportionment:

Dear Sir—Transmitted herewith is a copy of a report made by the Bureau of Municipal Investigation and Statistics on applications of the Board of Trustees of Bellevue and Allied Hospitals, requesting the establishment of certain positions and grades of positions in the Department of Bellevue and Allied Hospitals, which matters were referred to the Comptroller and the President of the Board of Aldermen for consideration and report.

In view of the facts presented in said report, your Committee recommends the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

April 7, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In regard to three communications presented to the Board of Estimate and Apportionment from the Board of Trustees, Bellevue and Allied Hospitals, dated, respectively, February 4, February 18, and February 19, 1909, requesting the establishment of certain positions and grades of positions in the Department of Bellevue and Allied Hospitals, which matters were referred to the Comptroller and the President of the Board of Aldermen for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The request for the establishment of the position of Automobile Engineeman at \$1,200 a year, dated February 4, 1909, is covered in the application for a number of positions, dated February 18, 1909.

Taking up the positions requested consecutively, as they appear in the communication of the Board of Trustees of February 18, it seems that provision was made in the Budget for 1909 (No. 317) for a Plumber, at a rate not to exceed \$5 per diem, in accordance with the provisions of the prevailing rate of wages law.

Provision was made in the Budget (No. 324) for two "Chauffeurs" (Automobile Engineemen), at \$1,200 each per annum. In order not to interfere with this activity of the Department, pending the creation of the position of Automobile Engineeman, allowance has been made for two Helpers, at \$720 each, for this work. In other Departments the prevailing rate paid to Automobile Engineemen is \$1,200 per annum, without maintenance.

After application was made by the Board of Trustees for the establishment of the position of Telephone Operator, the Board of Estimate and Apportionment adopted a resolution fixing the grades of position of Telephone Operator at \$900, \$750, \$600 and \$450, which applied to all Departments. Provision was made in the Budget (Nos. 316, 319 and 323) for seven Telephone Operators, at \$900 each.

Provision was made in the Budget (No. 317) for two Assistant Alienists at \$2,100 a year each, and request is made for the establishment of the grade at that rate. The rate paid Assistant Alienist at present is \$1,500 a year. I recommend that the request be disallowed.

Provision was made in the Budget for two X-ray Photographers, at \$1,000 a year each (Nos. 317 and 320). The President of the Board of Trustees states that a man cannot be secured for this hazardous work at a less salary; also, that the cost of X-ray work done in Bellevue Hospital in 1908 by outside experts was over \$5,000. By permission of the Civil Service Commission, X-ray Photographers are now temporarily employed in the hospitals.

A Cook at \$900 a year was provided for in the Budget, and request is made for the establishment of that grade.

The position of Superintendent of Nurses at \$1,200 is disallowed, for the reason that the position of Supervising Nurse at \$1,200 is already in existence, and the duties are similar.

I recommend that application for the following positions be not granted, as they appear to be an unnecessary multiplication of Civil Service titles and the duties are performed by Trained Nurses:

- First Assistant Superintendent, Nurses, Mills Training School.
- Second Assistant Superintendent, Nurses, Mills Training School.
- Night Superintendent, Nurses, Mills Training School.
- First Assistant Superintendent, Nurses, Bellevue Training School.
- Second Assistant Superintendent, Nurses, Bellevue Training School.
- Night Superintendent, Bellevue Training School.
- Instructor of Probationers.

The grade of Trained Nurse, at \$900 a year, is requested. The difference between the Budget allowance of \$800 or \$720 or \$600 and the \$900 compensation to certain of the Nurses in responsible positions was, previous to 1909, paid by the Society of the Bellevue Training School for Nurses. After January 1, 1909, payment of this difference was assumed by the City.

Provision was made in the Budget (No. 317) for Post Graduate Pupils Nurses, at \$900 a year. The title seems to be a misnomer. Application is made for the establishment of the position of Post Graduate Nurse at \$300.

Allowance was made in the Budget (No. 317) for a Housekeeper at \$720 and two Housekeepers at \$600 each, which positions are now applied for.

Request is made for the establishment of the position of Head Nurse, at \$720 and \$600 a year. The duties are performed by Trained Nurses, and this would seem to be an unnecessary additional title.

Application is made, as per communication of February 19, for the establishment of the position of Hospital Helper Mechanic, a place already provided for by the Civil Service Commission, at a salary not to exceed \$720 a year. This is intended to cover a number of mechanical jobbers employed in the Department and provided for in the Budget (No. 317), at salaries ranging from \$240 to \$720 a year, with maintenance.

The Department of Bellevue and Allied Hospitals has been criticised for its non-compliance with Civil Service rules, although it may be conceded that to a certain extent, peculiar conditions surround the employment of help in hospitals. Much of the help is necessarily selected from convalescent hospital patients or others injured to hospital life, and outside help is not always easily obtainable.

Nearly all the positions or grades of positions applied for were provided for in the Budget for 1909, but in a revision of the Budget Schedules adopted by the Board of Estimate and Apportionment these places were omitted from the schedules, as the positions or grades of positions had not been established by the Board of Aldermen and the Board of Estimate and Apportionment.

As the Department must comply with the Civil Service rules in respect to certain of the places applied for before a further necessary revision of the Budget Schedules may be undertaken, for the reason that the position of Automobile Engineeman as existing in other Departments should be established, and further that a considerable saving to the City would be insured by the regular employment in the Department of X-ray Photographers, I recommend that the Board of Estimate and Apportionment request the Board of Aldermen to establish the following positions and grades of positions and salaries in the Department of Bellevue and Allied Hospitals:

Plumber, not to exceed \$5 a day.....	\$1,565 00
Automobile Engineeman .....	1,200 00
X-ray Photographer .....	1,000 00
Cook .....	900 00
Trained Nurse .....	900 00
Post Graduate Nurse.....	300 00
Housekeeper .....	720 00

Housekeeper .....	600 00
Hospital Helper Mechanic, not to exceed.....	720 00

The other positions and grades of positions requested in the application of the Board of Trustees, I recommend be not allowed, for reasons given in this report.

Yours respectfully,

CHAS. S. HERVEY, Supervising Statistician and Examiner.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Automobile Engineeman in the Department of Bellevue and Allied Hospitals, with salary at rate of twelve hundred dollars (\$1,200) per annum, for two (2) incumbents; and the establishment of the following grades of positions, in addition to those already existing therein:

	Per Annum.
Plumber, not to exceed \$5 a day.....	\$1,565 00
X-ray Photographer .....	1,000 00
Cook .....	900 00
Trained Nurse .....	900 00
Post Graduate Nurse.....	300 00
Housekeeper .....	720 00
Housekeeper .....	600 00
Hospital Helper, mechanic, not to exceed.....	720 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2420

May 25, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication presented to the Board of Estimate and Apportionment from the Board of Trustees of Bellevue and Allied Hospitals, dated April 15, 1909, requesting the establishment of the grade of position of Bookkeeper, with salary at the rate of \$3,000 per annum, for one incumbent, was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

Your Committee would respectfully report that in the communication of the Board of Trustees applying for the establishment of the position it is stated that

"The Board feels the necessity of an able Bookkeeper to properly conduct the bookkeeping department, through which bills amounting to over a million dollars a year pass. At the present time the work of this department is in an unsatisfactory condition. Under date of April 12 the Chief Accountant and Bookkeeper of the Finance Department complained to the Board of Trustees regarding it and recommended the appointment of an efficient Bookkeeper, which recommendation was approved by the Comptroller. As no provision was made for this position in the salary appropriation for the year 1909, the Trustees request the issue of Special Revenue Bonds to cover the same."

A competent man, with a fair salary, is required to supervise the new system of general and expense accounts recently installed in the Department of Bellevue and Allied Hospitals under the direction of the Comptroller. Important changes in the methods of keeping accounts that formerly obtained have been made. The orderly and successful carrying out of the new plans adopted would seem to call for more competent supervision.

Your Committee would recommend that the request of the Board of Trustees for the establishment of the grade of position of Bookkeeper, at \$3,000 per annum, in the Department of Bellevue and Allied Hospitals be approved, and to provide the necessary funds therefor during the remainder of the current year the President of the Board of Trustees be directed to file a formal request with the Board of Aldermen for the approval of a resolution recommending an issue of Special Revenue Bonds in the manner provided in section 184 of the Greater New York Charter.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen.

Select Committee.

Whereas, the Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Bookkeeper in the Department of Bellevue and Allied Hospitals, in addition to those already existing therein, with salary at the rate of three thousand dollars (\$3,000) per annum, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2421

May 24, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Board held May 21, 1909, a report of your Select Committee recommending to the Board of Aldermen the establishment of the grade of the position of Assistant Clerk of the Children's Court, Second Division, with salary at the rate of \$1,800 per annum, was presented. The resolution accompanying the said report adopted at the same meeting, owing to a misunderstanding of the legal relation of the Children's Court, provided for the establishment of the position of Assistant Clerk in the Court of Special Sessions, Second Division.

Your Committee therefore now recommends that the error be corrected by amending the resolution in order that the position shall be established in the Children's Court as requested and not in the Court of Special Sessions.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President Board of Aldermen.

Select Committee.

Hon. HERMAN A. METZ, Comptroller.

Sir—The matters referred to in the above report have been investigated by me, and I respectfully submit the recommendations made therein.

CHAS. S. HERVEY, Supervising Statistician and Examiner.

Resolved, That the Board of Aldermen hereby approves of and concurs in the following amended resolution adopted by the Board of Estimate and Apportionment May 28, 1909:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment May 21, 1909, which recommended the establishment of the grade of position of Assistant Clerk in the Court of Special Sessions, Second Division, with salary at the rate of eighteen hundred dollars (\$1,800) per annum, for one (1) incumbent, be and the same is hereby amended to read as follows:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Assistant Clerk in the Children's Court, Second Division, in addition to those already existing therein, with salary at the rate of eighteen hundred dollars (\$1,800) per annum, for one (1) incumbent.

No. 2422

May 26, 1909.

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

Dear Sir—I transmit herewith a certified copy of a resolution adopted by the Commissioners of the Sinking Fund at a meeting held May 26, 1909, requesting the Board of Estimate and Apportionment to recommend to the Board of Aldermen, in accordance with the provisions of section 56 of the amended Greater New York Char-



ter, that the salary for the position of Stenographer and Typewriter in the office of the Commissioners of the Sinking Fund be fixed at \$1,350 per annum.

Respectfully,

JNO. KORB, Jr., Secretary pro tem.

Resolved, That the Board of Estimate and Apportionment be and is hereby requested to recommend to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salary for the position of Stenographer and Typewriter in the office of the Commissioners of the Sinking Fund be fixed at the rate of \$1,350 per annum.

A true copy of resolution adopted by the Commissioners of the Sinking Fund May 26, 1909.

JNO. KORB, Jr., Secretary pro tem.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Stenographer and Typewriter in the office of the Commissioners of the Sinking Fund, in addition to those already existing therein, with salary at the rate of thirteen hundred and fifty dollars (\$1,350) per annum, for one (1) incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2423

May 25, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In response to a communication to your Board from the Commissioner of Docks and Ferries, dated May 17, 1909, requesting the establishment of an additional grade of the position of Dockmaster, with salary at the rate of \$2,100 per annum, which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, we beg to report as follows:

Previous to May 1, 1905, the salary of Dockmaster was \$2,100 per annum, and on that date the salary was reduced to \$1,500 and Assistant Dockmasters were appointed, but the dual official representation was found to be impracticable under the provisions of section 848 of the Greater New York Charter, and the position of Assistant Dockmaster was abolished. No change in the salary of Dockmaster was made from May 1, 1905, until July 1, 1905, when the rate of compensation of the position was established at \$1,800, which is the salary now paid to persons holding this position. Notwithstanding the fact that the shipping and tonnage of the port has increased very materially and several new piers of modern construction have been built within the last five years, thus increasing the labor of the Dockmaster, the number of Dockmasters on the payroll are less today than five years ago, and while the duties have been increased the compensation remains as it was fixed in 1905.

In view of the facts as herein stated, we would respectfully recommend the approval of the request of the Commissioner of Docks and Ferries, in accordance with the resolution hereto attached.

Yours respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Dockmaster in the Department of Docks and Ferries, in addition to those already existing therein, with salary at the rate of twenty-one hundred dollars (\$2,100) per annum.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2424

May 11, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—A communication presented to the Board of Estimate and Apportionment from the Police Commissioner, dated February 4, 1909, requesting the establishment of the position of Harness Maker, with compensation at the rate of \$4 per diem, the prevailing rate of wages in the Police Department, was referred to me for consideration.

I would respectfully report that the rate now paid Harness Maker in the Police Department is \$300 per annum, as provided in the Budget for 1909 (Schedule No. 519), and as requested in estimate submitted by the Police Commissioner.

As it has been the desire of the Board of Estimate and Apportionment to provide means for the payment of the prevailing rate of wages to mechanics in the City outside, and \$4 per diem appears to be the rate prevailing for Harness Makers, I recommend that the request of the Police Commissioner be approved, provision for the increase being made out of the same fund (No. 519) and the Budget rate for 1909 not being increased by said extra allowance.

Respectfully,

H. A. METZ, Comptroller.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Harness Maker in the Police Department, with compensation at the rate of four dollars (\$4) per diem, for one incumbent.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the compensation of said position as set forth therein.

No. 2425

May 21, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Honorable Board held January 4, 1909, a communication was presented from the Women Cleaners employed by the Police Department requesting the establishment of an additional grade of Cleaners, Headquarters, at the rate of \$45 per month, which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration. Your Committee submits the following report in relation thereto:

There are thirteen women employed as Cleaners in the building at present occupied by the Police Department at No. 300 Mulberry street. They receive a salary of \$30 a month each. They have been paid at this rate for a number of years. They begin their work at 4.30 a. m. each week day and work until 9 a. m. They return to work at 6 p. m. and work until 9 p. m. The business of the Department will not permit them to work between the hours of 9 a. m. and 6 p. m. The services of all the Cleaners are required both early in the morning and early in the evening.

Commissioner Bingham has informed the women Cleaners that he would give their request for an increase of wages favorable consideration if his Budgetary appropriation would allow him to do so. The male Cleaners employed at the station houses receive \$50 a month each. The Laborers employed at Headquarters, whose duties are not more arduous than the women Cleaners, are paid \$2.50 per day each.

Your Committee is of the opinion that the request of the women Cleaners employed by the Police Department for an increase in their wages from \$30 a month to \$45 a month, is reasonable and just and should be granted.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of woman Cleaner in the Police Department, in addition to those already existing therein, with compensation at the rate of forty-five dollars (\$45) per month, for thirteen (13) incumbents, to take effect July 1, 1909.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the compensation of said position as set forth therein.

No. 2426

May 17, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—We return herewith communication under date of May 10, 1909, from the Secretary of the Armory Board requesting the establishment of certain grades of positions in addition to those already established for the Armory Board, and beg to submit a report relative thereto, as follows:

The Secretary states that the following grades of positions have already been established in the office of the Armory Board, viz: Assistant Clerk of Works, at \$2,000 per annum; Assistant Clerk of Works, at \$1,800 per annum; Assistant Clerk of Works, at \$1,200 per annum; Wireman, at \$1,500 per annum; but that the titles of said positions do not properly describe the duties of the incumbents, as such duties are the inspection of repairs to and supplies for the armories of the several organizations of the National Guard and Naval Militia within the boundaries of The City of New York. He therefore requests that in order to comply with Civil Service requirements that the titles of said grades of positions be changed through the establishment of said existing grades and the establishment of additional grades of positions, as follows:

Inspector of Repairs and Supplies, at \$2,000 per annum (one incumbent).

Inspector of Repairs and Supplies, at \$1,800 per annum (one incumbent).

Inspector of Repairs and Supplies, at \$1,500 per annum (one incumbent).

Inspector of Repairs and Supplies, at \$1,200 per annum (one incumbent).

As such request appears to involve no additional appropriation or advancement in salary of any of the employees attached to the office of the Armory Board, but is proposed solely to comply with the Civil Service requirement that the titles of all municipal employees shall, so far as possible, describe their regular duties, we respectfully recommend that the request of the Secretary be granted through the adoption by your Honorable Board of the resolution herewith attached.

Respectfully,

H. A. METZ, Comptroller.

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment in the office of the Armory Board of the following grades of positions, in addition to those already existing therein:

	Incumbents.	Per Annum.
Inspector of Repairs and Supplies	1	\$2,000 00
Inspector of Repairs and Supplies	1	1,800 00
Inspector of Repairs and Supplies	1	1,500 00
Inspector of Repairs and Supplies	1	1,200 00

—and further recommends that the following grades of positions now existing in said office be abolished, viz:

	Per Annum.
Assistant Clerk of Works	\$2,000 00
Assistant Clerk of Works	1,800 00
Assistant Clerk of Works	1,500 00
Wireman	1,500 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2427

March 31, 1909.

To the Honorable Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, Department of Finance, dated March 29, 1909, relative to the request of the County Judge and Surrogate of Richmond County, for the establishment of new grades of positions in his court, as follows:

Clerk of the Surrogate's Court, at \$3,000 per annum, for one incumbent.

Confidential Clerk, at \$1,650 per annum, for one incumbent.

Clerk in Surrogate's office, at \$1,800 per annum, for one incumbent, which matter was referred to the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the facts as stated in said report, the adoption of the resolution attached hereto is recommended.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

March 29, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—I beg to report as follows in the matter of a communication of the County Judge and Surrogate of Richmond County under date of March 8, 1909, requesting the Board of Estimate and Apportionment to recommend to the Board of Aldermen the establishment in his court of several new grades of positions, to wit:

Clerk of the Surrogate's Court, at \$3,000 per annum, for one incumbent.

Confidential Clerk, at \$1,650 per annum, for one incumbent.

Clerk in Surrogate's office, at \$1,800 per annum, for one incumbent.

No additional appropriation will be necessary, as the salaries for the positions as requested have been provided for in the Budget of 1909. The County Judge states that the increase of \$800 recommended in the salary of the Clerk of the Surrogate's Court, should be granted, for the reason that this Clerk, in addition to his work as Clerk of the Surrogate's and County Court, has also to perform the duties of Transfer Tax Clerk, for which no additional compensation has been provided. The present incumbent has been twenty-seven years in the position, and in the opinion of the County Judge and Surrogate, the increase is merited.

The increase of \$400 in the salary of the Clerk in the Surrogate's office and \$150 in the salary of the Confidential Clerk is requested on the ground that they are both experienced men and earn all that is recommended to be paid.

In view of the facts herein stated, I would respectfully suggest that the Select Committee recommend to the Board of Estimate and Apportionment the approval of the request of the County Judge and Surrogate of Richmond County, in accordance with the resolution appended hereto.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the County Judge and Surrogate of Richmond County, in addition to those already existing therein:



	Incum- bents.	Per- Annum.
Clerk of the Surrogate's Court.....	1	\$3,000 00
Confidential Clerk.....	1	1,650 00
Clerk in Surrogate's Court.....	1	1,380 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

No. 2428.

May 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In relation to a communication in your Board from the Surrogate of Kings County dated May 1, 1909, requesting the establishment of the grade of the position of Court Officer, at the rate of \$1,500 per annum, for five incumbents, referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration, we respectfully report thereon as follows:

The Court Officers of this Court now receive an annual salary of \$1,200 each. In the Surrogate's office, New York County, Court Attendants who perform services similar to those of Court Officers, receive an annual compensation of \$1,500 per annum, and in the Supreme and other Courts, \$1,500 is paid. It is also stated that all of the men occupying these positions are required to pass the same civil service examination, and are appointed from the same civil service list. They are appointed in New York County at \$1,500 per annum, and in Kings County, at \$1,200 per annum.

The Surrogate of Kings County states that the men attached to his court are all capable and efficient, and he says that he believes it to be an injustice to pay them a lower rate of compensation than others receive for similar duties.

Your Committee recommends the approval of the request of the Surrogate of Kings County in accordance with the resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of the position of Court Officer in the office of the Surrogate of Kings County in addition to those already existing therein, with salary at the rate of fifteen hundred dollars (\$1,500) per annum for five incumbents."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2429.

April 8, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is copy of a report of the Bureau of Municipal Investigation and Statistics, Department of Finance, relative to the request of the Sheriff of Kings County for the establishment of the position of Confidential Stenographer, with salary at the rate of \$1,080 per annum, for one incumbent, which matter was referred to a select committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report.

In view of the facts contained in said report your committee recommends the adoption of the resolution attached hereto.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

April 8, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—In reference to a communication to the Board of Estimate and Apportionment from the Sheriff of Kings County, dated February 17, 1909, requesting the establishment of the position of Confidential Stenographer, with salary at the rate of \$1,080 per annum, for one incumbent, which was referred to a select committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report, and transmitted to the Bureau of Municipal Investigation and Statistics for investigation. As a result of the examination made therein I respectfully report as follows:

The Sheriff of Kings County amended his request under date of April 1, 1909, so as to have it read Confidential Stenographer at \$1,000 per annum, instead of \$1,080 per annum, and also requests a transfer of \$1,000 from the item in the Budget, entitled "No. 1596, Salaries, County Jail," to "No. 1598, Salaries, Sheriff's Office," abolishing the position of one Matron at \$1,000 per annum, to provide for the payment of the salary of the Confidential Stenographer. The Sheriff states that it is necessary for him to have a Confidential Stenographer to properly conduct the affairs of his office; he has now, when stenographic work is required, to hire a stenographer, and as very much of this work is of a confidential character, he desires a permanent employee whom he can trust.

In view of the facts as herein stated, I would respectfully suggest that the select committee recommend to the Board of Estimate and Apportionment the approval of the requests of the Sheriff of Kings County, in accordance with the attached resolutions.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Confidential Stenographer in the office of the Sheriff of Kings County, with salary at the rate of \$1,000 per annum, for one incumbent.

Resolved, That the Board of Estimate and Apportionment approve of the following Budget schedule for Salaries and Wages, as revised, for the office of the Sheriff of Kings County for the year 1909:

<b>1595. Salaries, Sheriff's Office—</b>	
Sheriff.....	\$15,000 00
Under Sheriff.....	6,000 00
Counsel.....	5,000 00
Chief Clerk.....	2,500 00
Deputy Sheriffs, 8 at \$2,200.....	17,600 00
Assistant Clerk.....	2,000 00
Equity Clerk.....	2,000 00
Assistant Equity Clerk.....	1,800 00
Secretary.....	1,500 00
Assistant Deputy Sheriffs, 8 at \$1,000.....	8,000 00
Confidential Stenographer.....	1,000 00
	<b>\$62,400 00</b>

**1596. Salaries, County Jail—**

Warden of Jail.....	\$3,000 00
Deputy Warden of Jail.....	2,000 00
Bookkeeper.....	1,500 00
Keepers, 6 at \$1,200.....	7,200 00
Van Drivers, 5 at \$1,000.....	5,000 00
Matrons, 2 at \$1,000.....	2,000 00
Cleaners, 3 at \$750.....	2,250 00
Cooks, 2 at \$300.....	600 00
Laundress.....	250 00
	<b>\$23,800 00</b>

Resolved, That the sum of one thousand dollars (\$1,000) be and the same is hereby transferred from the appropriation made in the Budget for 1909 for the office of the Sheriff of Kings County, entitled No. 1596, Salaries, County Jail, to the appropriation made for the same office and the same year, entitled No. 1598, Salaries, Sheriff's Office.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Confidential Stenographer in the office of the Sheriff of Kings County, with salary at the rate of one thousand dollars (\$1,000) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2430.

April 6, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, of the Department of Finance, dated April 6, 1909, relative to the request of the Register of Kings County that the salaries of Assistant Comptrollers in his office be equalized with those of the Comptrollers, whose compensation is \$1,500 each per annum, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the facts contained in said report, your committee recommends the adoption of the resolution hereto attached.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

April 6, 1909.

Hon. HERMAN A. METZ, Comptroller:

Sir—I beg to submit the following report in relation to a communication from the Register of Kings County, addressed to the Board of Estimate and Apportionment under date of March 9, 1909, requesting that the salaries of Assistant Comptrollers in his office be equalized with those of the Comptrollers whose compensation is \$1,500 each per annum, the said request having been referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, and by you to the Bureau of Municipal Investigation and Statistics for examination.

No additional appropriation will be required to effect the equalization of the Comptroller's salaries. The change in compensation would involve a total increase of \$200, there being three Assistant Comptrollers at \$1,200 to be increased to \$1,500. The accounts of the Register's office show sufficient surplus to pay this increase.

The Register of Kings County states that he has not found any difference in the work of the Comptrollers and the Assistant Comptrollers, the duties and responsibilities being similar in every respect, and that the salaries should be equalized as the position is a most important one, the Register having to rely on the correctness of the work of the Comptrollers and Assistant Comptrollers on all instruments filed in his office.

In view of the facts as herein stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the Register of Kings County, in accordance with the resolution hereto attached.

Yours respectfully,

CHAS. S. HERVEY, Supervising Statistician and Examiner.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Assistant Comptroller under the jurisdiction of the Register of Kings County, with salary at the rate of fifteen hundred dollars (\$1,500) per annum, for three incumbents.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of the position of Assistant Comptroller under the jurisdiction of the Register of Kings County, in addition to those already existing therein, with salary at the rate of fifteen hundred dollars (\$1,500) per annum, for three incumbents."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2431.

April 23, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of the request of the Justices of the Municipal Courts of the Borough of Richmond, for the establishment of the position of Interpreter for the Second District Court of that Borough at a salary of \$1,200 per annum, referred January 8, 1909, to the Board of Estimate and Apportionment in a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, we would report as follows:

There are no interpreters at present employed in the Municipal Courts, Boroughs of Richmond and Queens. One Interpreter officiates for the two Municipal Courts in the Borough of the Bronx. His salary is \$1,500 per annum. There is an Interpreter employed in each of the Municipal Courts in the Boroughs of Manhattan and Brooklyn, at an annual salary of \$1,500 each.

The Justices of the two Municipal Courts in the Borough of Richmond state that the employment of one Interpreter will meet the requirements of both Courts as he can rotate between them as his services may be required. According to the statements of the Justices, the employment of an Interpreter is absolutely necessary for the proper conduct of the business of the Courts for the reason that one-third of the litigation consists of actions between parties who are not familiar with the English language. The fact is cited by Justices and lawyers that frequent delays in the trials of causes are occasioned by failure to secure the services of interpreters who are familiar with the Italian language.

An examination discloses the fact that there is a large Italian population in the Borough of Richmond and that it is increasing every year. It would also appear that the Interpreters who volunteer their services are as a rule, incompetent and not reliable.

Attention is called to a letter to the Comptroller from Mr. Calvin D. Van Name, Counsel-at-Law, of No. 11 Broadway, Manhattan, who wrote in part thus:

"On January 19, 1909, I was engaged in a trial of a case before Justice Brown of the Municipal Court, at New Brighton, Borough of Richmond, and one of my witnesses was an Italian who could not speak English. There was an Italian woman in Court, but on making an effort to interpret she failed to qualify. The Court officers kindly went around the neighborhood, but were unsuccessful in getting any one to act as interpreter. Failing to find an interpreter, I lost the benefit of the testimony of the witness, which I know would have been favorable to my client. I have no doubt that there are frequent instances like this of injustice to litigants. Justice Brown informed me that the want of an interpreter was an every court day occurrence. I hope that you will favorably consider this matter."

Your Committee, after due examination of the request of the Justices of the Municipal Courts for the Borough of Richmond, for the establishment of the position of Interpreter, recommend the adoption of the resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen,  
Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Interpreter in the Second District Municipal Court, Borough of Richmond, at a Compensation of twelve hundred dollars (\$1,200) per annum, for one incumbent.



Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Interpreter in the Second District Municipal Court, Borough of Richmond, with salary at the rate of twelve hundred dollars (\$1,200) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2432.

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of the resolution adopted April 15, 1909, by the Board of Justices of the Municipal Courts of The City of New York, recommending that the salaries of the Attendants of said courts be increased from \$1,300 to \$1,500 each per annum, which was referred by your Honorable Board, April 23, 1909, to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen for consideration, your Committee respectfully submits the following report:

First—For services identical in character, the Attendants in the City Court, the Supreme Court, the General Sessions, the Surrogate's Court, and all other Courts of the City and County are now paid a salary of \$1,500, respectively, and enjoy a vacation of three months every year.

Second—In the Municipal Courts cases are tried every week day with a short vacation period of two weeks, and in some of the congested districts it is not unusual to have the sessions protracted until late at night, while in the Courts above mentioned the hours of court rarely extend past 4 p. m., and Saturday is observed by them as a holiday.

Third—In all the Courts except the Municipal Court the Attendants are eligible for promotion to Assistant Clerk with increased salary, while in the Municipal Court these positions are exempt and filled by appointment.

Fourth—That the Attendants appointed in the Municipal Court pass an examination similar to that required in the other Courts, and in half of the Courts are required to do docketing and other clerical work, as the number of Clerks are insufficient to do the great amount of work necessary in these Courts.

Fifth—That the request for the grading of this salary is merely equalizing the same to that of the other courts.

For the reasons above stated, your Committee respectfully recommends the establishment of the grade of position of Attendant in the Municipal Courts of The City of New York, at an annual salary of \$1,500.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Attendant in the Municipal Courts of The City of New York, at the rate of fifteen hundred dollars (\$1,500) per annum.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Attendant in the Municipal Courts of The City of New York, in addition to those already existing therein, with salary at the rate of fifteen hundred dollars (\$1,500) per annum."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2433.

May 11, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of a communication from the Board of Trustees, College of the City of New York, under date of April 20, 1909, requesting the fixing of the salary of an additional second grade Clerk at the rate of \$900 per annum, which communication was referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, at a meeting of the Board of Estimate and Apportionment held April 23, 1909, I beg to report as follows:

At a meeting of the Board of Estimate and Apportionment, held January 29, 1909, a resolution was adopted, recommending to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that a new grade of position of Clerk, with salary at \$900 per annum, for one incumbent, be established in the College of the City of New York, which grade of position has since been established and filled. It is now proposed to fix the salary of said grade of clerkship for an additional incumbent, to the end that Frank W. Wheeler, who has been employed in said college for five years at a salary of \$900 per annum, may be promoted to the \$900 grade.

I am informed that Mr. Wheeler's work has been satisfactory and that the proposed increase in salary is merited. It is therefore recommended that the request of the Board of Trustees be granted, in accordance with the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the College of the City of New York, in addition to those already existing therein, with salary at the rate of nine hundred dollars (\$900) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2434.

May 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—In the matter of the resolution re-referred by the Board of Estimate and Apportionment February 19, 1909, recommending to the Board of Aldermen the establishment of the grade of one position of Superintendent, Tenement House Department, in addition to those already existing therein, with salary at the rate of \$4,000 per annum, for the present incumbent, William B. Calvert, referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen, for further consideration, your Committee respectfully submits the following report in relation thereto:

At the time of the organization of a branch office of the Tenement House Department in the Borough of The Bronx, in 1904, extensive building operations which have marked the construction era of that Borough had just begun. Since then the Borough of The Bronx has materially developed and tenement houses have been constructed in very large numbers, so that the work of the office has been very much increased and the area of operations greatly extended. The work of that Borough is not likely to decrease, but, on the contrary, to increase in volume for years to come. The present Superintendent, William B. Calvert, has been in charge of this office since January 7, 1904, and has always performed his duties satisfactorily. He has the same authority and responsibility as have the First and Second Deputy Commissioners, one of whom is in charge of the Boroughs of Brooklyn, Queens and Richmond, Mr. Calvert being in charge in the same sense of the Department in The Bronx.

The work of the Superintendent of the Borough of The Bronx is especially heavy and for its proper and satisfactory performance requires a special technical training

in the different matters pertaining to the construction of buildings that would bring a much higher remuneration in private business. The present salary of the position mentioned is \$3,000 per annum, and it is with a view of making the salary commensurate with the value of the services performed that this request is made.

In view of the facts herein contained, your Committee recommends the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen that the salary of William B. Calvert, Superintendent, Tenement House Department of The City of New York, be fixed at the rate of four thousand dollars (\$4,000) per annum.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Superintendent, Tenement House Department of The City of New York, in addition to those already existing therein, with salary at the rate of four thousand dollars (\$4,000) per annum, for the present incumbent, William B. Calvert, only."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2435.

May 30, 1909.

To the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Board held May 14, 1909, there was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, a request from the Commissioner of Parks, Manhattan and Richmond, dated May 7, 1909, for the establishment of the grade and position of Photographer in the said Department, at a salary of \$100 per month.

Your Committee recommends the approval of the request, it having been stated that for seven years past a Laborer in the employ of the Department has been acting as Departmental Photographer, and in view of the fact that he recently passed a Civil Service examination for the position of Photographer, receiving a percentage of 95; the Committee was also informed that this will not result in any increased expenditure for salaries, as the person referred to is now being compensated at the rate of \$100 a month.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Photographer in the Department of Parks, Boroughs of Manhattan and Richmond, with salary at the rate of one hundred dollars (\$100) per month, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2436.

May 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of the Board of Estimate and Apportionment, held September 25, 1908, a communication was presented from the Commissioner of Parks, Manhattan and Richmond, requesting the establishment of the grade of the position of Superintendent of Parks, Manhattan and Richmond, at \$4,000 per annum. This communication was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration and report. As a result of an examination made therein, we beg to report as follows:

The salary paid the Superintendent of Parks, Boroughs of Manhattan and Richmond, at present is \$3,000 per annum. The Superintendent of Parks, Borough of The Bronx, receives \$3,000 per annum, and the Superintendent of Parks, Borough of Brooklyn, \$4,000 per annum.

The Commissioner of Parks, Boroughs of Manhattan and Richmond, states that the amount of work and the responsibility of the position warrant the establishment of the grade requested.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment, at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Superintendent of Parks, in the Department of Parks, Boroughs of Manhattan and Richmond, in addition to those already existing therein, with salary at the rate of four thousand dollars (\$4,000) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

No. 2437.

May 20, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Board held May 14, 1909, there was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, a request from the Commissioner of Parks, Manhattan and Richmond, dated May 7, 1909, for the establishment of an additional grade of Clerk in that Department at \$1,050 per annum. It has been reported to your Committee that the proposed new salary grade is asked for to provide for the promotion of John J. Cruise, a Clerk, now receiving \$900 per annum. The Commissioner states that this employee has charge of all the document files of the Department and he is engaged in general office work often requiring him to work overtime. The official history of this employee shows that he was originally appointed March 12, 1907, at a salary of \$600 and advanced to the \$900 grade in October, 1908. As this appears to be a request to establish an intermediary grade so as to provide for gradual advancement of Clerks of the office for continued efficient service, your Committee recommends the approval of the Commissioner's request.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;

Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the Department of Parks, Boroughs of Manhattan and Richmond, in addition to those already existing therein, with salary at the rate of ten hundred and fifty dollars (\$1,050) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.



No. 2438.

May 21, 1909.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—At a meeting of your Board held May 14, 1909, there was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration a communication from the Commissioner of Parks, Manhattan and Richmond, requesting the establishment of a grade of the position of Stenographer and Typewriter at \$1,350 per annum. Your Committee desires to report thereon as follows:

The Commissioner asks that this additional grade of the position of Stenographer and Typewriter be established so as to provide for the advancement of May E. Minne, who entered the service of the Department November 17, 1902, at a salary of \$900; on December 8, 1903, her compensation was increased to \$1,080, and January 24, 1905, to \$1,200 per annum. Your Committee is informed that this employee, in addition to her stenographic work, is required to do considerable clerical service in connection with keeping the records and files in the Department. The Commissioner declares that the duties performed by Miss Minne are such as would readily be paid for at the proposed rate of compensation in many lines of business throughout the city.

In view of the facts herein stated, your Committee recommends the approval of the request, in accordance with resolution hereto appended.

Respectfully,

H. A. METZ, Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

Whereas, The Board of Estimate and Apportionment at a meeting held May 28, 1909, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends in the Board of Aldermen the establishment of the grade of position of Stenographer and Typewriter in the Department of Parks, Boroughs of Manhattan and Richmond, in addition to those already existing therein, with salary at the rate of thirteen hundred and fifty dollars (\$1,350) per annum, for one incumbent."

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

Which were severally referred to the Committee on Salaries and Offices.

## MOTIONS, ORDINANCES AND RESOLUTIONS.

No. 2439.

By the President—

Resolved, That the following named persons be and they are hereby appointed Commissioners of Deeds:

By the President—

Frank S. Walker, No. 200 West Broadway, Manhattan.  
Max O. Stark, No. 207 East Fifty-eighth street, Manhattan.

By the Vice-Chairman—

Raphael Palischi, No. 65 Seventh street, Manhattan.  
David C. Hirsch, No. 25 Broad street, Manhattan.

By Alderman Case—

Hugh F. Crowell, No. 2350 Broadway, Manhattan.

By Alderman Caglan—

Thomas J. Williams, No. 300 Sixth avenue, Brooklyn.

By Alderman Corbett—

Timothy J. Kelly, No. 782 Morris Park, The Bronx.

By Alderman Collins—

Peter L. O'Reilly, No. 1073 Castleton avenue, Richmond.

By Alderman Diemer—

John H. Durack, No. 1650 DeKalb avenue, Brooklyn.

By Alderman Duall—

Leonard E. Hermes, No. 48 Charles street, Manhattan.

By Alderman Dowling—

Jas. P. Clark, No. 454 West Twenty-fifth street, Manhattan.

By Alderman Downing—

Charles P. Kinkel, No. 26 Court street, Brooklyn.  
Arthur T. Lawrence, No. 171 Palmetto street, Brooklyn.  
Ernest G. Grube, No. 201 Montague street, Brooklyn.

By Alderman Flanagan—

O. A. Burns, No. 7 Eighth street, Elmhurst, Queens.  
William G. Johnson, Third street, Woodside, Queens.  
John K. Lundy, Wood avenue, Winfield, Queens.

By Alderman Goldschmidt—

Bernard Leichten, No. 104 East One Hundred and Ninth street, Manhattan.

By Alderman Guther—

James Gray, No. 246 Fourteenth street, Brooklyn.  
L. L. Levine, No. 1106 Prospect place, Brooklyn.

By Alderman Heffernan—

C. P. Lamont, No. 53 Fifth street, Brooklyn.

By Alderman Hickey—

Charles F. Kelley, No. 671 Dawson street, Bronx.

By Alderman Kenney—

D. S. Abrams, No. 257 Court street, Brooklyn.

By Alderman Levine—

Isaac Siegel, No. 320 Broadway, Manhattan.  
Salvatore Scavo, No. 23 Monroe street, Manhattan.

By Alderman Linde—

F. A. Herting, No. 467 Seventy-seventh street, Brooklyn.  
Elizabeth A. Anglin, No. 403 Elmwood avenue, Brooklyn.

By Alderman Loos—

Dorothy A. Murray, No. 154 East Twenty-ninth street, Manhattan.

By Alderman Martyn—

Adolph Lazarescu, No. 1520 Pitkin avenue, Brooklyn.

By Alderman Marx—

Philip Cohen, No. 59 West One Hundred and Fifteenth street, Manhattan.  
Cecil B. Ruskay, No. 31 Liberty street, Manhattan.

By Alderman Moskowitz—

Jacob Wachs, No. 259 Second street, Manhattan.  
Jacob Langsam, No. 116 Nassau street, Manhattan.  
Frank K. Rosenbaum, No. 539 East Sixth street, Manhattan.

By Alderman Morrison—

Robt. B. Austin, No. 539 East Twenty-third street, Brooklyn.

By Alderman Muhlauer—

Carl T. Flack, No. 613 Hart street, Brooklyn.

By Alderman Mulligan—

Emanuel Burlando, No. 3641 Willets avenue, Bronx.

By Alderman O'Reilly—

William Deutsch, No. 1433 Lexington avenue, Manhattan.

By Alderman Potter—

Robert J. Robeson, No. 1356 Seventy-first street, Brooklyn.  
A. J. Quail, Eighty-sixth street and Twenty-second avenue, Brooklyn.  
Hans C. Kronika, Emmons avenue, Sheephead Bay.  
George K. Hutton, No. 1039 East Seventeenth street, Brooklyn.

By Alderman Stapleton—

Maurice J. Stein, No. 207 Clinton street, Manhattan.

By Alderman Walsh—

Paul G. Buttroughs, No. 1609 Avenue D, Brooklyn.

The Vice Chairman put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, B. W. H. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Delaney, Duall, Dowling, Downing, Drescher, Esterbrook, Flynn, Gaynor, Goldschmidt, Heffernan, Hickey, Hochdorffer, Johnson, Kavanaugh, Kennedy, Levine, Loos, Mars, McAleer, McCann, McDonald, Moskowitz, Muhlauer, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Noyes, O'Reilly, Reardon, Remi, Smith, Stapleton, Walsh, Weston and the Vice Chairman—46.

No. 2440.

By the Vice-Chairman—

Resolved, That his Honor the Mayor, be and he is hereby requested to return to this Board for further consideration a resolution now in his hands, Int. No. 2277, giving permission to the Corps of Engineers, N. Y., to parade on Sunday, May 23, 1909.

Which was adopted.

The paper was then received from his Honor the Mayor, and is as follows:

No. 2277.

Resolved, That permission be and the same is hereby given to the Corps of Engineers, N. Y., to parade with music from the Twenty-second Regiment armory, Broadway and Sixty-seventh street, to the subway entrance on Seventy-second street and Broadway, in the Borough of Manhattan, on Sunday, May 23, 1909.

On motion of Alderman Dowling, the vote by which the above resolution was adopted was reconsidered, and the paper was placed on file.

No. 2441.

By the Vice-Chairman—

Resolved, That in pursuance of the provisions of subdivision 8 of section 108 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Controller to issue Special Revenue Bonds to the amount of three thousand five hundred dollars (\$3,500), the proceeds whereof to be used by the Supervisor of the City Record for rentals.

Which was referred to the Committee on Finance.

No. 2442.

By Alderman Quinn—

Resolved, That permission be and the same is hereby given to the Queensboro Bridge Celebration Committee to use the plaza at the Long Island City terminal, and the streets and highways adjacent thereto, embraced as follows: From a point beginning at the junction where Harris avenue intersects Crescent street, northerly on Crescent street to Wilbur avenue; thence easterly on Wilbur avenue to the Old road; thence southeasterly on the Old road to Jackson avenue; thence southerly on Jackson avenue to Purvis street; thence easterly on Purvis street to Crescent street in the place of beginning, on the 12th, 14th, 15th, 16th, 17th, 18th and 19th days of June, 1909, for the purposes of the celebration to be conducted by the said Committee, giving and granting to the said Committee all rights in and on said highways and streets upon which said celebration may be held, and such suspension to be, however only for the days and the territory on which the permission herein conveyed is to be exercised, and exercise to be under the direct supervision of the Police Department.

Which was adopted.

No. 2443.

By the same—

Resolved, That Preston B. Seaman, of No. 154 Fulton avenue, Astoria, in the Borough of Queens, be and he is hereby appointed a City Surveyor.

Which was referred to the Committee on Salaries and Offices.

No. 2444.

By the same—

Resolved, That permission be and the same is hereby given to Louis Weber to drive an advertising wagon through the streets and thoroughfares of the Borough of Queens under the supervision of the Police Department. Such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 2445.

By Alderman Richmond—

Resolved, That permission be and the same is hereby given to the Pillsbury Flour Company to parade with music, followed by Sixty-four series drawing machines, from Flatbush and Atlantic avenues, through the streets and thoroughfares of the Borough of Brooklyn, under the supervision of the Police Department. Such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 2446.

By Alderman Levine—

Resolved, That permission be and the same is hereby given to H. Blumenthal to erect, place and keep an additional storm door within the stoop line in front of the premises No. 132 Delancey street, in the Borough of Manhattan, provided the said storm door shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at his own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2447.

By Alderman Gaynor—

Resolved, That permission be and the same is hereby given to the Blauy Theatre Company to drive an advertising wagon through the streets and thoroughfares of the Borough of Brooklyn, under the supervision of the Police Department, such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 2448.

By Alderman Hochdorffer—

Resolved, That it is recommended to the Commissioner of Water Supply, Gas and Electricity that electric lights be placed on Morris avenue, from One Hundred and Sixty-fifth to One Hundred and Sixty-sixth street and on One Hundred and Sixty-seventh street, from Teller to Morris avenue, in the Borough of The Bronx.

Which was adopted.

No. 2449.

By Alderman Handy—

Resolved, That permission be and the same is hereby given to Thomas Murphy to erect, place and keep a storm door within the stoop line on the southeast corner of Fordham road and Webster avenue, in the Borough of The Bronx, provided the said storm door shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at his own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2450.

By Alderman Drescher—

Resolved, That permission be and the same is hereby given to the Western Union Telegraph Company to erect a post, surmounted by a clock, on the sidewalk near the curb in front of its premises, No. 195 Broadway, in the Borough of Manhattan, pro-



vided the said post and clock shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at its own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2451.

By the name—

Resolved, That permission be and the same is hereby given to the Trinity Drug Company to erect a post, surmounted by a clock, on the sidewalk near the curb in front of No. 111 Broadway, in the Borough of Manhattan, provided the said post and clock shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at its own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2452.

By Alderman Dool—

Resolved, That permission be and the same is hereby given to the Antwerp-Brook Brewing Association to drive a six-wheeled mule team through the streets and thoroughfares of The City of New York, under the supervision of the Police Department. Such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 2453.

By Alderman Davis—

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

Whereas, The company is bonded in only \$2000, and believing this sum entirely inadequate to pay for street repairs after abandonment of the streets by the said company; and

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

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

Resolved, That this Board hereby petition the Mayor and the Board of Estimate to rescind the foregoing agreement with the New York Cement Company under the sixty-day negotiation clause contained therein.

Which was adopted.

No. 2454.

By Alderman DeLoach—

Resolved, That permission be and the same is hereby given to Joseph Cardone, with the consent of the owners of the ground floor, to place and keep an illuminated banner pole within the strip line in front of No. 301 Nassau Avenue, in the Borough of Brooklyn, provided the said banner pole shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at its own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2455.

By Alderman Fawcett—

Whereas, The New York State Firemen's Association will hold its thirty-seventh annual convention at Poughkeepsie, N. Y., during the week beginning August 17, 1909; and

Whereas, Many of the old heroes of the Volunteer Fire Department are nearing the last years of their lives; and

Whereas, Many of these veterans, who held in such esteem are employed in the various Departments of The City of New York; and

Whereas, Under the several administrations of the City preceding the present one, all honor was paid to these worthy veterans and time allowed them to attend their various conventions; and

Whereas, Many of the employees of The City of New York are now active volunteers attached to companies in the outlying sections; and

Whereas, Many of the latter desire to attend the State Firemen's Convention also; and

Whereas, We feel a kinship to the men who protected our homes at the risk of their lives in days gone by and to those who now hold themselves ready to respond to the alarm to protect the lives and property of residents of this City of New York; therefore be it

Resolved, That all employees of The City of New York who are Exempt Veteran Firemen or who are active Volunteer Firemen, be allowed three days, with pay, from August 16 to August 20, 1909, inclusive, provided that in each case satisfactory proof shall be given to the head of the Department that such employee has attended the thirty-seventh annual convention of the Firemen's Association of the State of New York, which is to be held at Poughkeepsie, N. Y., during the week beginning August 16, 1909; and be it further

Resolved, That his Honor, George B. McClellan, Mayor of The City of New York, be and he hereby is respectfully requested to attach his signature of approval to the resolution herewith.

Which was adopted.

No. 2456.

By Alderman Stapleton—

Resolved, That permission be and the same is hereby given to James Assing to erect, place and keep a booth within the strip line in front of Nos. 350 Water Street, in the Borough of Manhattan, provided the said booth shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at its own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 2457.

By Alderman Richmond—

Whereas, It has pleased the Grand Commander of the Universe to muster out that fine soldier and esteemed colleague, Noah Tellefsen.

Resolved, That this Board of Aldermen deem it a mournful duty to express their sense of the loss of this good citizen. Born and educated in the State of New Hampshire, sixty-five years ago, he promptly took arms for the defense of the Union in 1862 in the Fifteenth New Hampshire Infantry and manfully served in the battles at Port Hudson and Vicksburg. At the expiration of his term of service he re-enlisted in the Fifth New Hampshire Infantry, one of the finest regiments in the First Division of Hancock's glorious corps, and served till Appomattox closed the fratricidal strife. Then he studied law, which he has since pursued with honor and success.

As Post Commander of U. S. Grant Post, No. 327, Department of New York, he was scheduled to take a prominent part in the exercises on Memorial Day, when suddenly stricken by his mortal malady. He died in harness.

In 1902 and 1903 he was a member of this Board and his excellent service therein is known to all.

Resolved, That a copy of this preamble and resolutions, expressing the hearty condolence of this Board at this afflicting event, properly engrossed and duly authenticated by the City Clerk, be forwarded to the surviving relative—a sister—of our lamented colleague.

Resolved, That, as a further mark of respect, this Board do now adjourn.

Which was unanimously adopted by a rising vote.

And the Vice-Chairman declared that the Board stood adjourned until Tuesday, June 8, 1909, at 1:30 o'clock p. m.

P. J. SCULLY, City Clerk and Clerk of the Board of Aldermen.

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

TUESDAY, FEBRUARY 9, 1909.

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

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

(229)

1314

EXTRA WORK ON CONTRACT NO. 2 AT FLATBUSH AND LAFAYETTE AVENUES, BROOKLYN—PROPOSALS.

The Secretary presented a communication, dated February 5, 1909, from the Chief Engineer, transmitting the following proposals for waterproofing and laying up the four-inch brick protective course around the ventilating chamber at Flatbush and Lafayette Avenues, Brooklyn:

Union Construction and Waterproofing Company.....	\$162 00
The Sicilian Asphalt Paving Company.....	250 00
The Neuchatel Asphalt Company, Limited.....	125 00

The following resolution was thereupon moved and duly seconded:

Resolved: That the contractor under subway Contract No. 2 be and hereby is authorized to furnish and install the materials for waterproofing and laying up the four-inch protective course around the ventilating chamber at Flatbush and Lafayette Avenues, Brooklyn, for the sum of \$125.00, pursuant to the proposal of the Neuchatel Asphalt Company, Limited, as extra work under said contract, such expense to be added to the cost of constructing the said subway upon which the contractor is to pay rental as in the contract provided.

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eastis.

Nays—None.

Carried.

(230)

2605

FEES TRANSMITTED TO CITY COMPTROLLER FOR JANUARY, 1909.

The Secretary stated that the following moneys collected as fees during the month of January, 1909, had been transmitted to the Comptroller of the City of New York, to be accredited to the city treasury, in accordance with the provisions of the Public Service Commissions Act:

Amount collected in payment for testing gas meters upon complaint.....	\$296 20
Amount collected in payment for testing electric meters upon complaint.....	179 50
Amount received for the sale of maps, plans, prints, reports, official documents and records, etc.....	45 73
<b>Total.....</b>	<b>\$521 43</b>

(231)

Case 578

GAS CORPORATIONS—SYSTEM OF ACCOUNTS—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 578 was adopted, extending to March 1, 1909, the time of the following companies to file with the Commission the statement as to additional accounts to be kept upon their books and their rules as to the accumulation of capital required by the Final Order herein:

Central Union Gas Company,  
New Amsterdam Gas Company,  
New York Mutual Gas Light Company,  
Northern Union Gas Company,  
Standard Gas Light Company of the City of New York. [See Item No. 208.]

(232)

Case 771

BROOKLYN UNION ELEVATED RAILROAD COMPANY—FULTON STREET LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 771 was adopted, extending to February 20, 1909, the time of the Brooklyn Union Elevated Railroad Company to notify the Commission whether the terms of the Final Order herein, providing for increased service on the Fulton Street line, were accepted and would be obeyed, and granting a stay of the taking effect of the said Final Order to February 27, 1909. [See Item No. 108.]

(233)

Case 820

STATEN ISLAND MIDLAND RAILWAY COMPANY—ST. GEORGE TO RICHMOND LINE—FINAL ORDER.

On motion, duly seconded, a Final Order in Case No. 820 was adopted, in the matter of the complaint of H. W. Pope against the Staten Island Midland Railway Company with respect to the congested condition of the Sunday service on the Concord-New Dorp line and the Concord-Port Richmond line, directing that the company change and increase the service on its St. George to Richmond line by operating on Sundays both northbound and southbound on the Richmond Road just the intersection of the Clave Road, on the Richmond Road past the junction of New Dorp line and on the Richmond Road past the intersection of Garretts Avenue, Richmond, cars with sufficient frequency to provide at each of the points named above in one direction either

(1) In every three successive cars a total number of seats at least equal to the number of passengers presenting themselves for transportation on these cars at such point; or

(2) In every thirty minute period a total number of seats at least equal to the number of passengers at such point.

This order to take effect on the 20th day of February, 1909, and remain in force for a period of two years. [See Proceedings of 1908; Page 1705.]

(234)

Case 823

ELECTRICAL CORPORATIONS—RATES AND CONTRACTS—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 823 was adopted, extending to February 20, 1909, the time of the New York Edison Company, the Edison Electrical Illuminating Company of Brooklyn and the United Electric Light and Power Company to comply with the terms of the Final Order herein, requiring the filing of schedules of rates, forms of contracts, etc. [See Item No. 234.]

(235)

Case 1007

INTERBOROUGH RAPID TRANSIT COMPANY—NEW ELEVATED STATION AT 180TH STREET AND THIRD AVENUE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1007 was adopted, extending to March 10, 1909, the time of the Interborough Rapid Transit Company to notify the Commission whether that section of the Final Order herein, relative to the erection of a station at 180th Street on the Third Avenue elevated road, was accepted and would be obeyed. [See Item No. 212.]

(236)

Case 1014

BROOKLYN UNION ELEVATED RAILROAD COMPANY—SERVICE ON BROADWAY LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1014 was adopted, extending to February 18, 1909, the time of the Brooklyn Union Elevated Railroad Company to notify the Commission whether the terms of the Final Order herein, directing certain changes in the service rendered on the Broadway line, were accepted and would be obeyed. [See Item No. 179.]

(237)

Case 1019

BROOKLYN UNION ELEVATED RAILROAD COMPANY—SERVICE ON MYRTLE AVENUE LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1019 was adopted, extending to February 18, 1909, the time of the Brooklyn Union Elevated Railroad Company to notify the Commission whether the terms of the Final Order herein, directing certain changes in the service on the Myrtle Avenue line, were accepted and would be obeyed. [See Item No. 180.]



(238) Case 1020  
BROOKLYN UNION ELEVATED RAILROAD COMPANY—SERVICE ON LEXINGTON AVENUE LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order in Case No. 1020 was adopted, extending to February 18, 1909, the time of the Brooklyn Union Elevated Railroad Company to notify the Commission whether the terms of the Final Order herein, directing certain increases in the service on the Lexington Avenue line, were accepted and would be obeyed. [See Item No. 181.]

(239) Case 1038  
METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 14TH STREET TO WILLIAMSBURG BRIDGE LINE—FINAL ORDER.

Commissioner Maltbie presented an opinion in the matter of service on the 14th Street-Williamsburg Bridge line of the Metropolitan Street Railway Company, setting forth that it appeared from testimony taken at hearings held in this connection that adequate service was not rendered although sufficient facilities were available, and recommending that an order be drawn providing for increased service.

Thereupon, on motion, duly seconded, a Final Order in Case No. 1038 was adopted, directing that the Metropolitan Street Railway Company change and increase the service on its 14th Street to Williamsburg Bridge line by operating daily, including Sunday, eastbound and westbound on Marginal Street past the intersection of 15th Street, on 14th Street past the intersection of Eighth Avenue, on 14th Street at the intersection of Avenue A and on Delancey Street at the westerly end of the Williamsburg Bridge in each fifteen minute period either

(a) A sufficient number of cars in each direction to provide at each of the points named above a number of seats at least equal to the number of passengers at such points, the number of cars passing each of the points named to be, however, never less than six per hour in each direction; or

(b) From February 15, 1909, to March 15, 1909, inclusive, a minimum number of twenty-five cars in one direction past each of the points named above, and on and after March 16, 1909, a minimum number of thirty cars in one direction past each of the points named above;

and that on Monday of each week the company give to the Commission notice in writing showing the maximum number of cars actually in service on the 14th Street and Williamsburg Bridge line at any one time in the morning and in the afternoon for each day of the preceding week, and giving for each morning and afternoon the length of time this maximum car service was maintained.

This order to take effect February 15, 1909, and remain in effect for a period of two years. [See Item No. 189.]

(240) Case 1045  
NEW YORK CONVEYING RAILROAD COMPANY ET AL.—GRADE CROSSING AT METROPOLITAN AVENUE—FINAL ORDER.

On motion, duly seconded, a Final Order in Case No. 1045 was adopted, approving the agreement entered into by the New York Conveying Railroad Company and the Brooklyn Heights Railroad Company on October 29, 1908, for the relocation of tracks near Metropolitan Avenue. [See Item No. 225.]

(241) Case 1061  
STATEN ISLAND RAILWAY COMPANY—SHELTER AT GREAT KILLS STATION—COMPLAINT ORDER.

On motion, duly seconded, a Complaint Order in Case No. 1061 was adopted, for satisfaction or answer within ten days by the Staten Island Railway Company upon the complaint of Karl Hawar with respect to the lack of shelter at the Great Kills station on Staten Island.

(242) Case 1062  
LONG ISLAND RAILROAD COMPANY—STATION PLAZA AT FAR ROCKAWAY—COMPLAINT ORDER.

On motion, duly seconded, a Complaint Order in Case No. 1062 was adopted, for satisfaction or answer within ten days by the Long Island Railroad Company upon the complaint of the Progress Society of the Rockaways, by Messrs. Wilcox and Brodek, with respect to the condition of the station plaza at Far Rockaway.

(243) Case 1063  
NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY—SCHOOL TICKETS ON LINCOLN'S BIRTHDAY—TARIFF ORDER.

An application having been received on February 9, 1909, from J. F. Fairlands, General Passenger Agent of the New York Central and Hudson River Railroad Company, for permission to put into effect one day after publication at stations and filing with the Commission a Tariff P. S. C.—1 N. Y.—No. 31, providing that school tickets should be honored on Lincoln's Birthday, a Tariff Order in Case No. 1063 was adopted, granting such permission.

(244) Case 1065  
NEW YORK AND HARLEM RAILROAD COMPANY ET AL.—SERVICE ON 80TH STREET CROSSTOWN LINE—COMPLAINT ORDER.

On motion, duly seconded, a Complaint Order in Case No. 1065 was adopted, for satisfaction or answer within five days by the New York and Harlem Railroad Company and the Metropolitan Street Railway Company upon the complaint of J. T. Evans with respect to the failure to operate cars through 86th Street from Eighth Avenue to the 92d Street Ferry. [See Proceedings of 1908; Page 1780.]

(245) 1204  
LONG ISLAND RAILROAD COMPANY—RETURN OF CONSENTS FOR GLENDALE AND MONTAUK CUT-OFFS.

The Secretary presented a communication, dated February 3, 1909, from Edward M. Shepard, referring to the resolution adopted by the Commission on July 17, 1908, authorizing him, on behalf of the Long Island Railroad Company, to withdraw the original consents of the Matavos Land Company, the Stuyvesant Real Estate Company, the Long Island City Realty Company and the Degnon Realty and Terminal Improvement Company to the construction of the Glendale and Montauk cut-offs, in order to have them recorded in Queens County, provided that copies be filed meanwhile with the Commission and that the original consents be returned as soon as recorded. With his communication Mr. Shepard returned these consents duly recorded, in accordance with the above-mentioned resolution, and they were ordered filed in the office of the Commission. [See Proceedings of 1908; Page 1409.]

(246) 3355  
CITIZENS' CENTRAL COMMITTEE OF BROOKLYN—LETTER AS TO SUBWAY UNDER FLATBUSH AVENUE EXTENSION.

The Secretary presented a communication, dated February 5, 1909, from Justin McCarthy, Jr., Corresponding Secretary of the Citizens' Central Committee of the Borough of Brooklyn, urging immediate action providing for the construction of a subway from the Manhattan Bridge to Fulton Street. The communication was ordered filed.

(247) VOUCHERS.

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

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

Voucher No.	In Favor of	Services or Materials	Amount
2184	The Tribune Association.....	Rent of offices, 114 Nassau Street, Months of November and December, 1908.....	\$7,722 50
2185	The Tribune Association.....	Rent of offices, 114 Nassau Street, Months of January and February, 1909.....	7,722 50
Total.....			\$15,445 00

The following payroll was approved by Commissioner McCarrall as Acting Chairman:

2180	Appraisal Department.....	Supplementary payroll, Month ending January 31, 1909.....	\$170 00
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Aye—Commissioners McCarrall, Bassett, Maltbie, Eastis.

Nays—None.

Carried.

(248)

EMPLOYEES—GENERAL.

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

Resolved: That this Commission take the following action in relation to employees:

	Monthly Salary	To Take Effect
<i>Appointments from Civil Service List:</i>		
Lawrence J. Cross, Inspector of Electric Motors.....	\$90 00	February 2, 1909.
<i>Declaration of Appointment:</i>		
Harry C. Delmar, Inspector of Electric Motors.....		February 5, 1909.
<i>Termination of Probationary Appointments:</i>		
Edward H. Morris, Junior Draftsman.....		January 1, 1909.

Aye—Commissioners McCarrall, Bassett, Maltbie, Eastis.

Nays—None.

Carried.

HEARINGS.

(249) Case 1015  
METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH STREET CROSSTOWN LINE TO BROOKLYN.

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to Brooklyn. Appearances: Arthur DuBois for the Commission, Arthur H. Masten and James L. Quackenbush for the Receivers of the company. F. E. Ferris, an assistant engineer of the Commission, testified as to observations made on January 22, 1909, of the service on the line in question, and pointed out certain violations of the Final Order in the proceeding. Louis H. Palmer, Assistant General Manager for the Receivers, called in their behalf, testified as to the steps taken to comply with the Final Order in Case 1015 and 1016 and the difficulties in the operation of the service, and stated that within the last several days service had been afforded in accordance with the order. Adjourned to February 10, 1909, at 2:00 P. M. [See Item No. 194.]

(250) Case 1016  
METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH STREET CROSSTOWN LINE TO EAST 10TH STREET FERRY.

The adjourned hearing at 2:30 P. M. in the matter of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to the East 10th Street Ferry, Arthur DuBois appearing for the Commission and James L. Quackenbush appearing for the Receivers of the company, was adjourned to Commissioner Maltbie to February 10, 1909, at 2:00 P. M. [See Item No. 195.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
WEDNESDAY, FEBRUARY 10, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK.

HEARINGS.

(251) Case 1013  
METROPOLITAN STREET RAILWAY COMPANY—SERVICE ON 8TH STREET CROSSTOWN LINE TO BROOKLYN.

An adjourned hearing was held at 2:00 P. M., Commissioner Maltbie presiding, in the matter of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to Brooklyn. Appearances: Arthur DuBois for the Commission, Arthur H. Masten and James L. Quackenbush for the Receivers of the company. F. E. Ferris, an assistant engineer of the Commission, recalled, gave in evidence further tables of observations on January 22, 1909, of the service on the line in question. Hearing closed. [See Item No. 249.]

(252) Case 1016  
METROPOLITAN STREET RAILWAY COMPANY—8TH STREET CROSSTOWN LINE TO EAST 10TH STREET FERRY.

An adjourned hearing was held at 2:00 P. M., Commissioner Maltbie presiding, in the matter of the service of the Metropolitan Street Railway Company on the 8th Street crosstown line to the East 10th Street Ferry. Appearances: Arthur DuBois for the Commission, Arthur H. Masten and James L. Quackenbush for the Receivers of the company. F. E. Ferris, an assistant engineer of the Commission, testified as to observations made on January 22, 1909, of the service on the line in question. Louis H. Palmer, Assistant General Manager for the Receivers, called in their behalf, testified as to the service operated on the line on the particular date, the vehicular and other causes retarding the operation of service, and the schedules of operation put in force by the company in accordance with the Final Order herein, and contended that the company was complying with the Final Order. Hearing closed. [See Item No. 250.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT  
THURSDAY, FEBRUARY 11, 1909  
TRIBUNE BUILDING, 154 NASSAU STREET  
BOROUGH OF MANHATTAN, CITY OF NEW YORK.

HEARINGS.

(253) Case 1040  
NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY—SMOKE NUISANCE.

A hearing was held at 2:30 P. M., Commissioner Eastis presiding, upon the complaint of Francis P. Kenny, President of the High Bridge Taxpayers' Alliance, regarding the emission of black smoke, cinders, soot and ashes from engines burning bituminous coal in the vicinity of 167th Street. Appearances: H. M. Chamberlain for the Commission, A. E. Lyman for the company, Benjamin Marous for the complainant, Francis P. Kenny, complainant, and David W. Burtis, testified concerning the prevalence of black smoke, soot and cinders in the vicinity of High Bridge and



of the roundhouse near 166th and 167th Streets. Louis Meckes and Harold M. Harding, witnesses for the complainant, testified to having seen soft coal used on the engines and the emission of black smoke and cinders in the same vicinity. Theresa C. Lynch, Anna W. Hagan and Michael Schlechtel, Jr., witnesses for the complainant, testified concerning the same matters. Adolph Alexander testified that he lived at 920 Summit Avenue, that he was annoyed by the smoke, soot and cinders from the roundhouse and engines, and that because of smoke and cinders he had had to repaint his building every eight or nine months. Adjourned to February 17, 1909, at 2:30 P. M. [See Item No. 155.]

(254) Case 1047  
STREET RAILWAY CORPORATIONS IN MANHATTAN AND THE BRONX—FENDERS AND WHEELGUARDS.

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in regard to fenders and wheelguards and safety devices used in connection therewith on surface cars in the Boroughs of Manhattan and The Bronx. Appearances: H. H. Whitman for the Commission; Arthur H. Masten and J. L. Quackenbush for the Receiver of the Metropolitan Street Railway Company; Dykman, Oeland and Kuhn, by J. J. Kuhn, for the Central Park, North and East River Railroad Company; Davies, Stone and Auerbach, by Brainerd Tolles, for the Receiver of the Second Avenue Railroad Company; J. L. Quackenbush for the New York City Interborough Railway Company; J. Addison Young, Receiver, and Arthur M. Johnson for the Westchester Electric Railroad Company. Mr. Quackenbush stated that he had not been able to prepare sufficient data as a result of experiments being carried on to draw his conclusions therefrom, and that he was conducting experiments north of 94th Street, and desired an adjournment of two weeks. Mr. Tolles stated that he believed in the use of wheelguards, but questioned the desirability of fenders. He said he was not ready to submit a design for wheelguards and wished to await the result of experiments conducted by the Third Avenue and Metropolitan Companies. Mr. Johnson discussed the use of wheelguards favorably, but objected to the use of projecting fenders. Andrew J. Kalbach, Manager and Engineer of the New York City Interborough Railway Company, testified that few accidents had happened on his line; that the cars in use were equipped with wheelguards; and that he had had one serious accident, caused by a vehicular collision, in which a fender would not have prevented the man's getting under the car, but in which the injured man was caught by the wheelguard and his life saved thereby. He said he did not believe in the use of fenders. Adjourned to February 25, 1909, at 2:30 P. M. [See Item No. 196.]

(255) Case 1048  
STREET RAILWAY CORPORATIONS IN BROOKLYN AND QUEENS—FENDERS AND WHEELGUARDS.

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in regard to fenders and wheelguards and safety devices used in connection therewith on surface cars in the Boroughs of Brooklyn and Queens. Appearances: H. H. Whitman for the Commission; W. S. Menden for the Brooklyn Heights Railroad Company, the Brooklyn, Queens County and Suburban Railroad Company, the South Brooklyn Railway Company, the Brooklyn Union Elevated Railroad Company, the Nassau Electric Railroad Company, the Sea Beach Railway Company and the Coney Island and Coney Island Railway Company; Dykman, Oeland and Kuhn, by J. J. Kuhn, for the Coney Island and Brooklyn Railroad Company; James L. Quackenbush and G. B. Hansen for the New York and Queens County Railway Company, the Long Island Electric Railway Company and the New York and Long Island Traction Company; C. L. Addison for the Queens Electric Railway Company. Mr. Kuhn stated that he had not calculated the result of accidents and wished to await the result of experiments of the larger companies in New York and Brooklyn. Mr. Menden discussed the use of fenders on the lines he represented, stating that in the last five million car miles operated there had been but one accident in which a wheelguard or fender would have been effective, and that he desired more time to collect data. Mr. Addison stated that he did not regard either wheelguards or fenders as necessary. Mr. Quackenbush requested an adjournment. Adjourned to February 25, 1909, at 2:30 P. M. [See Item No. 197.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

Monday, February 15, 1909

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

Present: Chairman William B. Wilson, Commissioners William McCatroll, Edward M. Bassett, Milo R. Maltbie, John E. Rustis.

(256) Case 629  
INTERBOROUGH RAPID TRANSIT COMPANY—SIX DOORS IN SUBWAY CARS—EXTENSION ORDER.

On motion duly seconded, an Order was adopted in Case No. 629, extending to February 16, 1909, the time for the Interborough Rapid Transit Company to put into operation cars constructed with outside doors for exit, and providing that such cars should be operated in accordance with the instructions of Dion J. Arnold, Consulting Engineer of the Commission. [See Item No. 209.]

HEARING.

(257) Case 1055  
SECOND AVENUE RAILROAD COMPANY—REPAIRS, IMPROVEMENTS AND ADDITIONS TO CARS.

A hearing was held at 2:30 P. M., Commissioner Maltbie presiding, on the question of repairs, improvements and additions to the cars of the Second Avenue Railroad Company. Appearances: H. H. Whitman for the Commission; Davies, Stone and Auerbach, by Brainerd Tolles, for the company and its Receiver; A. W. McLimont, Electrical Engineer for the Commission, testified that he had made an inspection of the equipment of the Second Avenue Railroad Company; that it was run down; that there had been no general overhauling of the equipment, but that indications were that the company was overhauling and repairing as rapidly as its facilities would permit; and that the company had but little car barn space and machinery for repairing. George W. Linch, Receiver of the company, testified as to the number and kind of cars owned by it, stating that he had received them in a bad state of repair and had but few facilities for making repairs and lacked car barn space; that he had leased additional car barn space and repairs were being made as rapidly as possible; that he, as Receiver, had received no funds and all expenses of operation and repairs had to be met from earnings; and that he had had plans drawn for rebuilding the car barns and shops at 96th Street and Second Avenue, and would soon start building. Hearing closed. [See Item No. 100.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE  
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

Tuesday, February 16, 1909

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

Present: Commissioner Edward M. Bassett, Acting Chairman, Commissioners Milo R. Maltbie, John E. Rustis.

(258) Minutes—Approval.

On motion the record of the proceedings of the Commission for December 1, 1908, as printed in the City Record of December 11, 1908, was corrected by changing

the time in the last line of the resolution in Item No. 15 on page 1358 thereof to read "five years and ten months" instead of "four years and ten months," and as so corrected was reapproved.

(259) 1720-A  
JOHN E. RUSTIS—REAPPOINTMENT AS COMMISSIONER.

Commissioner John E. Rustis presented a commission from Charles F. Hughes, Governor, appointing him as Public Service Commissioner for the term of five years ending February 1, 1914, and the constitutional oath of office sworn to before Mr. Justice Brady, and he thereupon reassumed the duties of Commissioner.

(260) Case 811  
BOARD OF ESTIMATE AND APPOINTMENT—LETTER TRANSMITTING CONTRACT OF NEW YORK, WESTCHESTER AND BOSTON RAILWAY COMPANY.

The Secretary presented a communication, dated February 8, 1909, from Joseph Haug, Secretary of the Board of Estimate and Apportionment, transmitting a certified copy of a contract and agreement, dated January 29, 1909, between the City of New York and the New York, Westchester and Boston Railway Company, in connection with the construction of a four-track railroad in The Bronx. The communication was ordered filed. [See Item No. 73.]

(261) 3911-G  
BROOKLYN LOOP LINES—SECTIONS 9-O-L—CHAMBERS STREET STATION—SIX TRACKING AND STRENGTHENING OF ROOF—REPORT—REQUESTS ON BOARD OF ESTIMATE AND APPOINTMENT.

Commissioner Maltbie presented the following report:  
To the Public Service Commission for the First District:

SIR:—Your Committee begs to submit the following report upon the recommendation of the Chief Engineer that the Chambers Street station on the Brooklyn Loop Lines be enlarged to six tracks.

Contracts for the construction of this subway, commonly called the Brooklyn Loop Lines, were let by the Rapid Transit Commission and were in process of execution when the Public Service Commission took office. One of the first things done by this Commission was to examine the plans of the Fourth Avenue subway and of the Brooklyn Loop Lines to ascertain whether any changes were necessary in order to increase the efficiency of these subways. This examination established the desirability of enlarging the tubes so that cars used for suburban business could be run through to the City Hall, Manhattan, and reducing the grades to decrease cost of operation, of eliminating certain of the crossings and of simplifying the stations so as to reduce cost. The plans for the Fourth Avenue subway were changed in these directions before the contracts were awarded, and the contracts for the Brooklyn Loop Lines were likewise amended while being executed. As a result, the Brooklyn Loop Lines are capable of a much greater variety of uses, can be operated at less cost, will cost less to build upon the basis of unit of capacity, and will handle a much larger traffic than as originally designed.

The Brooklyn Loop Lines consist of two tracks from the Manhattan Bridge, through Canal Street to Centre Street and down Centre Street to the terminal station at Chambers Street adjacent to the Brooklyn Bridge. Upon this line there is no station, chiefly because the grades will not allow it, between the Manhattan Bridge and the Brooklyn Bridge. There are two other tracks running from the Williamsburg Bridge to the terminal station at the Brooklyn Bridge via Delancey Street and Centre Street, joining the tracks from the Manhattan Bridge near the intersection of Canal Street and Centre Street. Part of the way there are four tracks on this line. There are two stations between the bridges, one in Delancey Street—a four-track station—and one at the intersection of Canal and Centre Street.

Both of these lines end at the Chambers Street station, which was designed to contain four tracks. The Chief Engineer now recommends that this station should be enlarged and made a six-track station. The practical question raised by this suggestion is whether, in order to accommodate the traffic which will come in and depart from the terminal station at Chambers Street over the four tracks, a four-track station or a six-track station is necessary, in order to utilize these four running tracks to their utmost.

The line over the Manhattan Bridge, which is the starting point of the traffic, is a four-track line. Certain trains will go west through the Canal Street subway to the North River, and this line is abundantly able to care for all of the traffic which may possibly demand access to it for years to come. Most of the trains will go down Centre Street. As there is no stop on this two-track line between the Chambers Street station and Brooklyn, it will handle an immense amount of traffic. Experience with the Battery tunnel in Brooklyn has demonstrated that a two-track tunnel with no stop can handle a very much larger traffic than can be loaded and unloaded at a single, two-track station at either end. If there were station facilities in Manhattan and Brooklyn for the loading and unloading of the trains which could be seen through the tunnel, a very much larger number of trains could be operated upon the Brooklyn line of the present subway than can be operated under the present arrangement of stations. Applying this experience to the Manhattan Bridge line, one is forced to the conclusion that many more trains can be operated over the bridge and through the subway than can be loaded and unloaded at a two-platform station. It will probably be possible to operate as many trains upon two tracks as can be loaded and unloaded at four platforms. This is particularly true of the Chambers Street station because it was planned to be a terminal station, and because all of the persons who do business below Chambers Street and who use the Manhattan Bridge line must leave and enter the subway at the Chambers Street station. If the tracks over the Manhattan Bridge and in the Centre Street subway are to be used advantageously, therefore, there is need for greater station capacity than has been planned. In view of the fact that the Williamsburg Bridge line will also use this station and of the experience with terminals of the Brooklyn Bridge where there are seven platforms for two tracks over the bridge, the extension of the Chambers Street station to six tracks seems reasonable.

The proposed change, according to the Chief Engineer, will involve an additional expense of \$600,000 approximately for extending the station and \$1,055,000 for real estate. As the two additional tracks will be partially outside of the terminal building planned to be erected over the station, additional land will need to be taken to provide room for them. Most of the space occupied will be under the public streets, but at the northerly end where the tracks swing into Centre Street some privately owned land will be required. As the space needed is entirely underground, it will be necessary only to acquire easements; or, if the property is condemned, it can be leased or resold with the right reserved to the city to use some of the space underground for the subway.

Your Committee has considered the advisability of postponing the construction of the two additional tracks until a future time, but there are several objections to this course. In the first place, it would cost about \$200,000 more to enlarge the station at some future time than to do the additional work now while the rest of the station is being constructed. Furthermore, easements can be acquired more cheaply at present than in the future, for when the station is built and the subway is in operation, adjacent real estate will doubtless increase in value. If large buildings should be erected upon the land needed between now and the time of acquisition, the cost would be still further increased. Hence, if there is any need for an enlarged station within a considerable period, it would be more economical to build the station now than to postpone its construction.

Your Committee has considered the advisability of extending the loop lines south from the Chambers Street station and perhaps continuing them by tunnel to Brooklyn. The question, therefore, arises in this connection whether a six-track station at Chambers Street will be necessary in case these extensions were made. It is perhaps possible that the need would not be so imperative, but the impossibility of using the Battery tunnel to its fullest capacity because of the lack of station facilities in Manhattan and Brooklyn has convinced your Committee that in future subways the number of tracks at important stations ought to be greater than the number of tracks between stations. If the lines are extended and the station is built as now proposed with six tracks, it will only mean that at such a prominent station only two extra tracks are provided for excess demands. This is, in the opinion of your Committee, none too many. If the loop lines are to be built at all, they should be made as efficient as possible. Your Committee recommends, therefore, that the Chambers Street station be enlarged from a four-track station to a six-track station and that it be so constructed as to permit



the two westerly tracks to be extended down Nassau Street and the two easterly tracks down William Street.

Respectfully submitted,  
(Signed) **MRS. R. MALTBY,**  
**WILLIAM MCCABRELL,**  
**EDWARD M. BASSETT,**  
Committee.

November 23d, 1908.

The adoption of the following resolution was thereupon moved and duly seconded:  
**Resolved:** That the Public Service Commission for the First District makes requisition upon the Board of Estimate and Apportionment of the City of New York for the authorization of bonds of the City of New York sufficient to meet the requirements of extra work, under the contract with the Bradley Contracting Company, for the construction of section 9-O-1 of the Brooklyn Loop Lines, to the amount of \$550,000.00, and it is further

**Resolved:** That contingently upon the direction of the Board of Estimate and Apportionment of the City of New York to strengthen the subway structure in order to support modern buildings, the Public Service Commission for the First District makes requisition upon the Board of Estimate and Apportionment of the City of New York for the authorization of bonds of the City of New York sufficient to meet the requirements of extra work, under the contract with the Bradley Contracting Company, for the construction of section 9-O-1 of the Brooklyn Loop Lines, to the amount of \$325,000.00, and it is further

**Resolved:** That the Chairman and Secretary be authorized to execute and transmit, under the seal of the Commission, a communication, including such requisitions, herewith presented.

Ayes—Commissioners Bassett, Maltby, Rustis  
Nays—None  
Carried.

The form of communication referred to in the above resolution was as follows:

February 1, 1909.

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

The Public Service Commission for the First District submits for your consideration certain proposed changes in the construction of that section of the Brooklyn Loop Lines, known as section 9-O-1, which extends from a point near the Brooklyn Bridge to a point just north of Pearl Street.

The proposed changes are as follows:

- I. Enlarging the Brooklyn Bridge station from a four-track to a six-track station.
- II. Increasing the strength of the subway structure where it is in land acquired by the city.

The reasons for the proposed changes are:

I.

#### SIX TRACKING.

##### (a) New Municipal Building.

Among the last official acts of the former Rapid Transit Board was the entering into contracts for certain Manhattan sections of the Brooklyn Loop Lines extending from the Brooklyn Bridge to the Williamsburg Bridge with a connection through Canal Street with the Manhattan Bridge, the contract for section 9-O-1 being dated June 27, 1907. At that time the proposed Municipal Building to be erected upon a site bounded by Park Row, Duane and Centre Streets was projected, but its construction had not been begun. The Commission on coming into office found the contracts already executed. Work continued on section 9-O-1 and upon the other sections until May 13, 1908, when the following letter was received from His Honor, the Mayor:

CITY OF NEW YORK, OFFICE OF THE MAYOR,  
May 12, 1908.

To the Public Service Commission for the First District, 154 Nassau Street, City:

**GENTLEMEN:**—The City has in contemplation the erection of a municipal office building on a site bounded by Park Row, Duane and Centre Streets. Under the provisions of Chapter 670 of the Laws of 1907, this building is to be erected by the Department of Bridges.

As your Board has contracted for the construction of a subway station at this site, it is desirable that the Department of Bridges should co-operate with your Board in the preparation of plans for the foundation of the proposed building.

I request, therefore, that you direct your contractor to suspend further work in connection with the subway station, other than the excavation thereof, until plans can be agreed upon.

Very truly yours,

(Signed) **GEORGE B. MCCLELLAN, Mayor.**

In accordance with the Mayor's request, a suspension of work was ordered on section 9-O-1. Conferences have been held between the Commission's engineers and those acting for the Bridge Department, with a view to having the several plans consistent and to reduce to a minimum the delay in the construction of both the building and the subway. The columns of the new building where passing through the subway structure will necessarily be larger than those provided for in the original subway plans, which will require an increased width for the subway station even with four tracks. The construction of a building of the character of the proposed Municipal Building of which the station forms a part suggests that ample provision ought to be made now for the great traffic which will throng this station. It is likewise important to provide for connections with other lines in order that reconstruction may not be necessary shortly after the Municipal Building is completed.

##### (b) Increase in Capacity.

In January, 1908, the Commission, after a careful study of the plans of the loop lines, determined upon certain improvements which were submitted to and approved by you. The construction of the various sections has proceeded in accordance with these modifications, and it is estimated that the changes made have increased the capacity of the line exclusive of the southerly end more than forty per cent. The present plans for the construction of the Chambers Street station are those adopted by the former Rapid Transit Board and contain no provision for meeting this forty per cent increase. While the enlargement of the station would be advisable merely because of connections with future lines, the marked increase in the capacity of other portions of the route render imperative in and by themselves a proportionate increase in the capacity of the proposed station, unless the changes already authorized by you are to be made useless and unless the capacity of the whole line is to be reduced to the capacity of the Chambers Street station.

##### (c) Provision for Future Extensions.

The portion of the Brooklyn Loop Lines already under contract is small in comparison with the entire line as projected in Brooklyn and Manhattan, but is of great importance as controlling communication with three of the city's great bridges, and for that reason should have a capacity sufficiently in excess of immediate requirements to permit of its use by other roads which may act as feeders. The route of the Brooklyn Loop Lines as laid out by the Rapid Transit Board and approved by the Appellate Division continued beyond the present proposed terminus at the Brooklyn Bridge, down William and Beekman Streets, and thence by tunnels under the East River to Brooklyn, where it joined a comprehensive system of loops affording facilities to a large and important section of that borough. The Rapid Transit Board also laid out what is known as the Third Avenue route, which extends down Nassau Street and with which a connection with the loop lines may be important. By six-tracking the Chambers Street station adequate provision can not only be made for the present but can be made for both of these or other connections in the future. If the proposed changes are now adopted it will be possible to extend the two westerly tracks down Nassau Street and the four easterly tracks of the station by converging into two tracks down William Street and Beekman Street. Unless some such increase as the one proposed is made, these future developments as well as the present development of the Manhattan Bridge will be reduced to one-half of the normal capacity.

The Commission has carefully considered the advisability of building a four-track station now and of extending it at some future time. It has been found that such a plan would not only be very difficult but very expensive, because the foundations of the building and its lower stories must conform to the plans of the station, and

any change in it will necessitate changes in the building. Further, a six-track station can not be made out of a four-track station by merely adding two tracks, the whole arrangement must be recast. It is also true that the purchase of the land needed will be very much more expensive in the future. It can be purchased now at a much lower figure than after the Municipal Building and the loop have been completed, and real estate has increased in value because of these improvements. The present cheap buildings will also be replaced by larger ones and this will increase the cost. In brief, it will be very much more expensive to postpone than to build now.

## II.

### INCREASING THE STRENGTH OF THE SUBWAY STRUCTURE WHERE IT IS IN LAND ACQUIRED BY THE CITY.

It is proposed to construct the additional tracks and platforms at the easterly side of the station. As is shown on the accompanying plan, dated January 20, 1909, and numbered 1025, to make this change it will be necessary to acquire property in addition to that already acquired for the construction of the four-track station. It has been the policy of the Commission wherever possible to acquire the fee of the property through which the subway runs in order that the work may be prosecuted in the best manner, and with the expectation that when the work of construction is finished the property may be disposed of by the city upon favorable terms, an easement being reserved for subway purposes. By this course, the city not only acquires the property at a closer approach to its real value but is in a position by a future sale to reap the benefit of the added attractiveness of the property by reason of its proximity to the subway and thereby recoup a large part of the expenditure. The property already acquired for the purpose of a four-track station is of an estimated value of \$1,500,000.00 and the additional property required for a six-track station will probably be of the value of approximately \$1,000,000.00, making a total expenditure on the part of the city for property acquired at this point of \$2,500,000.00. The use to which city property is to be put is one which the Commission feels to be within your domain and that of the Mayor, as the local authorities of the city, and in view of the necessity of now acquiring additional property the Commission feels that this is an opportune time for presenting this matter to your attention in order that your wishes as to the disposition of the property may be made known. As the design of the subway structure will depend on the use to be made of the property, it is important that, if possible, its disposition be determined upon at the present time in order that any plan adopted by the Commission for the construction of the subway may be in harmony with any plans determined upon by you for the improvement of this section of the city.

It seems to the Commission that there are three possible courses in disposing of this property which are as follows:

- (a) Use of it for a small park or for an open space.
- (b) Sale of the property with a limitation as to the size of buildings.
- (c) Strengthening the subway structure in order that the property may be sold without limitation as to the size of buildings.

(a) The use of the property for small parks or open spaces may be considered by you as being advantageous in connection with the construction of the proposed Municipal Building since it may add not only to the general attractiveness of the building but may prevent the construction of large buildings which might obstruct its light. Such a disposition of the property would require no change in the subway structure.

(b) The design of the subway at this point contemplates a structure only strong enough to maintain a permanent safe, fully load, and if the property is disposed of without any changes in the subway it would be necessary that any easement that would be retained for subway purposes would necessarily require a limitation upon the size of buildings that might thereafter be erected and consequently greatly reduce the selling price of the fee less the easement.

(c) It has been suggested that by strengthening the subway structure so as to support buildings even twenty stories in height the easement to be retained would only slightly, if at all, impair the value of the remainder and the city would be enabled on a sale to recoup a large part, if not all, of its expenditure, including the cost of strengthening the structure. The construction cost would probably be increased by approximately \$250,000.00, but by this expenditure the city might be enabled, instead of selling the property at perhaps a fraction of the price it paid for it, to dispose of it for its full value, which would include not only the price paid by the city but also any increment which would result from its proximity to the subway and to the new Municipal Building. Although this is a matter for your consideration, the Commission is prepared to recommend the latter course as being the more advantageous business policy.

In connection with the work on the station and irrespective of whether there shall be four or six tracks, it is advisable that the grade of the station be lowered about eight feet. By so doing it is possible to avoid a steep oblong-sloping at its north end and permit of the construction of a desirable floor with direct access to the street instead. This renders possible the elimination of long stairs and escalators, and will result in a material improvement of the proposed station. The point has been kept high for certain of the tracks which will permit of a connection with the Brooklyn Bridge at some future time. If such a connection is considered desirable.

The Commission is advised by its Chief Engineer that the probable cost of constructing the extra tracks north of the proposed Municipal Building, in view of changed conditions, will be approximately \$550,000.00, and as stated above, the value of the necessary additional property will be approximately \$1,000,000.00. The cost of strengthening the subway in order to support modern buildings, as stated above, will be about \$250,000.00. The Commission therefore, in pursuance of section 37 of chapter 4 of the laws of 1891, as amended, known as the Rapid Transit Act, and of chapter 429 of the laws of 1907, hereby makes requisition upon you for the authorization of bonds of the City of New York to be sold by the Comptroller thereunder, sufficient to meet the requirements of extra work under the contract of the Bradley Contracting Company, for the construction of section 9-O-1 of the Brooklyn Loop Lines, to the amount of \$850,000.00.

In case you decide in favor of the plan to strengthen the subway structure in order to support modern buildings, the Commission further, in pursuance of the said section 37 of chapter 4 of the laws of 1891, as amended, known as the Rapid Transit Act, and of chapter 429 of the laws of 1907, hereby makes requisition upon you for the authorization of bonds of the City of New York, to be sold by the Comptroller thereunder, sufficient to meet the requirements of extra work under the contract of the Bradley Contracting Company for the construction of section 9-O-1 of the Brooklyn Loop Lines, to the amount of \$325,000.00.

In witness whereof, the Public Service Commission for the First District has caused this requisition to be signed by its Chairman and its official seal to be hereto affixed, and attested by its Secretary this 1st day of February, 1909.

Public Service Commission for the First District,  
By \_\_\_\_\_ Chairman

Attest:

\_\_\_\_\_, Secretary.

(262)

#### CITY DEPARTMENT OF FINANCE—NOTICE OF DEPOSIT.

The Secretary presented the following notices of deposit, dated February 9, 1909, from H. L. Smith, Assistant Deputy Comptroller, Department of Finance of New York City, which were ordered filed:

Authorized.	Deposited.	Amount.	Title of Account.
March 31, 1905	January 28, 1909	\$1,000.00	Rapid Transit Construction Fund—Manhattan—Bridges.
June 31, 1904	January 28, 1909	\$5,000.00	Rapid Transit Construction Fund—Brooklyn Loop Lines—Borough of Manhattan (Section 9-O-1).
June 30, 1908	January 29, 1909	10,000.00	Rapid Transit Construction Fund—Brooklyn—Manhattan—(Building Green Shuttle See 1025.)

2053



(263) Case 1001  
INTERBOROUGH RAPID TRANSIT COMPANY—CONNECTING PASSAGEWAY BETWEEN 42d STREET SUBWAY AND STEINWAY TUNNEL.

The Secretary presented a communication, dated February 8, 1909, from the Counsel to the Commission, referring to the letter of the Chief Engineer, dated February 1, 1909, with regard to the right of the Interborough Rapid Transit Company to cut a hole in the wall of a manhole near Grand Central station for the purpose of making a cable connection with the Steinway tunnel, and stating that it seemed to him that the company had the right to make such connection. The communication was ordered filed.

(264) ACCIDENTS—REPORT FOR JANUARY, 1909.

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

Car collisions .....	314
Persons and vehicles struck by cars .....	830
Boarding .....	470
Alighting .....	443
Contact with electricity .....	27
Other accidents .....	1,799
<b>Total .....</b>	<b>3,691</b>

<b>Injuries:</b>	
Passengers .....	1,312
Not passengers .....	419
Employees .....	421
<b>Total .....</b>	<b>2,152</b>

Serious Injuries Included in Above:

Killed .....	21
Fractured skulls .....	5
Amputated limbs .....	6
Hudson Unders .....	28
Other serious .....	96
<b>Total .....</b>	<b>156</b>

(265) 2093-B  
DETERMINATIONS NOS. 11 AND 12 OF CHIEF ENGINEER—REQUISITIONS OF CRANFORD COMPANY FOR EXTRA WORK AND MATERIAL.

The Secretary presented a communication, dated February 8, 1909, from the Chief Engineer transmitting his determinations Nos. 11 and 12 of the same date disapproving amended requisition No. 1 of the Cranford Company for extra work and material in connection with piles at Canal and Centre Streets on section 9-O-3, amounting to \$39,419.95, and amended requisition No. 2 of the Cranford Company for extra work and material in connection with waterprooing fabric on section 9-O-3, amounting to \$2079.41. The papers were referred to the Counsel to the Commission. [See Proceedings of 1908, Page 1805.]

(266) 2093-B  
CRANFORD COMPANY—APPEAL FROM DETERMINATIONS NOS. 11 AND 12 OF CHIEF ENGINEER ON REQUISITIONS FOR EXTRA WORK AND MATERIAL.

The Secretary presented a communication, dated February 11, 1909, from the Cranford Company, appealing from the determinations Nos. 11 and 12 of the Chief Engineer, dated February 8, 1909, disapproving its amended requisition No. 1 for extra work and material in connection with piles at Canal and Centre Streets on section 9-O-3, amounting to \$39,419.95, and amended requisition No. 2 for extra work and material in connection with waterprooing fabric on section 9-O-3, amounting to \$2,079.41. The communication was referred to the Counsel to the Commission. [See Item No. 265.]

(267) Case 771  
BROOKLYN UNION ELEVATED RAILROAD COMPANY ET AL.—SERVICE ON FIFTH AVENUE LINE—EXTENSION ORDER.

On motion, duly seconded, a Final Order in Case No. 771 was adopted, extending to February 20, 1909, the time of the Brooklyn Union Elevated Railroad Company, the Nassau Electric Railroad Company, the South Brooklyn Railway Company and the Sea Beach Railway Company to notify the Commission whether the terms of the Final Order herein providing for increased service on the Fifth Avenue elevated line were accepted and would be obeyed, and granting a stay of the taking effect of the said Final Order to February 27, 1909. [See Item No. 210.]

(268) Case 771  
BROOKLYN UNION ELEVATED RAILROAD COMPANY—VENTILATION ON ELEVATED CARS—FINAL ORDER.

On motion, duly seconded, a Final Order in Case No. 771 was adopted, requiring the Brooklyn Union Elevated Railroad Company to supply all cars on its Fulton Street and Fifth Avenue elevated lines, of "Series 1000" and those having "Empire roofs," with sufficient ventilators.

(269) Case 823  
ELECTRICAL COMPANIES—SERVICE FURNISHED—MISFEASING ORDER.

On motion, duly seconded, a Misfeasing Order in Case No. 823 was adopted, annulling Section 10<sup>th</sup> of the Order adopted December 18, 1908, with reference to service furnished by electrical corporations and extending to March 1, 1909, the time of the New York Edison Company, the United Electric Light and Power Company and the Edison Electric Illuminating Company of Brooklyn to comply with the terms of said Order. [See Item No. 234.]

(270) Case 826  
THE PENNSYLVANIA TUNNEL AND TERMINAL RAILROAD COMPANY ET AL.—GAS LINE IN SUNNYSIDE YARD—DISMISSAL ORDER.

On motion, duly seconded, a Dismissal Order in Case No. 826 was adopted, discontinuing the proceedings against the Pennsylvania Tunnel and Terminal Railroad Company and the Long Island Railroad Company in regard to a gas line through Sunnyside yard. [See Item No. 187.]

(271) Case 1008  
SEA BEACH RAILWAY COMPANY—STOPS AT AVENUE "S"—FINAL ORDER.

On motion, duly seconded, a Final Order in Case No. 1008 was adopted, directing the Sea Beach Railway Company to establish a stop on its line at Avenue "S" between Avenue "12" and King's Highway. [See Proceedings of 1908, Page 1854.]

(272) Case 1038  
METROPOLITAN STREET RAILWAY COMPANY—14th STREET AND WILLIAMSBURG BRIDGE LINE—EXTENSION ORDER.

On motion, duly seconded, an Extension Order was adopted in Case No. 1038, extending the time for the Metropolitan Street Railway Company to comply with certain of the provisions of the Final Order herein, as to increase of service on its 14th Street and Williamsburg Bridge line, until March 1 and April 1, 1909, respectively, and extending the time to answer the Final Order so modified to March 1, 1909. [See Item No. 239.]

(273) Case 1046  
INTERBOROUGH RAPID TRANSIT COMPANY—DUFFIELD STREET SUBWAY STATION—FINAL ORDER.

On motion, duly seconded, a Final Order was adopted in Case No. 1046, requiring the Interborough Rapid Transit Company to make certain changes in the exit of the Duffield Street station of the subway. [See Item No. 190.]

(274) Case 1055  
SECOND AVENUE RAILROAD COMPANY—OVERHAULING OF CARS—FINAL ORDER.  
On motion, duly seconded, a Final Order in Case No. 1055 was adopted, requiring the overhauling of all open and closed cars used by the Second Avenue Railroad Company. [See Item No. 257.]

(275) Case 1066  
NEW YORK AND QUEENS COUNTY RAILWAY COMPANY—DOUBLE TRACKING CERTAIN LINES—HEARING ORDER.

On motion, duly seconded, a Hearing Order in Case No. 1066 was adopted, directing a hearing on March 1, 1909, at 2:30 P. M., in regard to double-tracking the Flushing-Jamaica line and the College Point line of the New York and Queens County Railway Company. The Acting Chairman designated Commissioner Bassett to conduct this hearing.

(276) S. P. 41  
LONG ISLAND RAILROAD COMPANY—CHANGES IN EXPRESS CLASSIFICATION—SPECIAL PERMISSION No. 41.

The Secretary presented a communication, dated February 9, 1909, from A. L. Langdon, Traffic Manager of the Long Island Railroad Company, requesting permission to put into effect ten days after publication at stations and filing with the Commission a Supplement, No. 4, to Official Express Classification and Tables of Graduated Charges P. S. C.—I N. Y.—No. E-17, containing all effective changes. Thereupon, on motion, duly seconded, Special Permission No. 41 was adopted, granting the desired permission.

(277) Case 1081  
HUDSON AND MANHATTAN RAILROAD COMPANY—APPLICATION FOR EXTENSION OF LINE TO GRAND CENTRAL STATION.

The Secretary presented a communication, dated February 10, 1909, from W. G. McAdoo, President of the Hudson and Manhattan Railroad Company, transmitting the following application for an extension of its road, which was referred to a Committee consisting of Chairman Willcox and Commissioner Mahlie.

To the Honorable the Public Service Commission of the State of New York, for the First District:

The petition of the Hudson and Manhattan Railroad Company respectfully shows:  
First. That your petitioner is a corporation duly organized and existing under and by virtue of the laws of the States of New York and New Jersey, having been created by consolidation agreement between New York and Jersey Railroad Company, a corporation of the State of New York, Hudson and Manhattan Railroad Company, a corporation of the State of New Jersey, and Hudson and Manhattan Railroad Company, a corporation of the State of New York, dated December 1, 1906, and duly filed in the office of the Secretary of State of the State of New York, December 5th; in the office of the Clerk of New York County, December 6th; and in the office of the Secretary of State of the State of New Jersey, December 6, 1906, a copy of which consolidation agreement has heretofore been filed with the said Commission on the 29th day of August, 1908.

Second. That the New York and Jersey Railroad Company, one of the constituent companies of your petitioner, was a corporation duly organized and created under and by virtue of the laws of the State of New York for the purpose, so declared in its articles of association, of owning and operating a tunnel and railroad in part within the limits of the City of New York, to be connected with a railroad or railroads within the State of New Jersey, thereby forming a continuous line for the carriage of passengers and property between the terminus of such railroad at the corner of Sixth Avenue and 33d Street, in the City of New York, and a point or points upon the lines of such railroads in the State of New Jersey, and other states.

That the certificate of incorporation of said railroad company was duly filed in the office of the Secretary of State, February 10, 1902, and in the office of the Clerk of the County of New York, February 14, 1902, and the last amended certificate of incorporation of said railroad company was duly filed in the office of the Secretary of State, March 24, 1905, and in the office of the Clerk of the County of New York, March 25, 1905, and copies of said certificate and amended certificate were duly filed in the office of the Commission, August 29, 1908.

Third. That on July 10, 1902, the Board of Rapid Transit Railroad Commissioners for the City of New York granted in the said New York and Jersey Railroad Company the authority, right and franchise to construct and operate such underground railroad on a route beginning at the boundary line between the States of New York and New Jersey under the Hudson River; thence under the Hudson River to Morton Street; thence under Morton Street and Greenwich Street to a terminal station at the block bounded by Eighth Avenue, Greenwich, West 10th and Christopher Streets. That the said grant was subsequently consented to and approved by the Board of Aldermen and by the Mayor and by the other departments of the city as therein required. A copy of said certificate was duly filed in the office of the Commission on the 29th day of August, 1908.

Fourth. That on February 2, 1905, the Board of Rapid Transit Railroad Commissioners for the City of New York granted a certificate or franchise authorizing the said New York and Jersey Railroad Company to construct an extension of the underground railroad last mentioned beginning at the terminus of the said railroad as authorized at the intersection of Greenwich and West 10th and Christopher Streets, in the Borough of Manhattan; thence running westerly under Christopher Street to Sixth Avenue; thence with one branch under Sixth Avenue to a terminal station at or near the intersection of Sixth Avenue and 33d Street, in said borough, and with another branch crossing diagonally under Sixth Avenue to 9th Street, and thence easterly under 9th Street to a terminal station at or near the intersection of Fourth Avenue and 9th Street, in said borough. The said grant was subsequently consented to and approved by the Board of Aldermen and by the Mayor and by the other departments of the city as therein required. A copy of said certificate was duly filed in the office of the Commission on the 29th day of August, 1908.

Fifth. That the said New York and Jersey Railroad Company obtained on June 20, 1905, from the Board of Railroad Commissioners of the State of New York a certificate of public convenience and necessity for its underground road so authorized to the corner of Sixth Avenue and 33d Street. A copy of said certificate was on August 29, 1908, duly filed with the Commission.

That the Hudson and Manhattan Railroad Company, one of the constituent companies of your petitioner, also obtained from the Board of Railroad Commissioners on May 11, 1904, a certificate of public convenience and necessity for its downtown route extending from the corner of Cortlandt and Church Streets to Jersey City. A copy of said certificate was duly filed with the Commission, August 29, 1908.

Sixth. Work on the said tunnels and railroad was promptly begun and has progressed to such an extent that the said tunnels and railroad upon the uptown route originally authorized have been completed, and upon the extensions have been completed from the corner of Greenwich and Christopher Streets under Christopher Street, and thence under Sixth Avenue to 27th Street and are now in operation as far as 23d Street.

Seventh. That your petitioner desires to obtain from the said Commission, pursuant to section 32 of the Rapid Transit Act, permission and authority to construct, maintain and operate an extension of the said underground road from such terminus at the corner of Sixth Avenue and 33d Street, as authorized by the said certificate of February 2, 1905; thence under Sixth Avenue to a point near the corner of Sixth Avenue and 40th Street; thence under a corner of Bryant Park to 42d Street, and thence easterly under 42d Street and under the existing rapid transit subway to a point at or near the westerly side of Lexington Avenue, for the purpose of connecting such terminus of your petitioner's road as at present authorized with the terminus of the New York Central and Hudson River Railroad Company and of the New York and Harlem Railroad Company and of the New York, New Haven and Hartford Railroad Company, at the Grand Central station, such extension to consist of a double-track railroad in tunnels with stations at such intermediate point or points as may be determined by the Commission, and a terminal station under 42d Street between Vanderbilt and Lexington Avenues, as shown upon the map hereto annexed entitled "Hudson & Manhattan R. R. Co. Plan and Profile of Extension from 33rd Street & Broadway to Grand Central Station. Serial No. 3270 A. Dated February 2, 1909."

Eighth. That the said extension if authorized and constructed, will afford connection between the Pennsylvania railroad, the Erie railroad, the Delaware, Lackawanna and Western railroad, in the cities of Jersey City and Hoboken, in the State of New Jersey, and the New York Central railroad, the New York and Harlem railroad and the New York, New Haven and Hartford railroad, in the City of New York, and also with the rapid transit subway in said city, and with the so-called Belmont tunnel, extending from said city to Long Island, and will greatly extend and improve the transportation facilities for all persons desiring to reach any of said railroads or to interchange between the same.



*Smith.* That no application has yet been made for the consent of the local authorities or of abutting property owners to the construction and operation of such extension.

Wherefore Your petitioner respectfully prays that the said Commission determine that the construction and operation of the said extension is necessary or convenient for the public service, and will grant to your petitioner permission, approval and authority to construct, maintain and operate the said extension, together with the necessary station and terminal facilities.

And your petitioner will ever pray.

*Hudson and Manhattan Railroad Company,*  
By (Signed) W. G. McAduo, President.

[SEAL.]

Attest—

(Signed) C. W. KING, Secretary.

STATE OF NEW YORK, COUNTY OF NEW YORK, ss.:

William G. McAduo, being duly sworn, deposes and says that he is the President of the Hudson and Manhattan Railroad Company, the petitioner named in the foregoing petition; that he has read the said petition and knows the contents thereof and that the same is true to his own knowledge except as to the matters therein stated upon information and belief, and that as to those matters he believes it to be true. That the said application has been duly authorized by the Board of Directors of the petitioner.

(Signed) WILLIAM G. McAduo,

Sworn to before me this 10th day of February, 1909.

(Signed) Wm. H. BREMER, Notary Public, New York County.

[See Proceedings of 1908; Page 1605.]

(278) 2184  
FLATBUSH TAXPAYERS' ASSOCIATION—RESOLUTION AS TO SUBWAY UNDER FLATBUSH AVENUE EXTENSION.

The Secretary presented a communication, dated February 13, 1909, from Gifford A. Nelson, Secretary of the Flatbush Taxpayers' Association of Brooklyn, transmitting a resolution adopted by that Association, urging the Commission to take action providing for the immediate construction of the subway from Manhattan Bridge to Indian Street. The papers were ordered filed.

(279) Case 1029  
TWENTY-EIGHTH WARD BOARD OF TRADE OF BROOKLYN—RESOLUTION AS TO STEINWAY TUNNEL.

The Secretary presented a communication, dated February, 1909, from C. M. Sheehan, Secretary of the Twenty-eighth Ward Board of Trade, Brooklyn, transmitting a resolution adopted by that organization, approving the decision taken by the Commission with regard to the purchase of the Steinway tunnel. The communication was ordered filed. [See Item No. 119.]

(280) C-484  
WEST END BOARD OF TRADE—RESOLUTION AS TO REMOVAL OF CAR TRACKS IN BROOKLYN.

The Secretary presented a communication, dated February 1, 1909, from Daniel B. Seaver, Chairman of the Committee on Railroads and Ferries of the West End Board of Trade of Brooklyn, stating that the said board had adopted a resolution requesting the Commission to take steps to secure the removal of the car tracks on Second Avenue between 29th and 65th Streets, and on 65th Street between Second and Third Avenues, in the ground that the Brooklyn Rapid Transit Company was not operating cars over such route in accordance with its franchise. The communication was referred to Commissioner Rogers.

(281) 2184  
BROOKLYN LEAGUE—RESOLUTION AS TO SUBWAY UNDER FLATBUSH AVENUE EXTENSION.

The Secretary presented a communication, dated February 8, 1909, from George W. Hirsch, President of the Brooklyn League, transmitting a copy of resolutions adopted by it on February 3, 1909, demanding an immediate agreement for the construction of a subway on the Flatbush Avenue extension. The communication was ordered filed.

(282) 2184  
CENTRAL AND SMITH STREET BOARD OF TRADE OF BROOKLYN—RESOLUTION AS TO SUBWAY UNDER FLATBUSH AVENUE EXTENSION.

The Secretary presented a communication, dated February 13, 1909, from N. B. Killmer, President of the Central and Smith Street Board of Trade of Brooklyn, transmitting a copy of the action taken by it on February 11, 1909, approving the proposition for the immediate construction of the first section of the subway under the Flatbush Avenue extension. The communication was ordered filed.

(283) 2094-A  
BRADLEY CONTRACTING COMPANY—REQUISITION.

The Secretary presented requisition No. 18 of the Bradley Contracting Company for \$93,890.96 for work done and materials furnished on section 9-O-4 during the month of January, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2186 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

(284) 2095-A  
BRADLEY CONTRACTING COMPANY—REQUISITION.

The Secretary presented requisition No. 19 of the Bradley Contracting Company for \$15,750.45 for work done and materials furnished on section 9-O-5 during the month of January, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2187 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

(285) 2092-A  
DEGNON CONTRACTING COMPANY—REQUISITION.

The Secretary presented requisition No. 19 of the Degnon Contracting Company for \$150,286.07 for work done and materials furnished on section 9-O-2 during the month of January, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2232 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

(286) 2093-A  
CRANFORD COMPANY—REQUISITION.

The Secretary presented requisition No. 18 of the Cranford Company for \$99,546.30 for work done and materials furnished on section 9-O-3 during the month of January, 1909, less ten per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 2233 be transmitted to the City Comptroller for payment of the said amount, which was thereupon duly adopted.

(287) VOUCHERS.

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

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

Voucher No.	In Favor of.	Services or Material.	Amount.
2190	George Hallett Clerk, Division Engineer	Disbursements, First Division, Month of January, 1909.	\$19 48
2191	George F. Daggett, Chief Clerk.	Disbursements, Bureau of Complaints, etc. Month of January, 1909.	35 40

Voucher No.	In Favor of.	Services or Material.	Amount.
2192	Seaver, Helen, General Inspector	Disbursements, Bureau of Subway Construction, Month of January, 1909.	12 35
2193	Arthur Bullock, Assistant Counsel	Disbursements, Legal Department, Month of January, 1909.	32 80
2194	M. J. Farrell, Secretary to Chief Engineer	Disbursements, Chief Engineer's Office, Month of December, 1908, and January, 1909.	2 00
2195	H. A. D. Hollmann, Auditor	Disbursements, General Office, Month of January, 1909.	100 87
2196	T. H. Hoyer, Secretary, Bureau of Gas and Electricity	Disbursements, Bureau of Gas and Electricity, Month of January, 1909.	57 63
2197	Milo B. Malbie, Commissioner	Disbursements, Month of November, 1908, and January, 1909.	19 23
2198	Charles W. McInerney, Assistant Engineer	Disbursements, Physical Division, Work, Month of January, 1909.	70 51
2199	Andrew W. McInerney, Electrical Engineer	Disbursements, Transportation Bureau, Month of January, 1909.	28 39
2200	John H. Myers, Division Engineer	Disbursements, Second Division, Month of January, 1909.	0 40
2201	Frederick C. Noddy, Division Engineer	Disbursements, Fifth Division, Month of January, 1909.	34 75
2202	Frederick L. Pyrie, Secretary to Commissioner McCarroll	Disbursements, Commissioner's Office, Month of January, 1909.	5 75
2203	C. V. V. Powers, Division Engineer	Disbursements, Third and Fourth Divisions, Month of January, 1909.	18 80
2204	Amos L. Schaeffer, Division Engineer	Disbursements, Sewer Division, Month of January, 1909.	7 45
2205	Charles B. Thomas, Junior	Disbursements, Bureau of Subway Construction, Month of January, 1909.	20 60
2206	D. L. Turner, General Inspector	Disbursements, Bureau of Transportation, Month of November, 1908, and January, 1909.	170 82
2207	Thomas H. Whitely, Secretary	Disbursements, Secretary's Office, Month of January and February, 1909.	42 43
2208	Baker, Vossitch and Company	Printing, Bill, January 18, 1909.	7 90
2209	Benedict, Brothers	Electrician supplies, Bill, January 28, 1909.	8 50
2210	William Briggs and Company	Printing, Bills, January 10, 25, 1909; January 14, 17, 21, 22, 1909.	345 97
2211	Martin H. Brown Company	Printing, Bills, May 26, September 21, 23, 1908; October 19, 1909; November 20, December 19, 23, 1908; 25, 1909; January 12, 13, 14, 15, 16, 17, 1909.	3,361 42
2212	J. Joseph Carlin	Sign lettering, Bill, January 20, 1909.	1 75
2213	Jonathan Dreyfus	Chairman room, Bill, January 15, 1909.	0 10
2214	Engineering Magazine	Magazine supplies, Bill, January 18, 1909.	— 00
2215	The Hiss Company	Magazine supplies, Bill, January 19, 1909.	21 00
2216	E. Becker Hyde	State, Bill, January 21, 1909.	16 00
2217	Bartholomew, James and Company	Government supplies, Bill, January 15, 1909.	2 40
2218	Kocherlescher Blue Print Company	Blue prints, Bill, January 15, 1909.	42 85
2219	Lux Illuminating Company	Exposing chemicals of photographers' minutes, Bill, January 15, 1909.	4 27
2220	Liberty Bazaar	Furniture, Bill, December 31, 1908.	63 60
2221	J. B. Lyon Company	Furniture, Bill, January 15, 19, 1909.	— 00
2222	The Macy Company	Furniture, Bill, December 22, 1908.	1 00
2223	New York Blue Print Paper Company	Blue prints, Bill, January 9, 1909.	54 43
2224	New York Street Works	Painting supplies, Bill, January 10, 1909.	5 50
2225	August R. Ohman and Company	Maps, Bill, January 5, 1909.	2 00
2226	The Schenck Company	Photograph supplies, Bill, October 26, 1908; January 1, 1909.	3 73
2227	E. G. Schumann	Paints, Bill, January 2, 1909.	152 48
2228	R. W. Vahley	Furniture, Bill, January 8, 15, 1909.	73 60
2229	Tucker Manufacturing and Supply Company	Stationery supplies, Bill, January 10, 1909.	2 78
2230	John Womander	Paraffine, Bill, December 29, 1908.	39 36
2231	A. A. Weeks-Hodkins Company	Paraffine, Bill, December 29, 1908.	10 00
2232	Frederick V. B. Goulding, Transit Engineer	Disbursements, Month of January and February, 1909.	104 82
Total			\$5,298 29

The following payrolls were approved by Chairman Willing:  
2188 Inspectors of Masses: Work ending February 10, 1909. \$5,189 28  
2189 Gas Meter Testers: Work ending February 10, 1909. 144 08  
Total \$5,333 36

Ayes—Commissioners Biscoe, Malbie, Ensis.  
Nays—None.  
Carried.

(288) EMPLOYEES—APPRAISAL DEPARTMENT.  
The Secretary presented a communication, dated February 9, 1909, from the Chief of the Appraisal Department, asking that the terms of certain men, which would expire in March, be extended for a period of two months. The Secretary was thereupon instructed to request such extension from the State Civil Service Commission.

(289) EMPLOYEES—GENERAL.  
The adoption of the following resolution was moved and duly seconded:  
Resolved: That this Commission take the following action in relation to employees:

	Monthly Salary.	To Take Effect.
Appointments from Civil Service List:		
B. B. Fairs, Junior Draftsman	\$75 00	February 11, 1909
Reappointments:		
Arthur Krass, Rdman.		February 15, 1909
Harace L. Luskow, Estimator (V.O.E.)		February 16, 1909
Dismissals:		
Charles H. Bigelow, Mechanical Expert		November 1, 1908
Thophile F. Sowards, Transit Inspector		May 19, 1908

Ayes—Commissioners Bassett, Malbie, Ensis.  
Nays—None.  
Carried.

HEARINGS.  
(290) Case 1039  
BROOKS TRACTION COMPANY—EXTENSION ON CLASON'S POINT ROAD.

A hearing was held at 2:30 P. M., Commissioner Ensis presiding, on the application of the Brooks Traction Company for a certificate that convenience and a necessity required the extension of its road to Clason's Point. Appearances: Harry M. Chamberlain for the Commission, Henry A. Robinson for the Brooks Traction Company, Smith and Stevens, by Mr. Bennett, for Clason's Point Park Company, Stephen H. Keating for Clason's Point Military Academy, Willard P. Beach for Clason's Point Taxpayers' Association, Edward A. Maher, President of the Bronx Traction Company, testified that it owned the railroad operating on Westchester Avenue and wished to extend its line over Clason's Point Road to Clason's Point, distant 12,000 feet; that said extension could be constructed in about forty-five days; that arrangements therefor had been made contingent upon approval of the route by the Commission; that the terminus of the proposed route was at a bathing resort, and that many people frequented it in summer; that there was no present means of transportation to it except by water or by back; that the route ran through a sparsely settled district which would rapidly develop if the proposed extension were built; and that the adjoining property owners had nearly all given their consents. Martin J. Kane, B. H. Daly, Andrew Halley, S. W. Myers and Joseph Liebertz, witnesses for the company, testified







## SCHEDULE "C"

## Record of Court Work.

Frederick W. Wurster et al. vs. A. N. Spenser et al.: People ex rel. Michael J. Torrey vs. F. L. Polk et al.: City of New York vs. Realty Associates—Argued at Appellate Division. Decision reserved. T. Connolly for the City.

In re Cecelia R. Dunn—Motion for order directing Register to discharge lost mortgage submitted to Davis, J. Decision reserved. C. A. O'Neill for the City.

Rapid Transit (Fourth Avenue)—Motion for order directing payment of award to Henry Von Deilen argued before Davis, J. Decision reserved. H. W. Mayo for the City.

Olympic Athletic Club vs. T. A. Bingham et al.—Motion for a stay of proceedings argued before Davis, J. and denied. L. H. Hahlo for the City.

Robert J. Cluse vs. T. A. Bingham et al.; Harry A. Samwick vs. G. B. McClellan et al.; Gustave Konigswald vs. Same—Motion to continue injunction pendente lite argued before Carr, J. Decision reserved. W. B. Crowell for the City. "Motion granted."

People ex rel. Daniel O'Connell vs. F. L. Polk et al.—Motion for peremptory writ of mandamus argued before Carr, J. Decision reserved. W. B. Crowell for the City. "Motion denied."

Hattie F. McNeil—Tried before Guy, J., and a jury. Complaint dismissed. C. F. Collins for the City.

Sarah Crozier, as Administratrix—Tried before Lehman, J., and a jury. Verdict for plaintiff for \$5,000. J. G. Britt for the City.

Tillie Klopfer, an Infant, etc.—Tried before Lehman, J., and a jury. Verdict for plaintiff for \$500. J. G. Britt for the City.

City of New York vs. Dry Dock, East Broadway and Battery Railroad Company; Same vs. New York City Railway Company (Actions P-10, P-12, P-28)—Argued at Appellate Division. Decision reserved. T. Farley for the City.

City of New York vs. Charles G. Halsey—Argued at Appellate Division. Decision reserved. D. Ramsey for the City.

People ex rel. George W. Hackett vs. T. A. Bingham—Motion to vacate final order reinstating relator argued at Appellate Division. Decision reserved. G. P. Nicholson for the City. "Motion denied."

In re Teresa Tin Picola—Motion for order directing Register to discharge mortgage submitted to Davis, J. and granted. C. A. O'Neill for the City.

People ex rel. Metropolitan Street Railway Company vs. S. B. T. C.—Reference provided and adjourned. C. A. Peters for the City.

People ex rel. William Waldorf Astor vs. F. A. O'Donnell et al. (E-129)—Reference provided and adjourned. G. H. Folwell for the City.

Amanda Woodruff—Tried before Stapleton, J., and a jury. Jury disagreed. Motion to direct verdict in favor of defendant argued and granted. J. Widdoombs for the City.

In re Hannah C. Walker; In re Philip Beyer—Motion for order directing Register to discharge mortgage submitted to Davis, J. Decision reserved. C. A. O'Neill for the City.

People ex rel. William J. Haggerty vs. H. A. Metz—Motion to resettle order granting writ of mandamus submitted to Marcan, J. Decision reserved. W. B. Crowell for the City.

Pauline Naftal—Tried before Guy, J., and a jury. Jury disagreed. C. F. Collins for the City.

Edward R. Dunne—Tried before Sturges, J., and a jury in Municipal Court. Verdict for plaintiff. J. P. O'Connor for the City.

People ex rel. Metropolitan Street Railway Company vs. S. B. T. C.—Reference provided and adjourned. C. A. Peters for the City.

People ex rel. William Waldorf Astor vs. F. A. O'Donnell et al. (E-129)—Reference provided and adjourned. G. H. Folwell for the City.

John C. Orr Company—Tried before Spiegelberg, J., and a jury in Municipal Court. Complaint dismissed. W. H. Kehoe for the City.

Deraimes Engine Company 1; Deraimes Hose Company 1—Tried before McLaughlin, J., in Municipal Court. Decision reserved. T. Garrett, Jr., for the City.

The Mayor, etc., vs. Thomas Patten et al.—Reference provided and adjourned. F. J. Byrne for the City.

Guioeppe Polcarelli vs. J. M. Ward—Motion for peremptory writ of mandamus directed to County Clerk argued before Dowling, J. Decision reserved. C. A. O'Neill for the City. "Motion denied."

Mary A. Jackson vs. Board of Education—Demurrer argued before Giegerich, J. Decision reserved. S. O'Brien for the City. "Demurrer sustained."

Whirlwind Athletic Club vs. T. A. Bingham et al.—Tried before Giegerich, J. Complaint dismissed. L. H. Hahlo for the City.

People ex rel. Jacob Ruppert vs. Tax Commissioners (1905, 1906 and 1907); People ex rel. Jacob Ruppert and another vs. Same (1906 and 1907)—Reference provided and adjourned. R. M. deAensta for the City.

George Wahlheimer vs. J. Bianchi et al.—Motion for leave to appeal to Court of Appeals submitted at Appellate Division. Decision reserved. T. Connolly for the City. "Motion denied."

People ex rel. Uralde Asphalt Paving Company vs. H. A. Metz; People ex rel. Marcus Schurman vs. Same—Motion for peremptory writ of mandamus argued before Davis, J. Decision reserved. A. W. Booraem for the City. "Motion denied."

Roswell D. Vanderhoef—Complaint dismissed by default before Kelly, J. C. J. Druhan for the City.

People ex rel. Thomas W. Golding vs. E. L. Wythrop, Jr., et al.—Motion for peremptory writ of mandamus submitted to Carr, J., and dismissed. P. E. Callahan for the City.

Arbuckle Bros.—Tried before Todd, J., in Municipal Court. Decision reserved. J. T. O'Neill for the City.

Hemlock Street Conduit Line—Argued at Appellate Division. Decision reserved. E. H. Wilson for the City.

Charles H. Hempstead—Tried before Maddox, J., and a jury. Verdict for defendant. J. W. Covert for the City.

Mary E. Wilkinson—Complaint dismissed by default before Kelly, J. C. J. Druhan for the City.

Caroline Davidson—Argued at Appellate Division. Decision reserved. J. D. Bell for the City.

Louis Finkelstein—Tried before Maddox, J., and a jury. Verdict for defendant. P. E. Callahan for the City.

Swedish American Athletic Club vs. T. A. Bingham et al.—Motion to continue injunction pendente lite argued before Carr, J. Decision reserved. J. W. Covert for the City.

Stanley J. Bell—Tried before Todd, J., and a jury in Municipal Court. Verdict for plaintiff for \$177. Motion to set aside verdict argued. Decision reserved. J. T. O'Neill for the City.

Nassau Electric Railroad Company vs. B. S. Coler et al.—Demurrer to complaint submitted to Carr, J. Decision reserved. J. D. Bell for the City.

Irene Warden, an Infant—Submitted at Appellate Division. Decision reserved. J. D. Bell for the City. "Judgment affirmed with costs."

Henry W. Watts—Argued at Appellate Division. Decision reserved. D. D. Whitney, Jr., for the City.

People ex rel. Brooklyn Heights Railroad Company vs. B. S. Coler et al.—Argued at Court of Appeals. Decision reserved. J. D. Bell for the City. "Order affirmed with costs."

Hawthorne Athletic Club vs. T. A. Bingham et al.—Motion to continue injunction pendente lite argued before Carr, J. Decision reserved. P. E. Callahan for the City.

Hearings Before Commissioners of Estimate in Condemnation Proceedings.

Fifteenth to Eighteenth street, North River, Dock, three hearings; Brooklyn Bridge Terminal; bulkhead between Piers 52 and 53, East River, two hearings each; One Hundred and Twentieth street and Harlem River Police Site, one hearing. C. D. Olendorf for the City.

Manhattan Approach to Bridge No. 3, three hearings; Rapid Transit (Westchester avenue), two hearings; Subway Loop Proceeding No. 1; Rapid Transit (Farr George); Marginal street for Bridge No. 3, one hearing each. J. J. Squier for the City.

Subway Loop Proceeding No. 2; Subway Loop Proceeding No. 5, two hearings each. H. W. Mayo for the City.

Subway Loop Proceeding No. 3, two hearings; Subway Loop Proceeding No. 4, one hearing. F. J. Byrne for the City.

Rapid Transit (Jerusalem street), one hearing. E. J. Kenney, Jr., 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.
Board of Education	19	—	2
Borough Presidents	11	—	—
Police Department	7	—	—
Department of Correction	4	—	1
Fire Department	3	—	1
Dock Department	2	2	—
Department of Bridges	2	1	—
Board of Water Supply	3	—	1
Park Department	1	—	2
Bellevue and Allied Hospitals	1	—	1
Department of Charities	1	—	—
Health Department	1	—	—
Department of Water Supply, Gas and Electricity	—	1	—
Total	55	4	8

## Bonds Approved.

Finance Department 1

## Agreements Approved.

Dock Department 1

Clerk, Court of General Sessions of the Peace 1

Total 2

## SCHEDULE "E"

Opinions Rendered to the Various Departments.

Departments.	Opinions Rendered.
Finance Department	15
Borough Presidents	—
Dock Department	—
Municipal Civil Service Commission	—
Board of Estimate and Apportionment	1
Department of Taxes and Assessments	1
Department of Buildings	1
Commissioners of Accounts	1
Street Cleaning Department	1
Total	33

FRANCIS K. PENDLETON, Corporation Counsel.



## CHANGES IN DEPARTMENTS, ETC.

## DEPARTMENT OF DOCKS AND FERRIES.

May 28—Patrick J. Donovan has declined to accept change in title from Deckhand to Mate. In view of this declaration, the Commissioner has rescinded his action of the 12th inst., changing Donovan from Deckhand to Mate, and has fixed Donovan's pay at the rate of 37½ cents per hour while employed, to take effect June 1, 1909.

Edward J. Dolan, Jr., appointed to the position of Ticket Chopper, has declined appointment on the ground of ill health. In view of the declaration, the appointment has been rescinded by the Commissioner.

The Commissioner has appointed the following persons to the position of Dock Laborer, with pay at the rate of 31¼ cents per hour while employed:

Peter J. Carroll, Jr., No. 73 Crescent street, Long Island City.

Richard Timmins, Neptune Hotel, Broadway and Greenwood avenue, Far Rockaway.

May 26—Temporary appointments made by the Commissioner of Docks, May 26, 1909, to positions of Ticket Agent, Gate-man and Discharge, pursuant to the provisions of paragraph 3 of Rule XII. of the Civil Service Rules and Regulations, pending preparation of eligible lists from which permanent appointments can be made: the employment to continue for not more than 10 days after the establishment of appropriate eligible lists, nor for a longer period in any case than two months:

Discharge, \$80 Per Month While Employed.

John E. Graham, No. 438 West Forty-ninth street, Manhattan.

John Dwyer, No. 314 East Seventieth street, Manhattan.

Matthew J. Garry, No. 344 East Twenty-ninth street, Manhattan.

Ticket Agents, \$80 Per Month While Employed.

William S. McCormick, No. 201 East Twenty-seventh street, Manhattan.

Robert A. Phillips, No. 131 East One Hundred and Fifth street, Manhattan.

John Calahan, No. 600 Lexington avenue, Manhattan.

James C. Campbell, No. 342 Tenth avenue, Manhattan.

Walter J. Maher, No. 30 Greenwich street, Manhattan.

Wm. S. T. Conn, No. 454 Convent avenue, Manhattan.

Richard Kelly, No. 341 East Fourteenth street, Manhattan.

Lawrence I. Lloyd, No. 1300 Second avenue, Manhattan.

Peter F. Brown, No. 315 Avenue A, Manhattan.

Caroline J. Hogan, No. 363 West Twelfth street, Manhattan.

Thomas F. McGinnis, No. 503 West 101st street, Manhattan.

Thomas R. Barry, No. 530 East Fourteenth street, Manhattan.

Joseph J. McGrath, No. 20 Greenwich street, Manhattan.

Edward F. J. Strauss, No. 319 East Seventy-ninth street, Manhattan.

Henry Lang, No. 313 East Fifty-seventh street, Manhattan.

Thomas F. Sweeney, No. 158 East Forty-ninth street, Manhattan.

Samuel Saenger, No. 42 Second avenue, Manhattan.

Charles L. Kelly, No. 420 West Thirty-fifth street, Manhattan.

Peter Schmalzlein, No. 365 East One Hundred and Thirty-fifth street, Manhattan.

Gustav Lange, No. 805 Freeman street, The Bronx.

John F. Mullins, No. 144 Third street, New Brighton, S. I.

Charles Goodwater, No. 385 Second avenue, Manhattan.

Gateman, \$80 Per Month While Employed.

Ambrose A. Sweeney, No. 1107 Eighth avenue, Brooklyn.

Charles T. Gysin, No. 222 West Sixty-seventh street, Manhattan.

Samuel Isaacs, No. 13 Eldridge street, Manhattan.

James F. Riley, No. 401 West Twenty-sixth street, Manhattan.

Timothy A. O'Brien, No. 501 East One Hundred and Eighty-third street, Manhattan.

James A. Lahey, No. 455 Fifth street, Brooklyn.

May 24—The Commissioner has appointed Joseph Mahlen, of No. 524 West Twenty-eighth street, Manhattan, to the position of Locomobile Engineer, with



pay at the rate of \$1,500 per annum, to take effect at once.

#### DEPARTMENT OF FINANCE.

June 1.—The salaries of the following employees of this Department have been fixed at the amounts specified, taking effect June 1, 1909:

##### Executive Division.

Mary E. Brennan, transferred from Stenographer and Typewriter to Clerk, \$1,800.

##### Stock and Bond Division.

Thomas J. Ayliner, Junior Clerk, \$540.  
John D. Collins, Junior Clerk, \$400.  
Peter J. Tracy, Clerk, \$1,050.  
Peter P. Brown, Clerk, \$1,350.  
George W. Mackey, Clerk, \$1,350.  
Harre Mooney, Clerk, \$1,650.  
Daniel H. Shaw, Financial Clerk, \$1,350.  
James A. Wallace, Financial Clerk, \$1,350.

George A. Reyer, Financial Clerk, \$1,350.  
Joseph W. Middleton, Bookkeeper, \$1,350.

Benjamin Laff, Bookkeeper, \$1,350.  
Ernest Willmester, Bookkeeper, \$1,350.  
Christopher J. Dunn, Bookkeeper, \$1,350.  
John T. Walsh, Bookkeeper, \$1,350.  
Francis A. Hamon, Stenographer and Typewriter, \$1,500.

##### Bookkeeping Division.

Harry A. Condit, Clerk, \$1,200.  
John T. Gallagher, Accountant, \$1,650.

##### Charitable Institutions Division.

Joseph B. Newman, Examiner of Accounts of Charitable Institutions, \$1,500.

##### Division of Real Estate.

Albert C. Thomas, Topographical Draughtsman, \$1,350.

##### Auditor's Division.

Frank X. O'Meara, Clerk, \$1,020.  
Terry G. Morgan, Clerk, \$1,650.

Bureau for the Examination of Claims.  
Harold Pollack, Clerk, \$750.

##### Law and Adjustment Division.

Howard L. Karlin, Law Clerk, \$1,500.  
Bureau for the Collection of Taxes.  
Herman Weiss, Auditor, Brooklyn City, \$1,500.

Bureau of Municipal Investigation and Statistics.

William O'Connell, Jr., Clerk, \$1,200.  
John J. O'Brien, Clerk, \$1,200.

James J. Murray, an Examiner in the Auditor's Division, has been transferred to the Bureau of Municipal Investigation and Statistics, taking effect June 1, 1909.

Charles Rinefeld, a Clerk in the Queens Office of the Bureau of Assessments and Arrears, has tendered his resignation, taking effect June 1, 1909.

#### DEPARTMENT OF BRIDGES.

June 1.—Thomas Cunningham, No. 250 Withers street, Brooklyn, is transferred from the position of Laborer, Bureau of Highways, Borough of Brooklyn, to a similar position in the Department of Bridges at a compensation of \$2.50 per day, to date from Thursday, June 3, 1909.

Robert S. Wade, No. 300 Seventeenth street, Brooklyn, is transferred from the position of Rigger to that of Wireman at a compensation of \$4.50 per day.

#### BOARD OF EDUCATION.

June 1.—Resignation of Vito Francolla, Chairman of Public School 188, Manhattan, taking effect May 26, 1909.

#### PUBLIC HEARING.

Public notice is hereby given that the Committee on Laws and Legislation of the Board of Aldermen will hold a public hearing in the Aldermanic Chamber, in the City Hall, Borough of Manhattan, on Friday, June 4, 1909, at 1 o'clock p. m., on the following matter:

Ordinance to regulate the sale, weight and quality of bread offered for sale.

All persons interested in the above matter are respectfully invited to attend.

P. J. SCULLY, City Clerk, and Clerk of the Board of Aldermen.

#### OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING which the Public Offices in the City are open for business and at which the Courts regularly open and adjourn as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts.

##### CITY OFFICES.

##### MAYOR'S OFFICE.

No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Cortlandt.

GEORGE B. MCCLELLAN, Mayor.  
Frank M. O'Brien, Secretary.  
William A. Willis, Executive Secretary.  
James A. Keaton, Chief Clerk and Bond and Warrant Clerk.

##### BUREAU OF WEIGHTS AND MEASURES.

Room 7, City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Cortlandt.

Patrick Deery, Chief of Bureau.

##### BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 300 Cortlandt.  
Francis V. S. Oliver, Jr., Chief of Bureau.  
Principal Office, Room 1, City Hall.  
Branch Office, Room 12, Borough Hall, Brooklyn.  
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.  
Branch Office, Hackett Building, Long Island City, Borough of Queens.

##### AQUEDUCT COMMISSIONERS.

Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.  
Telephone 1942 Worth.

The Mayor, the Comptroller, ex-officio, Commissioners John P. Cowan (President), William H. Ten Eyck, John J. Ryan and John P. Windolph, Harry W. Walker, Secretary; Walter H. Sears, Chief Engineer.

##### ARMORY BOARD.

Mayor George B. McClellan, the Comptroller, Herman A. Metz, the President of the Board of Aldermen, Patrick F. McGowan, Brigadier-General George Moore Smith, Brigadier-General John G. Eddy, Captain J. W. Miller, the President of the Department of Taxes and Assessments, Lawson Purdy.

Hattie Davis, Secretary, Room 5, Basement, Hall of Records, Chambers and Centre streets.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 3200 Worth.

##### ART COMMISSION.

City Hall, Room 21.  
Telephone call, 107 Cortlandt.  
Robert W. de Forest, Trustee Metropolitan Museum of Art, President; Frank D. Millet, Painter, Vice President; John B. Pine, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George B. McClellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; Arnold W. Brunner, Architect; Charles Howard Russell, Frederic H. Pratt, Herbert Adams, Sculptor.  
John Quincy Adams, Assistant Secretary.

##### BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue.  
Telephone, 4300 Madison Square.  
Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; James A. Farley, Samuel Sachs, Leopold Stern, John G. O'Keefe, Arden M. Robbins, Robert W. Hebbel, ex-officio.

##### BOARD OF ALDERMEN.

No. 11 City Hall, 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.  
Telephone, 750 Cortlandt.  
Patrick F. McGowan, President.  
P. J. Scully, City Clerk.

##### BOARD OF ASSESSORS.

Office, No. 300 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Antonio Zucca, President.  
Paul Wermann, Secretary.  
James H. Kennedy, William H. Jasper, Secretary.  
Telephone, 29, 30 and 31 Worth.

##### BOARD OF ELECTIONS.

Headquarters General Office, No. 107 West Forty-third street.  
Commissioners—John T. Deeming (President), Charles B. Page (Secretary), Rudolph C. Fuller, James Kane.  
Michael T. Daly, Chief Clerk.  
Telephone, 2945 Bryant.

##### SUBORDINATE OFFICES.

##### Manhattan.

No. 113 West Forty-second street.  
William C. Baxter, Chief Clerk.

##### The Bronx.

One Hundred and Thirty-eighth street and Mott avenue (Solingen Building).  
Cornelius A. Bunker, Chief Clerk.

##### Brooklyn.

No. 42 Court street (Temple Bar Building).  
George Russell, Chief Clerk.

##### Queens.

No. 46 Jackson avenue, Long Island City.  
Carl Voegel, Chief Clerk.

##### Richmond.

Borough Hall, New Brighton, S. I.  
Charles M. Schwalbe, Chief Clerk.  
All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

##### BOARD OF ESTIMATE AND APPROPRIATION.

The Mayor, Chairman; the Comptroller, President of the Board of Aldermen, President of the Borough of Manhattan, President of the Borough of Brooklyn, President of the Borough of The Bronx, President of the Borough of Queens, President of the Borough of Richmond.

##### OFFICE OF THE SECRETARY.

No. 277 Broadway, Room 1406. Telephone, 286 Worth.  
Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary. Charles V. Ades, Clerk to Board.

##### OFFICE OF THE CHIEF ENGINEER.

Nelson P. Lewis, Chief Engineer, No. 777 Broadway, Room 1406. Telephone, 286 Worth.  
Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 777 Broadway, Room 1406. Telephone, 286 Worth.  
Harry P. Nichols, Engineer in charge Division of Franchises, No. 777 Broadway, Room 801. Telephone, 286 Worth.

##### BOARD OF EXAMINERS.

Rooms 607 and 608 Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 586 Gramercy.  
Warren A. Conover, Charles Buck, Lewis Hard ne, Charles G. Smith, Edward F. Craker, William A. Borling and George A. Just, Chairman.  
Edward V. Barton, Clerk.  
Board meeting every Tuesday at 2 p. m.

##### BOARD OF PAROLE OF THE NEW YORK CITY DEPARTMENT OF CORRECTIONS.

Office, No. 141 East Twentieth street.  
John J. Barry, Commissioner of Correction, President.  
Wm. E. Wyatt, Judge, Special Sessions, First Division.  
Robert J. Wilkin, Judge, Special Sessions, Second Division.  
Frederick B. House, City Magistrate, First Division.

Edward J. Dooley, City Magistrate, Second Division.  
Samuel B. Hamburger, John C. Heintz, Dominick D. Dario, James F. Morie.  
Thomas M. Minnick, Secretary.

##### BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.  
Francis K. Pendleton, Corporation Counsel.  
Lawson Purdy, President of the Department of Taxes and Assessments.  
Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.  
Telephone, 1200 Worth.

##### BOARD OF WATER SUPPLY.

Office, No. 300 Broadway.  
John A. Bessel, Charles N. Chadwick, Charles A. Shaw, Commissioners.  
Thomas Hammett, Secretary.  
J. Waldo Smith, Chief Engineer.

##### COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a. m. to 4 p. m.  
Telephone, 4315 Worth.  
John Purroy Michel, Henry C. Buncke, Commissioners.

##### CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.  
Office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.

Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.  
Lament McLoughlin, Clerk.  
Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p. m.

##### CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.  
Telephone, 750 Cortlandt.  
P. J. Scully, City Clerk and Clerk of the Board of Aldermen.

Joseph F. Prendergast, First Deputy.  
John T. Oakley, Chief Clerk of the Board of Aldermen.

Joseph V. Sculley, Clerk, Borough of Brooklyn.  
Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.

William K. Zimmerman, Deputy City Clerk, Borough of Queens.  
Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

##### CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.  
Supervisor's Office, Park Row Building, No. 21 Park Row. Entrance, Room 507, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3525 and 1506 Cortlandt. Supply Room, No. 2, City Hall.  
Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemie, Secretary.

##### COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.  
John N. Bogart, Commissioner.  
James P. Archibald, Deputy Commissioner.  
John I. Caldwell, Secretary.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 283 Worth.

##### COMMISSIONERS OF SINKING FUND.

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen; and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen, Members.

N. Taylor Phillips, Deputy Comptroller, Secretary Office of Secretary, Room 12, Stewart Building.  
Telephone, 1200 Worth.

##### DEPARTMENT OF BRIDGES.

Nos. 12-21 Park Row.  
James W. Stevenson, Commissioner.  
John H. Little, Deputy Commissioner.  
Edgar E. Schiff, Secretary.

Office hours, 9 a. m. to 4 p. m.  
Saturdays, 9 a. m. to 12 m.  
Telephone, 1086 Cortlandt.

##### DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.  
No. 145 East Twentieth street. Office hours from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1047 Gramercy.  
John J. Barry, Commissioner.  
George W. Meyer, Deputy Commissioner.  
John B. Fitzgerald, Secretary.

##### DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.  
Telephone, 300 Rector.  
Allen N. Spencer, Commissioner.

Dennis A. Judge, Deputy Commissioner.  
Joseph W. Savage, Secretary.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

##### DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.  
Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a. m. to 5 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.

Telephone, 358 Plaza.  
Stated meetings of the Board are held at 4 p. m. on the first Monday in February, the second Wednesday in July, and the second and fourth Wednesdays in every month, except July and August.

Richard B. Aldrich, Jr.; Nicholas J. Barrett, Charles E. Bruce, M. D.; Joseph E. Congrove, Frederic R. Couderc, Francis W. Crowninshield, Francis P. Connell, Thomas M. De Laney, Horace E. Dwyer, Alexander Ferris, Joseph Nicola Francolini, George Frohfeld, George J. Gillespie, John Gwynne, Lewis Haase, Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James P. Holland, Arthur Hollick, Hugo Kanaher, Max Katzenberg, Edward Lazansky, Alrick H. Man, Clement March, Mitchell May, Robert E. McCafferty, Dennis J. McDonald, M. D.; Ralph McKen, Frank W. Meyer, Thomas J. O'Donohue, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James R. Sullivan, Michael J. Sullivan, Bernard Snyderman, Rupert H. Thomas, John R. Thompson, George A. Vandenshoff, Frank D. Wiley, George W. Wingate, Rupert L. Winthrop, Jr., members of the Board. (One vacancy.)

Egerton L. Winthrop, Jr., President.  
John Gwynne, Vice-President.  
A. Emerson Palmer, Secretary.  
Fred H. Johnson, Assistant Secretary.

##### C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies.  
Henry R. M. Cook, Auditor.  
Thomas A. Dillon, Chief Clerk.  
Henry M. Lelapier, Supervisor of Lectures.  
Claude G. Leland, Superintendent of Libraries.  
A. J. Maguire, Supervisor of Janitors.

##### BOARD OF SUPERINTENDENTS.

William H. Maxwell, City Superintendent of Schools, and Andrew W. Adams, John H. Haaren, Clarence E. Melney, Thomas S. O'Brien, Edward B. Swallow, Edward L. Stevens, Gustave Straubenmuller, John H. Walsh, Associate City Superintendents.

##### DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickerling, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M. D.; John J. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richmond, Alfred T. Schaffner, Albert Shieh, Edgar Dots Shiner, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

##### BOARD OF EXAMINERS.

William H. Maxwell, City Superintendent of Schools, and James C. Byrnes, Walter L. Hervey, Jerome A. O'Connell, George J. Smith, Examiners.

##### DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 1200 Worth.

Herman A. Metz, Comptroller.  
John H. McCooey and N. Taylor Phillips, Deputy Comptrollers.  
Hubert L. Smith, Assistant Deputy Comptroller.  
Paul Looser, Secretary to Comptroller.

##### MAIN DIVISION.

H. J. Storrs, Chief Clerk, Room 11.  
BOOKKEEPING AND AWARDS DIVISION.  
Frank W. Smith, Chief Accountant and Bookkeeper, Room 8.

##### STOCK AND BOND DIVISION.

James J. Sullivan, Chief Stock and Bond Clerk, Room 85.

##### BUREAU OF AUDIT—MAIN DIVISION.

F. H. Quinn, Chief Auditor of Accounts, Room 27.

##### LAW AND ADJUSTMENT DIVISION.

Jeremiah T. Mahoney, Auditor of Accounts Room 64.

##### BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

Charles S. Hervey, Supervising Statistician and Examiner, Room 180.

##### CHARITABLE INSTITUTIONS DIVISION.

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

##### OFFICE OF THE CITY PAYMASTER.

No. 81 Chambers street and No. 55 Reade street.  
John H. Timmerman, City Paymaster.

##### ENGINEERING DIVISION.

Stewart Building, Chambers street and Broadway Chandler Whittington, Chief Engineer, Room 35.

##### DIVISION OF INSPECTION.

William M. Hoge, Auditor of Accounts in Charge, Room 39.

##### DIVISION OF REAL ESTATE.

Mortimer J. Brown, Appraiser of Real Estate, Rooms 101, 102 and 103.

##### BUREAU FOR THE COLLECTION OF TAXES.

Borough of Manhattan—Stewart Building, Room 3.  
David E. Austen, Receiver of Taxes.

John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.  
Borough of The Bronx—Municipal Building, Third and Tremont avenues.

John B. Underhill and Stephen A. Nugent, Deputy Receivers of Taxes.  
Borough of Brooklyn—Municipal Building, Rooms 7-8.

Thomas J. Brennan and William Gallagher, Deputy Receivers of Taxes.  
Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

George H. Crood and Mason O. Smalley, Deputy Receivers of Taxes.  
Borough of Richmond—Borough Hall, St. George, New Brighton.

John De Morgan and P. Wiley Owen, Deputy Receivers of Taxes.

##### BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS.

Borough of Manhattan, Stewart Building, Room 1.  
Daniel Mynahan, Collector of Assessments and Arrears.

Richard E. Weldon, Deputy Collector of Assessments and Arrears.  
Borough of The Bronx—Municipal Building, Rooms 1-1.

James J. Donovan, Jr., Deputy Collector of Assessments and Arrears.  
Borough of Brooklyn—Mechanics' Bank Building, corner Court and Montague streets.

John M. Gray, Deputy Collector of Assessments and Arrears.  
Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

Thomas A. Healy, Deputy Collector of Assessments and Arrears.  
Borough of Richmond—St. George, New Brighton.

John J. McGinn, Deputy Collector of Assessments and Arrears.

##### BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway Room 141.  
Peter Aitken, Collector of City Revenue and Superintendent of Markets.  
David O'Brien, Deputy Collector of City Revenue.

##### BUREAU FOR THE EXAMINATION OF CLAIMS.

Frank J. Prial, Chief Examiner. Room 181.

##### BUREAU OF THE CITY CHAMBERLAIN.

Stewart Building, Chambers street and Broadway Rooms 63 to 67.  
James J. Martin, City Chamberlain.  
Henry J. Walsh, Deputy Chamberlain.  
Telephone, 470 Worth.

##### DEPARTMENT OF HEALTH.

Southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, 9 a. m. to 4 p. m.  
Dental Permit and Contagious Disease offices always open.  
Telephone, 4200 Columbus.  
Thomas Darlington, M. D., Commissioner of Health and President.  
Alvah H. Doty, M. D.; Theodore A. Bingham, Commissioners.



Walter Bessel, M. D., Sanitary Superintendent.  
Eugene W. Scheffer, Secretary.  
Herman M. Biles, M. D., General Medical Officer.  
James McC. Miller, Chief Clerk.  
William H. Guilford, M. D., Registrar of Records.

#### Borough of Manhattan.

Traverse R. Maxwell, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.  
Charles J. Burke, M. D., Assistant Registrar of Records.

#### Borough of The Bronx, No. 1231 Third Avenue.

Alonso Blauvelt, M. D., Acting Assistant Sanitary Superintendent; Andrew Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 38 and 40 Clinton Street.  
Alonso Blauvelt, M. D., Assistant Sanitary Superintendent; Alfred T. Metcalfe, Assistant Chief Clerk; S. J. Byrne, M. D., Assistant Registrar of Records.

#### Borough of Queens, Nos. 373 and 374 Fulton Street, Jamaica.

John H. Barry, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

#### Borough of Richmond, Nos. 54 and 56 Water Street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M. D., Assistant Registrar of Records.

#### DEPARTMENT OF PARKS.

Henry Smith, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.  
William J. Franston, Secretary.

Offices, Arsenal, Central Park.  
Telephone, 201 Plaza.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.  
Offices, Litchfield Mansion, Prospect Park, Brooklyn.  
Telephone, 3200 Smith.

Joseph I. Berry, Commissioner of Parks for the Borough of The Bronx.  
Office, Zimowski Mansion, Claremont Park.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m. to 4 p. m. Telephone, 2450 Tremont.

#### DEPARTMENT OF PUBLIC CHARITIES.

##### PRINCIPAL OFFICE.

Foot of East Twenty-sixth Street, 9 a. m. to 4 p. m. Saturdays, 12 m. to 4 p. m.

Telephone, 1315 Madison Square.  
Robert W. Hubbard, Commissioner.

Richard C. Baker, First Deputy Commissioner.  
Thomas W. Hayes, Second Deputy Commissioner for Brooklyn and Queens, Nos. 127 to 131 Schermerhorn Street, Brooklyn. Telephone, 2027 Main.

J. McKee Borden, Secretary.  
Plans and Specifications, Contracts, Proposals and Estimates for Work and Materials for Building, Repairs and Supplies, Bills and Accounts, 9 a. m. to 4 p. m.; Saturdays, 12 m. to 4 p. m.

Bureau of Dependent Adults, foot of East Twenty-sixth Street. Office hours, 9 a. m. to 4 p. m.

The Children's Bureau, No. 16 Third Avenue. Office hours, 9 a. m. to 4 p. m.

Jeremiah Connolly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island. Telephone, 1000 Tompkinsville.

#### DEPARTMENT OF STREET CLEANING.

Nos. 13 to 25 Park Row, 9 a. m. to 4 p. m. Telephone, 3665 Cortlandt.

William H. Edwards, Commissioner.

James J. Hagan, Deputy Commissioner, Borough of Manhattan.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Julian Scott, Deputy Commissioner, Borough of the Bronx.

John J. O'Brien, Chief Clerk.

#### DEPARTMENT OF TAXES AND ASSESSMENTS.

Hall of Records, corner of Chambers and Centre Streets. Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Lawson Parry, President; Frank Raymond, James H. Tully, Charles Putzel, Hugh Hastings, Charles I. McCormack, John J. Balleran. Telephone, 3900 Worth.

#### DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 25 Park Row, 9 a. m. to 4 p. m. Telephone, Manhattan, 320 Cortlandt; Brooklyn, 380 Main; Queens, 430 Greenpoint; Richmond, 94 Tompkinsville; Bronx, 60 Tremont.

John H. O'Brien, Commissioner.

M. P. Loughman, Deputy Commissioner.

L. M. de Varona, Chief Engineer.

George W. Birdall, Consulting Hydraulic Engineer.

George F. Sever, Consulting Electrical Engineer.

Charles F. Lacombe, Chief Engineer of Light and Power.

Michael C. Padden, Water Register, Manhattan.

William A. Hawley, Secretary to Commissioner.

William C. Coxier, Deputy Commissioner, Borough of Brooklyn, Municipal Building, Brooklyn.

Walter E. Spear, Chief Engineer.

John W. McKay, Assistant Engineer in Charge, Borough of Richmond.

William R. McGuire, Water Register, Brooklyn.

Michael Hecht, Deputy Commissioner, Borough of The Bronx, Cortlandt Park Building, One Hundred and Seventy-seventh Street and Third Avenue.

Thomas M. Lynch, Water Register, The Bronx.

Charles C. Wisel, Deputy Commissioner, Borough of Queens, Hackett Building, Long Island City.

John E. Howe, Deputy Commissioner, Borough of Richmond, Municipal Building, St. George.

#### EXAMINING BOARD OF PLUMBERS.

Bartholomew F. Donahoe, President; John J. Moore, Secretary; John J. Dunn, Treasurer; ex-officio, Harace Jacobs and Matthew E. Healy.

Room 201, 14, 15 and 16 Aldrich Building, Nos. 149 and 151 Church Street.

Office opens during business hours every day in the year (except legal holidays). Examinations are held on Monday, Wednesday and Friday after 1 p. m.

#### FIRE DEPARTMENT.

Office hours for all, except where otherwise noted from 9 a. m. to 5 p. m.; Saturdays, 12 m. to 4 p. m.

##### HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh Street, Manhattan.

Telephone, 400 Plaza, Manhattan; 3651 Main, Brooklyn.

Nicholas J. Hayes, Commissioner.

P. A. Whitney, Deputy Commissioner.  
Charles C. Wise, Deputy Commissioner, Boroughs of Brooklyn and Queens.

William A. Lamey, Secretary; Mark Levy, Secretary to the Commissioner; George F. Dubois, Jr., Secretary to the Deputy Commissioner, Boroughs of Brooklyn and Queens.

Edward F. Croker, Chief of Department.

Thomas Lally, Deputy Chief of Department in charge, Boroughs of Brooklyn and Queens.

Joseph L. Burke, Inspector of Combustibles, Nos. 157 and 159 East Sixty-seventh Street, Manhattan. Telephone, 400 Plaza.

Peter J. Quigley, Secretary of Relief Fund, Nos. 157 and 159 East Sixty-seventh Street, Manhattan. Telephone, 400 Plaza.

Peter Serry, Fire Marshal, Boroughs of Manhattan, The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Chief Inspector, Fire Alarm Telegraph Bureau, Boroughs of Manhattan, The Bronx and Richmond.

Timothy S. Mahoney, in charge Telegraph Bureau, Boroughs of Brooklyn and Queens.

William T. Beggs, Chief of Battalion in charge Bureau of Violations and Auxiliary Fire Appliances, Boroughs of Manhattan, The Bronx and Richmond, Nos. 417 and 419 East Sixty-seventh Street, Manhattan.

Brooklyn and Queens, Nos. 365 and 367 Jay Street, Brooklyn.

Central office open at all hours.

#### LAW DEPARTMENT.

##### OFFICE OF CORPORATION COUNSEL.

Hall of Records, Chambers and Centre Streets, 6th, 7th and 8th floors, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3900 Worth.

Francis K. Penland, Corporation Counsel.

Assistants—Theodore Connolly, George L. Sterling, Charles D. Orendorf, William F. Barr, R. Percy Chittenden, David Ramsey, William Beers Crowell, John L. O'Brien, Terence Farley, Edward J. McGoldrick, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freeman, Curtis A. Peters, Louis H. Hahle, Stephen O'Brien, Frank B. Pierce, Charles A. O'Neil, Richard H. Mitchell, John W. Deane, Joel J. Sander, Arthur Sweeney, William H. King, George F. Nicholson, George Harold Edwold, Harford P. Walker, Alfred W. Boorstein, J. Gabriel Bratt, Francis J. Byrne, Francis Martin, Charles McIntyre, Clarence L. Barber, Solon Derrick, James P. O'Connor, William B. Jackson, Edward Maxson, Elliott S. Benedict, Isaac Phillips, Edward A. McElaine, Eugene Fay, Richard DeLuca, Francis M. McGuire, Raymond D. Fiedick, John M. Barrett, J. Townsend Butler, Jr., Secretary to the Corporation Counsel—Edmund Kirby.

Chief Clerk—Andrew T. Campbell.

##### BROOKLYN OFFICE.

Borough Hall, 4th floor, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 2028 Main.

James D. Bell, Assistant in charge.

##### BUREAU OF STREET OPENINGS.

No. 30 West Broadway, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 400 Cortlandt.

John P. Dunn, Assistant in charge.

##### BUREAU FOR THE RECOVERY OF PENALTIES.

No. 119 Nassau Street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4200 Cortlandt.

Herman Siegel, Assistant in charge.

##### BUREAU FOR THE COLLECTION OF AREARARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Office hours for public, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4155 Worth.

Geo. O'Kelly, Assistant in charge.

##### TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third Street, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1061 Gramercy.

John P. O'Brien, Assistant in charge.

#### METROPOLITAN SEWERAGE COMMISSION.

Office, No. 17 Battery Place. George A. Seger, P. E., President; James H. Purjes, Secretary; H. de B. Parsons, Charles Scoyouth, Lindsay H. Williams, M. D.

Telephone, 1604 Recluse.

#### MUNICIPAL CIVIL SERVICE COMMISSION.

No. 29 Broadway, 9 a. m. to 4 p. m.

Frank L. Polk, Jr., Ross Appleton, Arthur J. O'Keefe.

Frank A. Spencer, Secretary.

John F. Skelly, Assistant Secretary.

Laloe Borman.

Nos. 54 and 56 Lafayette Street.

Telephone, 2140 Worth.

#### MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 152 and 154 East Sixty-seventh Street, Headquarters Fire Department.

Patrick A. Whitney, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Alvan A. Brownian.

Telephone, 400 Plaza.

Francis S. Wall, Secretary, Nos. 365-367 Jay Street, Brooklyn.

Stated meeting, Friday of each week, at 1 p. m. Telephone, 350 Main.

#### POLICE DEPARTMENT.

CENTRAL OFFICE.

No. 300 Mulberry Street, 9 a. m. to 4 p. m. Telephone, 3100 Spring.

Thaddeus A. Bingham, Commissioner.

William F. Baker, First Deputy Commissioner.

Frederick H. Bugher, Second Deputy Commissioner.

Dart Hanson, Third Deputy Commissioner.

Arthur Woods, Fourth Deputy Commissioner.

Daniel G. Slattery, Secretary to Commissioner.

William H. Kipp, Chief Clerk.

#### PUBLIC SERVICE COMMISSION.

The Public Service Commission for the First District, Tribune Building, No. 154 Nassau Street, Manhattan.

Office hours, 9 a. m. to 12 p. m., every day in the year, including holidays and Sundays.

Stated public meetings of the Commission, Tuesdays and Fridays at 11:30 a. m. in the Public Hearing Room of the Commission, third floor of the Tribune Building, unless otherwise ordered.

Commissioners—William R. Wilcox, Chairman.

William Macgregor, Edward M. Bassett, M. R. Mallie, John E. Eustis. Counsel, George S. Coleman. Secretary, Travis H. Wilbury.

Telephone, 4150 Beckman.

#### TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third Street. Telephone, 3331 Gramercy.

Edmond J. Butler, Commissioner.

Wm. H. Allbutt, Jr., First Deputy Commissioner.

Brooklyn Office (Boroughs of Brooklyn, Queens and Richmond), Temple Bar Building, No. 44 Court Street.

Telephone, 385 Main.

John McKeown, Second Deputy Commissioner.

Brooklyn Office, Nos. 284, 286 and 288 Third Avenue.

Telephone, 967 Melrose.

William H. Calvert, Superintendent.

#### BOROUGH OFFICES.

##### BOROUGH OF THE BRONX.

Office of the President, corner Third Avenue and One Hundred and Seventy-seventh Street; 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Louis F. Galien, President.

Henry A. Gunderson, Secretary.

John F. Murray, Commissioner of Public Works.

John A. Hawkins, Assistant Commissioner of Public Works.

Joseph A. Briggs, Chief Engineer.

Frederick Gerstberg, Principal Assistant Topographical Engineer.

Charles H. Graham, Engineer of Sewers.

Thomas H. O'Neil, Superintendent of Sewers.

Samuel C. Thompson, Engineer of Highways.

Patrick J. Rydillo, Superintendent of Buildings.

John A. Mason, Assistant Superintendent of Buildings.

Peter J. Stumpf, Superintendent of Highways.

Albert H. Lieberman, Superintendent of Public Buildings and Offices.

Telephone, 2000 Tremont.

##### BOROUGH OF BROOKLYN.

President's Office, Nos. 15 and 16 Borough Hall, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Bird S. Cook, President.

Charles Frederick Adams, Secretary.

John A. Hoffmann, Private Secretary.

Thomas R. Farrell, Commissioner of Public Works.

James M. Power, Secretary to Commissioner.

David P. Moore, Superintendent of Buildings.

James Moore, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

Patrick F. Lynch, Superintendent of Highways.

Telephone, 1725 Cortlandt.

##### BOROUGH OF QUEENS.

President's Office, Borough Hall, Jackson Avenue and Fifth Street, Long Island City; 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Lawrence Ganser, President.

John M. Grogan, Secretary.

Arthur Duffell, Commissioner of Public Works.

Harry Solphie, Assistant Commissioner of Public Works.

Patrick E. Lohry, Superintendent of Highways.

Carl Dwyer, Superintendent of Buildings.

Cornelius Burke, Superintendent of Sewers.

Arthur C. Hankins, Superintendent of Street Cleaning.

Edward F. Kelly, Superintendent of Public Buildings and Offices.

Telephone, 1900 Greenpoint.

##### BOROUGH OF RICHMOND.

President's Office, New Brighton, Staten Island.

George Cromwell, President.

Mayhew Fleming, Secretary.

Louis Lincoln Tribus, Consulting Engineer and Acting Commissioner of Public Works.

William R. Halvey, Assistant Commissioner of Public Works, Bureau of Engineering—Topsent.

Theodor S. Ueholm, Engineer in charge, Bureau of Engineering—Construction.

John Swalen, Superintendent of Buildings.

H. E. Ruol, Superintendent of Highways.

John T. Feltstetter, Assistant Engineer and Acting Superintendent of Street Cleaning.

Ernest H. Seehusen, Superintendent of Sewers.

John Tindin, Jr., Superintendent of Public Buildings and Offices.

Offices—Borough Hall, New Brighton, N. Y., 9 a. m. to 5 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1000 Tompkinsville.

#### CORONERS.

Borough of The Bronx—Corner of Third Avenue and Tremont Avenue—Telephone, 1725 Tremont and 1400 Tremont.

Robert F. McDonald, A. P. Schwannicke.

William T. Austin, Chief Clerk.

Borough of Brooklyn—Office, Rooms 1 and 2 Municipal Building, Telephone, 4000 Main and 4001 Main.

Henry J. Brewer, M. D., John F. Kennedy.

Joseph McGuinness, Chief Clerk.

Open all hours of the day and night.

Borough of Manhattan—Office, Criminal Courts Building, Centre and White Streets. Open at all times of the day and night.

Coroners: Julius Harburger, Peter P. Acitelli, George F. Shady, Jr., Peter Doolay.

Julius Harburger, President Board of Coroners.

Lucas E. Bausch, Chief Clerk.

Telephones, 1024, 1027, 1028 Franklin.

Borough of Queens—Office, Borough Hall, Fulton Street, Jamaica, L. I.

Samuel D. Nutt, Alfred S. Andler.

Martin Mager, Jr., Chief Clerk.

Office hours, from 9 a. m. to 12 p. m.

Borough of Richmond—No. 44 Second Street, New Brighton. Open for the transaction of business all hours of the day and night.

Matthew J. Cahill.

Telephone, 7 Tompkinsville.

#### COUNTY OFFICES.



## COUNTY CLERK.

No. 94 Fulton street, Jamaica, Fourth Ward  
Borough of Queens, City of New York.  
Office open, 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m.  
John Niederstein, County Clerk.  
Frank C. Klingenstein, Secretary.  
Henry Walter, Jr., Deputy County Clerk.  
Telephone, 151 Jamaica.

## COUNTY COURT.

Temporary County Court-house, Long Island City.  
County Court opens at 10 a. m. Trial Terms begin first Monday of each month, except July, August and September. Special Terms each Saturday, except during August and first Saturday of September. County Judge's office always open at No. 336 Fulton street, Jamaica, N. Y.  
Burt J. Humphrey, County Judge.  
Telephone, 366 Jamaica.

## DISTRICT ATTORNEY.

Office, Queens County Court-house, Long Island City, 9 a. m. to 5 p. m.  
Frederick G. De Witt, District Attorney.  
Telephone, 39 Long Island City.

## PUBLIC ADMINISTRATOR.

No. 17 Cook avenue, Elmhurst.  
John T. Robinson, Public Administrator, County of Queens.  
Telephone, 535 Newtown.

## SHERIFF.

County Court-house, Long Island City, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Herbert S. Harvey, Sheriff.  
John M. Phillips, Under Sheriff.  
Telephone, 41 Greenpoint (office).  
Henry O. Schmitt, Warden, Queens County Jail.  
Telephone, 370 Greenpoint.

## SURROGATE.

Daniel Noble, Surrogate.  
Wm. F. Hendrickson, Clerk.  
Office, No. 394 Fulton street, Jamaica.  
Except on Sundays, holidays and hall holidays, the office is open from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.  
The calendar is called on Tuesday of each week at 10 a. m., except during the month of August.  
Telephone, 377 Jamaica.

## RICHMOND COUNTY.

## COMMISSIONER OF JURORS.

Village Hall, Stapleton.  
Charles J. Kullman, Commissioner.  
John J. McCauley, Assistant Commissioner.  
Office open from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.  
Telephone, 54 Tompkinsville.

## COUNTY CLERK.

County Office Building, Richmond, S. I., 9 a. m. to 4 p. m.  
C. L. Burtwick, County Clerk.  
County Court-house, Richmond, S. I., 9 a. m. to 4 p. m.  
Telephone, 25 New Dorp.

## COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1909.  
County Courts—Stephen D. Stephens, County Judge.  
First Monday of June, Grand and Trial Jury.  
Second Monday of November, Grand and Trial Jury.  
Fourth Wednesday of January, without a Jury.  
Fourth Wednesday of February, without a Jury.  
Fourth Wednesday of March, without a Jury.  
Fourth Wednesday of April, without a Jury.  
Fourth Wednesday of May, without a Jury.  
Fourth Wednesday of September, without a Jury.  
Fourth Wednesday of October, without a Jury.  
Fourth Wednesday of December, without a Jury.  
Surrogate's Court—Stephen D. Stephens, Surrogate.  
Mondays, at the Borough Hall, St. George, at 10 o'clock a. m.  
Tuesdays, at the Borough Hall, St. George, at 10 o'clock a. m.  
Wednesdays, at the Surrogate's Office, Richmond at 10 o'clock a. m.

## DISTRICT ATTORNEY.

Borough Hall, St. George, S. I.  
Samuel H. Evans.  
Telephone, 12 Tompkinsville.

## SHERIFF.

County Court-house, Richmond, S. I.  
Office hours, 9 a. m. to 4 p. m.  
Joseph J. Barth.

## THE COURTS.

## APPELLATE DIVISION OF THE SUPREME COURT.

## FIRST JUDICIAL DEPARTMENT.

Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 10 p. m. (Friday, Motion day at 10:30 a. m.)  
Edward Patterson, Presiding Justice; George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, James W. Houston, Francis M. Scott, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.  
Clerk's Office opens at 9 a. m.  
Telephone, 340 Madison Square.

## SUPREME COURT—FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10:15 a. m. to 4 p. m.  
Special Term, Part I. (motions), Room No. 28.  
Special Term, Part II. (ex-parte business), Room No. 13.  
Special Term, Part III., Room No. 39.  
Special Term, Part IV., Room No. 30.  
Special Term, Part V., Room No. 6.  
Special Term, Part VI. (Elevated Railroad cases) Room No. 31.  
Trial Term, Part II., Room No. 34.  
Trial Term, Part III., Room No. 29.  
Trial Term, Part IV., Room No. 27.  
Trial Term, Part V., Room No. 34.  
Trial Term, Part VI., Room No. 18.  
Trial Term, Part VII., Room No. 19.  
Trial Term, Part VIII., Room No. 23.  
Trial Term, Part IX., Room No. 31.  
Trial Term, Part X., Room No. 25.  
Trial Term, Part XI., Room No. 27.  
Trial Term, Part XII., Room No. 27.  
Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.  
Trial Term, Part XIV., Room No. 21.  
Trial Term, Part XV., Room No. 37.  
Trial Term, Part XVI., Room No. 20.  
Trial Term, Part XVII., Room No. 20.  
Trial Term, Part XVIII., Room No. 29.  
Appellate Term, Room No. 29.

Naturalization Bureau, Room No. 38, third floor.  
Assignment Bureau, room on mezzanine floor, northeast.  
Clerk's attendance from 10 a. m. to 4 p. m.  
Clerk's Office, Special Term, Part I. (motions), Room No. 11.  
Clerk's Office, Special Term, Part II. (ex-parte business), ground floor, southeast corner.  
Clerk's Office, Special Term, Calendar, ground floor, south.  
Clerk's Office, Trial Term, Calendar, room northwest corner, second floor, east.  
Clerk's Office, Appellate Term, room southwest corner, third floor.  
Trial Term, Part I. (criminal business).  
Criminal Court-house, Centre street.  
Justices—Charles H. Travis, Charles F. MacLean, Henry Bishop, Leonard A. Gierich, P. Henry Dugro, Henry A. Gilderleeve, James Fitzgerald, James A. O'Gorman, James A. Blanchard, Samuel Greenbaum, Edward E. McCall, Edward B. Amers, Vernon M. Davis, Victor J. Dowling, Joseph E. Newburger, John W. Goff, Samuel Seabury, M. Warley Platzak, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Michael L. Etlinger, Charles L. Guy, James W. Gerard, Irving Leiman.  
Peter J. Donahoe, Clerk, Supreme Court.  
Telephone, 450 Cortlandt.

## SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N. Y.  
Court open daily from 10 o'clock a. m. to 3 o'clock p. m. Seven jury trial parts. Special Term for Trials. Special Term for Motions.  
James F. McGee, General Clerk.  
Telephone, 5460 Main.

## CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10:30 a. m.  
Peter J. Pooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 604 Franklin.

## COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre Elm, White and Franklin streets.  
Court opens at 10:30 a. m.  
Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swann, Joseph F. Mulqueen, James T. Malone, Judges of the Court of General Sessions. Edward R. Carroll, Clerk. Telephone, 120 Franklin.  
Clerk's Office open from 9 a. m. to 4 p. m.  
During July and August Clerk's Office will close at 2 p. m., and on Saturdays at 12 m.

## CITY COURT OF THE CITY OF NEW YORK.

No. 35 Chambers street, Brownstone Building, City Hall Park, from 10 a. m. to 4 p. m.  
Part I.  
Part II.  
Part III.  
Part IV.  
Part V.  
Part VI.  
Part VII.  
Part VIII.  
Special Term Chambers will be held from 10 a. m. to 4 p. m.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Edward F. O'Dwyer, Chief Justice; Lewis J. Conlan, Francis B. Delahanty, Joseph I. Green, Alexander Flindt, Thomas F. Donnelly, John W. McAvoy, Peter Schmuck, Richard T. Lynch, Edward B. La Fera, Justices. Thomas F. Smith, Clerk.  
Telephone, 612 Cortlandt.

## COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street, between Franklin and White streets, Borough of Manhattan.  
Court opens at 10 a. m.  
Justices—First Division—William E. Wrath, Wilford H. Olmsted, Joseph M. Duval, Lorenz Zeller, John B. Mayo, Franklin Chase Hoyt. William M. Fuller, Acting Clerk.  
City Magistrates to sit in the Court of Special Sessions until November 30, 1909—Charles W. Harris, Joseph E. Moss.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 202 Franklin, Justice's office.  
Telephone, 101 Franklin, Justice's chambers.  
Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Mondays, Thursdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Borough Hall, St. George, Borough of Richmond, Wednesdays at 10 o'clock.  
Justices—Howard J. Forker, John Fleming, Morgan M. L. Ryan, Robert J. Wilkin, George J. O'Keefe, James J. McInerney, Joseph L. Kerrigan, Clerk; John J. Dorman, Deputy Clerk.  
Clerk's Office, No. 171 Atlantic avenue, Borough of Brooklyn, open from 9 a. m. to 4 p. m.

## CHILDREN'S COURT.

First Division—No. 56 Third avenue, Manhattan.  
Ernest K. Coulter, Clerk.  
Telephone, 5711 Stuyvesant.  
Second Division—No. 302 Court street, Brooklyn.  
William P. Delaney, Clerk.  
Telephone, 637 Main.

## CITY MAGISTRATE'S COURT.

## First Division.

Court open from 9 a. m. to 4 p. m.  
City Magistrate—Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Brennan, Joseph E. Moss, Henry Steinert, Daniel E. Finn, Frederick B. House, Charles H. Harris, Frederick Kernochan, Arthur C. Butts, Joseph E. Corrigan, Moses Herriman, Paul Kintel, Keyran J. O'Connor, Henry W. Herbert.  
Philip Bloch, Secretary, One Hundred and Twenty-first street and Sylvan place.  
First District—Criminal Court Building.  
Second District—Jefferson Market.  
Third District—No. 65 Essex street.  
Fourth District—No. 101 East Fifty-seventh street.  
Fifth District—One Hundred and Twenty-first street, southeast corner of Sylvan place.  
Sixth District—One Hundred and Forty-sixth street and Brook avenue.  
Seventh District—No. 314 West Fifty-fourth street.  
Eighth District—Main street, Westchester.

## Second Division.

## Borough of Brooklyn.

City Magistrate—Edward J. Donley, James G. Tighe, John Nauman, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Farlow, Alfred E. Steers, A. V. D. Voorde, Jr., Alexander H. Gelsmar, John F. Hyson.  
President of the Board, Edward J. Donley, No. 332 Clermont avenue.  
Secretary to the Board, Charles J. Flanigan, Myrtle and Vanderbilt avenues, and No. 641 Halcy street.

## Courts.

First District—No. 316 Adams street.  
Second District—Court and Butler streets.  
Third District—Myrtle and Vanderbilt avenues.  
Fourth District—No. 186 Bedford avenue.  
Fifth District—No. 249 Manhattan avenue.  
Sixth District—No. 401 Gates avenue.  
Seventh District—No. 71 Sander avenue (Flatbush).  
Eighth District—West Eighth street (Coney Island).  
Ninth District—Fifth avenue and Twenty-third street.  
Tenth District—No. 133 New Jersey avenue.

## Borough of Queens.

City Magistrate—Matthew J. Smith, Joseph Fitch, Maurice E. Connolly, Eugene C. Gilroy.

## Courts.

First District—St. Mary's Lyceum, Long Island City.  
Second District—Town Hall, Flushing, L. I.  
Third District—Central avenue, Far Rockaway, L. I.

## Borough of Richmond.

City Magistrate—Joseph B. Handy, Nathaniel Marsh.

## Courts.

First District—Lafayette place, New Brighton, Staten Island.  
Second District—Village Hall, Stapleton, Staten Island.

## MUNICIPAL COURTS.

## Borough of Manhattan.

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.  
Wanhope Lynn, William F. Moore, John Hoyer Justices.  
Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.  
Location of Court—Merchants' Association Building, Nos. 54 to 56 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Additional Parts are held at southwest corner of Sixth avenue and Tenth street and at No. 125 Prince street.  
Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the south and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.  
George F. Koesch, Benjamin Hoffman, Leon Sanders, Thomas P. Dineen, Justices.  
James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.  
Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 596 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street, on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly boundary of the said borough.  
Thomas E. Murray, James W. McLaughlin, Justices.  
Michael Skelly, Clerk; Henry Merzbach, Deputy Clerk.  
Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone number, 5430 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of East Fourteenth street on the west by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, on the north by the centre line of Fifty-ninth street, on the east by the easterly line of said borough, excluding, however, any portion of Blackwell's Island.  
Michael F. Blake, William J. Boyhan, Justices.  
Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I. and Part II., No. 151 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Fifth District—The Fifth District embraces the territory bounded on the south by the centre line of Sixty-fifth street, on the east by the centre line of Central Park West, on the north by the centre line of One Hundred and Tenth street, on the west by the westerly boundary of said borough.  
Alfred P. W. Seaman, William Young, Frederick Spiegelberg, Justices.  
James V. Gilson, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 4908 Riverside.

Sixth District—The Sixth District embraces the territory bounded on the south by the centre line of Fifty-ninth street and by the centre line of Ninety-sixth street from Lexington avenue to Fifth avenue, on the west by the centre line of Lexington avenue from Fifty-ninth street to Ninety-sixth street and the centre line of Fifth avenue from Ninety-sixth street to One Hundred and Tenth street, on the north by the centre line of One Hundred and Tenth street, on the east by the easterly boundary of said borough, including, however, all of Blackwell's Island and excluding any portion of Ward's Island.  
Herman Joseph, Jacob Marks, Justices.  
Edward A. McGuire, Clerk; Thomas M. Campbell, Deputy Clerk; John J. Dietz, Frederick J. Stroh, Assistant Clerks.  
Location of Court—Northwest corner of Third avenue and Eighty-third street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 431 79-St.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth avenue to the northerly terminus thereof, and north of the northerly terminus of Fifth avenue, following in a southerly direction the course of the Harlem river, on a line continuous with the easterly boundary of said borough, on the north and west by the southerly and westerly boundaries of said borough.  
Philip J. Simunt, David L. Weil, John R. Davies, Justices.  
Herman B. Wilson, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 78 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the southerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.  
Joseph F. Fallon, Leopold Prince, Justices.  
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3530 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West.  
Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.  
William J. Chamberlain, Clerk; Charles Realy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3873 Plaza.

## Borough of The Bronx.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, No. 1200 Williamsbridge road, Westchester Village. Court open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.  
Peter A. Shell, Justice.  
Stephen Collins, Clerk.  
Office hours from 9 a. m. to 4 p. m.; Saturdays closing at 12 m.  
Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.  
John M. Tierney, Justice. Thomas A. Maher, Clerk.  
Telephone, 3041 Melrose.

## Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning of the Borough of Brooklyn. Court-house, southwest corner State and Court streets, Parts I. and II.  
John J. Walsh, Justice. Edward Moran, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schermerhorn avenue, also that portion of the Twentieth Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.  
Court-room, No. 495 Gates avenue.  
Gerard B. Van Wart and Charles J. Dodd, Justices. Franklin B. Van Wart, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-second Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central avenue, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.  
Philip D. Meagher and William J. Hogenakets, Justices. John W. Carpenter, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens at 9 a. m.  
Telephone, 295 Williamsburg.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-third Wards lying east of the centre line of Stuyvesant avenue and east of the centre line of Schermerhorn avenue, and that portion of the Twenty-second Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway.  
Court-room, No. 21 Howard avenue.  
Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. Milton I. Williams, Assistant Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.  
Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 474 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and the Twentieth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets, thence along the centre line of Fulton street to Flatbush avenue, thence along the centre line of Flatbush avenue to Atlantic avenue, thence along the centre line of Atlantic avenue to Washington avenue;







ders on the last page, last column, of the "City Record."







DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-FIFTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Superintendent of School Buildings at the above office of the Department of Education until 3 p. m.

**TUESDAY, JUNE 8, 1909.**

**FOR FURNISHING ALL REQUIRED MATERIAL REPAIRING TRANSFERRING AND ERECTING GYMNASIUM APPARATUS, KINDERGARTEN TENTS, AWNINGS, FRAMES, SAND BINS, LARGE AND SMALL SWING FRAMES AND ALL OTHER MATERIAL INCLUDED IN THE EQUIPMENT OF OPEN-AIR PLAYGROUNDS, BOROUGH OF MANHATTAN.**

The time for furnishing and delivering the materials and the completion of the work, as provided in the contract, will be on or before July 10, 1909.

**FOR TAKING DOWN, REMOVING, TRANSFERRING AND STORING ALL GYMNASIUM APPARATUS, KINDERGARTEN TENTS, AWNINGS, FRAMES, SAND BINS, LARGE AND SMALL SWING FRAMES AND ALL OTHER MATERIAL INCLUDED IN THE EQUIPMENT OF OPEN-AIR PLAYGROUNDS IN THE BOROUGH OF MANHATTAN.**

The time for the completion of the work and the full performance of the contract is by or before September 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications and schedules herein contained or herein annexed, by which the bids will be tested.

Award will be made to the lowest aggregate bidder on items Nos. 1 and 2, as provided in the contract.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, the Borough of Manhattan, southeast corner of Park Avenue and Fifty-ninth Street.

PATRICK JONES,

Superintendent of School Supplies.

Dated May 27, 1909.

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**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-FIFTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Superintendent of School Buildings at the above office of the Department of Education until 11 o'clock a. m.

**MONDAY, JUNE 7, 1909.**

**Borough of Brooklyn.**

**No. 1. FOR ALTERATIONS, REPAIRS, ETC. AT PUBLIC SCHOOLS 15, 17, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 97, 99, 101, 103, 105, 107, 109, 111, 113, 115, 117, 119, 121, 123, 125, 127, 129, 131, 133, 135, 137, 139, 141, 143, 145, 147, 149, 151, 153, 155, 157, 159, 161, 163, 165, 167, 169, 171, 173, 175, 177, 179, 181, 183, 185, 187, 189, 191, 193, 195, 197, 199, 201, 203, 205, 207, 209, 211, 213, 215, 217, 219, 221, 223, 225, 227, 229, 231, 233, 235, 237, 239, 241, 243, 245, 247, 249, 251, 253, 255, 257, 259, 261, 263, 265, 267, 269, 271, 273, 275, 277, 279, 281, 283, 285, 287, 289, 291, 293, 295, 297, 299, 301, 303, 305, 307, 309, 311, 313, 315, 317, 319, 321, 323, 325, 327, 329, 331, 333, 335, 337, 339, 341, 343, 345, 347, 349, 351, 353, 355, 357, 359, 361, 363, 365, 367, 369, 371, 373, 375, 377, 379, 381, 383, 385, 387, 389, 391, 393, 395, 397, 399, 401, 403, 405, 407, 409, 411, 413, 415, 417, 419, 421, 423, 425, 427, 429, 431, 433, 435, 437, 439, 441, 443, 445, 447, 449, 451, 453, 455, 457, 459, 461, 463, 465, 467, 469, 471, 473, 475, 477, 479, 481, 483, 485, 487, 489, 491, 493, 495, 497, 499, 501, 503, 505, 507, 509, 511, 513, 515, 517, 519, 521, 523, 525, 527, 529, 531, 533, 535, 537, 539, 541, 543, 545, 547, 549, 551, 553, 555, 557, 559, 561, 563, 565, 567, 569, 571, 573, 575, 577, 579, 581, 583, 585, 587, 589, 591, 593, 595, 597, 599, 601, 603, 605, 607, 609, 611, 613, 615, 617, 619, 621, 623, 625, 627, 629, 631, 633, 635, 637, 639, 641, 643, 645, 647, 649, 651, 653, 655, 657, 659, 661, 663, 665, 667, 669, 671, 673, 675, 677, 679, 681, 683, 685, 687, 689, 691, 693, 695, 697, 699, 701, 703, 705, 707, 709, 711, 713, 715, 717, 719, 721, 723, 725, 727, 729, 731, 733, 735, 737, 739, 741, 743, 745, 747, 749, 751, 753, 755, 757, 759, 761, 763, 765, 767, 769, 771, 773, 775, 777, 779, 781, 783, 785, 787, 789, 791, 793, 795, 797, 799, 801, 803, 805, 807, 809, 811, 813, 815, 817, 819, 821, 823, 825, 827, 829, 831, 833, 835, 837, 839, 841, 843, 845, 847, 849, 851, 853, 855, 857, 859, 861, 863, 865, 867, 869, 871, 873, 875, 877, 879, 881, 883, 885, 887, 889, 891, 893, 895, 897, 899, 901, 903, 905, 907, 909, 911, 913, 915, 917, 919, 921, 923, 925, 927, 929, 931, 933, 935, 937, 939, 941, 943, 945, 947, 949, 951, 953, 955, 957, 959, 961, 963, 965, 967, 969, 971, 973, 975, 977, 979, 981, 983, 985, 987, 989, 991, 993, 995, 997, 999, 1001, 1003, 1005, 1007, 1009, 1011, 1013, 1015, 1017, 1019, 1021, 1023, 1025, 1027, 1029, 1031, 1033, 1035, 1037, 1039, 1041, 1043, 1045, 1047, 1049, 1051, 1053, 1055, 1057, 1059, 1061, 1063, 1065, 1067, 1069, 1071, 1073, 1075, 1077, 1079, 1081, 1083, 1085, 1087, 1089, 1091, 1093, 1095, 1097, 1099, 1101, 1103, 1105, 1107, 1109, 1111, 1113, 1115, 1117, 1119, 1121, 1123, 1125, 1127, 1129, 1131, 1133, 1135, 1137, 1139, 1141, 1143, 1145, 1147, 1149, 1151, 1153, 1155, 1157, 1159, 1161, 1163, 1165, 1167, 1169, 1171, 1173, 1175, 1177, 1179, 1181, 1183, 1185, 1187, 1189, 1191, 1193, 1195, 1197, 1199, 1201, 1203, 1205, 1207, 1209, 1211, 1213, 1215, 1217, 1219, 1221, 1223, 1225, 1227, 1229, 1231, 1233, 1235, 1237, 1239, 1241, 1243, 1245, 1247, 1249, 1251, 1253, 1255, 1257, 1259, 1261, 1263, 1265, 1267, 1269, 1271, 1273, 1275, 1277, 1279, 1281, 1283, 1285, 1287, 1289, 1291, 1293, 1295, 1297, 1299, 1301, 1303, 1305, 1307, 1309, 1311, 1313, 1315, 1317, 1319, 1321, 1323, 1325, 1327, 1329, 1331, 1333, 1335, 1337, 1339, 1341, 1343, 1345, 1347, 1349, 1351, 1353, 1355, 1357, 1359, 1361, 1363, 1365, 1367, 1369, 1371, 1373, 1375, 1377, 1379, 1381, 1383, 1385, 1387, 1389, 1391, 1393, 1395, 1397, 1399, 1401, 1403, 1405, 1407, 1409, 1411, 1413, 1415, 1417, 1419, 1421, 1423, 1425, 1427, 1429, 1431, 1433, 1435, 1437, 1439, 1441, 1443, 1445, 1447, 1449, 1451, 1453, 1455, 1457, 1459, 1461, 1463, 1465, 1467, 1469, 1471, 1473, 1475, 1477, 1479, 1481, 1483, 1485, 1487, 1489, 1491, 1493, 1495, 1497, 1499, 1501, 1503, 1505, 1507, 1509, 1511, 1513, 1515, 1517, 1519, 1521, 1523, 1525, 1527, 1529, 1531, 1533, 1535, 1537, 1539, 1541, 1543, 1545, 1547, 1549, 1551, 1553, 1555, 1557, 1559, 1561, 1563, 1565, 1567, 1569, 1571, 1573, 1575, 1577, 1579, 1581, 1583, 1585, 1587, 1589, 1591, 1593, 1595, 1597, 1599, 1601, 1603, 1605, 1607, 1609, 1611, 1613, 1615, 1617, 1619, 1621, 1623, 1625, 1627, 1629, 1631, 1633, 1635, 1637, 1639, 1641, 1643, 1645, 1647, 1649, 1651, 1653, 1655, 1657, 1659, 1661, 1663, 1665, 1667, 1669, 1671, 1673, 1675, 1677, 1679, 1681, 1683, 1685, 1687, 1689, 1691, 1693, 1695, 1697, 1699, 1701, 1703, 1705, 1707, 1709, 1711, 1713, 1715, 1717, 1719, 1721, 1723, 1725, 1727, 1729, 1731, 1733, 1735, 1737, 1739, 1741, 1743, 1745, 1747, 1749, 1751, 1753, 1755, 1757, 1759, 1761, 1763, 1765, 1767, 1769, 1771, 1773, 1775, 1777, 1779, 1781, 1783, 1785, 1787, 1789, 1791, 1793, 1795, 1797, 1799, 1801, 1803, 1805, 1807, 1809, 1811, 1813, 1815, 1817, 1819, 1821, 1823, 1825, 1827, 1829, 1831, 1833, 1835, 1837, 1839, 1841, 1843, 1845, 1847, 1849, 1851, 1853, 1855, 1857, 1859, 1861, 1863, 1865, 1867, 1869, 1871, 1873, 1875, 1877, 1879, 1881, 1883, 1885, 1887, 1889, 1891, 1893, 1895, 1897, 1899, 1901, 1903, 1905, 1907, 1909, 1911, 1913, 1915, 1917, 1919, 1921, 1923, 1925, 1927, 1929, 1931, 1933, 1935, 1937, 1939, 1941, 1943, 1945, 1947, 1949, 1951, 1953, 1955, 1957, 1959, 1961, 1963, 1965, 1967, 1969, 1971, 1973, 1975, 1977, 1979, 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, 1997, 1999, 2001, 2003, 2005, 2007, 2009, 2011, 2013, 2015, 2017, 2019, 2021, 2023, 2025, 2027, 2029, 2031, 2033, 2035, 2037, 2039, 2041, 2043, 2045, 2047, 2049, 2051, 2053, 2055, 2057, 2059, 2061, 2063, 2065, 2067, 2069, 2071, 2073, 2075, 2077, 2079, 2081, 2083, 2085, 2087, 2089, 2091, 2093, 2095, 2097, 2099, 2101, 2103, 2105, 2107, 2109, 2111, 2113, 2115, 2117, 2119, 2121, 2123, 2125, 2127, 2129, 2131, 2133, 2135, 2137, 2139, 2141, 2143, 2145, 2147, 2149, 2151, 2153, 2155, 2157, 2159, 2161, 2163, 2165, 2167, 2169, 2171, 2173, 2175, 2177, 2179, 2181, 2183, 2185, 2187, 2189, 2191, 2193, 2195, 2197, 2199, 2201, 2203, 2205, 2207, 2209, 2211, 2213, 2215, 2217, 2219, 2221, 2223, 2225, 2227, 2229, 2231, 2233, 2235, 2237, 2239, 2241, 2243, 2245, 2247, 2249, 2251, 2253, 2255, 2257, 2259, 2261, 2263, 2265, 2267, 2269, 2271, 2273, 2275, 2277, 2279, 2281, 2283, 2285, 2287, 2289, 2291, 2293, 2295, 2297, 2299, 2301, 2303, 2305, 2307, 2309, 2311, 2313, 2315, 2317, 2319, 2321, 2323, 2325, 2327, 2329, 2331, 2333, 2335, 2337, 2339, 2341, 2343, 2345, 2347, 2349, 2351, 2353, 2355, 2357, 2359, 2361, 2363, 2365, 2367, 2369, 2371, 2373, 2375, 2377, 2379, 2381, 2383, 2385, 2387, 2389, 2391, 2393, 2395, 2397, 2399, 2401, 2403, 2405, 2407, 2409, 2411, 2413, 2415, 2417, 2419, 2421, 2423, 2425, 2427, 2429, 2431, 2433, 2435, 2437, 2439, 2441, 2443, 2445, 2447, 2449, 2451, 2453, 2455, 2457, 2459, 2461, 2463, 2465, 2467, 2469, 2471, 2473, 2475, 2477, 2479, 2481, 2483, 2485, 2487, 2489, 2491, 2493, 2495, 2497, 2499, 2501, 2503, 2505, 2507, 2509, 2511, 2513, 2515, 2517, 2519, 2521, 2523, 2525, 2527, 2529, 2531, 2533, 2535, 2537, 2539, 2541, 2543, 2545, 2547, 2549, 2551, 2553, 2555, 2557, 2559, 2561, 2563, 2565, 2567, 2569, 2571, 2573, 2575, 2577, 2579, 2581, 2583, 2585, 2587, 2589, 2591, 2593, 2595, 2597, 2599, 2601, 2603, 2605, 2607, 2609, 2611, 2613, 2615, 2617, 2619, 2621, 2623, 2625, 2627, 2629, 2631, 2633, 2635, 2637, 2639, 2641, 2643, 2645, 2647, 2649, 2651, 2653, 2655, 2657, 2659, 2661, 2663, 2665, 2667, 2669, 2671, 2673, 2675, 2677, 2679, 2681, 2683, 2685, 2687, 2689, 2691, 2693, 2695, 2697, 2699, 2701, 2703, 2705, 2707, 2709, 2711, 2713, 2715, 2717, 2719, 2721, 2723, 2725, 2727, 2729, 2731, 2733, 2735, 2737, 2739, 2741, 2743, 2745, 2747, 2749, 2751, 2753, 2755, 2757, 2759, 2761, 2763, 2765, 2767, 2769, 2771, 2773, 2775, 2777, 2779, 2781, 2783, 2785, 2787, 2789, 2791, 2793, 2795, 2797, 2799, 2801, 2803, 2805, 2807, 2809, 2811, 2813, 2815, 2817, 2819, 2821, 2823, 2825, 2827, 2829, 2831, 2833, 2835, 2837, 2839, 2841, 2843, 2845, 2847, 2849, 2851, 2853, 2855, 2857, 2859, 2861, 2863, 2865, 2867, 2869, 2871, 2873, 2875, 2877, 2879, 2881, 2883, 2885, 2887, 2889, 2891, 2893, 2895, 2897, 2899, 2901, 2903, 2905, 2907, 2909, 2911, 2913, 2915, 2917, 2919, 2921, 2923, 2925, 2927, 2929, 2931, 2933, 2935, 2937, 2939, 2941, 2943, 2945, 2947, 2949, 2951, 2953, 2955, 2957, 2959, 2961, 2963, 2965, 2967, 2969, 2971, 2973, 2975, 2977, 2979, 2981, 2983, 2985, 2987, 2989, 2991, 2993, 2995, 2997, 2999, 3001, 3003, 3005, 3007, 3009, 3011, 3013, 3015, 3017, 3019, 3021, 3023, 3025, 3027, 3029, 3031, 3033, 3035, 3037, 3039, 3041, 3043, 3045, 3047, 3049, 3051, 3053, 3055, 3057, 3059, 3061, 3063, 3065, 3067, 3069, 3071, 3073, 3075, 3077, 3079, 3081, 3083, 3085, 3087, 3089, 3091, 3093, 3095, 3097, 3099, 3101, 3103, 3105, 3107, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, 3125, 3127, 3129, 3131, 3133, 3135, 3137, 3139, 3141, 3143, 3145, 3147, 3149, 3151, 3153, 3155, 3157, 3159, 3161, 3163, 3165, 3167, 3169, 3171, 3173, 3175, 3177, 3179, 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383**



























said assignee or lessee waives any more favorable conditions created by said statute or its charter, and that it will not claim by reason thereof, or otherwise, exemption from liability to perform each and all of the conditions of this contract. Nothing herein contained shall apply to any mortgage or other lien, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

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

Sixth—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, either by the act of the Company, its successors or assigns, or by operation of law, whether under the provisions of the statute relating to the consolidation or merger of corporations or otherwise, to any person or corporation whatsoever, nor shall the Company, its successors or assigns, in any manner consolidate or pool its stock, business or interests or enter into any agreement for a division of business interest or territory, or in prevent competition or a reduction in rates, or acquire, own or make use of or in any manner exercise control over any of the rights, privileges, franchises or stock, or use, own, control or operate any of the property, works, plants or appliances of any such persons or corporation without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereto in any wise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

Seventh—The Board may by resolution direct the Company to install free of charge messenger call boxes or fire alarm signals, with the necessary appurtenances thereon, in any or all of the offices of the City situated in the portion of Manhattan in which the Company shall be operating such apparatus.

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

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

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

Tenth—The Company shall, within two years from the date on which this contract is signed by the Mayor, lay in operation at least ten thousand (10,000) messenger call boxes, otherwise this grant shall cease and determine.

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

Twelfth—It is a condition of this contract that the Company shall bear the entire expense of all work undertaken by reason of this contract. Thirteenth—During the term of this contract or its renewal, the Board shall have absolute power to regulate all charges or rates of the Company for this service, provided that such rates shall be reasonable and fair, but the Company shall not charge at any time during the term of this contract, or its renewal, rates for messenger service in excess of the following:

In any direction from a district office or central station:

10 city blocks.....	\$0 10
11 to 15 city blocks.....	15
16 to 20 city blocks.....	20
21 to 25 city blocks.....	25
26 to 30 city blocks.....	30
and for each additional 20 city blocks more than 30 city blocks, 5 cents.	

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

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

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

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

the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided.

Eighteenth—The Company shall not be operated, or if the same shall not be operated for a period of six months out of any consecutive twelve months, the Board may declare the right and franchise and this contract terminated without further proceedings in law or in equity.

Nineteenth—The Company shall at all times keep accurate books of accounts and shall, on or before November 1 in each year, make a verified report to the Comptroller of the City of the business done by the Company for the year ending September 30 next preceding. Such report shall contain a statement of the gross receipts received from the operation of the systems hereby authorized from all subscribers served by the Company, together with such other information and in such form and detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report and may examine its officers under oath.

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

1. The amount of stock issued, for cash, for property;
2. The amount paid in as by last report;
3. The total amount of capital stock paid for;
4. The funded debt by last report;
5. The total amount of funded debt;
6. The floating debt as by last report;
7. The amount of floating debt;
8. The total amount of funded and floating debt;
9. The average rate per annum of interest on funded debt;
10. The amount of dividends paid during the year and the rate of same;
11. The amount paid for damage to persons or property on account of construction and operation;
12. The total income during the year, giving the amount from each class of business;
13. The total expenses for operation, including salaries;

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

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

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

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

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

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

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

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

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

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

hereunto signed and its corporate seal to be hereunto affixed, this day and year first above written.

THE CITY OF NEW YORK.

By..... Mayor.

(Comptroller Seal.)

City Clerk.

UNITED ELECTRIC SERVICE COMPANY,

By..... President.

(Seal.)

Secretary.

(Here add acknowledgments.)

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

Resolved, That these preliminaries and resolutions including the said resolution for the grant of a franchise or right applied for by the United Electric Service Company, and the said form of proposed contract for the grant of such franchise or right conforming said results of such inquiry, after the same shall be approved by the members of this Board, shall be published for at least twenty (20) days immediately prior to Friday, June 11, 1939, in the City Record, and at least twice during the ten (10) days immediately prior to Friday, June 11, 1939, in two daily newspapers to be designated by the Mayor for and published in the City of New York, at the expense of the United Electric Service Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the United Electric Service Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held at Twelve O'Clock, City Hall, Borough of Manhattan, City of New York, on Friday, June 11, 1939, at 10:45 o'clock a. m., hold a public hearing thereon, at which citizens shall be permitted to appear and be heard.

"New York Tribune" and "New York Sun" designated.)

JOSEPH HAAG, Secretary.

Dated New York, April 29, 1939.

647111

## DEPARTMENT OF DOCKS AND FERRIES.

DEPARTMENT OF DOCKS AND FERRIES, Pier "A," FOOT OF BAYVIEW BEACH, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE COMMISSIONER OF DOCKS AT THE ABOVE OFFICE UNTIL 12 O'CLOCK ON

FRIDAY, JUNE 11, 1939.

CONTRACT NO. 187.

FOR FURNISHING AND DELIVERING ICE.

The time for the completion of the work and the full performance of the contract shall be the amount of delivery required as set forth in the following table:

From June 1, 1939, to June 30, 1939, inclusive..... 15,000 tons.  
From July 1, 1939, to August 31, 1939, inclusive..... 20,000 tons.

The bidder will state a price per hundred pounds for furnishing and delivering ice as required for ice at any place at the contract as stated in the above table, by which time the ice will be stored and stored. It shall be made to the lowest bidder in each class, according to such price per hundred pounds. Each class of the contract will be awarded as a separate contract.

Delivery will be required to be made at the time and to the number and in such quantities as may be directed.

Bids, terms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner.

Dated May 28, 1939.

647111

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, Pier "A," FOOT OF BAYVIEW BEACH, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE COMMISSIONER OF DOCKS AT THE ABOVE OFFICE UNTIL 12 O'CLOCK ON

MONDAY, JUNE 7, 1939.

CONTRACT NO. 176.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY FOR REPAIRING THE MUNICIPAL FERRYBOATS OR OTHER FLOTTING FERRY PROPERTY AND FOR FURNISHING AND DELIVERING SUPPLIES THEREFOR.

The time for the completion of the work and the full performance of the contract is on or before the expiration of three hundred and eighty-five (385) calendar days.

The amount of revenue required is Twenty-five Thousand Dollars (\$25,000).

The bidder will state the price for each class contained in the specifications or schedules, as required, for or other work of measure. The extensions must be made and fixed up, and the bid must state a total or aggregate price for all of the work.

The bids will be tested by the aggregate price, and award of the contract, if made, will be made to the lowest bidder, according to such aggregate price.

Work must be done at the time and in the manner and in such quantities as may be directed. Bids, terms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner of Docks.

Dated May 24, 1939.

647117

See General Instructions to Bidders on the last page, last column, of the "City Record."

SALE OF OLD MATERIAL.

JOSEPH P. DAY, AUCTIONEER, WILL sell, on behalf of the Department of Docks and Ferries, on

JUNE 7 AND 8, 1939,

commencing at 10:30 o'clock a. m. on June 7, 1939, at the Department Yard, foot of West Eleventh Street, North River, and continuing at the Timber Basin, foot of West Seventy-fifth Street, North River; at the Department Yard, foot of West Fifty-seventh Street, North River; at Pier "A," North River, at the Ferry Terminal, St. George, Borough of Richmond; at the Ferry Terminal, Thirtieth Street, Borough of

Brooklyn; at the dry dock of James Beaman & Sons, foot of East Houston Street, East River; at the Wall Street Basin, Borough of Manhattan; and at East Twenty-fourth Street, East River, the following lots of old material:

A. Department Yard, Foot of West Eleventh Street.

Lot No. 1—One horizontal return tubular water pipe, 24 inches diameter, about 18 feet long.

Lot No. 2—One old T. P. Allen duplex air compressor.

Lot No. 3—One old air compressor tank, 34 inches diameter by 24 inches long.

Lot No. 4—Two Worthington duplex steam pumps, with cylinders about 2 1/2 inches by 4 1/2 inches by 3 inches.

Lot No. 5—About 10 tons of old waste iron.

Lot No. 6—One lot of waste, 12 inches square, from 10 inches by 10 inches by 1 inch thick, to 24 inches by 24 inches by 2 inches thick.

Lot No. 7—Two sets of cylinders, filled with compressed air, 14 inches by 18 inches by 8 feet long.

Lot No. 8—Two lengths of 14-inch rubber suction hose, each about 2 feet long.

Lot No. 9—A piece of old tin of waste, varying from very small, weighing 2 feet by 4 feet (the contents of this piece about 40 feet long by 40 feet by 4 feet thick, or about 1,200 cubic feet, including the ends).

B. Timber Basin, Foot of West Seventy-fifth Street.

Lot No. 10—One 3 by 10 foot plank, rafted, 25 by 25 feet square, 4 corners and about 1 foot deep, in very poor condition.

Lot No. 11—Fifty-two pieces of waste rubber hose and other parts of the rubber hose, with for Department Yard.

C. Department Yard, Foot of West Fifty-seventh Street.

Lot No. 12—About 150 pairs of old rubber boots.

Lot No. 13—About 2,000 pounds of old rope.

D. Pier "A," North River.

Lot No. 14—One lot of old rubber, consisting of a broken water hose and other waste material.

E. Ferry Terminal, St. George, Borough of Richmond.

Lot No. 15—One piece of old rubber hose, with for Department Yard.

Lot No. 16—One piece of old rubber hose, with for Department Yard.

Lot No. 17—One piece of old rubber hose, with for Department Yard.

Lot No. 18—One piece of old rubber hose, with for Department Yard.

Lot No. 19—One piece of old rubber hose, with for Department Yard.

Lot No. 20—One piece of old rubber hose, with for Department Yard.

Lot No. 21—One piece of old rubber hose, with for Department Yard.

Lot No. 22—One piece of old rubber hose, with for Department Yard.

Lot No. 23—One piece of old rubber hose, with for Department Yard.

Lot No. 24—One piece of old rubber hose, with for Department Yard.

Lot No. 25—One piece of old rubber hose, with for Department Yard.

Lot No. 26—One piece of old rubber hose, with for Department Yard.

Lot No. 27—One piece of old rubber hose, with for Department Yard.

Lot No. 28—One piece of old rubber hose, with for Department Yard.

Lot No. 29—One piece of old rubber hose, with for Department Yard.

Lot No. 30—One piece of old rubber hose, with for Department Yard.

Lot No. 31—One piece of old rubber hose, with for Department Yard.

Lot No. 32—One piece of old rubber hose, with for Department Yard.

Lot No. 33—One piece of old rubber hose, with for Department Yard.

Lot No. 34—One piece of old rubber hose, with for Department Yard.

Lot No. 35—One piece of old rubber hose, with for Department Yard.

Lot No. 36—One piece of old rubber hose, with for Department Yard.

Lot No. 37—One piece of old rubber hose, with for Department Yard.

Lot No. 38—One piece of old rubber hose, with for Department Yard.

Lot No. 39—One piece of old rubber hose, with for Department Yard.

Lot No. 40—One piece of old rubber hose, with for Department Yard.

Lot No. 41—One piece of old rubber hose, with for Department Yard.

Lot No. 42—One piece of old rubber hose, with for Department Yard.

Lot No. 43—One piece of old rubber hose, with for Department Yard.

Lot No. 44—One piece of old rubber hose, with for Department Yard.

Lot No. 45—One piece of old rubber hose, with for Department Yard.



**At East Twenty-fourth Street Yard.**  
Lot No. 64—1,000 pounds each from, including  
saw logs, weighing from 100 to 200.  
Lot No. 65—2,000 paving blocks (large).  
Lot No. 66—2 blacksmiths' bellows.  
Lot No. 67—75 tons of 14-inch iron, 75 pairs  
old rubber boots, 15 driving shoes.

#### TERMS OF SALE.

The sale will commence at 10.30 o'clock a. m. on Monday, June 7, 1909, and all of the property will be sold on the one day, if possible. If it be impracticable to complete the sale on the one day the sale will be continued and completed on Tuesday, June 8, 1909.

Each of the above lots will be sold separately and for a cash in gold.

The estimated quantities stated to be in the several lots are believed to be correct, but the Commissioner of Docks will not make any allowance from the purchase money for short deliveries on any lot, and bidders must judge for themselves as to the correctness of the estimate of quantities when making their bids.

If the purchaser or purchasers fails or fail to effect removal of the material within ten days from the date of sale, he or they shall forfeit his or their purchase money or moneys and the ownership of the material.

Terms of sale to be cash, to be paid in the time of sale.

An order will be given for the material purchased.

Dated The City of New York, May 21, 1909.  
ALLEN M. SPOONER, Commissioner.

m22j4

### COLLEGE OF THE CITY OF NEW YORK.

THE COLLEGE OF THE CITY OF NEW YORK, ONE HUNDRED AND THIRTY-NINTH STREET AND ST. NICHOLAS TERRACE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Board of Trustees of the College of the City of New York at No. 17 Lexington Avenue, until 12 m. on

THURSDAY, JUNE 10, 1909.

**FOR MINING TEST DRILLS AS FOLLOWS:**

- Item A, 100.
- Item B, 5,000.
- Item C, 2,000.
- Item D, 1,500.

The time allowed for doing and completing the work is until August 1, 1909.

The amount of security required will be 50 per cent. of the amount of bid on each item.

The bidders will state in their estimate a separate and entire for each item.

The award of the contract, if awarded, for the building work stipulated in each item will be made to the lowest bidder on each item.

Bids and estimates may be obtained at the office of the Curator of the College, Room No. 114, Main Building, One Hundred and Thirty-ninth Street and St. Nicholas Terrace, The City of New York, Borough of Manhattan.

**EDWARD M. SHEPARD, Chairman;**  
**JAMES W. HYDE, Secretary;**  
**FREDERICK P. BELLAMY,**  
**PARKER D. HANDY,**  
**THEO. P. MILLER,**  
**LEE KOHNS,**  
**CHARLES STRAUSS,**  
**WM. HENRY CORBITT,**  
**EGBERT L. WINTHROP, Jr.,**  
Board of Trustees and Committee on Buildings.

Dated Borough of Manhattan, May 28, 1909.

m22j4

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

THE COLLEGE OF THE CITY OF NEW YORK, ONE HUNDRED AND THIRTY-NINTH STREET AND ST. NICHOLAS TERRACE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Board of Trustees of the College of the City of New York at No. 17 Lexington Avenue, until 12 m. on

THURSDAY, JUNE 10, 1909.

**FOR FURNISHING AND DELIVERING MISCELLANEOUS SUPPLIES, AS FOLLOWS:**

Class A—CHEMICALS AND APPARATUS.  
The time for delivery of the articles, materials and supplies, and the performance of the contract is on or before December 31, 1909.

The amount of security shall be fifty per centum of the amount of the bid or estimate.

Bidders will bid on each schedule of Class A separately, as each schedule is a separate and distinct contract.

Bidders are also directed to name a price for each and every item in a particular schedule, per pound, dozen, gross or other unit of measurement by which the bids will be decided. Awards will be made by schedule, if awarded. Items must also be extended and detailed.

A copy of the contract and specifications, bid sheet and envelope in which to inclose the bid may be obtained upon application therefor at the office of the Curator of the College, Room No. 114, Main Building, The College of the City of New York, One Hundred and Thirty-ninth Street and St. Nicholas Terrace, Borough of Manhattan, The City of New York.

**EDWARD M. SHEPARD, Chairman;**  
**JAMES W. HYDE, Secretary;**  
**FREDERICK P. BELLAMY,**  
**PARKER D. HANDY,**  
**THEO. P. MILLER,**  
**LEE KOHNS,**  
**CHARLES STRAUSS,**  
**WM. HENRY CORBITT,**  
**EGBERT L. WINTHROP, Jr.,**  
Board of Trustees and Committee on Buildings.

Dated Borough of Manhattan, May 28, 1909.

m22j4

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

THE COLLEGE OF THE CITY OF NEW YORK, ONE HUNDRED AND THIRTY-NINTH STREET AND ST. NICHOLAS TERRACE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Board of Trustees of the College of the City of New York at No. 17 Lexington Avenue, until 12 m. on

THURSDAY, JUNE 10, 1909.

**FOR FURNISHING AND DELIVERING TO THE COLLEGE OF THE CITY OF NEW YORK 5,000 GROSS TONS OF NO. 1 BUCK-WHEAT COAL, MORE OR LESS, FOR THE COLLEGE OF THE CITY OF NEW YORK, AT AMSTERDAM AVENUE AND ONE HUNDRED AND THIRTY-NINTH STREET, ALSO 275 GROSS TONS OF BROKEN COAL, MORE OR LESS, FOR THE COLLEGE OF THE CITY OF NEW YORK, AT NO. 17 LEXINGTON AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.**

The time allowed for fully completing the contract is until August 1, 1910.

The amount of security required is 25 per cent. of the amount of the bid or estimate.

The bidders will make a separate price for each item.

The award of the contract, if awarded, will be made to the lowest bidder on each item.

Plans, forms of the contract and specifications and bid sheet may be obtained at the office of the Curator of the College, Room No. 114, Main Building, One Hundred and Thirty-ninth Street and St. Nicholas Terrace, The City of New York, Borough of Manhattan.

**EDWARD M. SHEPARD, Chairman;**  
**JAMES W. HYDE, Secretary;**  
**FREDERICK P. BELLAMY,**  
**PARKER D. HANDY,**  
**THEO. P. MILLER,**  
**LEE KOHNS,**  
**CHARLES STRAUSS,**  
**WM. HENRY CORBITT,**  
**EGBERT L. WINTHROP, Jr.,**  
Board of Trustees and Committee on Buildings.

Dated Borough of Manhattan, May 28, 1909.

m22j4

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

### DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, CORNER OF FIFTH AVENUE AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

**AT A MEETING OF THE BOARD OF** Health of the Department of Health, held May 26, 1909, the following resolution was adopted:

Resolved, That section 20 of the Sanitary Code be and the same is hereby amended so as to read as follows:

Section 20. Every owner, lessee, keeper or manager of any tenement house, boarding house, lodging house, dwelling house or apartments shall provide, or cause to be provided, for the accommodation thereof and for the use of the tenants, boarders, lodgers, dwellers or workers therein, adequate privies or water closets, and the same shall be properly ventilated, and shall at all times be kept in such clean and wholesome condition as not to be offensive or dangerous or detrimental to life or health. And no offensive smell or gases, from or through any closet or sewer, or through any such privy or water closet, shall be allowed by any person to pass into such house or any part thereof, or into any other house or building.

**EUGENE W. SCHEPPER, Secretary.**  
Dated New York, May 27, 1909.

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DEPARTMENT OF HEALTH, CORNER OF FIFTH AVENUE AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

**AT A MEETING OF THE BOARD OF** Health of the Department of Health, held May 26, 1909, the following resolution was adopted:

Resolved, That section 140 of the Sanitary Code be and the same is hereby amended so as to read as follows:

Section 140. In every public hospital and dispensary in the City of New York there shall be provided and maintained a suitable room or rooms for the temporary isolation of persons suffering from any one of the following infectious diseases: Measles, diphtheria (croup), scarlet fever, scarlet fever, chickenpox, epidemic cholera, typhoid fever, typhus (typhoid), plague and leprosy, and such other persons shall immediately be separated from other persons at such dispensary or hospital. It shall be the duty of the physician or physicians, and of the officers and managers of every hospital or dispensary, to cause a report to be immediately made to the Department of Health of the City of New York of every person afflicted with any one of the infectious diseases herein specified who comes to their knowledge, and to have such persons promptly isolated from other persons, and shall also immediately report in writing to be reported to the said Department of Health, age, sex, race, as far as ascertained, and residence of every person received or treated therein who is afflicted with any infectious disease or contagious or communicable disease, and the name of the particular disease with which the person is so afflicted; and shall also report the name and address of the physician or midwife in attendance at the time of the onset of the disease, which information it is hereby made the duty of such hospital or dispensary to obtain and record among its records.

**EUGENE W. SCHEPPER, Secretary.**  
Dated New York, May 28, 1909.

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### SUPREME COURT—FIRST DEPARTMENT.

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of BELMONT AVENUE, although not yet named by proper authority, from East Two Hundred and Twenty-fifth Street to Tremont Avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and 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 10th day of June, 1909, at 10.30 o'clock in forenoon of that day, and that the said final report has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, June 3, 1909.

**JOHN A. HAWKINS,**  
**RODERICK J. KENNEDY,**  
Commissioners.

**JOHN P. DUNN, Clerk.**

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#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of EAST TWO HUNDRED AND TWENTY-THIRD STREET, EAST TWO HUNDRED AND TWENTY-FOURTH STREET AND EAST TWO HUNDRED AND TWENTY-FIFTH STREET, between Locust Avenue and Broadway Avenue, all of said streets being in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and 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 10th day of June, 1909, at 10.30 o'clock in forenoon of that day, and that the said final report has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, June 3, 1909.

**JOHN I. MACKIN,**  
**ANTONIO BASINIS,**  
**EDGAR HIRSCHBERG,**  
Commissioners of Estimate.

**JOHN J. MACKIN,**  
Commissioner of Assessment.

**JOSE P. DUNN, Clerk.**

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#### FIRST JUDICIAL DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands, premises and property situated on EAST ONE HUNDRED AND TWENTY-FIFTH STREET AND THE HARLEM RIVER, in the Borough of Manhattan, City of New York, that situated as a site for a station for the Harbor Police of The City of New York.

**NOTICE IS HEREBY GIVEN THAT, BY AN** order of the Supreme Court of the State of New York, bearing date the 1st day of June, 1909, and filed and entered in the office of the Clerk of the County of New York on the 20th day of June, 1909, Messrs. H. AYRES SANDS and Joseph Roman were appointed Commissioners of Estimate and Appraisal in the above entitled proceeding, in the place and stead of Thomas C. Egan and Henry W. Herlihy, resigned.

Notice is further given pursuant to the aforesaid order, made and provided, that the said H. AYRES SANDS and Joseph Roman will sit at a Special Term of the Supreme Court, to be held in Part II, thereof, in the County Court House in the Borough of Manhattan, City of New York, on the 10th day of June, 1909, at 10 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person having an interest in said proceeding, as to their qualifications to act as Commissioners of Estimate and Appraisal in said proceeding.

Dated New York, June 3, 1909.

**FRANCIS M. CANTILETON,**  
Corporation Counsel.

Hall of Records, Borough of Manhattan, New York City.

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#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of WEST ONE HUNDRED AND SEVENTY-FIFTH STREET, although not yet named by proper authority, from Amsterdam Avenue to St. Nicholas Avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and Assessment in the above entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 10th day of June, 1909, at 10.30 o'clock in forenoon of that day, and that the said final report has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, June 3, 1909.

**THOS. O'CALLAGHAN, Jr.,**  
**BERNARD LEVY,**  
**THOMAS S. SCOTT,**  
Commissioners of Estimate.

**THOS. O'CALLAGHAN, Jr.,**  
Commissioner of Assessment.

**JOHN P. DUNN, Clerk.**

111

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title and title to and possession of the lands and lands, rights, terms, easements, appurtenances and privileges of and to the lands and lands necessary to be taken for the improvement of the water-front of The City of New York, on the North River, between BROADFIELD AND LITTLE WEST TWELFTH STREETS and between TENTH AND THIRTEENTH AVENUES, pursuant to the plan heretofore adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund.

**NOTICE IS HEREBY GIVEN THAT THE** second supplemental report of the Commissioners of Estimate and Assessment 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 8th day of June, 1909, at 10.15 o'clock in the forenoon of that day, and that the said second supplemental report has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, May 28, 1909.

**BENNO LEWINSON,**  
**BERNARD P. MARTIN,**  
Commissioners.

**JOSEPH M. SCHERER, Clerk.**

m22j4

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of THAYER STREET (although not yet named by proper authority, from Broadway to Nagle Avenue, and ARDEN

STREET (although not yet named by proper authority, from Broadway to Nagle Avenue, in the Twelfth Ward, Borough of Manhattan, City of New York).

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and 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 8th day of June, 1909, at 10.30 o'clock in forenoon of that day, and that the said final report has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, May 28, 1909.

**P. J. CASEY,**  
**MAX HAD,**  
Commissioners of Estimate.

**P. J. CASEY,**  
Commissioner of Assessment.

**JOHN P. DUNN, Clerk.**

m22j4

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of KNON PLACE, from Meahola Parkway North to Gun Hill Road, and GATE'S PLACE, from Meahola Parkway North to Gun Hill Road, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and 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 8th day of June, 1909, at 10.30 o'clock in forenoon of that day; and that the said final report has been deposited in the Office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, May 28, 1909.

**RODERICK J. KENNEDY,**  
**JOHN COLLIERAN,**  
**R. J. HARRY,**  
Commissioners of Estimate.

**JOHN COLLIERAN,**  
Commissioner of Assessment.

**JOHN P. DUNN, Clerk.**

m22j4

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of PAULING AVENUE (although not yet named by proper authority, from East Two Hundred and Twenty-second Street to East Two Hundred and Thirty-ninth Street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York).

**NOTICE IS HEREBY GIVEN TO ALL** persons interested in the above entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections, in writing, duly verified, with them at their office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, on or before the 17th day of June, 1909, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 21st day of June, 1909, at 3 o'clock p. m.

Second—That the undersigned Commissioner of Assessment has completed his estimate of benefit and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections, in writing, duly verified, with him at his office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, on or before the 17th day of June, 1909, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 21st day of June, 1909, at 3 o'clock p. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 17th day of May, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situated and being in the Borough of The Bronx, in the City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at the intersection of a line midway between East Two Hundred and Twenty-first Street and East Two Hundred and Twenty-second Street with a line midway between Paulding Avenue and Broadway Avenue, running thence northwardly and always midway between Paulding Avenue and Broadway Avenue and the prolongation of the said line to the intersection with a line distant 100 feet north of the northerly side of East Two Hundred and Thirty-third Street, the said distance being measured at right angles to the line of East Two Hundred and Thirty-third Street; thence eastwardly and parallel with East Two Hundred and Thirty-third Street to the intersection with the prolongation of a line midway between Paulding Avenue and Locust Avenue; thence southwardly and always midway between Paulding Avenue and Locust Avenue and the prolongation of the said line to the intersection with a line midway between East Two Hundred and Twenty-first Street and East Two Hundred and Twenty-second Street; thence westwardly along the said line midway between East Two Hundred and Twenty-first Street and East Two Hundred and Twenty-second Street to the point or place of beginning.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit,



together with the damage and benefit maps and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioners of Assessment in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 26th day of June, 1909.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit here in will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan in the City of New York, on the 21st day of September, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or in either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 961 and 984 of the Greater New York Charter, as amended by chapter 638 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 14, 1909.

EDWIN F. HOYT, Chairman;  
JOHN J. MACKIN,  
JAMES F. O'BRIEN,  
Commissioners of Estimate.  
JOHN J. MACKIN,  
Commissioner of Assessment.

JOHN P. DUNN, Clerk.

m27j15

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of CASTLE HILL AVENUE, from West Farms road to the public square at its southern terminus, and the PUBLIC PLACE at the southern terminus of Castle Hill avenue, fronting on Westchester Creek, the East River and Poughkeepsie Creek, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs charges and expenses incurred by reason of the proceedings in the above entitled matter up to and including May 13, 1909, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 10th day of June, 1909, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, May 27, 1909.

TIMOTHY E. DRISCOLL,  
GEORGE W. KEARNEY,  
CHARLES KNIGHT,  
Commissioners of Estimate.

JOHN P. DUNN, Clerk.

m27j18

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of that portion of NORTHERN AVENUE (although not yet named by proper authority), from about 700 feet north of West One Hundred and Eighty-third street and First Washington avenue, in the Twelfth Ward, Borough of Manhattan, City of New York, shown on a plan approved by the Board of Estimate and Apportionment on December 11, 1903.

NOTICE IS HEREBY GIVEN THAT THE bill of costs charges and expenses incurred by reason of the proceedings in the above entitled matter, up to and including May 13, 1909, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 8th day of June, 1909, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended by chapter 486 of the Laws of 1901.

Dated Borough of Manhattan, New York, May 26, 1909.

CHARLES W. DAYTON, JR.,  
SAM'L SANDERS,  
Commissioners.

JOHN P. DUNN, Clerk.

m26j17

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to WEST TWO HUNDRED AND TWELFTH STREET (although not yet named by proper authority), from Kingsbridge road to Harlem River, in the Twelfth Ward, Borough of Manhattan, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, tenant or tenants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our supplemental and amended estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, on or before the 15th day of June, 1909, and that we, the said Commissioners, will hear parties on objecting, and for that purpose will be in attendance at our said office on the 15th day of June, 1909, at 4 o'clock p. m.

Second—That the abstracts of our said supplemental and amended estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 13th day of June, 1909.

documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 24th day of June, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Manhattan in the City of New York, which, taken together, are bounded and described as follows, to wit:

Beginning at a point formed by the intersection of the northwesterly prolongation of the middle line of the blocks between West Two Hundred and Eleventh street and West Two Hundred and Twelfth street with a line parallel to and 100 feet northwesterly from the northwesterly line of Broadway (Kingsbridge road); running thence northwesterly along said parallel line to its intersection with the northwesterly prolongation of the middle line of the blocks between West Two Hundred and Thirteenth street; thence southwesterly along said prolongation and middle line and its northwesterly prolongation to its intersection with the picketed and bulkhead line of the Harlem River; thence southwesterly along said picketed and bulkhead line to its intersection with the southwesterly prolongation of the middle line of the blocks between West Two Hundred and Eleventh street and West Two Hundred and Twelfth street; thence northwesterly along said prolongation and middle line to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps, deposited as aforesaid.

Fourth—That, provided there be no objections filed to either of said abstracts, our supplemental and amended final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 21st day of September, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our supplemental and amended final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 638 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 21, 1909.

HAROLD NATHAN, Chairman;  
JOHN I. RYAN,  
PETER H. GARLAND,  
Commissioners.

JOHN P. DUNN, Clerk.

m26j12

#### FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the north side of TWENTYFIFTH STREET and the south side of TWENTY FIRST STREET, between Fifth and Ninth avenues, in the Borough of Manhattan, in the City of New York, duly selected as a site for school purposes according to law.

NOTICE IS HEREBY GIVEN THAT THE report of Estimated Damages and Expenses, duly approved by the Board of Estimate and Apportionment, which report bears date the 7th day of April, 1909, was filed in the office of the Board of Estimate on the 21st day of April, 1909, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented for confirmation to the Supreme Court of the State of New York, in the First Judicial District, at Special Term, Part III, thereof, to be held in the County Court House in the Borough of Manhattan in the City of New York, on the 14th day of June, 1909, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that said report be confirmed.

Dated New York, May 14, 1909.

ALBERT I. SIRE,

Attorney for Edith S. Jacobs, owner.

No. 99 Nassau Street, Manhattan,

New York City.

m22j3

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of BUSH STREET, from Creston avenue to Grand Boulevard and Concourse, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT, BY an order of the Supreme Court, bearing date the 27th day of April, 1909, and duly entered in the office of the Clerk of the County of New York at his office in the Borough of Manhattan in the City of New York, on the 28th day of April, 1909, a copy of which order was duly filed in the office of the Register of the County of New York, viz: James A. Donnelly, J. C. Julius Langbein and John J. Hynds, were appointed Commissioners of Estimate for the purpose of making a just and equitable estimate and assessment of the loss and damage to the respective owners, tenants, parties and persons respectively entitled unto or interested in the lands, tenements and hereditaments and premises required for the purpose by and in consequence of opening and extending the above mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 28th day of April, 1909, and the said James A. Donnelly was appointed Commissioner of Assessment, for the purpose of making a just and equitable estimate and assessment of the value of the benefit and advantage of the said street or avenue so to be opened and extended, to the respective owners, tenants, parties and persons respectively entitled to or interested in the respective lands, tenements and hereditaments and premises situated within the area of assessment and Apportionment and not required for the purpose of opening and extending the same, but benefited thereby, the said area of assessment being particularly set forth and described in the petition of The City of New York, and also in the notice of application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 28th day of April, 1909, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels

of land to be taken or to be assessed therefor, and of performing the trusts and duties imposed by us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening and extending the said street or avenue and affected thereby, and having any claim or demand on account thereof, are hereby required to present the same duly verified to us, the undersigned Commissioners of Estimate, at our office, ninth floor, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, with such affidavit or other proof as the owners or claimants may desire, within ten days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 10th day of June, 1909, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimants or claimants, or such additional proofs and allegations as may then be offered by such owners, or on behalf of The City of New York.

Dated Borough of Manhattan, City of New York, May 21, 1909.

JAMES A. DONNELLY,  
JOHN J. HYNS,  
J. C. JULIUS LANGBEIN,  
Commissioners.

JOHN P. DUNN, Clerk.

m21j1

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of WESTCHESTER AVENUE (although not yet named by proper authority), from the Harlem River to Mott street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, tenant or tenants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our supplemental and amended estimate of damage and loss, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, on or before the 7th day of June, 1909, and that we, the said Commissioners, will hear parties on objecting, and for that purpose will be in attendance at our said office on the 9th day of June, 1909, at 2 o'clock p. m.

Second—That the abstracts of our said supplemental and amended estimate of damage, together with our damage maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 13th day of June, 1909.

Third—That, provided there be no objections filed to said abstracts, our supplemental and amended final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 27th day of July, 1909, at the opening of the Court on that day.

Fourth—In case, however, objections are filed to said abstracts of estimate of damage, the notice of motion to confirm our supplemental and amended final partial and separate final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 638 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 12, 1909.

JOHN F. COFFIN, Chairman;  
EDWARD L. GIMREY,  
MICHAEL J. MACK,  
Commissioners.

JOHN P. DUNN, Clerk.

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#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to WEST TWO HUNDRED AND ELEVENTH STREET (although not yet named by proper authority), from Kingsbridge road to Harlem River, in the Twelfth Ward, Borough of Manhattan, in the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, tenant or tenants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our supplemental and amended estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in the City of New York, on or before the 7th day of June, 1909, and that we, the said Commissioners, will hear parties on objecting, and for that purpose will be in attendance at our said office on the 9th day of June, 1909, at 4 o'clock p. m.

Second—That the abstracts of our said supplemental and amended estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 13th day of June, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Manhattan, in the City of New York, which, taken together, are bounded and described as follows, to wit:

Beginning at a point formed by the intersection of the bulkhead line of the Harlem River

with the easterly prolongation of the middle line of the blocks between West Two Hundred and Tenth street and West Two Hundred and Eleventh street; running thence westerly along said prolongation and middle line to its intersection with a line parallel to and 100 feet northwesterly from the northwesterly line of Vermilyea avenue; thence northwesterly along said parallel line to its intersection with a line parallel to and 100 feet northwesterly from the northwesterly line of Broadway (Kingsbridge road); thence northwesterly along said last mentioned parallel line to its intersection with the westerly prolongation of the middle line of the blocks between West Two Hundred and Twelfth street; thence easterly along said prolongation and middle line and its westerly prolongation to its intersection with the bulkhead line of the Harlem River; thence southerly along said bulkhead line to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held in the County Court House in the Borough of Manhattan, in the City of New York, on the 27th day of July, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 638 of the Laws of 1906.

Dated Borough of Manhattan, New York, April 30, 1909.

LOUIS F. DOYLE, Chairman;  
M. JACOBUS,  
WILLIAM L. FINDLEY,  
Commissioners.

JOHN P. DUNN, Clerk.

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#### SUPREME COURT—SECOND DEPARTMENT.

##### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of SIXTY FOURTH STREET, from about 700 feet north of West One Hundred and Eighty-third street and First Washington avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, tenant or tenants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our supplemental and amended estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 100 and 102 Broadway, in the Borough of Manhattan, in the City of New York, on or before the 15th day of June, 1909, and that we, the said Commissioners, will hear parties on objecting, and for that purpose will be in attendance at our said office on the 17th day of June, 1909, at 2 o'clock p. m.

Second—That the abstracts of our said supplemental and amended estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, Nos. 100 and 102 Broadway, in the Borough of Manhattan, in said City, there to remain until the 13th day of June, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Manhattan, in the City of New York, which, taken together, are bounded and described as follows, to wit:

Beginning at a point on the westerly side of New Utrecht avenue where the same is intersected by the center line of the block between Sixty-third street and Sixty-fourth street; running thence westerly parallel with Sixty-fourth street to the easterly side of Sixth avenue; running thence southerly along the easterly side of Sixth avenue to the center line of the block between Sixty-fourth street and Sixty-fifth street; running thence southerly and along the center line of the block between Sixty-fourth street and Sixty-fifth street to the westerly side of New Utrecht avenue; running thence southerly along the westerly side of New Utrecht avenue to the place of beginning.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, for the hearing of motions, to be held in the County Court House in the Borough of Brooklyn, in the City of New York, on the 26th day of July, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 638 of the Laws of 1906.

Dated Borough of Brooklyn, New York, June 5, 1909.

GEORGE H. BOYD, Chairman;  
MICHAEL H. QUINLAN,  
J. S. CORTELLANO,  
Commissioners.

JAMES F. DOOLEY, Clerk.

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##### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of the BORDEN AVENUE BRIDGE, over Dutch Kills, in the Borough of Queens, City of New York.



