

THE CITY RECORD.

Vol. XXXVI.

NEW YORK, FRIDAY, NOVEMBER 6, 1908.

NUMBER 10796.

THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

Published Under Authority of Section 1526, Greater New York Charter, by the
BOARD OF CITY RECORD.

GEORGE B. McCLELLAN, Mayor.

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Published daily, at 9 a. m., except legal holidays.

Subscription, \$9.30 per year, exclusive of supplements. Three cents a copy.

SUPPLEMENTS: Civil List (containing names, salaries, etc., of the city employees), 25 cents; Official Census of Votes, 10 cents; Registry and Enrollment Lists, 5 cents each assembly district; Law Department and Finance Department supplements, 10 cents each; Annual Assessed Valuation of Real Estate, 25 cents each section.

Published at Room 2, City Hall (north side), New York City.

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

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EXECUTIVE DEPARTMENT.

The City of New York, 1
Office of the Mayor.

Pursuant to the authority vested in me by law, I, George B. McClellan, Mayor of the City of New York, do hereby call a Special Meeting of the Board of Aldermen, in the City Hall, in the Borough of Manhattan, in The City of New York, on Tuesday, November 10, 1908, at one o'clock in the afternoon, for the purpose of considering the Budget for 1909, made by the Board of Estimate and Apportionment of said City, and signed by the members thereof on October 30, 1908, submitted to the Board of Aldermen as by law required.

In witness whereof, I have hereunto set my hand and affixed my seal of office this 4th day of November, A. D. one thousand nine hundred and eight.

GEO. B. McCLELLAN, Mayor.

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, November 2, 1908:

Friday, November 6—11 a. m.—Room 305—CITY OF NEW YORK AND BRADLEY CONTRACTING CO.—"Arbitration of Determination of Henry B. Seaman, Chief Engineer."

2 p. m.—Chairman's Room—Order No. 121—INTERBOROUGH RAPID TRANSIT CO.—"Block Signal System—Local Subway Tracks"—Chairman Wilcox.

2:30 p. m.—Room 310—Order No. 739—RICHMOND LIGHT & R. R. CO. AND STATEN ISLAND MIDLAND RY. CO.—Chas. H. Blair, Complainant—"Refusal to give transfers"—Commissioner McCarrall.

2:30 p. m.—Room 305—Order No. 794—SOUTHERN BROOKLYN RY. CO.—Alexander Brown, Complainant—"Noisy operation of freight and ash cars through Vanderbilt Avenue"—Commissioner Bassett.

2:30 p. m.—Commissioner Eustis's Room—Order No. 700—NEW YORK, NEW HAVEN & HARTFORD R. R. CO.—South Bronx Property Owners' Association, Complainants—"Unsanitary manner in which manure cars are loaded at Harlem River Yards"—Commissioner Eustis.

2:30 p. m.—Commissioner Maltbie's Room—Order No. 205—ELECTRIC LIGHT & POWER COMPANIES—"General investigation of rates and contracts—meter practices"—Commissioner Maltbie.

4 p. m.—Commissioner Eustis's Room—Order No. 806—PELHAM PARK R. R. CO.—"Application under Section 100 of the Railroad Law for permission to change motive power"—Commissioner Eustis.

4 p. m.—Commissioner Eustis's Room—Order No. 807—CITY ISLAND R. R. CO.—"Application under Section 100 of the Railroad Law for permission to change motive power"—Commissioner Eustis.

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

PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

TUESDAY, OCTOBER 27, 1908.

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

Present—Commissioner Milo R. Maltbie, Acting Chairman; Commissioners William McCarroll, Edward M. Bassett, John E. Eustis.

(1) O-291
The Secretary presented a communication from Henry B. Seaman, Chief Engineer, recommending that the portable office building located at Broadway and 144th Street be turned over to the Department of Parks for future use as the work on account of which this office was located at this point has progressed so far as to dispense with the services of this office and the building is not worth the expense of repairing it. Thereupon, on motion duly seconded, the above recommendation was adopted.

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

(2) O-792
BROOKLYN CITY & NEWTOWN RAILROAD CO.—ACCEPTANCE OF ORDER.
The Secretary presented a communication from Messrs. Dykman, Oeland and Kuhn, as Attorneys for the Brooklyn City and Newtown Railroad Company, under date of October 23, 1908, containing notification to the effect that said Company accepts and will obey the terms of Final Order No. 792, modifying a former Order, No. 726, with reference to the above company's amending its annual report to the Commission. The communication was ordered filed.

(3) O-793
BROOKLYN RAPID TRANSIT SYSTEM—TRANSFERS.
The Secretary presented a communication from H. Werner, Chairman of the Committee on Transit of the Ridgewood Board of Trade, containing resolution of that organization requesting a hearing to be held by the Commission in the matter of transfers of the Brooklyn Rapid Transit system, which was referred to Commissioner McCarroll.

(4) O-794
The Secretary presented a communication from Frederic Allen, Secretary of the Bedford Park Tax Payers Association, stating that that organization is opposed to the purchase by the City of the Belmont Tunnel until something is done toward supplying rapid transit to the Bronx, which was ordered filed.

(5) O-802
EXTENSION ORDER (No. 802).
On motion made and duly seconded, an Extension Order (No. 802) was adopted, extending to and including December 1st, 1908, the time of the Nassau Electric Railroad Company to comply with the terms of Order No. 585, requiring the installation of gates at the crossing at 86th Street, Borough of Brooklyn.

(6) O-803
EXTENSION ORDER (No. 803).
On motion made and duly seconded, an Extension Order (No. 803) was adopted, extending to and including November 4, 1908, the time of the Pennsylvania Tunnel and Terminal Railroad Company and the Long Island Railroad Company to answer Order No. 778, issued upon the complaint of the East River Gas Company of Long Island City with respect to gas line through Sunnyside Yard.

(7) O-804
ORDER (No. 804).
On motion made and duly seconded, an Order (No. 804) was adopted, requiring the Central Park, North and East River Railroad Company to file with the Secretary of the Public Service Commission on or before October 29, 1908, a sworn statement for the month ending September 30, 1908, showing the receipts and detailed expenses upon every line operated by the said Company, and the car miles operated by the said Company for each day of said month and for the entire month.

(8) O-805
TARIFF ORDER (No. 805).
On motion made and duly seconded, a Tariiff Order (No. 805) was adopted, granting permission to the New York City Interborough Railway Company to put into effect on November 1, 1908, a supplement to its Tariff P. S. C.—1 N. Y. No. 1, being an amendment of routes.

(9) O-806
HEARING ORDER (No. 806).
On motion made and duly seconded, a Hearing Order (No. 806) was adopted, directing a hearing on November 6, 1908, at 4:00 p. m., in the matter of the application of the Pelham Park Railroad Company for the approval of the Commission of the change of motive power on the Railroad of the Pelham Park Railroad Company in the Bronx, from horse power to overhead electric current.

The Acting Chairman designated Commissioner Eustis to conduct the hearing.
[See Proceedings of 1908, page 1648.]

(10) O-807
HEARING ORDER (No. 807).
On motion made and duly seconded, a Hearing Order (No. 807) was adopted, directing a hearing on November 6, 1908, at 4:00 o'clock p. m., in the matter of the application of the City Island Railroad Company for the approval of the Commission of the change of motive power on the railroad of said Company in the Borough of The Bronx, from horse power to overhead electric current.

The Acting Chairman designated Commissioner Eustis to conduct the hearing.
[See Proceedings of 1908, page 1646.]

(11) O-808
HEARING ORDER (No. 808).
On motion made and duly seconded, a Hearing Order (No. 808) was adopted, directing a hearing on November 11, 1908, at 2:30 o'clock p. m., to inquire whether the power house of the New York Edison Company on First Avenue, from 38th Street to 40th Street, is maintained and operated for the security and accommodation of the public, and particularly to inquire and determine whether cinders are permitted to escape from the stacks in such quantities as to render the power house a nuisance.

The Acting Chairman designated Commissioner Maltbie to conduct the hearing.

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
FRIDAY, OCTOBER 29, 1908.
TRIBUNE BUILDING, 154 NASSAU STREET,
BOROUGH OF MANHATTAN, CITY OF NEW YORK.

Present—Acting Chairman John E. Eustis; Commissioners William McCarroll, Edward M. Bassett.

(1) O-651
The Secretary presented a communication from Joseph Haag, Secretary of the Board of Estimate and Apportionment, under date of October 27, transmitting a certified copy of a resolution adopted by that body October 16, 1908, approved by the Mayor October 23, 1908, adopting and accepting a certain agreement executed by the Long Island Railroad Company as a supplement to the agreement required to be executed by resolution adopted by Board of Estimate and Apportionment June 26, 1908, consenting to the change or re-location of that part of the main line of the Long Island Railroad Company lying in the Second Ward, Borough of Queens, between a point about four hundred feet west of Astor Avenue, and a point about seven hundred feet east of Lefferts Avenue. The communication was ordered filed.

(2) O-748E
EXTENSION ORDER (No. 748E).

On motion made and duly seconded, an Extension Order (No. 748E) was adopted, extending to and including November 9, 1908, the time of the Fort George Street Railway Company to file its annual report in compliance with Section 46 of the Public Service Commissions Law.

(3) O-809
COMPLAINT ORDER (No. 809).

On motion made and duly seconded, a Complaint Order (No. 809) was adopted, for satisfaction or answer within ten days by the Metropolitan Street Railway Company and Adrian H. Joline and Douglas Robinson, its Receivers, in the matter of the complaint of the 18th Ward Taxpayers' Association, by Charles J. Bohlen, President, with respect to the withdrawal of service on Avenue A, between 14th and 23rd Streets.

(4) O-810
BROOKLYN RAPID TRANSIT CO.—CLOSING OF STREET.

The Secretary presented a resolution from the Board of Aldermen, adopted October 20, 1908, requesting the Commission to inquire into the conduct of the Brooklyn Rapid Transit Company in denying transit facilities by the building of an incline and the closing of a street between the Borough Hall and the entrance to the Brooklyn Bridge, which was referred to Commissioner Bassett.

(5) O-810
EXTENSION ORDER (No. 810).

On motion made and duly seconded an Extension Order (No. 810) was adopted, extending to and including November 16, 1908, the time of the Interborough Rapid Transit Company to answer the complaint of the Taxpayers' Alliance of The Bronx, upon which Order No. 701 was issued in the matter of inadequate transportation facilities at stations of the Third Avenue Elevated Road in the Borough of The Bronx.

(6) O-811
NEW YORK, WESTCHESTER & BOSTON RAILWAY CO.—CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY—PETITION.

The Secretary presented the following petition of the New York, Westchester and Boston Railway Company for a certificate under Section 59 of the Railroad Law and under Section 53 of the Public Service Commissions Law:

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF NEW YORK FOR THE FIRST DISTRICT.

In the matter

of the

Application of NEW YORK, WESTCHESTER & BOSTON RAILWAY COMPANY for a certificate under Section 59 of the Railroad Law and under Section 53, Chapter 429 of the Laws of 1907, known as the Public Service Commissions Law.

To the Public Service Commission for the First District:

The petition of New York, Westchester & Boston Railway Company respectfully shows:

First. The articles of association of this corporation were filed in the office of the Secretary of State on the 20th day of March, 1872, in attempted compliance with the Railroad Law of 1850. The articles as thus filed were defective in that they failed to have annexed thereto or endorsed thereto the affidavit required by Section 2 of the Railroad Law with reference to subscriptions to capital stock. The defect was merely formal, for there was annexed to the articles of association a certificate setting forth the requisite facts which was duly acknowledged but not sworn to. The company proceeded to act as a railroad corporation; it surveyed its route and filed a map thereof in the office of the County Clerk of Westchester County, and expended over \$300,000 in the construction or grading of its roadbed.

In 1903 by Chapter 627 of the Laws of 1903, the legislature provided that where certificates or articles of association had been filed without the requisite affidavit in regard to subscriptions to capital stock, the error might be corrected by filing an affidavit with the Secretary of State stating the facts required by law, and upon such filing the company would be deemed to be a valid corporation as of the date of original filing. Your petitioner availed itself of the provisions of this act, and on the 6th day of January, 1904, filed with the Secretary of State the affidavit of its directors setting forth the facts required by the Railroad Law and by Chapter 627 of the Laws of 1903, and upon such filing became and now is a legal and valid railroad corporation with all powers conferred upon such companies.

After the filing of this affidavit, your petitioner immediately proceeded to lay out its route and to acquire rights of way and construct its road, and there has been expended upon the construction of its railroad and the purchase of real estate up to the present time a sum in excess of \$3,500,000. Moreover it has obtained from the Board of Aldermen of the City of New York an ordinance adopted by that body on the 26th day of July, 1904, and approved by the Mayor August 2, 1904, granting the right to cross the streets and highways in the City of New York intersected by its route, and obtained similar right from the City of Mount Vernon by ordinance of the Common Council of that city dated September 1, 1905, and also from the City of New Rochelle by ordinance of the Common Council of that city dated November 28, 1906.

On the 7th day of September, 1902, your petitioner applied to the Board of Railroad Commissioners of the State of New York for its consent to increase its capital stock from \$250,000 to \$20,000,000, and for leave to execute a mortgage upon its property to secure \$20,000,000 of bonds. This application was opposed by other railroads, and it was contended before the Board that your petitioner had no authority to proceed to construct its railroad by reason of the fact that it had not obtained a certificate of public convenience and necessity as provided in Section 59 of the Railroad Law. It was contended on behalf of your petitioner that such certificate was unnecessary because it was organized in 1872 and that at that time the Railroad Law of the State of New York of 1850 was not in force and could not apply to it. The Board of Railroad Commissioners granted the prayer of the petition and rendered an opinion upon the objection made, in which they held as follows:

"It was also contended in opposition that in any event the applicant company must obtain a certificate from this Board (under Section 59 of the Railroad Law) that public convenience and necessity required the construction of this railroad before it is entitled to construct it. We see no force in this contention. We believe the company is properly formed prior to 1850 when Section 59 became a law, the section only applying to companies hereafter formed."

Relying upon this opinion and upon the consent granted by the Board of Railroad Commissioners, your petitioner proceeded to issue stock and bonds, and there is now outstanding \$15,000,000 of bonds and 108,410 shares of stock, and has entered into a

contract for the completion of its railroad from 177th Street, in the City of New York, to Port Chester.

In connection with the construction of its railroad, it became necessary to bring proceedings for the purpose of condemning the lands necessary for its right of way. Among the proceedings so begun and prosecuted, was an application to acquire the title to the lands of Arabella D. Huntington and Henry F. Huntington. This application was granted, and the property duly appraised by commissioners as required by law, and an order entered in the Supreme Court of the State of New York in accordance with the condemnation law. From this order the defendants appealed to the Appellate Division, where the matter was affirmed, and then they appealed to the Court of Appeals. That court rendered an opinion dated October 6, 1908, wherein it held that your petitioner must obtain a certificate under Section 59 of the Railroad Law before it could proceed to condemn any property, and that the judgment should be reversed "but without prejudice to a renewal upon the obtaining of the certificate of the public service commissioners of convenience and necessity." A copy of the said opinion is hereto annexed, marked "A".

The decision thus arrived at by the Court of Appeals was contrary to that of the Board of Railroad Commissioners heretofore referred to. Your petitioner, relying in all respects upon the decision of the Railroad Commissioners, has in good faith proceeded to expend its money for the construction of its road, and has issued its bonds and stock to purchasers who have bought the same in good faith and in the belief that the corporation had the right to proceed at once to the construction and operation of its railroad.

Second—That upon the hearing of your petitioner's application due proof will be filed and given in compliance with the requirements of Section 59 of the Railroad Law, and the publication of the articles of association as therein provided.

Third—That the route of your petitioner's railroad, as set forth in its articles of association, has been changed and amended in the manner provided in Section 13 of the Railroad Law of the State of New York, in the following particulars: The branch road from Pelham via White Plains to Hall's Corners was changed to a branch road from Mount Vernon via White Plains to Hall's Corners, and the point of commencement of the road at a point most practicable at or near Port Morris on the Westchester side of Long Island Sound or Harlem River, has been changed from the Harlem River at the foot of Willis Avenue extended to the Harlem River at the foot of Lincoln Avenue.

Fourth—That copies of the articles of association and of the franchise or right granted by the Board of Aldermen, and approved by the Mayor on the 2nd day of August, 1904, and all documents required by the rules of your Commission to be filed upon this application were duly filed on the 20th day of December, 1907.

Fifth—That the railroad of your petitioner is proposed to be located, and all of its present partially completed railroad is wholly located within the counties of New York and Westchester. That the length of the railroad to be built by your petitioner is about thirty-two miles.

Sixth—That the proposed railroad is to be maintained and operated as an electric railway, upon private right of way, without grade crossings. That public convenience and necessity require the construction of said railroad as proposed in its articles of association as amended in the manner heretofore set forth.

Your petitioner desires to comply with the decision of the Court of Appeals heretofore referred to and therefore makes application to this Honorable Commission for a certificate pursuant to the provisions of Section 59 of the Railroad Law and to the provisions of Section 53 of the Public Service Commissions Act. That it is the purpose of your petitioner to continue the construction of its proposed railroad without delay upon the granting of such application by the Public Service Commission having jurisdiction in the premises, and that it intends in good faith to build, maintain and operate the same.

Therefore, your petitioner respectfully asks that your Honorable Commission grant in it a certificate of public convenience and necessity as provided by Section 59 of the Railroad Law and your permission and approval as provided under Section 53 of the Public Service Commissions Act, and that your Honorable Commission designate a time and place at which your petitioner's application for such certificate or certificates may be made, and that it direct the form in which public notice of such application and hearing shall be published and in what newspaper or newspapers.

Dated New York, October 27th, 1908.

NEW YORK, WESTCHESTER & BOSTON RAILWAY COMPANY.

By (Signed) ALLEN WARDWELL,
President.

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

On the 27th day of October in the year 1908, before me personally came Allen Wardwell, to me known, who, being by me duly sworn, did depose and say that he resides in Lawrence, New York, that he is the President of the New York, Westchester and Boston Railway Company, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

(Signed) WM. H. BRUDER,
Notary Public, New York County.

HEARING ORDER (No. 811).

Thereupon, on motion made and duly seconded, an Order (No. 811) was adopted, fixing November 9, 1908, at four o'clock in the afternoon as the time for a hearing upon the above petition.

(7) C-1432
BROOKLYN UNION ELEVATED SYSTEM—BATH BEACH AND WEST END DIVISIONS—INVESTIGATION.

Commissioner Bassett stated that he desired to conduct an inquiry as to stations on the Bath Beach and West End Divisions of the Brooklyn Union Elevated System, under Order No. 615, beginning on November 12, at 3 p. m.

The Acting Chairman, acting under the authority of the said Order 615, thereupon designated Commissioner Bassett to make such inquiry.

(8) 1147
NEW YORK CENTRAL & HUDSON RIVER RAILROAD CO.—INTERLOCKING SIGNAL PROTECTION ON HARLEM RIVER DRAWBRIDGE.

The Secretary presented a communication from Henry B. Seaman, Chief Engineer, endorsing the plan of the New York Central & Hudson River Railroad Company for proposed method of interlocking signal protection on the Harlem River Drawbridge, Putnam Division.

Upon motion, duly seconded, the plan was approved by the Commission. The Secretary was directed to forward notice of such approval to the company.

(9) O-812
EXTENSION ORDER (No. 812).

On motion made and duly seconded, an Extension Order (No. 812) was adopted, extending to and including November 16, 1908, the time of the following companies to file reports for the six months ending December 31, 1907, as directed by the terms of Order No. 728:

New Amsterdam Gas Company,
Northern Union Gas Company,
Edison Electric Illuminating Company,
Astoria Light, Heat and Power Company,
Consolidated Gas Company,
United Electric Light and Power Company,
New York and Queens Electric Light and Power Company,
Central Union Gas Company,
Standard Gas Light Company,
Brush Electric Illuminating Company,
New York and Queens Gas Company,
New York Edison Company,
Brooklyn Union Gas Company,
Flatbush Gas Company,
Newtown Gas Company,
Richmond Hill and Queens County Gas Light Company.

Jamaica Gas Light Company,
Woodhaven Gas Light Company,
New York Mutual Gas Light Company,
Kings County Lighting Company,
—and extending to and including November 9, 1908, the time of the following companies to file reports for half year ending December 31, 1907:
Bronx Gas and Electric Company,
Queens Borough Gas and Electric Company.

(10)

HEARING ORDER (No. 813).

On motion made and duly seconded, a Hearing Order (No. 813) was adopted, directing a hearing on November 11th, 1908, at 2:30 o'clock p. m., in the matter of the complaint of Charles H. Baxter against the Interborough Rapid Transit Company, upon which Order No. 781 was drawn with respect to the failure of Sub-way trains to stop at the Mott Avenue station.

The Acting Chairman stated that he would conduct the hearing.

(11)

EXTENSION ORDER (No. 814).

On motion made and duly seconded, an Order (No. 814) was adopted, further extending to November 15, the suspension of Orders 266 and 337, with respect to the service upon the Third and Sixth Avenue Elevated Roads of the Interborough Rapid Transit Company.

(12)

NEW YORK CENTRAL & HUDDON RIVER RAILROAD CO.—ELEVENTH AVENUE TRACKS.

Commissioner Eustis presented the following report on the operation of freight trains on the Eleventh Avenue tracks of the New York Central & Hudson River Railroad Company, which was ordered filed:

In the Matter
of the

Hearing on motion of the Commission on the question of the regulations, practices, appliances, equipment and services of the New York Central and Hudson River Railroad Company.

"Operation of freight trains on 11th Avenue."

Hearing Order Number 745.

REPORT.

This investigation by the Commission was taken up on account of the numerous accidents that occur on the Eleventh Avenue freight train service between 30th and 59th Streets, for the purpose of inquiring into the regulations now existing under which such trains are operated, and to ascertain whether the same were unsafe or inadequate and whether changes and improvements thereto ought reasonably to be made in order to secure greater safety for the persons using said avenue, two hearings were had, one on October 8th and the other on October 15th, 1908. A large amount of testimony was taken, from which it appears that most of the serious accidents that have occurred for the past fifteen months along this line can be divided into three classes—those that are trespassers on the trains, truck drivers endeavoring to cross in front of moving trains when there is not sufficient time to do the same safely, and persons getting confused while on the avenue.

The evidence presented shows that while this has been called "Death Avenue," the records in the Commission's office show that the serious accidents that have occurred along this line for the last fifteen months are not as great as they are on other lines within the city; and that during that time a large percentage of the serious accidents have occurred to trespassers or persons stealing rides. Of the three deaths that have occurred, two were adults and one a child, two of whom were trespassers. Three of the serious accidents were caused by truck drivers endeavoring to get in ahead of the moving train.

The company keeps at its yards at 59th Street a force of police officers, numbering twenty-four, for the purpose of protecting its trains, and the evidence shows that for the past year or more they have not been able to accomplish any results in regard to making arrests of those who are trespassers on the trains, on account of the difficulty in securing any conviction before the City Magistrates. Many illustrations were given where these trespassers were taken to court and discharged by the magistrates, who ridiculed the company for having made the arrests.

It would appear from this evidence that the magistrates were under the impression that the company was making these arrests for the purpose solely of preventing the people from getting a free ride, while the main object of the company has been not that they object to giving these people a free ride, but to eliminate the great danger of accidents.

It also appears that some time ago a similar situation existed on Tenth Avenue below 30th Street, and a crusade was made by the police officers of the railroad company in co-operation with the police officers of the city and the City Magistrates, and that the result of such crusade was the elimination of ride-stealing on freight cars along that portion of the company's line. It was the consensus of opinion of all the witnesses at the Eleventh Avenue hearing that if a similar crusade obtained for a few weeks along the line of Eleventh Avenue north of 30th Street it would produce equally good results.

I would, therefore, strongly recommend that the police officers of the city, and also the police magistrates, be requested to co-operate with the police officers of the railroad company to punish the offenders so that the custom now existing will be broken up.

The present regulation of the railroad company is prescribed by an order issued by the old State Railroad Commission, which limits the length of its freight trains to twenty-five during the day time, and thirty cars at night, and the complaint has been made that there were not sufficient brakemen upon those cars to protect them; but the evidence upon this investigation showed very clearly that brakemen upon the top of the moving freight cars in any number would not deter people from jumping on the cars for a ride, as it was considered by all a dangerous experiment to undertake to eject anyone from a train when they were either on the train or in the act of getting on, as such action would be considered exceedingly dangerous.

It also appears from the testimony that the number of flagmen at the crossings can not have any effect upon these trespassers, as the duty of the flagmen is confined entirely at the crossings where they are to give due warning of the approach of trains for the purpose of notifying pedestrians and truckmen not to cross; but if pedestrians insist upon violating this warning, they are powerless to prevent them, and, if they undertook to do so, they would be taken away from their post of duty and might cause an accident in place of preventing one.

As these trains are entirely controlled by the engineer, in so far as the brakeman's duty is concerned, it appeared from the testimony of the Commission's experts that greater efficiency would be accomplished by placing one active man on each end of the train, who would be in such a position that he could easily jump to the ground and protect pedestrians or truckmen that were passing in front thereof.

Another suggestion that was brought out upon the hearing on the part of the Commission related to the time when the tracks were to be free from service by the railroad company. Under the Railroad Commission's order no operation is permitted between the hours of 8:25 and 8:55 A. M., 11:50 A. M. and 12:55 P. M., and 2:30 and 3:10 P. M., these hours having been eliminated from the service in order to give greater protection to school children during the time when they would be going to and from their schools. The railroad maintained that it is impossible to increase these hours without great injury to the railroad service, on account of the company having a large amount of high class and perishable freight that is arriving at the 59th Street yard at various hours of the day and night, and which it is necessary for it to move with expedition to St. John's Park and 30th Street yards in order that the same may be delivered promptly to the consignees; and also to relieve the 59th Street yard for other incoming and outgoing freight trains.

O-813

It also appears that nearly all of the serious accidents that have occurred during the past fifteen months have occurred during daylight hours, and that the greatest amount of travel by pedestrians as well as truckmen during the day is between 7:00 and 8:00 in the morning, and 4:30 and 6:00 in the evening. During those hours men are naturally anxious, especially if they are late in the morning, to take chances in getting to their work on time, and in the evening hour exceedingly anxious when the day's work is over to lose no time in getting to their homes; and that, if the operation of trains along Eleventh Avenue, in addition to the time when they are now allowed to operate under the order of the Railroad Commission, should also be required to cease between 7:30 and 8:25 A. M., and 5:00 and 6:15 P. M., it would be an additional precaution and safeguard to a large number of people. And I am very glad to report that in talking this matter over with the Counsel and officials of the railroad company, who have charge of the operation of those trains, they have consented to give this suggestion a tentative trial from the 9th to the 16th of November, 1908, which trial is to be closely watched by competent inspectors from the office of the Commission.

Another dangerous element along the line of Eleventh Avenue is the two lines of unused street car tracks, lying on each side of the New York Central and Hudson River Railroad Company's tracks, between 34th and 42nd Streets. These tracks add greatly to the confusion among teamsters and danger along that part of Eleventh Avenue.

The question of the number of flagmen was made a subject of a previous investigation by this Commission, but from certain quarters there has been a continual complaint that there are not sufficient flagmen and that there should be two at each street crossing, and also that the number of flagmen was less than ordered by the State Railroad Commission.

I find that the recommendation of October 31, 1906, of the Board of Railroad Commissioners relating to flagmen was that a flagman be stationed by the company between 36th and 37th Streets to take care of both crossings; that a flagman be stationed at 44th Street; that a flagman be stationed at 45th and 46th Streets to take care of both crossings; also that a flagman be located at 47th and 48th Streets to take care of both crossings; and a flagman stationed at 50th Street to take care of the crossing also at 49th Street, total number of flagmen being 5, 4 of whom were expected to cover two adjacent street crossings, or protection at nine street crossings.

On the previous hearing in regard to the complaint made that there was insufficient protection at the street crossings, it was shown at that time that the railroad company was not only maintaining the number of flagmen recommended by the Board of Railroad Commissioners but many others. The testimony showed at that time that they had 26 flagmen assigned along the avenue from 34th to 59th Streets, 19 day flagmen and 7 at night.

After a very thorough investigation this Commission issued its Final Order No. 707, which went into effect on September 1, 1908, relating to this situation, and the result of that order was that the number of flagmen was increased by seven, making a total of 33, 20 during the daytime and 13 at night, and it was believed by the Commission at that time that the number of flagmen ordered was sufficient, and there has been no evidence produced on this hearing to show that any additional flagmen are necessary.

I would therefore recommend that the Police Commissioner of this city, and the Police Magistrates, be requested to co-operate heartily with the officials of the railroad company to enforce section 426 of the Penal Code, against illegal riding, and that the attention of the Borough President of the Borough of Manhattan be called to the unused tracks on Eleventh Avenue between 34th and 42nd Streets, and that he be requested to use all means in his power to have the same removed, and that the order against the railroad company be withheld until after the experiment between November 9th and 16th is had.

Dated, October 30th, 1908.

Respectfully submitted,

JOHN E. EUSTIS,
Commissioner.

(13)

1178
BRADLEY CONTRACTING CO.—APPEAL FROM DETERMINATION OF CHIEF ENGINEER—APPOINTMENT OF ARBITRATOR FOR COMMISSION.

The Secretary presented a communication from Counsel regarding the notice in the matter of the appeal of the Bradley Contracting Company from the determination of the Chief Engineer dated October 7th, and upon motion duly seconded, Charles H. Strong was chosen as Arbitrator on behalf of the Commission and the Chairman and Secretary were authorized to execute the notice of appeal.

[See also Proceedings of 1908, page 1631.]

(14)

O-815

Order (No. 815).

The Commission re-convened at four o'clock, all present, and after discussion, upon motion, duly seconded, an Order (No. 815) was adopted directing

(1) That a joint rate of fare of five cents from each passenger for the through transportation of passengers upon the lines specified in the following schedule and between the points therein designated be and the same hereby is established and ordered to be put in force by the said Adrian H. Joline and Douglas Robinson, as receivers, and by the said Central Park, North and East River Railroad Company, and be maintained by them for a period of four months from and after the taking effect of this order.

SCHEDULE.

The Fifty-ninth Street Line of the Central Park, North and East River Railroad Company means in this schedule the line on 59th Street, between the east side of First Avenue and the west side of Tenth Avenue.

(a) From any point on the Fifty-ninth Street line of the Central Park, North and East River Railroad Company to any intersecting line operated by the said Receivers or the Metropolitan Street Railway Company, and north or south on such intersecting line to 116th Street or 34th Street.

(b) From any point between 34th Street and 116th Street on any line operated by said Receivers intersecting the said Fifty-ninth Street line to the said Fifty-ninth Street line, and east or west on said line to its terminus.

(c) From any point between 34th Street and 116th Street on any line operated by said Receivers intersecting the said Fifty-ninth Street line to the said Fifty-ninth Street line, and along said line to any other intersecting line operated by the said Receivers, and thence along said intersecting line in the original direction to any point between 34th Street and 116th Street.

(2) That said joint rate be so established and maintained by the said receivers and by the said railroad company for through transportation of passengers upon each of the said routes between the points designated as aforesaid thereon, by the use of a slip, coupon ticket or other sufficient token to be delivered to each passenger upon his stating his said destination and at the time of his paying his fare, which shall identify such passenger so as to enable and require him, without other break in such transportation than a change of car, to pursue promptly his said through trip to his said destination.

(3) That the said fare of five cents for each such passenger so transported, in pursuance of this order, shall be apportioned between the said receivers and the said Central Park, North and East River Railroad Company, so that the receivers shall have of the same the sum of 3 1/4 cents and so that the said Central Park, North and East River Railroad Company shall have therefrom the sum of 1 3/4 cents, the right thereto to be evidenced by production of the identification slips taken from such passengers, and accountings to be had and payments made semi-monthly.

(4) That said receivers and said railroad company each give to the other a bond to be approved by the Commission in the sum of One Thousand Dollars (\$1,000), conditioned for the payment of all moneys that may become payable for transportation of passengers, under the provisions of this order.

(5) That the said receivers and the said railroad company be and they hereby are allowed to put the said joint rate into effect as herein directed by filing one day in advance of the date herein specified the proper tariff schedule, as provided by the rules in tariff circular No. 1 of this Commission.

(6) That this order shall take effect on the 22nd day of November, 1908, and that the said Adrian H. Joline and Douglas Robinson, as such receivers, and said Central Park, North and East River Railroad Company notify the Public Service Commission

for the First District on or before the 6th day of November, 1908, whether the terms of this order are accepted and will be obeyed.

Ayes—Commissioners Wilcox, McCarroll, Maitland, Eustis.
Nay—Commissioner Bassett.
Carried.

TRAVIS H. WHITNEY, SECRETARY.

BOROUGH OF MANHATTAN.

COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466 of the Laws of 1901, I transmit the following report of the transactions of the offices of the Commissioner of Public Works, President of the Borough of Manhattan, for the week ending October 24, 1908.

Public Moneys Received During the Week.

For restoring and repaving pavement, etc., Special Fund.	\$2,398 75
For redemption of obstructions seized, General Fund.	20 50
For vault permits, Sinking Fund.	4,250 21
For shed permits, General Fund.	55 00
For sewer connections, General Fund.	401 57
For bay window permits, General Fund.	88 72
Road roller, General Fund.	3 00

Permits Issued.

Permits to place building material on streets.	118
Permits to construct street vaults.	6
Permits to construct sheds.	21
Permits to cross sidewalks.	7
Permits for subways, steam mains and various connections.	332
Permits for railway construction and repairs.	2
Permits to repair sidewalks.	127
Permits for sewer connections.	8
Permits for sewer repairs.	12
Permits for bay windows.	25

Obstructions Removed.

Obstructions removed from various streets and avenues.	17
Complaints received and attended to, Bureau of Incumbrances.	93
Permits extended, Bureau of Incumbrances.	130
Permits revoked, Bureau of Incumbrances.	3

Inspection Division, Bureau of Highways.

Complaints received.	1,023
Repairs made.	1,100
Police complaints received.	606

Repairs to Pavement.

Square yards of pavement repaired.	5,726
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Repairs to Sewers.

Linear feet of sewer built.	566
Linear feet of sewer cleaned.	24,375
Linear feet of sewer examined.	5,835
Basins cleaned.	296
Basins examined.	69
Cubic feet of brick work built.	140
Linear feet of sewer relieved.	6,738
Number of manhole heads and covers reset.	3
Square yards of pavement relaid.	9
Basin heads put in.	8
Linear feet of spur pipe laid.	9
Basin covers put on.	3
Manholes built.	3
Manholes examined.	8
Manhole covers put on.	8
Basin grates put in.	5
Cuts opened and refilled.	3

General Office, Commissioner of Public Works.

Orders Nos. 4167 to 4208, inclusive, were issued; 57 requisitions were received and acted upon.

Thirty-four requisitions, including 254 vouchers, amounting to \$121,277.34, were drawn on the Comptroller.

Statement of Laboring Force Employed During the Week Ending October 24, 1908.

Repaying and Renewal of Pavements—

Mechanics	232
Laborers	185
Teams	4
Carts	119

Boulevards, Roads and Avenues (Maintenance of)—	
Mechanics	8
Laborers	62
Teams	29
Carts	17

Roads, Streets and Avenues—	
Laborers	22
Teams	10
Carts	5

Sewers, Maintenance, Cleaning, etc.—	
Mechanics	88
Laborers	55
Teams	12
Carts	40
Cleaners	85

Cleaning Public Buildings, Baths, etc.—	
Mechanics	188
Laborers	111
Carts	30
Bath Attendants	241
Cleaners	245

JOHN CLOUGHEN, Acting President, Borough of Manhattan, and Commissioner of Public Works.

BOROUGH OF MANHATTAN.

COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466 of the Laws of 1901, I transmit the following report of the transactions of the offices of the Commissioner of Public Works, President of the Borough of Manhattan, for the week ending October 24, 1908.

Public Moneys Received During the week.	
For restoring and repaving pavement (water and sewer openings), Special Fund.	\$4,813 15
For redemption of obstructions seized, General Fund.	13 50
For vault permits, Sinking Fund.	565 68
For shed permits, General Fund.	45 00
For sewer connections, General Fund.	393 37
For bay window permits, General Fund.	65 11
For ornamental projection permits, General Fund.	98 25

Permits Issued.

Permits to place building material on streets.	96
Permits to construct street vaults.	2
Permits to construct sheds.	9
Permits to cross sidewalks.	12
Permits for subways, steam mains and various connections.	393
Permits for railway construction and repairs.	5
Permits to repair sidewalks.	131
Permits for sewer connections.	10
Permits for sewer repairs.	10
Permits for bay windows.	10

Obstructions removed from various streets and avenues.

Obstructions removed from various streets and avenues.	9
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Complaints received and attended to (Bureau of Incumbrances).

Complaints received and attended to (Bureau of Incumbrances).	68
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Permits extended (Bureau of Incumbrances).

Permits extended (Bureau of Incumbrances).	130
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Permits revoked (Bureau of Incumbrances).

Permits revoked (Bureau of Incumbrances).	2
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Inspection Division, Bureau of Highways.

Complaints received.	1,023
Repairs made.	1,100
Police complaints received.	606

Repairs to Pavement.

Square yards of pavement repaired.	4,672
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Repairs to Sewers.

Linear feet of sewer built.	416
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Linear feet of sewer cleaned.	27,780
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Linear feet of sewer examined.	6,847
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Basins cleaned.	292
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Basins examined.	490
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Linear feet of sewer relieved.	6,935
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Cubic feet of brickwork built.	173
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Basin heads reset.	2
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Manhole heads and covers reset.	3
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Basin heads hung.	7
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BOARD OF ESTIMATE AND APPORTIONMENT.

(FINANCIAL AND FRANCHISE MATTERS.)

MINUTES OF MEETING OF BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK,
HELD IN ROOM 16, CITY HALL, ON FRIDAY, OCTOBER 16, 1908.

The Board met in pursuance of an adjournment.

Present—George B. McClellan, Mayor; Herman A. Metz, Comptroller; Patrick F. McGowan, President of the Board of Aldermen; John F. Ahern, President of the Borough of Manhattan; Bird S. Coler, President of the Borough of Brooklyn; Louis F. Haffen, President of the Borough of The Bronx; Lawrence Gresser, President of the Borough of Queens; George Cromwell, President of the Borough of Richmond.

The Mayor, Hon. George B. McClellan, presided.

The minutes of the meetings held September 25 and October 4, 1908, were approved as printed.

FRANCHISE MATTERS.

New York, Westchester and Boston Railway Company.

A communication, dated October 7, 1908, was received from the Mayor's office, designating the "New York Herald" and the "New York Tribune" as the daily newspapers in which the notice of public hearing and the form of contract granting a change in the line of the route of the New York, Westchester and Boston Railway Company, in the Borough of The Bronx, and certain modifications of the ordinance of August 2, 1904, should be published previous to the final hearing on November 13, 1908.

Which was ordered filed.

Union Railway Company of New York City

A communication, dated October 7, 1908, was received from the Mayor's office, returning, duly approved by the Mayor, resolution adopted by this Board October 2, 1908, fixing October 30, 1908, as the date for public hearing on the application of the Union Railway Company of New York City for a franchise, and designating the "New York Tribune" and the "New York Sun" as the daily newspapers in which notice of such hearing should be published.

Which was ordered filed.

Bronx Traction Company.

A communication, dated October 7, 1908, was received from the Mayor's office, returning, duly approved by the Mayor, resolution adopted by this Board October 2, 1908, fixing October 30, 1908, as the date for public hearing on the application of the Bronx Traction Company for a franchise, and designating the "New York Tribune" and the "New York Sun" as the daily newspapers in which notice of such hearing should be published.

Which was ordered filed.

Estate of Charles Broadway Rouss.

In the matter of the consent granted to the Estate of Charles Broadway Rouss, to construct, maintain and use a tunnel under and across Mercer street, connecting premises owned by the petitioner known as Nos. 122 to 128 Mercer street, with premises known as Nos. 123 to 125 Mercer street, Borough of Manhattan.

The Secretary presented the following:

REPORT No. F-68.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
October 12, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

Sir—The estate of Charles Broadway Rouss, the owner of certain properties in the Borough of Manhattan known as Nos. 122 to 128 Mercer street and Nos. 123 and 125 Mercer street, presented an application, dated October 21, 1907, to the Board of Estimate and Appportionment for permission to construct, maintain and use a tunnel under and across said Mercer street, connecting the above mentioned properties on opposite sides of said street, for the purpose of transferring merchandise between the buildings.

In response to this application the Board of Estimate and Appportionment adopted a resolution on May 1, 1908, granting the requested consent, but in a communication dated May 5, 1908, the grantee expressed himself as dissatisfied with the terms and conditions of the consent, and requested that the security deposit provided for in the consent be reduced if the plans of the proposed tunnel were so altered as to provide for a tunnel of less width.

Under date of May 11, 1908, I advised the petitioner that I could not see my way clear to recommend a reduction in the amount of the proposed security.

Thereafter on July 10 and October 6, I addressed communications to the petitioner requesting him to proceed with the project by submitting amended plans of the tunnel, if he desired so to do at his early convenience, otherwise I would recommend that the resolution adopted by the Board on May 1, 1908, granting the consent, be revoked.

No replies to these communications have been received, and as it would appear that the petitioner does not desire to pursue the matter, I would, therefore, suggest that the consent be revoked.

A resolution for adoption is herewith submitted.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, By resolution adopted by this Board May 1, 1908, consent was granted to the estate of Charles Broadway Rouss to construct, maintain and use a tunnel under and across Mercer street, in the Borough of Manhattan, connecting the properties on opposite sides of Mercer street, known as Nos. 122 to 128 Mercer street and Nos. 123 and 125 Mercer street, as a means of communication and for the transference of merchandise between the two buildings; and

Whereas, A report has this day been received from the office of the Chief Engineer stating that the estate of Charles Broadway Rouss has not accepted the consent as provided for in the terms and conditions attached thereto and made a part thereof; now therefore be it

Resolved, That the resolution adopted by this Board on May 1, 1908, granting consent to the estate of Charles Broadway Rouss to construct, maintain and use a tunnel under and across Mercer street, in the Borough of Manhattan, connecting the

properties known as Nos. 122 to 128 Mercer street and Nos. 123 and 125 Mercer street, be and it hereby is rescinded.

Which was adopted by the following vote:

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

John E. Conron and Joseph Conron.

In the matter of the application of John E. Conron and Joseph Conron, for permission to construct, maintain and use two tunnels under and across Brook avenue, between Grove and Rose streets, Borough of The Bronx.

The Secretary presented the following:

NEW YORK CITY, July 19, 1907.

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

DEAR SIRS—We hereby petition your Honorable Board for permission to erect and maintain two (2) separate tunnels under Brook avenue, between Rose and Grove streets, Borough of The Bronx. One tunnel to be sixteen (16) feet wide and eighty (80) feet long, and one tunnel to be twenty-four (24) feet wide and eighty (80) feet long, as indicated upon the annexed plan and shown between the lines marked on same.

The accompanying plan provides for tunnels under Brook avenue connecting our premises on the west side thereof with the railroad yards on the east side thereof.

The said plan shows the location and dimensions of the proposed tunnels, and that the roof thereof will be below the water and gas mains, and that the sewer is not interfered with, being below the grade of the bottom of the proposed passageways.

Our application as herein made to your Honorable Board, is for leave to maintain the tunnels under Brook avenue, as indicated on said plan, and is designed to enable us to facilitate the unloading of merchandise from cars in the freight yards of the Port Morris Railroad Company, by passing said merchandise through the tunnels, heretofore mentioned, directly into the market buildings, which are to be erected on the west side of Brook avenue, and thereby avoiding any congestion of traffic which would be caused by using the street overhead for that purpose.

We have acquired the fee of the property on the west side of Brook avenue, south of Grove street, as shown, with the intent of using same for delivery purposes and the receiving of all goods from the railroad cars through the proposed tunnels in the manner before mentioned and as indicated on plan submitted herewith, and for which your permission is herewith requested.

We have secured permission from the New York Central Railroad Company to emerge upon their property abutting the said tunnels, and will be pleased to furnish satisfactory bonds, security, etc., for the proper construction of above described structures.

We remain, yours truly,

JOHN E. CONRON,

JOSEPH CONRON.

REPORT No. F-127.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
October 12, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of July 19, 1907, John E. Conron and Joseph Conron made application to the Board of Estimate and Appportionment for permission to construct, maintain and use two tunnels under and across Brook avenue, in the Borough of The Bronx, between Grove street and Rose street, connecting property owned by the petitioners on the westerly side of Brook avenue with the freight yard of the Port Morris Branch of the New York Central and Hudson River Railroad Company on the easterly side of Brook avenue, for the purpose of affording a direct means of transferring merchandise from cars in the freight yard to the property of the petitioners.

Communications addressed to the President of the Borough of The Bronx and the Commissioner of Water Supply, Gas and Electricity revealed that there were objections to some particulars of the project by the said officials, and the petitioners were advised of these objections and requested to amend the plans of the proposed tunnel in such manner as to overcome the same.

Since that time several amended plans have been received, but none of these simultaneously obtained the approval of the Borough President and the Commissioner of Water Supply, Gas and Electricity.

As there seemed to have been no further action taken by the petitioners during the entire Spring of 1908 to overcome the objections to the project, they were requested in a communication dated July 10, 1908, to proceed with the matter at their earliest convenience, or otherwise a report would be presented to the Board at the meeting to be held September 18 recommending that the petition be denied, and in reply to this communication the petitioners stated that the objections could be overcome by September 1.

No later communications, however, have been received, and there is no evidence that the objections can be overcome.

On October 6, 1908, I called the petitioners' attention to the fact that no communications had been received since August 8, and advised them that, in view of the long time the matter has been pending without satisfactory adjustment, I felt it neatest upon me to present a report to the Board at the meeting to be held on October 10 recommending that the petition be denied. No reply has been received to this latter communication.

As the petitioners have had ample time to perfect the plans of the proposed structure, it would appear that it is impossible to overcome the objections advanced by the President of the Borough of The Bronx and the Commissioner of Water Supply, Gas and Electricity, and there does not seem to be any good reason why the matter should be longer held open. I would, therefore, recommend that the application be denied and the petition be filed.

A resolution for adoption is herewith submitted.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, John E. Conron and Joseph Conron presented an application to the Board of Estimate and Appportionment on September 20, 1907, for permission to construct, maintain and use two tunnels under and across Brook avenue, in the Borough of The Bronx, between Grove street and Rose street, connecting property owned by the petitioners on the westerly side of Brook avenue with the freight yard of the Port Morris Branch of the New York Central and Hudson River Railroad Company on the easterly side of Brook avenue, for the purpose of affording a direct means of transferring merchandise from cars in the freight yard to the property of the petitioners; and

Whereas, It appears that the petitioners have been unable to prepare plans satisfactory to the President of the Borough of The Bronx and to the Commissioner of Water Supply, Gas and Electricity; now therefore be it

Resolved, That the application of John E. Conron and Joseph Conron, dated July 19, 1907, to the Board of Estimate and Appportionment for permission to construct, maintain and use two tunnels under and across Brook avenue, in the Borough of The Bronx, between Grove street and Rose street, be and it is hereby denied.

Which was adopted by the following vote:

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

Long Island Railroad Company.

In the matter of the application of the Long Island Railroad Company for a change in the line of its route from a point about 400 feet west of Ascan avenue to a point about 700 feet east of Lefferts avenue, in the Borough of Queens.

By resolution adopted June 26, 1908, approved by the Mayor June 30, 1908, the consent of the City was granted to the change of line, provided the company executed a certain agreement, as set forth in the resolution, which agreement, under the resolution, was to be submitted to the Corporation Counsel for his approval as to form before the execution of same by the company.

The railroad company subsequently stated it could not agree to the changes suggested by the Corporation Counsel, and would be unable to accept same, and, by resolution adopted September 18, 1908, the Corporation Counsel was requested to consult with the representatives of the company, with a view to reaching an agreement.

The Secretary presented the following:

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
New York, September 30, 1908.

Board of Estimate and Apportionment:

GENTLEMEN—I have received from you the following communication, dated September 18, 1908, signed by Joseph Haag, Secretary:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, directing the Corporation Counsel to consult with the representatives of the Long Island Railroad Company, for the purpose of coming to an agreement in regard to the provisions to be contained in the agreement to be executed by the company, under the resolution adopted by this Board June 26, 1908, granting its consent and approval to the change of line of the railroad company, from a point about 400 feet west of Ascan avenue to a point about 700 feet east of Lefferts avenue, in the Borough of Queens.

"You will note that you are requested to advise the Board at an early date as to the understanding which may be reached with the representatives of the company, and as to the procedure to be followed in carrying the same into effect.

"I have this day advised the general solicitor of the railroad company of the action taken by this Board."

Under date of July 30, 1908, I wrote your Board suggesting certain changes to be made in the proposed contract with the Long Island Railroad Company, which changes, in my opinion, would better protect the interests of the City. It appears the company refused to adopt such changes and your Board thereupon directed the company to consult with me in order that an understanding might be reached, if possible, agreeable to all parties.

I beg to advise you that I have been in consultation with the attorneys for the railroad company and finally convinced them of the justice of the request of the City that the company should bind itself further to abandon operation of its line over the old route. As a result thereof, a form of agreement was drawn up and signed by the company in duplicate, copies of which I herewith enclose, approved by me as to form. In my opinion, this agreement removes all difficulty that existed against the execution of the original form of agreement made under date of July 22, 1905; and I therefore advise you that such agreement may now be executed by the City.

Yours respectfully,

F. K. PENDLETON, Corporation Counsel.

(The agreement is incorporated in and made a part of the resolution below.)

REPORT NO. F-84.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY.
October 8, 1908.

Mr. NELSON P. LEWIS, *Chief Engineer:*

SIR—On June 26, 1908, in accordance with a report of the Select Committee consisting of the Comptroller, the President of the Board of Aldermen and the President of the Borough of Queens, the Board adopted a resolution granting the consent of the City to a change in the line of the route of the Long Island Railroad Company between a point about 400 feet west of Ascan avenue and a point about 700 feet east of Lefferts avenue, in the Second Ward of the Borough of Queens, upon condition that the Company execute a certain agreement, the form of which was set forth in the resolution. The resolution also provided that before the execution of such agreement by the Company the same should be submitted to the Corporation Counsel for his approval as to form and to incorporate therein such matter as he might deem necessary to fully protect the interests of the City.

Pursuant to this provision in the resolution, on July 22 the Secretary to the Board transmitted to the Corporation Counsel the form of agreement, and on July 30, 1908, the Acting Corporation Counsel rendered his opinion, suggesting certain changes in the agreement before he would approve the same.

On July 31, 1908, this Division advised General George W. Wingate, the general solicitor of the Long Island Railroad Company, as to the suggestions made by the Corporation Counsel, and requested to be advised if the company would accept the changes, and in answer thereto, on August 7, General Wingate, in a letter to the Division, stated that the company could not agree to any of the changes suggested, and would be unable to accept the same.

In view of the inability of the company to accept the changes proposed by the Corporation Counsel, this division, on September 15, made a report to you, transmitting a copy of the opinion of the Corporation Counsel of July 30, and suggesting that the Board adopt a resolution directing the Corporation Counsel to consult with the representatives of the Long Island Railroad Company for the purpose of coming to an agreement in regard to the provisions to be contained in the agreement to be executed by the company under the resolution of June 26, 1908, and advise the Board at an early date as to the understanding which might be reached with the representatives of the company and the procedure to be followed in carrying the same into effect.

This report, together with the opinion, was presented to the Board at its meeting held September 18, and a resolution, in accordance with the suggestions contained in the report, adopted.

On September 30, 1908, the Corporation Counsel rendered to the Board an opinion advising that the Company had executed an agreement, dated September 28, 1908, binding itself further to abandon the operation of its line over the old route upon the completion of the line over the change of route authorized by the resolution of June 26, and advising that this supplementary agreement removes all difficulty that existed against the execution of the original form of agreement, and that such original form of agreement might now be executed.

Owing to the fact that the previous opinion of the Corporation Counsel suggesting changes to the original form of agreement has been spread upon the minutes of the Board, it appeared to me better that before the execution of such original form of agreement the last opinion of the Corporation Counsel, dated September 30, advising that the same might be executed, should also be spread on the minutes so that no question could arise as to the right of the company to execute the same in the form as adopted on June 26.

Section 13 of the Railroad Law, which authorizes railroad companies to alter or change the route of their railroads upon compliance with certain conditions set forth therein, also provides that "no alteration of the route of any railroad after its construction shall be made, * * * as provided in this section, in any city or village, unless approved by a vote of two-thirds of the Common Council of the city or Trustees of the village."

Under the Charter of the City, as amended by chapter 609 of the Laws of 1905, it appears that the Board of Estimate and Apportionment is the proper authority in place of the Common Council to grant this approval.

The approval of the Board having been granted to the change of route of the Long Island Railroad Company under certain conditions on June 26, it may be that

the agreement executed by the company under the direction of the Corporation Counsel on September 28, mentioned above, could be claimed, in view of the fact that it was not required to be executed by the resolution of June 26, not to be of sufficient force to compel the company to comply with its conditions, and I would, therefore, suggest that the Board adopt a resolution accepting the form of such agreement, and requiring the company to execute the same in addition to the agreement already provided for as a condition precedent to the construction of the change of route by the company.

I am enclosing herewith the form of resolution for this purpose, together with the opinion of the Corporation Counsel of September 30, 1908, and the agreement of September 28, 1908.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, This Board did on June 26, 1908, adopt a resolution granting its consent and approval to the alteration, change or relocation of that portion of the "Main Line" of the railroad of the Long Island Railroad Company from a point about four hundred (400) feet west of Ascan avenue to a point about seven hundred (700) feet east of Lefferts avenue, in the Second Ward of the Borough of Queens, City of New York; and

Whereas, Said resolution provided that before such consent and approval should take effect the company should execute and deliver to the Board an agreement in the form set forth in the resolution; and

Whereas, The said form of agreement being submitted to the Corporation Counsel for approval, he on July 30, 1908, rendered an opinion to the Board, requiring certain changes to be made in the same before it would meet with his approval, which changes were objected to by the General Solicitor of the company; and

Whereas, After consultation between the Corporation Counsel and the representatives of the company, as directed by this Board on September 18, 1908, the company has executed, under date of September 28, 1908, the following agreement, in effect supplemental to the agreement required by the resolution of June 26, 1908, to wit:

This agreement made this 28th day of September, 1908, between the Long Island Railroad Company, a railroad corporation organized under the laws of the State of New York, hereinafter called the "Long Island," and The City of New York, hereinafter called the "City," witnesseth:

Whereas, The "Long Island" has located and constructed a steam surface railroad from the East River in The City of New York to various points on Long Island, one part of the line of which is constructed on a curve around the high land known as Richmond Hill, in the Second Ward of the Borough of Queens, City of New York, such curve commencing about 400 feet west of Ascan avenue and extending to a point about 700 feet east of Lefferts avenue, in said Richmond Hill, the cars operating over which curve cross at grade the streets intersecting the same, including the Union turnpike and the various other streets; and

Whereas, The "Long Island" for the purpose of facilitating travel over its line, promoting the safety and comfort of its passengers, and to avoid the crossing of the grade of said streets, by resolution duly passed by vote of two-thirds of all of its directors on September 13, 1907, altered and changed the route of its railroad between the points above mentioned, so that the same should be in a straight line between such points instead of the existing curve (which constitutes an element of delay and danger in operation, and duly adopted a Survey Map and Profile of such relocated route, which together with a certificate of the "Long Island" executed by its President and Chief Engineer the passage of said resolution altering and changing said route, and that such alteration and change had been made because it appeared to the Board of Directors of said company that the line of said railroad would be improved thereby, was duly filed in the County Clerk's office of Queens County on October 4, 1907, said map being known as Map 773; and

Whereas, The "Long Island" has made a contract with Cord Myer and the Man estate owning the property at Richmond Hill, through which the portion of the relocated line hereinabove mentioned (which is known as the "Maple Grove Cut-off"), will be constructed, by which the said property owners have conveyed to the said "Long Island" the land required for the said relocated route or cut-off, and the "Long Island" has agreed to construct its railroad over the right of way so conveyed to it and below the grade of the streets crossing the same, and to carry certain streets over said line by bridges, and also to take up its ties, tracks and railroad appurtenances erected upon the portion of its railroad constituting its present route between the termini hereinabove mentioned, and to convey the land constituting its said present route between the points aforesaid, viz., from a point about 400 feet west of Ascan avenue and a point about 700 feet east of Lefferts avenue, in said Richmond Hill, to the said property holders as compensation for the land conveyed by them to the said "Long Island" as aforesaid; and

Whereas, The Board of Estimate and Apportionment upon application made by said "Long Island" and by resolution passed on June 26, 1908, consented on behalf of the "City" to the relocation of that portion of line of the "Long Island" as hereinabove mentioned upon condition that the "Long Island" would execute the contract recited in such resolution and give the bond as therein provided;

Now, therefore, this agreement witnesseth, That in consideration of the premises and of the consent of the "City" to the said relocation of the portion of the line of the Long Island Railroad Company now situated between a point about 400 feet west of Ascan avenue and a point about 700 feet east of Lefferts avenue, in Richmond Hill, in the Second Ward of the Borough of Queens, City of New York, as hereinabove mentioned, and the execution of the contract by the "City" with the "Long Island" also hereinabove mentioned, the "Long Island" for itself and its successors and assigns hereby agrees with the said "City" as follows:

First—That the recitals contained in this agreement are true.

Second—That as soon as the consent of the "City" to the said relocation and change of its route of its railroad between the points aforesaid and of the Public Service Commission shall become effective, it will as fast as practicable and in accordance with the terms of the said contract with the said "City" complete the construction of the said "cut-off" between the points aforesaid and thereafter to operate its trains over the same instead of over the route for which said "cut-off" has been substituted by the aforesaid relocation.

Third—That after the completion of the said "cut-off" so that the trains of the "Long Island" can be operated over the same it will cease to operate its trains over the portion of the route for which said "cut-off" has been substituted as hereinabove mentioned and will take up the ties and rails and other railroad appurtenances now existing thereon, and will convey the said land comprising the same to the said Cord Myer and the Man estate as provided in the existing agreement with them, which are hereinabove mentioned, and cease to use the same for railroad purposes.

Fourth—That the "Long Island" will not at any future time relocate its line upon this portion of the right of way of its said railroad or relay its tracks or operate cars over the same.

In witness whereof, the "Long Island" has caused its corporate seal to be hereunto affixed and these presents to be executed by its President and Secretary the day and year first above mentioned.

THE LONG ISLAND RAILROAD COMPANY.
By RALPH PETERS, President.

[SEAL]

Attest:

FRANK E. HAFF, Secretary.

—and

Whereas, In view of the execution of this agreement, the Corporation Counsel has approved the original form of agreement and advised that the same might now be executed; now therefore be it

Resolved, That this Board does hereby adopt and accept the agreement executed on September 28, 1908, by the Long Island Railroad Company under the direction of the Corporation Counsel as a form of agreement to be executed by the company in addition to and as a supplement of the agreement required by the resolution of this Board adopted June 26, 1908, the execution of such two agreements to be a condition precedent to the construction by the company of its line of railroad on the change of route authorized by the resolution of June 26, 1908, the conditions in both such agreements to govern the company in the construction of its line on such change of route; and be it further

Resolved, That the said resolution of June 26, 1908, granting the consent of the Board of Estimate and Apportionment to the said change of route is hereby amended so far as may be necessary to require the Long Island Railroad Company to execute the additional form of agreement herein provided for, such execution to be deemed an acceptance by the company of this resolution, and such additional agreement to be of the same binding force and effect upon the company as if provided for in the original resolution of June 26, 1908.

Which was adopted by the following vote:

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

Brooklyn City Railroad Company.

In the matter of the petition of the Brooklyn City Railroad Company for a franchise to construct, maintain and operate a double track railway from the intersection of the Flatbush avenue extension with Fulton street, upon and along Fulton street to a point at or about Nassau street, together with connections with the existing tracks of the company on Flatbush avenue, Fulton street, Willoughby street and Myrtle avenue, Borough of Brooklyn.

This petition was presented to the Board at the meeting of September 20, 1907, and was referred to the Chief Engineer.

The Secretary presented the following:

Report No. F-128.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
October 12, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The Brooklyn City Railroad Company, under date of September 9, 1907, petitioned the Board for the right or franchise to construct, maintain and operate a double track railway beginning at the intersection of Flatbush avenue extension and Fulton street; thence in and upon Fulton street to a point at or about Nassau street; together with connections with the existing tracks of the company on Flatbush avenue, Fulton street, Willoughby street and Myrtle avenue, all in the Borough of Brooklyn.

The petition was presented to the Board at the meeting held on September 20, 1907, and referred to the Chief Engineer.

Flatbush avenue extension is a street 120 feet in width, adopted upon the City map by the Board of Estimate and Apportionment on May 29, 1903. The title to the property was vested in the City on March 1, 1907, and a recent investigation on the ground shows that nearly all of the buildings have been removed, but the work of regulating and grading has not been completed.

This thoroughfare is a portion of the route selected for the proposed Fourth avenue rapid transit route, the construction of which was recently before the Board for approval. It would seem that the railroad for which authority is now applied for by the Brooklyn City Railroad Company should not be constructed until the rapid transit railroad is completed, unless the Manhattan Bridge is finished prior to the commencement of construction of the rapid transit railroad. It appeared a few months ago that this rapid transit route would be constructed in the near future, and for that reason no report upon the application of the Brooklyn City Railroad Company has been made prior to this time.

The Board is now enjoined from taking action in regard to appropriating money for the construction of this rapid transit route, and in consequence, no contract has been awarded, and, therefore, it is believed the franchise for the surface railroad upon this thoroughfare should be considered by the Board, pending the decision in the injunction proceedings.

To this end it is suggested that the Board adopt a resolution fixing November 13, 1908, as the date for the preliminary public hearing, and the Mayor requested to designate two daily papers in which notice of such petition and public hearing be published, pursuant to the provisions of law.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

BROOKLYN, NEW YORK, September 9, 1907.

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

GENTLEMEN—The Brooklyn City Railroad Company, a street surface railroad corporation duly organized and existing under the laws of the State of New York, owning and operating a double track street surface electric railroad in Flatbush avenue, Willoughby street, Myrtle avenue and Fulton street and other streets in the Borough of Brooklyn, hereby makes application to your Honorable Board for the grant of a franchise to construct, maintain and operate a double track street surface railroad, with the necessary poles, wires, conduits, turnouts, crossovers, switches, sidings and equipment, for the purpose of conveying persons and property upon the following route in the Borough of Brooklyn, State and City of New York:

Commencing at the intersection of Fulton street and Flatbush avenue; thence northerly along and through the centre of Flatbush avenue (known as the recent extension of Flatbush avenue from Fulton street) to a point at or about Nassau street, where said extension terminates, and the plaza to be used in connection with the new Manhattan Bridge begins, together with the right to connect the aforesaid tracks with the existing tracks of the Brooklyn City Railroad Company on Flatbush avenue, Fulton street, Willoughby street and Myrtle avenue. And it submits herewith a plan showing the location of said tracks and the connection of the same with its present street surface railroad in the Borough of Brooklyn, so as to permit the operation of street surface railroad cars for the conveyance of persons and property over the Manhattan Bridge.

Respectfully submitted,

THE BROOKLYN CITY RAILROAD COMPANY.

By EDWARD MERRITT, President.

State of New York, County of Kings, Borough of Brooklyn, City of New York, ss.: Edward Merritt, being duly sworn deposes and says, that he is President of the Brooklyn City Railroad Company, which is a domestic corporation of the State of New York, that the facts stated in the above application are true of his own knowledge, except as to matters therein stated on information and belief, and as to those matters he believes it to be true, and he is authorized by the Board of Directors to make this application on behalf of said company.

EDWARD MERRITT.

Affirmed to before me this 17th day of September, 1907.

CHAS. R. GAY, Notary Public, Kings County, N. Y.

Form approved:

G. O. YEOMANS, General Counsel.

The following was offered:

Whereas, The foregoing petition from the Brooklyn City Railroad Company, dated September 9, 1907, was presented to the Board of Estimate and Apportionment at a meeting held September 20, 1907.

Resolved, That, in pursuance of law, this Board sets Friday, the 13th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

Which was adopted by the following vote:

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

Brooklyn Heights Railroad Company.

In the matter of the petition of the Brooklyn Heights Railroad Company for a franchise to use two tracks upon the Manhattan Bridge, to be assigned for the use of street surface railways when the construction of the bridge is completed.

This petition was presented to the Board at its meeting of September 20, 1907, and was referred to the Chief Engineer.

The Secretary presented the following:

Report No. F-129.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
October 12, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of September 9, 1907, the Brooklyn Heights Railroad Company petitioned the Board for the right or franchise to use two of the tracks upon the Manhattan Bridge, to be assigned for the use of street surface railways, when the bridge shall have been completed.

The petition was presented to the Board at the meeting held September 20, 1907, and referred to the Chief Engineer.

It is proposed to connect these tracks with those applied for by the Brooklyn City Railroad Company on September 9, 1907, upon the surface of Flatbush avenue extension between Fulton street and Nassau street, or the entrance to the bridge.

No report has been made prior to this time upon the petition of the Brooklyn City Railroad Company, for the reason that it appeared a few months ago that a rapid transit railroad would be constructed by the City under the Flatbush avenue extension, and part of the route of which would be also upon the Manhattan Bridge.

The action of the Board upon the Brooklyn Heights Railroad Company would seem to depend to a considerable extent upon the action to be taken by the Board upon the application to construct surface tracks on the Flatbush avenue extension, and for that reason no report has been made upon the petition of the Brooklyn Heights Railroad Company.

The Board is restrained from action by the courts upon the construction of the rapid transit railroad upon this route, and it would seem that the petitions for the surface railroads upon the bridge and Flatbush avenue extension might properly be considered by the Board pending a decision in the injunction suit.

I would, therefore, suggest that November 13 be fixed as the date for the preliminary public hearing, and the Mayor requested to designate two daily papers in which notice of such petition and public hearing shall be published, pursuant to the provisions of law.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

THE BROOKLYN HEIGHTS RAILROAD COMPANY,
No. 85 CLINTON STREET,
BROOKLYN, N. Y., September 9, 1907.

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

GENTLEMEN—The Brooklyn City Railroad Company, a street surface railroad corporation duly organized and existing under the laws of the State of New York, owning and operating a double track street surface railroad in Flatbush avenue and Fulton street, and other streets, in the Borough of Brooklyn, State and City of New York, having this day filed with your Honorable Board an application to construct, maintain and operate a double track street surface railroad along and through the extension of Flatbush avenue, from Fulton street to the Manhattan Bridge plaza, and the Brooklyn Heights Railroad Company having heretofore leased all of the property, rights and franchises of the said Brooklyn City Railroad Company for a period of nine hundred and ninety-nine years, now the Brooklyn Heights Railroad Company makes application to your Honorable Board for the right to use two of the street surface railroad tracks upon the Manhattan Bridge when constructed across the East River, together with the necessary terminals, switches, sidings, turnouts, wires and equipment, for the operation of street surface railroad cars for the carriage of persons and property from the Borough of Brooklyn over and across said bridge and approaches thereto, at and to the most northerly point of the plaza and approach of said Manhattan Bridge.

Respectfully submitted.

THE BROOKLYN HEIGHTS RAILROAD COMPANY,

By E. W. WINTER, President.

State of New York, County of Kings, Borough of Brooklyn, City of New York, ss.: Edwin W. Winter, being duly sworn deposes and says, that he is President of the Brooklyn Heights Railroad Company, which is a domestic corporation of the State of New York; that the facts stated in the above application are true of his own knowledge, except as to matters therein stated on information and belief, and as to those matters he believes it to be true, and he is authorized by the Board of Directors to make this application on behalf of said company.

E. W. WINTER.

Sworn to before me this 9th day of September, 1907.

D. F. URQUHART, Jr., Notary Public, Kings County, New York.

Form approved:

G. O. YEOMANS, General Counsel.

The following was offered:

Whereas, The foregoing petition from the Brooklyn Heights Railroad Company, dated September 9, 1907, was presented to the Board of Estimate and Apportionment at a meeting held September 20, 1907.

Resolved, That in pursuance of law this Board sets Friday the 13th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

Which was adopted by the following vote:

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

New York and Queens County Railway Company.

In the matter of the petition of the New York and Queens County Railway Company for a franchise to construct, maintain and operate two extensions to its existing street surface railway in the Borough of Queens, one from the former Village of Flushing to the Village of Whitestone, and one from Ingleside to Bayside.

By resolution adopted September 25, 1908, the terms and conditions as proposed by the Select Committee were tentatively approved, and the form of contract was referred to the Corporation Counsel for his approval as to form, and to incorporate therein such matter as he deemed advisable to fully protect the interests of the City.

The Secretary presented the following:

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, October 10, 1908.

To the Board of Estimate and Apportionment:

Sirs—I have received the following communication from you, dated September 25, 1908, signed by Joseph Haag, Secretary:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, tentatively approving the terms and conditions proposed by the Select Committee for the grant of a franchise to the New York and Queens County Railway Company, to construct, maintain and operate two extensions to its existing railway in the Borough of Queens, one from the former Village of Flushing to the Village of Whitestone, and one from Ingleside to Bayside.

"You will note that the resolution requests the Corporation Counsel to approve the contract as to form, and to incorporate therein such matter as he deems advisable to fully protect the interests of the City.

"Enclosed find form of contract reported by Select Committee."

In response to the direction contained in such resolution to incorporate in the contract such matter as I deem advisable to fully protect the interests of the City, I beg to advise you that I have already furnished your Board with an opinion dated June 23, 1908, in which I made many suggestions, and the contract as printed in the minutes of your Board, of June 26, 1908, contains all my recommendations, and had my approval as to form.

In passing on the new form of contract as prepared by the Select Committee, I will not repeat such recommendations, and have examined such contract only to see if all the conditions imposed by the Railroad Law and the Greater New York Charter have been complied with.

The twenty-first paragraph of section 2 is not, in my opinion, a sufficient compliance with section 73 of the Greater New York Charter, which provides in part as follows:

"Every grant shall make adequate provision by way of forfeiture of the grant, or otherwise, to secure efficiency of public service at reasonable rates and the maintenance of the property in good condition throughout the full term of the grant."

I therefore advise you that such section should be amended to read as follows:

"Twenty-first—This grant is upon the express condition that the company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of The City of New York the sum of ten thousand dollars (\$10,000), either in money or in securities to be approved by him, which fund shall be security for the performance by the company of all of the terms and conditions of this contract, the payment of the annual percentages for the privilege hereby granted, the rendering of efficient public service at reasonable rates, the maintenance of the property in good condition throughout the full term of the grant, the repairs of the street pavement, the removal of snow and ice, and the quality of construction of the railroad; and in case of default in the performance by the company of such terms and conditions, and such duties and obligations as may hereafter be imposed by the local authorities under this grant, or under the powers delegated by the Railroad Law, the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same with interest, from the said fund after ten days' notice in writing to the company; or in case of failure to keep the said terms and conditions of this contract relating to the headways, heating and lighting of cars, fenders or wheel guards and watering of street pavements, or in case of failure to render efficient public service at reasonable rates, or to maintain the property in good condition, the company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters. In case of any drafts made upon the security fund, the company shall, within thirty (30) days after written notice from the Comptroller so to do, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000)."

With these corrections, the contract in question has my approval as to form.

Respectfully yours,

GEORGE L. STERLING, Acting Corporation Counsel.

The following was offered:

Whereas, The New York and Queens County Railway under date of June 10, 1907, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate two extensions to its existing street surface railway system in the Borough of Queens, as follows:

First—From Main street, in the former Village of Flushing, upon and along Broadway, Whitestone avenue and other streets to Eleventh avenue and Thirty-sixth street in the former Village of Whitestone;

Second—From Twenty-second street, Ingleside, upon and along Franconia avenue, Thirty-first street and Broadway to Bell avenue, Bayside; and

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

Whereas, In pursuance to such laws, this Board adopted a resolution on June 14, 1907, fixing the date for public hearing thereon as July 8, 1907, at which citizens were

entitled to appear and be heard, and publication was had upon the first of the above applications for at least fourteen (14) days in the "New York Herald" and "New York Daily News," and upon the second of said applications for at least fourteen (14) days in the "Globe" and "New York Mail," newspapers designated by the Mayor, and upon both of said applications in the City Record for ten days immediately prior to the date of hearing, and the public hearing was duly held, on such day; and

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for, and proposed to be granted to the New York and Queens County Railway Company, and the adequacy of the compensation proposed to be paid therefor; and

Whereas, A Select Committee of the Board has submitted a report containing proposed conditions and a form of contract which was presented at a meeting held September 25, 1908, and was tentatively approved subject to the approval of the Corporation Counsel, which has this day been received, now, therefore, it is

Resolved, That the following form of the resolution for the grant of the franchise or right applied for by the New York and Queens County Railway Company, containing the form of proposed contract for the grant of such franchise or right, be hereby introduced, and entered in the minutes of this Board, as follows, to wit:

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

This contract, made this day of 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and Queens County Railway Company, a street surface railway corporation formed under and pursuant to the laws of the State of New York (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a double-track extension to its present street surface railroad by the overhead electric system similar to that now used by the Company in the Borough of Queens, with the necessary switches, cross-overs, wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York, upon the following routes:

Beginning at and connecting with the existing track of the Company at the intersection of Broadway and Main street, in the former Village of Flushing, Borough of Queens, running thence easterly upon and along Broadway to Whitestone avenue; thence northerly upon and along Whitestone avenue to Chestnut street or avenue; thence easterly upon and along Chestnut street or avenue to and across Flushing avenue; thence still easterly through private property along the line of the continuation of Chestnut street or avenue to Murray lane; thence northerly upon and along Murray lane to Higgins lane; thence easterly upon and along Higgins lane to a point where Ninth avenue if extended would intersect said Higgins lane; thence northerly through private property along the line of Ninth avenue to Fourth street; thence westerly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue to Twenty-first street; thence easterly upon and along Twenty-first street to Eleventh avenue; thence northerly upon and along Eleventh avenue to a point about 300 feet north of the north side line of the boulevard, in the former Village of Whitestone, Borough of Queens; also

Beginning at and connecting with the existing tracks of the Company at the intersection of Franconia avenue and Twenty-second street, in the former Village of Flushing, Borough of Queens; thence easterly upon and along Franconia avenue to and across Twenty-fourth street; thence still easterly through private property along the line of the continuation of Franconia avenue to Thirty-first street; thence northerly upon and along Thirty-first street to Broadway, said continuation of Franconia avenue and Thirty-first street being shown on a map of the City entitled:

"Map or plan of Ingleside and vicinity, Third Ward (formerly Town of Flushing), Borough of Queens, City of New York, showing the street system and grades, dated New York, March 2, 1903, approved by the Board of Estimate and Apportionment May 1, 1903, and approved by the Mayor October 6, 1903."

—thence northerly through said private property upon the line of the property known and described upon the map of said private property as Thirty-first street to Broadway; thence easterly on and along Broadway to Bell avenue.

The said routes, the tracks of said routes, turnouts and crossovers hereby authorized are more particularly shown upon two maps, each entitled:

"Map showing the proposed street surface railway to accompany the application for a franchise of the New York and Queens County Railway Company to the Board of Estimate and Apportionment, dated June 20, 1907,"—and signed by F. L. Fuller, president, and A. E. Kalbach, consulting engineer, which maps are attached herewith and made a part of this contract.

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

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

Second—The said right to construct, maintain and operate a double-track street surface railroad, as herein described, shall be held and enjoyed by the Company, its successors or assigns, for the term of twenty-five (25) years from the date when this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

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

If the Company and the Board shall not reach such agreement on or before the day one year before expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the

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

Third—The Company, its successors or assigns, shall pay to the City for this privilege the following sums of money:

For the extension first described herein:

The sum of five hundred dollars (\$500) in cash, within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years after the commencement of operation of the extension herein provided for, annually on November 1, three (3) per cent. of its gross receipts for and during the year ending September 30 next preceding, and after the expiration of such five years make a like annual payment into the treasury of the City of five (5) per cent. of its gross receipts. The Company shall pay such percentages only upon such portion of its gross receipts as shall bear the same proportion to its whole gross receipts as the length of such extension shall bear to the entire length of its line.

For the extension last described herein:

The sum of five hundred dollars (\$500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years after the commencement of operation of the extension herein provided for, annually on November 1, three (3) per cent. of its gross receipts for and during the year ending September 30 next preceding, and after the expiration of such five years make a like annual payment into the treasury of the City of five (5) per cent. of its gross receipts. The Company shall pay such percentages only upon such portion of its gross receipts as shall bear the same proportion to its whole gross receipts as the length of such extension shall bear to the entire length of its line.

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

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

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

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

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

Eighth—The Company shall begin construction of the extensions herein authorized within the time prescribed by the Railroad Law of the State of New York, and such extensions shall be completed and shall be in operation on or before December 31, 1909; otherwise this grant shall cease and determine.

Ninth—The said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided in the Charter of the City; and the Company agrees to make application to the Commissioner of Water Supply, Gas and Electricity for permission to string and maintain its electrical conductors in the streets covered by this grant.

Tenth—The said railway shall be constructed and operated in the latest improved manner of street railway construction and operation, and the railway and property of the Company shall be maintained in good condition throughout the term of this contract.

Eleventh—Cars on the said railway shall run at intervals of not more than thirty minutes both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board.

Provided, however, that the Company during the first five years of its franchise shall not be required to operate its cars between the hours of 12 o'clock midnight and 5 o'clock a.m. each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

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

Fourteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which the railway shall be constructed under this contract, shall cause to be watered the entire roadway of such streets and avenues at least three times in every twenty-four hours, when the temperature is above thirty-five (35) degrees Fahrenheit, and shall provide for such purpose at least one tank-car, to be propelled by electric power, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

Sixteenth—The Company, so long as it shall continue to use any of its tracks in any street or highway covered by this grant, shall have and keep in permanent repair that portion of such street or highway between its tracks and the rails of its tracks and two feet in width outside of its tracks, under the supervision of the proper local authorities, and whenever required by them to do so, and in such

manner as they may prescribe. In case of neglect by the Company to make pavements or repairs after the expiration of thirty days' notice to do so, the local authorities may make the same at the expense of such corporation, and such authorities may make such reasonable regulations and ordinances as to the rate of speed, mode of use of tracks and removal of ice and snow as the interest or convenience of the public may require.

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

Eighteenth—Should the grades or lines of the streets in which franchises herein granted be changed at any time during the term of this contract, the Company shall, at its own expense, change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said street the Company shall take care of and protect the track at its own expense, all to be done subject to the direction of the President of the Borough of Queens.

Nineteenth—The Company shall at all times keep accurate books of account of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 of each year, make a verified report to the Comptroller of The City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain a statement of the gross receipts from operation of the railway, together with such other information and in such 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 assume all liability to persons or property by reason of the construction or operation of the railroad 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 pay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company, giving the Company notice and the right to intervene in any action or proceeding wherein such damage may be sought.

Twenty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of The City of New York the sum of ten thousand dollars (\$10,000), either in money or in securities to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, the payment of the annual percentages for the privilege hereby granted, the rendering of efficient public service at reasonable rates, the maintenance of the property in good condition throughout the full term of the grant, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railroad; and in case of default the performance by the Company of such terms and conditions, and such duties and obligations as may hereafter be imposed by the local authorities under this grant, or under the powers delegated by the Railroad Law, the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice, in writing, to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders or wheel-guards and watering of street pavements, or in case of failure to render efficient public service at reasonable rates, or to maintain the property in good condition, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters. In case of any drafts made upon the security fund, the Company shall, within thirty (30) days after written notice from the Comptroller so to do, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000).

Twenty-second—No action or proceeding or right under the provision of this contract shall affect any other legal rights, remedies or causes of action belonging to the City. The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

The Company agrees that notice printed in the CITY RECORD shall constitute sufficient notice within the meaning of this contract.

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

Twenty-fifth—This contract is also upon the further and express conditions that the provisions of Article IV. of the Railroad Law applicable thereto, and all laws or ordinances now in force, or which may be adopted affecting the streets and highways and the surface railroads operating in the City, not inconsistent with the terms and conditions hereinbefore fixed, shall be strictly complied with by the Company.

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

THE CITY OF NEW YORK.

By....., Mayor.

[CORPORATE SEAL.]

Attest:

....., City Clerk.

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY,

By....., President.

[SEAL.]

Attest:

....., Secretary.

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the New York and Queens County Railway Company and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, November 27, 1908, in the CITY RECORD, and at least twice during the ten days immediately prior to November 27, 1908, in two daily newspapers to be designated by the Mayor therefor and published in The City of

New York, at the expense of the New York and Queens County Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and Queens County Railway Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, November 27, 1908, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

Third Avenue Railroad Company.

In the matter of the petition of the Third Avenue Railroad Company for a franchise to construct, maintain and operate two extensions or branches to its existing street surface railway, as follows:

(a) From Fifty-eighth street and Second avenue, upon Second avenue to the Blackwells Island Bridge and its approaches, to the Borough of Queens, returning over the same route, and connecting with the tracks of the company at Third avenue and Sixtieth street, Borough of Manhattan.

(b) From the tracks of the company at the intersection of the Bowery and Canal street, upon, along and over the Manhattan Bridge and its approaches, to the Borough of Brooklyn.

This petition was presented to the Board at its meeting of September 18, 1908, and was referred to the Chief Engineer.

The Secretary presented the following:

REPORT No. F-130.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
October 13, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

Sir—Under date of August 3, 1908, the Third Avenue Railroad Company, by its receiver, Mr. Frederick W. Whitridge, petitioned the Board for the following privileges:

First—for the right to construct, maintain and operate a single track street surface railway, beginning at and connecting with the tracks of the company in Third avenue at East Fifty-eighth street; thence upon East Fifty-eighth street to Second avenue, and thence upon Second avenue to the entrance to the Blackwells Island Bridge; also beginning at and connecting with the tracks of the company in Third avenue at East Sixtieth street, and thence through East Sixtieth street and across Second avenue to the entrance to the Blackwells Island Bridge; and also to operate cars upon two tracks upon the Blackwells Island Bridge between its approaches in the Boroughs of Manhattan and Queens when such tracks shall be constructed by the City.

Second—for the right to operate two tracks upon the Manhattan Bridge, between its approaches in the Boroughs of Manhattan and Brooklyn, when such tracks shall be constructed by the City; also the necessary connections in the Borough of Manhattan between the bridge entrance and the tracks of the company now operated on the Bowery.

The petition was presented to the Board at its meeting held on September 18, 1908, and referred to the Chief Engineer.

Three petitions for the right to use the Blackwells Island Bridge are now pending before the Board. Public hearings have been held thereon, and reports upon the same have been made by this Division.

There is also a petition now before the Board from the Brooklyn Heights Railroad Company for the right to use the Manhattan Bridge. No public hearing has yet been held upon that application, but it has been suggested in a communication to you bearing date October 12, that the date for the public hearing be fixed as November 13. In view of the fact that this petition is for a similar privilege, it was suggested that that date be fixed also as the date for a public hearing on the application of the Third Avenue Railroad Company, and that the Mayor be requested to designate two daily newspapers in which notice of such petition and public hearing shall be published, pursuant to the provisions of law.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

To the Honorable the Board of Estimate and Apportionment:

The petition of the Third Avenue Railroad Company respectfully shows, on information and belief, as follows:

First—That your petitioner is a street surface railroad company organized and existing under the laws of the State of New York, having filed its articles of association in the office of the Secretary of State on the 8th day of October, 1853, and for many years has owned and operated a double track street surface railroad for the carriage of passengers in the Borough of Manhattan, City of New York, from the City Hall in said city along Park row, Bowery and Third avenue to the Harlem River; along One Hundred and Twenty-fifth street and Manhattan street, from East River to North River, and from One Hundred and Twenty-fifth street, along Amsterdam avenue to the northerly terminus thereof at Fort George, at or near the intersection of Fort George avenue, using the underground system of electrical traction as motive power.

Second—That The City of New York is now constructing two bridges and approaches in said city, the first known as the Manhattan Bridge, which extends from the Bowery at or near Canal street in Manhattan Borough along a viaduct approach in said Borough to and across the East River by bridge, and thence along a viaduct or approach to Sands street, in the Borough of Brooklyn; the second known as the Blackwells Island Bridge, which extends from Fifty-ninth street and Second avenue in the Borough of Manhattan, along a viaduct approach in said Borough to and across the East River and Blackwells Island by bridge, and thence along a viaduct or approach in the Borough of Queens to Jackson avenue, Long Island City. Each of said bridges is to be constructed for the operation of street surface cars by an underground current of electricity, with appropriate terminals.

Third—That your petitioner, for the convenience of public travel, proposes to extend its railroad to and upon each of said bridges and the approaches thereto by the construction and operation of separate branches or extensions, by an underground current of electricity, upon the following described routes:

(a) Beginning at the double track road on the Bowery, at or near Canal street, in the Borough of Manhattan, owned by the petitioner and connecting therewith; running thence easterly with double tracks in, upon, or along the westerly approach to said bridge in the Borough of Manhattan; thence upon, over, across and along said Manhattan Bridge, and thence in, upon and along the easterly approach to said bridge, in the Borough of Brooklyn to the terminal plaza, at or near Sands street, in said Borough. The total length thereof is sixty-five hundred feet.

(b) Beginning at the double track road on Third avenue at the intersection of Fifty-eighth street, Borough of Manhattan, owned by the petitioner and connecting therewith; running thence easterly with a single track in, upon and along Fifty-eighth street to Second avenue; thence northerly in, upon and along Second avenue to a point of connection with the tracks on Blackwells Island Bridge and its approach, at or near Fifty-ninth street and

northerly thereof; thence with double tracks easterly in, upon and along the westerly bridge approach; thence upon, over, across and along said bridge; thence in, upon and along the easterly bridge approach in the Borough of Queens to the terminal at or near Jackson avenue in Long Island City in said Borough. And also beginning at the petitioner's double track road on Third avenue, at the intersection of Sixtieth street, and connecting therewith; running thence easterly with a single track in, upon and along Sixtieth street to, along and across Second avenue to a point of connection with the double tracks on said Blackwells Island Bridge and its westerly approach, in this paragraph described. The total length thereof is ninety-six hundred feet.

Fourth—Your petitioner is advised that separate consents of your Honorable Body must be first obtained to permit of the operation in said streets and avenues and over each of said bridges and their approaches, and hereby applies for the consent of the Board of Estimate and Apportionment to and a grant of franchises or rights for the maintenance and operation of branches or extensions of its railroad, for public use in the conveyance of persons and property for compensation, upon each of the routes in The City of New York above described.

Wherefore, Your petitioner prays that public notice of such application for said consents, franchises or rights, and of the time and place when and where the same will be first considered, be given, as required by law, and that consents, franchises or rights be granted by the Board for the construction, maintenance and operation of each of said branches or extensions, in accordance with the provisions of the Greater New York Charter and of the Railroad Law of the State of New York.

Dated New York, July 28, 1908.

THE THIRD AVENUE RAILROAD COMPANY,
By F. W. WHITRIDGE, Receiver.

City and County of New York, ss.:

Frederick W. Whitridge, being duly sworn, says he is the Receiver of the railroad properties and premises of the Third Avenue Railroad Company, the petitioner herein, having been appointed such by order of the United States Circuit Court, that he has read the foregoing petition and knows the contents thereof, and that the same is true to his knowledge, except as to those matters which are therein stated on information and belief, and that as to such matters he verily believes it to be true.

FREDERICK W. WHITRIDGE.

Sworn to before me this 31 day of August, 1908.

JAMES G. FEELY, Notary Public, New York County.

The following was offered:

Whereas, The foregoing petition from the Third Avenue Railroad Company, dated July 28, 1908, was presented to the Board of Estimate and Apportionment at a meeting held September 18, 1908.

Resolved, That in pursuance of law this Board sets Friday the 13th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

Which was adopted by the following vote:

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

The matter was then referred to a Select Committee, consisting of the President of the Board of Aldermen, the Comptroller, and the Presidents of the Boroughs of Manhattan and Queens, for examination and report as to whether a franchise should be granted on the route applied for by the company.

Bristol-Myers Company.

An application was received from the Bristol-Myers Company for permission to change the location of the proposed tunnel under Clifton place, between Grand and Classon avenues, Borough of Brooklyn, connecting the properties owned by the petitioner on both sides of said street, from a point 484 feet east of Grand avenue to a point 506 feet east of Grand avenue, and also to increase the width of said tunnel from 5 feet 8 inches to 6 feet 8 inches.

The consent to construct, maintain and use this tunnel was granted by resolution adopted by this Board September 18, 1908, and approved by the Mayor, September 22, 1908.

The application was referred to the Chief Engineer.

The following matter not on the calendar for this day was presented by the President of the Board of Aldermen and considered by unanimous consent:

UNION RAILWAY COMPANY OF NEW YORK CITY.

In the Board of Aldermen.

Whereas, Previous to annexation, one Edward F. Maher, acting for a corporation known as the Union Railway Company, did obtain a franchise to operate an electric or trolley railroad through certain streets and roads in the old town of Westchester and the incorporated village of Williambridge, as shown on sketch hereto attached; and

Whereas, Said company has ceased to operate these cars on said road, but instead have taken possession of new streets that were built at great cost to the taxpayers; therefore be it

Resolved, That the Board of Estimate and the Corporation Counsel be requested to furnish this Board with the following information:

First—By what right or grant had the said company to abandon their old route? Second—When was a franchise given to said company to operate their cars over new streets, as shown on sketch hereto attached?

Third—And if such a privilege was ever given by Board of Estimate and Apportionment, or other legal authority, the date of same.

Adopted by the Board of Aldermen October 13, 1908, a majority of all the members elected voting in favor thereof.

P. J. SCULLY, Clerk.

Which was referred to the Chief Engineer.

FINANCIAL MATTERS.

The Chair announced a public hearing on the application of the Commissioner of Docks and Ferries requesting the institution of condemnation proceedings for the acquisition of the bulkhead between Pier (old) 52 and Pier (old) 53, East River, Borough of Manhattan, for the improvement of the water-front of The City of New York.

The Secretary presented the following:

BOARD OF ESTIMATE AND APPORTIONMENT—CITY OF NEW YORK,
OFFICE OF THE SECRETARY, NO. 277 BROADWAY,
October 13, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—I hereby certify that the following is a correct copy of notice of hearing as published in the CITY RECORD on September 29 and 30 and October 1, 2, 3 and 5, 1908.

JOSEPH HAAG,

Secretary, Board of Estimate and Apportionment.

Notice is hereby given that a public hearing will be had before the Board of Estimate and Apportionment, in Room 16, City Hall, Borough of Manhattan, City of New York, on Friday, October 16, 1908, at 10:30 o'clock a. m., upon the application of the Commissioner of Docks of the City of New York, that the Board of Estimate and Apportionment authorize and assent to the institution of condemnation proceedings for the following described property for the improvement of the water-front of The City of New York, viz.:

All the wharfage rights, terms, easements, emoluments and privileges not now owned by The City of New York, appurtenant to all that certain bulkhead, wharf or dock property situate on the southerly side of South street, in the Borough of Manhattan, in The City of New York, beginning at a point in the present bulkhead between Government slip and Jackson street, where the westerly side of Pier (old) 53, East River, intersects said bulkhead, said point of intersection being perpendicularly opposite or southerly of a point in the northerly line of South street distant 31.01 feet from the westerly line of Jackson street, measured along the said northerly line of South street, and running thence from said point of intersection westerly along the present bulkhead between Pier (old) 52, East River, and Pier (old) 53, East River, 573.08 feet westerly to the easterly side of Pier (old) 52, East River.

GEORGE B. McCLELLAN,

Chairman, Board of Estimate and Apportionment.

New York, September 28, 1908.

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

Henry McMillen, being duly sworn, says that he is Deputy Supervisor of the CITY RECORD, the official journal of The City of New York; that the advertisement hereto annexed has been regularly published in the said CITY RECORD six days consecutively, commencing on the 29th day of September, 1908.

HENRY McMILLAN.

Sworn to before me this 13th day of October, 1908.

WASHINGTON H. HETTLER,

Commissioner of Deeds, New York City.

Notice is hereby given that a public hearing will be had before the Board of Estimate and Apportionment, in Room 16, City Hall, Borough of Manhattan, City of New York, on Friday, October 16, 1908, at 10:30 o'clock a. m., upon the application of the Commissioner of Docks of the City of New York, that the Board of Estimate and Apportionment authorize and assent to the institution of condemnation proceedings for the following described property for the improvement of the water-front of The City of New York, viz.:

All the wharfage rights, terms, easements, emoluments and privileges not now owned by The City of New York, appurtenant to all that certain bulkhead, wharf or dock property situate on the southerly side of South street, in the Borough of Manhattan, in The City of New York, beginning at a point in the present bulkhead between Government slip and Jackson street, where the westerly side of Pier (old) 53, East River, intersects said bulkhead, said point of intersection being perpendicularly opposite or southerly of a point in the northerly line of South street distant 31.01 feet from the westerly line of Jackson street, measured along the said northerly line of South street, and running thence from said point of intersection westerly along the present bulkhead between Pier (old) 52, East River, and Pier (old) 53, East River, 573.08 feet westerly to the easterly side of Pier (old) 52, East River.

GEORGE B. McCLELLAN,

Chairman, Board of Estimate and Apportionment.

New York, September 28, 1908.

No one appearing in favor of or in opposition to the same, the Chair declared the hearing closed, and the matter was referred to the Chief Engineer.

The consideration of the two communications from the Comptroller recommending issues of Corporate Stock to replenish the Fund for Street and Park Openings, for expenses connected with the acquisition of certain lands, etc., for the public driveway known as the Speedway, in the Borough of Manhattan, and for expenses connected with the acquisition of land, etc., for the extension of High Bridge Park, in the Borough of Manhattan, was laid over until later in the meeting.

The Secretary presented the following communication from the Comptroller, recommending the issue of \$48,000 Corporate Stock for the purpose of providing means to pay the award made by the Board of Assessors for damages to Lots Nos. 6, 7, 8, 9 and 10, in Block 2883, caused by the abolition, discontinuance and avoidance of certain grade crossings on One Hundred and Seventy-seventh street, in the Borough of The Bronx:

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
COMPTROLLER'S OFFICE,
October 6, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Pursuant to the provisions of chapter 423 of the Laws of 1903, as amended by chapter 634 of the Laws of 1905, the Board of Assessors have filed in the Department of Finance a certificate of award made by them for damage to property caused by the abolition and discontinuance of grade crossing at One Hundred and Seventy-seventh street, in the Borough of The Bronx, the changes in the grade of streets or the closing or partial closing of streets in connection therewith.

The award so made to Patrick Murphy as owner of Lots Nos. 6, 7, 8, 9 and 10, in Block 2883, amounts to forty-eight thousand dollars (\$48,000).

To provide means for the payment of this award, Corporate Stock to the amount of forty-eight thousand dollars (\$48,000) should be issued, pursuant to the provisions of chapter 423 of the Laws of 1903, as amended by chapter 634 of the Laws of 1905.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 423 of the Laws of 1903, as amended by chapter 634 of the Laws of 1905, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Revised Greater New York Charter, to the amount of forty-eight thousand dollars (\$48,000), for the purpose of providing means to pay the award made by the Board of Assessors for damages to Lots 6, 7, 8, 9 and 10, in Block 2883, caused by the abolition, discontinuance and avoidance of certain grade crossings on One Hundred and Seventy-seventh street, in the Borough of The Bronx.

City of New York, the changes in grades of streets or the closing or partial closing of streets in connection therewith.

Which was adopted by the following vote:

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

The Secretary presented communications, relative to the fixing of salaries of positions and the establishment of new grades of positions, as follows:

From the President, Borough of The Bronx, requesting the establishment of the grade of position of Messenger, with salary at the rate of \$1,500 per annum.

From the Commissioner of the Tenement House Department, requesting the establishment of grades of position of Inspector of Tenements, at \$2,100 and \$2,400 per annum.

From the Board of Justices, Municipal Court, City of New York, requesting that the salaries of Court Attendants be increased from \$1,200 to \$1,500 per annum, and that an appropriation of \$33,600 be granted to meet said increases.

From the Secretary, Order of Knights of Labor, D. A. 220, requesting the Board to favorably consider the recommendations of several heads of departments for an increase in the compensation of Laborers from \$2 to \$2.50 per diem, contained in the departmental estimates for the year 1909.

From the American Flint Glass Workers' Union, No. 1, requesting that the compensation of Hostlers and Drivers employed in the Park Department, Borough of Brooklyn, be equalized with that paid in the Boroughs of Manhattan and The Bronx, viz.: \$2.50 per diem.

From the Highway Employees' Benevolent Association, requesting that the compensation of Laborers employed in the Bureau of Highways be equalized with that paid in the other Bureaus.

From three Firemen employed in the Brooklyn Manual Training School, requesting that their compensation be fixed at the prevailing rate of wages, viz.: \$3 per diem, and transmitting copy of a communication from the Comptroller on this subject.

Which were referred to a Select Committee consisting of the Comptroller and the President of the Board of Aldermen.

The Secretary presented a communication from the Comptroller, recommending the purchase, at \$18,500, of property known as No. 103 Jay street, Brooklyn, required for the approach to the Manhattan Bridge.

The resolution authorizing the purchase of said property failed of adoption, receiving the following vote:

Affirmative—The Mayor, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

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

Section 226 of the Charter requiring twelve affirmative votes for the adoption of a resolution upon its original presentation to the Board.

The Secretary presented a communication from the Comptroller, recommending the purchase, at \$20,000, of a portion of the front of building known as No. 112 Front street, Brooklyn, required for the approach to the Manhattan Bridge.

The resolution authorizing the purchase of said property failed of adoption, receiving the following vote:

Affirmative—The Mayor, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

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

Section 226 of the Charter requiring twelve affirmative votes for the adoption of a resolution upon its original presentation to the Board.

The Secretary presented a communication from the Comptroller, certifying claim of E. E. Johnson in the sum of \$5,812.50 (pursuant to the provisions of chapter 601, Laws of 1907), for supplies furnished to the Department of Water Supply, Gas and Electricity.

Which was laid over.

The Secretary presented communications, as follows:

From the President, Borough of Manhattan, requesting the amendment of resolution adopted July 6, 1906, authorizing the issue of \$75,000 Corporate Stock for the equipment of offices in the new Hall of Records Building to be occupied by various City Departments, so as to read "Equipment of offices and repairs to the new Hall of Records Building."

From the President of the Borough of Brooklyn, calling the attention of the Board to requests for transfers within the appropriation made to his office for the year 1908, submitted on various dates and referred to the Comptroller, and stating that the failure to obtain the transfers requested has resulted in the suspension of a number of employees in the Bureaus of Sewers and Public Buildings and Offices.

Which were referred to the Comptroller.

The Secretary presented a communication from the President, Borough of Brooklyn, asking for a reconsideration of the plan presented by Mr. Nils Poulsen for the improvement of the New York terminal of the Brooklyn Bridge.

Which was referred to the Chief Engineer.

(On March 20, 1908, a report of the Chief Engineer of the Board relative to the above was presented and ordered filed.)

The Secretary presented communications, as follows:

From the President of the Borough of Richmond, requesting an issue of \$30,000 Corporate Stock or Revenue Bonds for the purpose of constructing and operating an experiment station for sewage treatment in the Borough of Richmond, as set forth in the report of the Consulting Engineer and Acting Commissioner of Public Works of said Borough, which is made a part of said communication.

From the Department of Public Charities, requesting an issue of \$472.50 Corporate Stock, to be applied to the account for the construction of the Municipal Lodging House, in order to provide for the payment of two claims for services rendered in the erection and completion of said building.

From the Health Department, requesting the issue of \$55,000 Revenue Bonds, pursuant to the provisions of chapter 533 of the Laws of 1903, to meet deficits in the appropriation for said Department for the year 1908.

From the Department of Parks, Borough of The Bronx, requesting an issue of \$2,700,000 Corporate Stock for the improvement of parks and parkways in the Borough of The Bronx, as set forth in accompanying schedule.

Which were referred to the Comptroller.

The Comptroller took his place in the Board.

The Secretary presented the following communication from the Commissioner of Bridges, requesting approval, pursuant to the provisions of chapter 670 of the Laws of 1907, of the plans and specifications for the construction of the foundations of the Municipal Office Building, at the Manhattan terminal of the New York and Brooklyn Bridge:

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,
NOS. 13 TO 21 PARK ROW,
MANHATTAN, N. Y., October 8, 1908.

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

GENTLEMEN—Pursuant to the provisions of chapter 670 of the Laws of 1907, authorizing the erection, furnishing and equipment of a Municipal Building at the Manhattan terminal of the New York and Brooklyn Bridge, in The City of New York, I transmit herewith, for approval, plans and specifications for the foundations of said building.

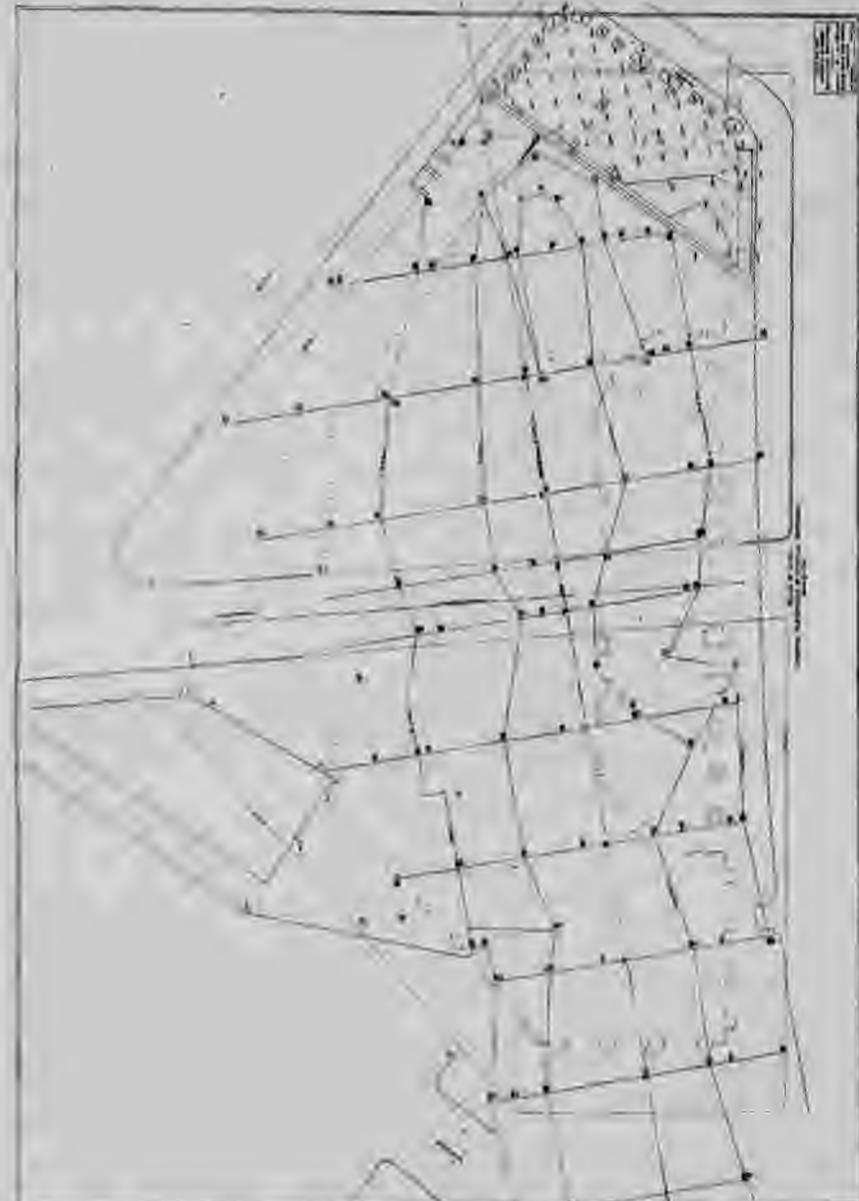
It is proposed to contract for the foundations this fall. Considerable time will be saved in construction by proceeding with the building of foundations during the interval required for the completion of plans and specifications for the remainder of the building, and the construction by the Public Service Commission of the subway station at the building site will also be hastened thereby.

It is estimated that the cost of the work as embraced in the specifications submitted herewith will be \$950,000.

On May 22, 1908, your Honorable Board authorized the issue of Corporate Stock of The City of New York to an amount not exceeding \$2,700,000 for the purpose of defraying part of the cost of the construction of the Municipal Office Building.

Respectfully,

J. W. STEVENSON, Commissioner.



THE CITY OF NEW YORK, DEPARTMENT OF BRIDGES.

NOTICE TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

Ordinances, Sections 510, 511, 516.

1. Bids or estimates will be received by the Commissioner of Bridges of The City of New York at the Department of Bridges, Park Row Building, Borough of Manhattan, The City of New York, until two o'clock p. m., Thursday, 1908, for the construction of the foundations of the Municipal Building.

2. All bids must be inclosed in sealed envelopes, indorsed "Bid for the Construction of the Foundations of the Municipal Building."

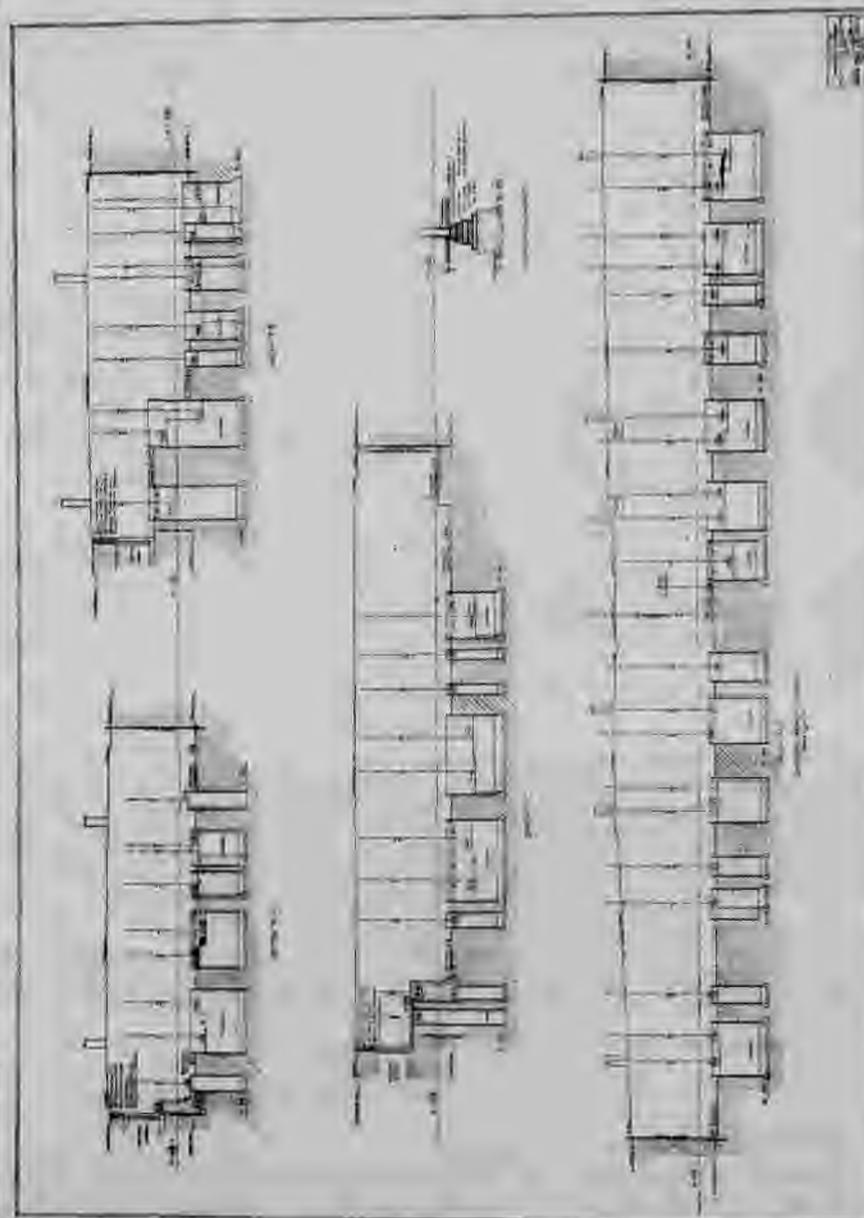
At two o'clock p. m. of Thursday, 1908, the bids will be publicly opened and read by the Commissioner.

3. Bidders are particularly requested to examine the plans, specifications and location of the work before bidding, and they are expressly notified that no deviation from the specifications will be allowed, unless the same has been previously authorized by and written permission therefor obtained from the Commissioner.

Charter, Section 420.

4. No bid will be considered which does not adhere strictly to the requirements prescribed herein and on the bidding sheet.

5. No bid will be received or considered which is not accompanied by either a certified check upon a State or National Bank of The City of New York, payable to the Comptroller of The City of New York, or money to the amount of five per cent.



of the amount of the bond required for the faithful performance of the contract. Such check or money must not be inclosed in the envelope containing the bid, but must be handed to the official of the Department who receives the bids, for examination and approval before receiving the bid. All such deposits except that of the successful bidder will be returned by the Comptroller to the owners within three days after the contract is awarded. No bid shall be withdrawn pending the award.

Charter, Section 419.

6. If the successful bidder or bidders within five days after receiving notice of the award shall not attend at the Department of Bridges, together with the sureties offered by him or them, and execute the contract, and the sureties sign the bond; or if the sureties offered are not approved by the Comptroller and others are not provided by the bidder or bidders acceptable to the Comptroller, the bidder or bidders will be considered as having abandoned his or their bid, and the work will be readvertised and relet until a contract for the same be accepted and executed.

Charter, Section 420.

7. In the event of such default on the part of the successful bidder or bidders, the deposit made by him or them shall be forfeited to and retained by The City of New York as liquidated damages because of such default. If the contract is duly executed by the bidder or bidders and the sureties for same duly qualify, the amount of the deposit will be returned to him or them.

Charter, Section 419.

8. No bid will be accepted from or contract awarded to any person who is in arrears to The City of New York, or who is a defaulter, as surety, contractor or otherwise, to The City of New York.

Ordinances, Section 512. Chapter 327, Laws 1900. Charter, Section 533.

9. Each bid or estimate shall contain the name and place of residence of the person making the same, the names of all persons interested with him therein, and if no other person be so interested it shall distinctly state that fact; also, that it is made without any connection with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud, and that no member of the Board of Aldermen, head of a department, chief of a bureau, deputy thereof, or clerk therein, or other officer of The City of New York, is, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, surety or otherwise, in, or in the performance of the contract, or in the supplies, work or business to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate, that the several matters stated therein are in all respects true.

Ordinances, Sections 514, 515, 520. Charter, Section 419.

10. Each estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, with their respective places of business or residence, or of a guaranty or surety company duly authorized by law to act as surety, to the effect that if the contract be awarded to the person or persons making the estimate they will, or it will, on its being so awarded, become bound as his or their sureties for its faithful performance; and that if he or they shall omit or refuse to execute the same, they will, or it will, pay to the Corporation any difference between the sum to which he or they would be entitled on its completion and that which the Corporation may be obliged to pay to the persons to whom the contract may be awarded at any subsequent letting; the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in The City of New York, and is worth the amount of the security required for the completion of the contract and stated in the proposals, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; that he has offered himself as surety in good faith, and with an intention to execute the bond required by law. The adequacy and sufficiency of the security offered will be determined by the Comptroller of The City of New York after the award is made and prior to the signing of the contract.

Lump Sum Bid.

11. The price bid must be a lump sum for the entire work complete, as shown on the plans and described in the specifications.

It is assumed that the level of the bottom of the caisson work required will be at a horizontal plane 28 feet below mean high-water datum of the Public Service Commission, and this depth is shown on the plans as that to which all caisson work shall be carried, but the actual depth to which some caissons may be required to be sunk may be greater than that shown on the plans, in order to insure proper bearing value of the foundations. The bidder will be required to bid a price per cubic yard for such additional caisson work. For the basis of comparison of bids, the number of additional cubic yards of caisson work is taken at five thousand.

Quantities.

12. Each bidder must calculate all quantities for himself and assume all responsibility therefor.

13. The Contractor will be required to complete the entire work to the satisfaction of the Commissioner, and in accordance with the specifications hereto annexed and the accompanying plans.

Ordinances, Section 520.

14. Should the Commissioner for any cause authorize a suspension of work the time of such suspension will be added to the time allowed for completion. Suspension of work by order of the Commissioner shall not be ground for claim for damages by the Contractor nor ground for waiver of the City's claim for damages for non-completion of the work, as above required.

15. The work must be begun within five days of the date of certification of the contract by the Comptroller, and be entirely completed on or before July 1, 1909.

16. The amount of security to guarantee the faithful performance of the work will be two hundred and fifty thousand dollars (\$250,000).

Charter, Section 419.

17. The right is reserved by the Commissioner to reject all bids should he deem it in the interest of The City of New York so to do.

Comptroller's Certificate. Charter, Section 149.

18. The contract shall not be binding or of any force unless the Comptroller of The City shall indorse thereon his certificate that there remains unexpended and unapplied, as provided in the Greater New York Charter, a balance of the appropriation or fund applicable thereto sufficient to pay the estimated expense of executing this contract, as certified by the officers making the same.

Ordinances, Section 516.

19. Bidders are requested to make their bids or estimates upon the blank form prepared by the Commissioner, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, may be obtained upon application thereto at the office of the Commissioner of Bridges, No. 21 Park row, New York City, where the plans, which are made a part of the specifications, may be seen.

JAMES W. STEVENSON, Commissioner of Bridges.

Dated The City of New York, 1908.

Notice—The attention of bidders is particularly called to the fact that unless their bids are made in conformity with the requirements of the forms of bid and of the contract and specifications, such bids cannot be properly compared and will be thrown out as informal. Any alternative bid or proposition must be made entirely separate and distinct from the regular bid.

THE CITY OF NEW YORK, DEPARTMENT OF BRIDGES.

BID OR ESTIMATE

To the Commissioner of Bridges:

For the Construction of the Foundations of the Municipal Building.

The bidder's name and residence must be inserted here, and in case of firms, the name and residence of each and every member of the firm must be inserted.

Made this	day of	1908.
by	residing at	

do declare that the only person interested in this estimate; and that no other person than is herein named has any interest in this estimate, or in the contract proposed to be taken.

2. further declare that this estimate is made without any connection with any other person or persons making an estimate for the same purpose, and is in all respects fair and without collusion or fraud.

3. further declare that no member of the Board of Aldermen, head of a Department, Chief of a Bureau, Deputy thereof or Clerk therein, or any other officer of The City of New York, is, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, surety or otherwise in this bid or estimate, or in the performance of the contract, work or business to which it relates, or in any portion of the profits thereof.

4. further declare that the names of the persons affixed to the consent hereto annexed were written by said persons respectively, and that said persons are householders, freeholders or are officers of a guaranty or surety company authorized by law to become surety in The City of New York.

5. ha carefully examined the annexed contract (including the specifications and plans), in the form approved by the Corporation Counsel, and will execute the contract and perform all its terms, covenants and conditions, and will furnish all the work, labor, materials, tools, plant and appliances necessary for the construction of the foundations of the Municipal Building, in accordance with the plans and specifications and the proposed form of contract therefor, to wit:

A. For furnishing all work, labor, materials, tools, plant and appliances for all work and construction shown and specified above a horizontal plane 28 feet below the mean high water datum of the Public Service Commission, including the excavation of the easterly portion of the building site with the accompanying sheet piling, shoring, sidewalks, temporary sewers, fences, etc., the lump sum of dollars (\$).

B. Should it be required to carry any of the caisson work below the horizontal plane 28 feet below the mean high water datum of the Public Service Commission, then it is further agreed that such additional caisson work will be done and furnished for the sum of dollars (\$) per cubic yard.

Note—For the basis of comparison of bids the number of additional cubic yards of caisson work is taken at 5,000.

Note—In case a bid or estimate shall be submitted by or in behalf of any corporation, it must be signed in the name of such corporation by some duly authorized officer or agent thereof, who shall also subscribe his own name and office. If practicable, the seal of the corporation should also be affixed.

The foregoing prices are to cover the cost of all the work, labor, materials, tools, plant and appliances of every description necessary to complete the entire work as specified, all the cost of tests as hereinafter specified, and the removal of all debris, temporary work or appliances and of all obstructions necessary to the performance of the work.

.....	[L. S.]
Residence.
.....	[L. S.]
Residence.
.....	[L. S.]
Residence.
.....	[L. S.]
Bidder(s) or Estimator(s).

Each and every person bidding and named above must sign here.
The City, County and State of New York ss.

Name(s) of Bidder(s).

being severally duly sworn, say each for himself, that the several matters stated in the above estimate are in all respects true.

Signature(s) of Bidder(s).

Subscribed and sworn to before me, this day of A. D. 1908.

Notary Public or Commissioner of Deeds.

This affidavit must be made by the person or persons bidding for the contract.

SURETIES' AGREEMENT.

In consideration of the premises, and of one dollar to us and each of us in hand paid by The City of New York, the receipt whereof is hereby acknowledged—

We, the undersigned, jointly and severally, consent and agree that if the contract for which the preceding estimate is made be awarded to the person making the same, we will, upon its being so awarded, become bound as his or their sureties for its faithful performance; and if the said person shall omit or refuse to execute such contract, if so awarded, and give the proper security within five days after written notice that the same is ready for execution, we will pay, without proof of notice or demand, to the said The City of New York, any difference between the sum to which such person or persons would be entitled upon the completion of such contract and the sum which The City of New York may be obliged to pay to the person or persons to whom the contract shall be awarded at any subsequent letting.

In witness whereof, we have hereunto set our hands, this day of , one thousand nine hundred and eight.

.....	Residence.
.....	Residence.

This consent must be signed by the two sureties, with their places of business or residence added.

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

The above-named being duly sworn, says that he is a householder or freeholder in The City of New York, and is worth the sum of two hundred and fifty thousand dollars (\$250,000), over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; being the amount of the security required for the completion of the contract above referred to; that he has offered himself as a surety in good faith, and with an intention to execute the bond required by law, if the contract shall be awarded to the person for whom he consents to become surety.

Subscribed and sworn to before me, this day of A. D. 1908.

Notary Public or Commissioner of Deeds.

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

The above-named being duly sworn, says that he is a householder or freeholder in The City of New York, and is worth the sum of two hundred and fifty thousand dollars (\$250,000), over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; being the amount of the security

required for the completion of the contract above referred to; that he has offered himself as a surety in good faith, and with an intention to execute the bond required by law, if the contract shall be awarded to the person for whom he consents to become surety.

Subscribed and sworn to before me, this day of A. D. 1908.

Notary Public or Commissioner of Deeds.

Note—If the surety is a householder but not a freeholder, the word freeholder must be erased. If a freeholder but not a householder, the word householder must be erased. Each of these depositions must be signed by one of the proposed bondsmen and sworn to.

COMMISSIONER'S CONSENT FOR SUBSTITUTION OF SURETY.

I hereby consent that

be substituted as sure on the bond of Contractor for the construction of the foundations of the Municipal Building, in place of

Commissioner of Bridges.

Dated New York, 1908.

The adequacy and sufficiency of the above-named sureties approved.

Dated this day of 1908.

Comptroller.

THE CITY OF NEW YORK, DEPARTMENT OF BRIDGES.

CONTRACT FOR THE CONSTRUCTION OF THE FOUNDATIONS OF THE MUNICIPAL BUILDING.

Parties.

This agreement, made and entered into this day of in the year one thousand nine hundred and eight, by and between The City of New York, party of the first part, by the Commissioner of Bridges, pursuant to chapter 670 of the Laws of 1907, and pursuant to the Greater New York Charter, and the acts amendatory thereof and in addition thereto, and

Contractor(s), party of the second part.

Covenant.

Witnesseth, That the parties to these presents, each in consideration of the agreements on the part and behalf of the other herein contained, have mutually agreed, and hereby mutually agree, the party of the first part for itself and its successors, and the party of the second part for itself or himself and his executors and administrators, as follows:

Parties Described.

(A) Wherever the words "The City" or a pronoun designating the same appears, the same shall mean The City of New York, acting by or through the Commissioner of Bridges; wherever the word "Commissioner," or a pronoun designating the same appears, it shall mean the Commissioner of Bridges of The City of New York; wherever in this agreement the word "Contractor," or a pronoun in the place of him or them, is used, the same shall mean and intend the party of the second part.

Architect, Inspector.

(B) Wherever the word "Architect" is used in this contract or the accompanying specifications, it shall be taken to mean the Architect, or firm of Architects, duly selected by the Commissioner for the Municipal Building. Wherever the word "Inspector" is used, it shall be taken to mean the Inspector detailed by the Commissioner at the mills, shops or in the field. Wherever it is provided that anything is to be, or to be done, if or as, or when or where "approved," "required," "directed," "specified," "designated" or "deemed necessary," it shall be taken, unless otherwise expressed, to mean and intend approved, required, directed, specified, designated or deemed necessary, as the case may be, by the Commissioner.

Work Described.

(C) The Contractor will furnish all the labor, plant and materials, at his own cost and expense, necessary or proper for the purpose, and in a good and substantial and workmanlike manner perform the necessary work for the construction of the foundations of the Municipal Building, to the satisfaction of the Commissioner and of the Architect, for the price herein agreed upon and determined.

Architect to Decide.

(D) To prevent all disputes and litigations, the Architect shall, in all cases, determine the amount or the quality of the several kinds of work which are to be paid for under this contract, and he shall determine all questions in relation to said work and the construction thereof; and he shall in all cases decide every question which may arise relative to the execution of this contract on the part of the Contractor, and his estimate and decision shall be final, conclusive and binding, and such estimate and decision, in case any question shall arise, shall be a condition precedent to the right of the Contractor to receive any money under this agreement.

Inspectors.

(E) The Commissioner shall be and is hereby authorized to appoint such inspectors or other persons as he shall deem necessary to inspect the materials and labor furnished and done under this agreement, and to see that the same correspond with the specifications, plans and drawings, and the terms and intent thereto.

Contractor Responsible for Estimates of Quantities.

(F) Neither the Department of Bridges nor the City is to be held responsible for the estimates of the quantities of materials to be furnished or work to be done. The Contractor has judged for himself as to such estimates as well as to the conditions to be met, which will affect both the cost and time required for the execution of the work, and assumes all responsibilities therefor.

Parts of Contract.

(G) All the work, labor and materials to be done and furnished shall be done and furnished strictly pursuant to and in conformity with the specifications and plans herein contained or hereto annexed and numbered for identification, and according to the directions of the Architect, during the progress of the work, and that said specifications and plans together with the proposals for bids or estimates, the bid or estimate and the bond are hereby made and declared a part of this contract.

Instructions and Details.

(H) The Contractor shall build, construct, finish and fully complete the whole of the work in a manner described and shown in the specifications and by the plans and drawings and in accordance with such further details and instructions as the Architect may from time to time furnish or issue for the purpose of insuring the thorough completion of the work in the most efficient manner.

Work of Other Contractors in Connection with This.

(I) If, before the completion of the work contemplated herein, it shall become necessary to do any other or further work than is provided for in this contract, the Contractor will not in any way interfere with or molest such other person or persons as the Commissioner may employ to do such work, and will suspend such part of the work herein specified, or will carry on the same in such manner as may be ordered by the Commissioner, to afford all reasonable facilities for doing such work; and no

other damage or claim by the Contractor therefor shall be allowed, except such extension of the time specified in this contract for the performance thereof as the Commissioner may deem reasonable and shall so certify in writing.

Work and Material Must Agree with Specifications.

(J) The work shall be performed in the best manner, and a sufficient number of persons shall be at all times employed to execute the work with due dispatch, the whole to be done to the satisfaction of the Commissioner and the Architect; and all work not done to the satisfaction of the Commissioner and the Architect shall immediately be made good by the Contractor, or if he shall neglect or refuse to remove any rubbish to the place or places and in the manner required by the Architect, or if such work or materials as may be condemned by the Architect be not removed and replaced when notice is given by the Architect, then the Architect may remove or cause the same to be removed or satisfactorily replaced, by contract or otherwise, as he may deem expedient, and charge the expense thereof to the Contractor, and the expense so charged shall be deducted and paid by the City out of such moneys as are or may be due to the Contractor under this agreement.

Modifications.

(K) This contract and the specifications herein contained, and the plans hereafter referred to, may be modified and changed from time to time as may previously be agreed to in writing between the parties hereto, in a manner not materially affecting the substance thereof, or increasing the price to be paid, in order to carry out and complete more fully and perfectly the work herein agreed to be done and performed.

Additional Work. (Charter, Section 419.)

(L) If the conditions at any time prevailing require additional work to be done or additional materials to be supplied, such work or materials may be ordered by the Commissioner, provided that work and materials so ordered are not different from the work and materials required or specified by the terms and conditions set forth in this contract, specifications, plans and bid.

Ordered in Writing. Price.

No claim for additional work or materials shall be made by or allowed to the Contractor, unless before the performance of such additional work the Commissioner shall have first authorized the same in writing, and the same shall have been done or furnished under a written order from the Commissioner given before the performance of such additional work or the furnishing of such additional materials. The aggregate price to be paid for additional work or materials so authorized or ordered shall not exceed five per cent. (5%) of the contract price or total cost of the work and materials.

All claims for additional work shall be made to the Commissioner in writing before the 15th day of the following month, and failing to make such claim within the time required, the rights of the Contractor to extra pay for such additional work or materials shall be deemed waived and forfeited.

Specifications and Plans to be Reconciled.

(M) The specifications and plans and drawings are intended mutually to explain each other, and anything which is shown on the plans and drawings, and not mentioned or referred to in the specifications, or which is referred to in the specifications and not shown on the plans and drawings, shall be considered as being both so shown and mentioned or referred to, and shall be done and performed accordingly, excepting work which is mentioned in the specifications as being excluded from this contract.

Architect to Correct Errors in Specifications and Drawings.

(N) All the work contemplated and described in this contract and in the specifications and drawings shall be done to the satisfaction of the Architect, who shall be sole judge as to the fitness of materials, and shall have the right of correcting any errors or omissions in the specifications and drawings, when such correction is necessary for the proper completion of the work herein stipulated and for the proper fulfillment of their intention; the action of such correction to date from the time that due notice thereof is given, it being further understood that such correction shall not increase the price for the work complete as herein agreed upon.

Architect to Explain.

(O) Any doubt as to the meaning of the specifications and drawings, or any obscurity as to the wording of them, will be explained by the Architect, and all directions and explanations requisite or necessary to complete, explain or make definite any of the provisions of the specifications and drawings and give them due effect will be given by the Architect.

Condemned Material.

(P) If the work or any material brought on the ground for use in the work, or selected for the same, shall be condemned by the Architect as unsuitable or not in conformity with the specifications, the Contractor shall forthwith remove such material from the work.

Appliances to be Efficient.

(Q) The Contractor is to use such appliances for the performance of all the operations connected with the work embraced under this contract as will secure a satisfactory quality of work, and a rate of progress which, in the opinion of the Architect, will secure the completion of the work within the time specified. If at any time before the commencement or during the progress of the work, such appliances appear to the Architect to be inefficient or inappropriate for securing the quality of the work required or the said rate of progress, he may order the Contractor to increase their efficiency or to improve their character, and the Contractor must conform to such order; but the failure of the Architect to demand such increase of efficiency or improvement shall not relieve the Contractor from his obligation to secure the quality of work and the rate of progress established in these specifications.

Party of the First Part to be Protected Against Infringement of Patents. (Charter, Section 1554.)

(R) The Contractor, in the prosecution of the work required under this contract, will employ no patented method of construction nor furnish any appliance, the operation of which is patented, except such methods or appliances as are either owned or controlled by him, and he will hold himself responsible for any claims made against the City for any infringement of patents by the use of patented articles in the construction and completion of the work, and further agrees that the City shall be and is hereby authorized to deduct and retain out of the moneys which may be due or become due to the Contractor under this agreement a sum sufficient to cover all claims for damages arising from such infringements, and to retain the same until the settlement or other disposition of said claims.

Time of Performance.

(S) The Contractor will begin the work herein agreed to be performed within five days of the date of certification of the contract by the Comptroller of the City. The Contractor will carry on the work with such force and in such manner and order and at such times and seasons as may be directed by the Commissioner. He will execute all the work, in every respect, in a thorough and workmanlike manner, and entirely complete the contract on or before July 1, 1909.

Suspension of Partial Payments.

No payment will be made for work done or material furnished after the time fixed for the completion of the work, or the time to which the completion may be extended, until the full and final completion of all the work herein agreed upon.

Liquidated Damages.

(T) In case the Contractor shall fail to complete the work hereunder in accordance with the specifications and to the satisfaction of the Commissioner and Engineer within the time aforesaid, the Contractor shall and will pay to the City the sum of two hundred dollars for each and every calendar day the time consumed in said performance and completion may exceed the time hereinbefore allowed for that purpose; which said sum, in view of the difficulty of ascertaining the loss which the City will suffer by reason of delay in the performance of the work here-

under, is hereby agreed upon, fixed and determined by the parties hereto as the liquidated damages that the City will suffer by reason of said delay and default, and not as a penalty; and the City shall and may deduct and retain the amount of such liquidated damages out of the moneys which may be due or become due to the Contractor under this agreement.

Extension not a Waiver.

(U) Neither an extension of time, for any reason, beyond the date fixed herein for the completion of the contract, nor the delivery and acceptance of any articles or materials called for by this contract, shall be deemed to be a waiver by the Commissioner of the right to abrogate this contract for abandonment or delay in the manner herein provided.

Not to Sublet (Chapter 444, Laws of 1897).

(V) The Contractor will give his personal attention constantly to the faithful prosecution of the work; he will not assign, transfer, convey, sublet or otherwise dispose of this contract, or his right, title or interest in or to the same or any part hereof, without the previous consent in writing of the Commissioner indorsed hereon or hereto attached; and he will not assign, by power of attorney or otherwise, any of the moneys to become due and payable under this contract, unless by and with the like consent signified in like manner. If the Contractor shall, without such previous written consent, assign, transfer, convey, sublet or otherwise dispose of this contract, or of his right, title or interest therein, or any of the moneys to become due under this contract, to any other person, company or other corporation, this contract may, at the option of the Commissioner, be revoked and annulled, and the City shall thereupon be relieved and discharged from any and all liability and obligations growing out of the same to the Contractor, and to his assignee or transferee; provided that nothing herein contained shall be construed to hinder, prevent or affect an assignment by the Contractor for the benefit of his creditors, made pursuant to the statutes of the State of New York; and no right under this contract, or to any moneys to become due hereunder, shall be asserted against the City in law or in equity, by reason of any so-called assignment of this contract, or any part thereof, or of any moneys to grow due hereunder, unless authorized as aforesaid by the written consent of the Commissioner.

Commissioner may Suspend Work (Ordinances, Section 520).

(W) The Commissioner reserves the right of suspending the whole or any part of the work herein contracted to be done, if he shall deem it for the interest of the City so to do, without compensation to the Contractor for such suspension other than extending the time for completing the work as much as it may have been, in the opinion of the Architect, delayed by such suspension.

Default of Contractor.

(X) If the work to be done under this agreement shall be abandoned by the Contractor, or if this contract shall be assigned or said work sublet by him otherwise than as herein specified, or if at any time the Architect shall be of opinion and shall so certify in writing to the Commissioner that the performance of the contract is unnecessarily or unreasonably delayed, or that the Contractor is wilfully violating any of the conditions or covenants of this contract, or executing the contract in bad faith, the Commissioner shall have the power to notify the Contractor to discontinue all work or any part thereof under this contract by a written notice to be served upon the Contractor, either personally or by leaving said notice at his residence or with his agent in charge of the work; and thereupon the Contractor shall discontinue said work or such part thereof as the Commissioner may designate, and the Commissioner shall thereupon have the power to contract for the completion of the work in the manner prescribed by law, and to place such and so many persons and obtain by purchase or hire such animals, carts, wagons, implements and tools and materials as the Commissioner may deem advisable, to work at and to be used to complete the work herein described, or such part thereof as he may deem advisable, and to procure materials for the completion of the same, and to charge the cost and expense thereof to the Contractor; and the expense so charged shall be deducted and paid by the City out of such moneys as either may be due or may at any time thereafter become due to the Contractor under and by virtue of this agreement or any part thereof; and in case such expense shall exceed the sum which would have been payable under this contract if the same had been completed by the Contractor, then the Contractor will pay the amount of such excess to the City, and in case such expense shall be less than the sum which would have been payable under this contract if the same had been completed by the Contractor, then the Contractor shall forfeit all right to the balance; and when any particular part of the work is being carried on by the Commissioner, by contract or otherwise, under the provisions of this clause of the contract, the Contractor agrees to continue the remainder of the work in conformity with the terms of this agreement, and in such manner as is nowise to hinder or interfere with the persons or workmen employed as above provided by the Commissioner, by contract or otherwise, to do any part of the work, or to complete the same under the provisions of this clause of the contract.

Contractor to Maintain Guards and Lights (Ordinances, Section 519).

(Y) The Contractor shall place proper guards for the prevention of accidents and shall put up and keep at night suitable and sufficient lights where necessary, during the delivery of the materials or supplies, or the performance of any part of the work, to prevent accidents or injuries to the person or property of another, and he will indemnify and save harmless the City from all suits or actions and damages or costs of every name and description to which the City may be subjected or put by reason of injury to the person or property of another resulting from negligence or carelessness on the part of the Contractor, his servants or agents, in the delivery of the materials and supplies, or by or on account of any act or omission of the Contractor, his servants or agents, and the whole or so much of the moneys due, or to grow due the Contractor under this agreement, as shall or may be considered necessary by the Comptroller of the City, shall or may be retained by the City until all suits or claims for damages shall have been settled or otherwise disposed of, and evidence to that effect furnished to the satisfaction of the Comptroller.

Liens (Chapter 418, Laws of 1897; Chapter 160, Laws 1898).

(Z) If at any time before or within thirty days after the whole work herein agreed to be performed has been completed and accepted by the City, any person or persons claiming to have performed any labor or furnished any material toward the performance or completion of this contract shall file with the Department of Bridges, and with the Comptroller of the City, any such notice or lien as is described in the Lien Law or any lien law of the State of New York, then and in every case the City shall retain, anything herein contained to the contrary thereof notwithstanding, from the moneys under its control or due or to grow due under this agreement, so much of such moneys as shall be sufficient to pay off, satisfy and discharge the amount of such notice alleged or claimed to be due to the person or persons filing such notice, together with the reasonable costs of any such action or actions brought to enforce such claims or the lien created by the filing of such notice. The moneys so retained shall be retained by the City until the lien thereon created by the said act and the filing of said notice shall be discharged pursuant to the provisions of the said act.

Price.

(AA) The Contractor shall receive the following price as full compensation for furnishing all the work, labor, materials, tools, plant and appliances, which he has hereinbefore agreed to furnish for the construction of the foundations of the Municipal Building, and in all respects performing and completing all of the work which he has hereinbefore agreed to perform and complete, to wit:

(A) For furnishing all the work, labor, materials, tools, plant and appliances for all work and construction shown and specified above a horizontal plane 28 feet below the mean high water datum of the Public Service Commission, including the excavation of the easterly portion of the building site with the accompanying sheet piling, shoring, sidewalks, temporary sewers, fences, etc., the sum of dollars (\$).

(B) For all additional caisson work below the horizontal plane 28 feet below the mean high water datum of the Public Service Commission, the sum of dollars (\$) per cubic yard.

The above prices cover the cost of all work, labor, materials, tools, plant and appliances necessary to complete the entire work, as specified, all the cost of tests,

as hereinafter specified, and the removal of all debris, temporary work or appliances, and of all obstructions necessary to the performance of the work.

Progress Payments (Ordinances, Section 518). Final Payment (Charter, Section 422).

(BB) In order to enable the Contractor to prosecute the work advantageously, the Architect shall, from time to time, as the work progresses, not oftener than once a month, make an estimate of the amount of work done under this contract since the last preceding estimate was made, and of the value thereof, according to the terms of this contract. Upon such estimate being made and signed by the Architect and the Commissioner and the filing thereof in the office of the Comptroller of the City, ninety per cent. (90%) of such estimated value shall be paid to the Contractor. No payment will be made in contravention of the provisions of paragraph S. And whenever, in the opinion of the Architect, the Contractor shall have completely performed this contract on his part, the Architect shall certify the same in writing to the Commissioner, together with his estimate of the whole amount of materials furnished and work done in such performance by the Contractor, and of the value of such work and materials under and according to the terms of the contract. When said certificate shall have been approved and signed by the Commissioner and the same has been filed with the Comptroller, the City will, on or before the expiration of thirty days after such completion and delivery of said certificate, pay, and it hereby binds itself to pay, to the Contractor, in cash, the whole amount of money accruing to the Contractor under this contract, excepting such sum or sums as shall have been paid to the Contractor under any of the foregoing provisions of this contract, and such as may be lawfully retained under any of the provisions of this contract hereinbefore set forth; provided that nothing herein contained be construed to affect the right hereby reserved by the Commissioner to reject the whole or any portion of the aforesaid work, should the said certificates or any of them be known to be inconsistent with the terms of this agreement, or otherwise unproperly given.

(CC) The payments herein provided for are to be made out of moneys provided for the prosecution of the work of constructing the Municipal Building by the City, and these presents do not bind the Commissioner or his successors personally; but his actions in the premises are official only and binding the City and the funds specially provided for such purpose, in conformity with the laws under which authority was vested in the Commissioner to proceed with the construction of the Municipal Building, and pursuant to the Greater New York Charter.

Condition Precedent.

(DD) The Contractor shall not be entitled to demand or receive payment for the work or materials, or any portion thereof, except in the manner set forth in this agreement, nor unless each and every one of the promises, agreements, stipulations, terms and conditions herein contained on his part to be performed, kept, observed and fulfilled, has been performed, kept, observed and fulfilled, and the Architect shall have given his certificate to that effect.

Estopel.

(EE) The City shall not, nor shall any department or officer thereof, be precluded or estopped by any return or certificate made or given by the Commissioner, any Architect or other officer, agent or appointee of the City under any provision of this agreement from at any time (either before or after the final completion and acceptance of the work and payment therefor pursuant to any such return or certificate) showing the true and correct amount and character of the work done and materials furnished by the Contractor, or any other person under this agreement, or from showing at any time that any such return or certificate is untrue or incorrect, or improperly made in any particular, or that the work and materials, or any part thereof, do not in fact conform to the specifications; and the City shall not be precluded or estopped, notwithstanding any such return or certificate and payment in accordance therewith, from demanding and recovering from the Contractor such loss as it may sustain by reason of his failure to comply with the specifications.

Final Certificate.

(FF) The action of the Architect, by which the Contractor is to be bound and concluded according to the terms of this contract, shall be that evidenced by his final certificate, all prior certificates or estimates upon which partial payments may be made being merely estimates, and being made for an amount that shall represent the ratio that the cost of the work done and materials furnished bears to the cost of the total amount of work and materials required by, and to be furnished under, the contract, and which estimates are subject to the corrections of such final certificate, which may be made without notice to the Contractor thereof, or of the measurements upon which the same is based.

Character of Employees.

(GG) The Contractor shall employ, upon all parts of the work herein contracted for, only competent and trustworthy men, and should the Architect at any time give notice in writing to the Contractor or his representative on the work that any employee is insolent, disorderly, careless, unobedient of instructions, dishonest, or in any way a detriment to the satisfactory progress of the work, such employee shall at once be dismissed and not again allowed upon the work; he will have and keep at all times on the work during the progress of the same an expert and reliable foreman or superintendent, who shall have on hand at all times copies of drawings, specifications and contract, and all instructions given to such foreman or superintendent shall be deemed as having been given to the Contractor.

(HH) The Contractor shall take proper precautions, under the directions of the Architect, to protect the finished work from injury pending the completion of the entire contract. Such precautions shall not relieve the Contractor from the obligation to make good any damage which may be incurred during construction.

Comptroller's Certificate (Charter, Section 149).

(II) This contract shall not be binding or of any force unless the Comptroller of the City shall indorse hereon his certificate that there remains unexpended and unapplied, as provided in the Greater New York Charter, a balance of the appropriation or fund applicable thereto sufficient to pay the estimated expense of executing this contract, as certified by the officers making the same.

Notice to Contractor.

(JJ) The residence or place of business given in the bid or estimate upon which this contract is founded is hereby designated as the place where all notices, letters and other communications shall be served, mailed or delivered. Any notice, letter or other communication addressed to the Contractor and delivered at the above named place, or deposited in a postpaid wrapper in any post office box regularly maintained by the post office, shall be deemed sufficient service thereof upon the Contractor. The place named may be changed at any time by an instrument in writing, executed and acknowledged by the Contractor and delivered to the Commissioner. Nothing herein contained shall be deemed to preclude or render inoperative service of any notice, letter or other communication upon the Contractor personally.

Permits.

(KK) All permits, of whatever nature, necessary for the prosecution of this work shall be obtained by the Contractor.

Labor Law.

(LL) The Contractor agrees that he will comply with the provisions of the Labor Law. He further agrees that no laborer, workman or mechanic in the employ of the Contractor, sub-contractor or other person doing or contracting to do the whole or a part of the work contemplated by the contract shall be permitted or required to work more than eight hours in any one calendar day, except in case of extraordinary emergency, caused by fire, flood or danger to life or property; that the wages to be paid for a legal day's work to all classes of such laborers, workmen or mechanics upon this public work or upon any material to be used thereon shall not be less than the prevailing rate for a day's work in the same trade or occupation in the locality where such public work is being constructed. Each such laborer, workman or mechanic shall receive not less than the prevailing rate of wages. This contract shall be void and of no effect unless the person or corporation making or performing the same shall comply with the provisions of sections 3 and 13 of the Labor Law.

In witness whereof, the Commissioner of Bridges has hereunto set his hand and seal on behalf of The City of New York, and the Contractor has also hereunto set

his hand and seal, the day and year first above written; and the Commissioner and Contractor have executed this agreement in triplicate, one part of which is to remain with the Commissioner, one other to be filed with the Comptroller of the City, and the third to be delivered to the Contractor the day and date herein first above written.

[L. S.]
Commissioner of Bridges.
[L. S.]
[L. S.]
[L. S.]
[L. S.]
Contractor(s).

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

On this day of 1908, before me personally came James W. Stevenson, to me known and known to me to be the Commissioner of Bridges, the person described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same as such Commissioner for the purposes therein mentioned.

Notary Public or Commissioner of Deeds.

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

On this day of 1908, before me personally came to me known and known to me to be the Company, and to me known and known to me to be the Company, and who, being by me severally duly sworn, did say, each for himself, as follows:

The said that he is the of said Company, and the said that he is the of said Company; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company, and that by like order he therein signed his name and official designation.

Notary Public or Commissioner of Deeds.

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

On this day of 1908, before me personally came to me known and known to me to be the same person(s) described in and who executed the foregoing instrument and he acknowledged to me that he executed the same for the purposes herein mentioned.

Notary Public or Commissioner of Deeds.

Know all men by these presents, that we of The City of New York, are held and firmly bound unto The City of New York, in the sum of two hundred fifty thousand dollars (\$250,000), lawful money of the United States of America, to be paid to The City of New York, or to its certain attorneys, successors or assigns; for which payment, well and truly to be made, we bind ourselves, and our several and respective heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals. Dated this day of , in the year one thousand nine hundred and eight.

Whereas, The above bounden by an instrument in writing, under hand and seal, and bearing even date with these presents, has contracted with The City of New York to perform all the work and furnish all the materials and plant called for in the preceding contract, for the construction of the foundations of the Municipal Building.

Now, therefore, the conditions of the above obligations are such that if the said above bounden or assigns, shall well and truly, and in a good, sufficient and workmanlike manner, perform the work mentioned in the aforesaid agreement, in accordance with the terms and provisions therein stipulated, and in each and every respect comply with the conditions and covenants therein contained, then this obligation to be void; otherwise to remain in full force and virtue.

[L. S.]
[L. S.]
[L. S.]
[L. S.]

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

On this day of 1908, before me severally and personally came to me known and known to me to be the Company, and to me known and known to me to be the Company, who, being by me severally duly sworn, did say, each for himself, as follows:

The said that he is the of said Company, and the said that he is the of said Company; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company, and that by like order he therein signed his name and official designation.

Notary Public, No. , New York County.

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

I, of said City, being duly sworn, do depose and say that I am a holder in The City of New York, and street, in the City, and that I am worth the sum of two hundred and fifty thousand dollars (\$250,000), over and above all my debts and liabilities, including my liabilities as bail, surety and otherwise, and over and above all my property which is exempt by law from execution.

Subscribed and sworn to before me this day of , 1908.

Notary Public or Commissioner of Deeds.

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

I, of said City, being duly sworn, do depose and say that I am a holder in The City of New York, and street, in the City, and that I am worth the sum of two hundred and fifty thousand dollars (\$250,000), over and above all my debts and liabilities, including my liabilities as bail, surety and otherwise, and over and above all my property which is exempt by law from execution.

Subscribed and sworn to before me, this day of , 1908.

Notary Public or Commissioner of Deeds.

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

On this day of 1908, before me personally came to me personally known and known to me to be the same persons described in and who executed the foregoing obligations, and severally acknowledged that they executed the same for the purposes therein mentioned.

Notary Public or Commissioner of Deeds.

BORN ACCOUNT.

Commissioner's Certificate.

In conformity with the provisions of section 149 of the Greater New York Charter, it is hereby certified that the estimated cost of the work, materials and supplies required by the within contract, amounting to

dollars (\$), is chargeable to the fund of the Department of Bridges, entitled "Municipal Building, Construction of—Manhattan Terminal of New York and Brooklyn Bridge."

The City of New York.

, 1908.

Commissioner of Bridges.

Comptroller's Certificate.

THE CITY OF NEW YORK,

, 1908.

In pursuance of the provisions of section 149 of the Greater New York Charter, I hereby certify that there remains unapplied and unexpended a balance of the fund entitled "Municipal Building, Construction of—Manhattan Terminal of New York and Brooklyn Bridge," applicable to this contract, sufficient to pay the estimated expense of executing the same, viz.:

dollars (\$).

Comptroller.

SPECIFICATIONS FOR THE CONSTRUCTION OF THE FOUNDATIONS OF THE MUNICIPAL BUILDING, AT THE MANHATTAN TERMINAL OF THE NEW YORK AND BROOKLYN BRIDGE IN THE CITY OF NEW YORK.

McKin, Mead & White, Architects, No. 160 Fifth Avenue, New York City.

1. The following stipulation, specifications and descriptions of materials, defined and described as the specifications, are hereby declared and made a part and parcel of the contract made and executed on the day of , 1908, by and between the parties herein, for the same work or public improvement herein and above described, and which specifications are referred to as such therein.

Plans and Specifications to Co-operate.

2. The plans and specifications of this contract are intended to co-operate so that any work exhibited in the plans and not mentioned in the specifications, or vice versa, shall be done in the same manner as if mentioned in the specifications and set forth in the plans to the true intent and meaning of said plans and specifications, or either of them. The plans herein referred to bear the general title, "City of New York, Department of Bridges, Municipal Building," and are designated by the following numbers, viz.:

Adherence to Plans.

3. All dimensions are to be taken from the drawings and the Contractor will be held responsible for any deviation from these dimensions, and from the lines and levels indicated or implied on the drawings. The Contractor will, however, be required to verify their correctness, and, should he find what he considers an error, to bring it to the attention of the Architect.

GENERAL CONDITIONS.

Scope of Work.

4. This contract shall cover all excavating for the future building to the levels indicated on the drawings, the sinking of caissons and the building of the foundations to receive the grillage beams, the building of retaining walls where indicated on the drawings, together with such shoring, sheet piling and other work as may be necessary in connection with the above work, in order to leave the same in good and safe condition, to remain standing ready for the further work to be done under future contracts.

Contractor to Furnish.

5. The Contractor shall furnish at his own cost and expense all materials, transportation, labor, tools, machinery and appliances of all kinds necessary for executing and completing in the best manner the work called for herein. The Contractor shall furnish for himself all storage yards, docking and unloading facilities.

Plans of Plant to be Submitted.

6. Before beginning the work the Contractor shall submit to the Architect, and secure his approval of, plans of plant and specifications as to methods of construction and handling material which he proposes to adopt in the execution of the contract. The Architect's approval of construction plant and method of conducting the work shall in no wise relieve the Contractor of responsibility for their strength, safety and efficiency.

Working Drawings.

7. All working drawings shall be made by the Contractor, and must be approved by the Architect. The Contractor shall check all drawings before beginning work. Any errors discovered in them will be corrected by the Architect, but failure to discover errors or have them corrected shall not relieve the Contractor from responsibility. The Contractor shall furnish the Architect with three prints of each working drawing. Figured dimensions shall govern over scale measurements.

After the work has been completed, the Contractor shall furnish complete sets of tracings and prints, both on cloth, of all working drawings for the records of the Department of Bridges. All prints of working drawings shall be furnished by the Contractor free of charge.

Lines and Levels.

8. All lines and levels necessary for the prosecution of the work will be established by the Department of Bridges. The Contractor shall provide all facilities necessary for establishing the lines and levels and shall take due precaution to preserve all marks and stations established by the Department. All marks destroyed by the Contractor's operations shall, when deemed necessary by the Architect, be restored at the Contractor's expense.

Intent of Specifications.

9. Any question as to the intent or meaning of these specifications and the drawings shall be referred to the Architect, whose decision shall be final and binding on all parties.

Points Not Covered by Specifications.

10. Wherever any feature of the work is not fully set forth in these specifications, it must be understood that the same shall be governed by the rules of the best modern practice.

Patents.

11. Whenever and wherever an article of any class of materials is specified by the name of any particular patentee, manufacturer or dealer, or by reference to the catalogue of any such manufacturer or dealer, it shall be taken as intending to mean and specify the article or materials described or any other equal thereto in quality, finish and durability, and equally as serviceable for the purpose for which it is (they are) intended. Nothing in these specifications shall be interpreted or taken to violate the provisions of section 1554 of the Greater New York Charter, which provides that "except for repairs, no patented pavement shall be laid, and no patented article shall be advertised for, contracted for, or purchased, except under such circumstances that there can be a fair and reasonable opportunity for competition, the conditions to secure which shall be prescribed by the Board of Estimate and Apportionment."

Inspection.

12. Ample facilities shall be furnished at all times to the Architect and his assistants for inspecting the work in the field and at all works where materials are in process of manufacture or treatment. If any imperfect work or defective material is discovered at any time the defects therein shall be remedied by the Contractor to the full satisfaction of the Architect; and all defective material shall be promptly removed by the Contractor at his own expense.

Rejection of Material or Workmanship.

13. The Architect shall have authority to reject any material or workmanship which, in his opinion, is unfit for the work or not in accordance with these specifications, and the same shall be made good at the cost of the Contractor.

When Contractor is Not Present Orders Given to Superintendent or Overseer.

14. Whenever the Contractor is not present on any part of the work where it may be necessary to give directions, orders will be given by the Architect and his assistants to, and shall be received and obeyed by, the superintendents and overseers

who may have immediate charge of the men employed on the particular work in relation to which the orders may be given.

Record of Force Employed.

15. The Contractor must furnish to the Architect a weekly statement of the force employed on all parts of the work.

Manner of Prosecuting the Work.

16. All the work shall be prosecuted in a manner best calculated to promote rapidity in construction, to secure safety to life and property, and to reduce to the minimum any interference with the public travel, to the satisfaction of the Commissioner and the Architect, and in accordance with their directions.

17. After completing the work, the Contractor shall promptly remove all plant and other material brought by him to the site of the work, and shall remove or destroy all rubbish, leaving the property and streets in a neat and sightly condition.

Privacy.

18. The Contractor shall install and maintain in a clean and sanitary condition during the progress and until the completion of the work a sewer connected privy with water connection for flushing purposes. It must be maintained without offense to the neighborhood and to conform to the sanitary laws of The City of New York.

Tests.

19. The Contractor shall pay for all tests of materials which may be necessary, in the opinion of the Architect, to determine their quality, the tests to be made by persons designated by the Architect and approved by the Commissioner.

EXCAVATION.

Clearing Site.

20. The existing buildings on the east portion of the site will be removed by other contractors down to the level of the curb. This Contractor must accept the site as he finds it, removing from the premises all debris left from the former buildings, as well as all work of same below the curb levels, and he shall also take charge of all shoring, sheet piling, bridges, streets, railings, sidewalks, etc., assuming full responsibility for the safety of same. The temporary office buildings and concrete mixer on the easterly portion of the property will be removed by other contractors.

21. Piping of all kinds disclosed in excavating which served any of the former buildings on the site must be cut off and sealed gas and water tight beyond the lines of the excavation. All piping disclosed in excavating or now crossing the site and exposed to view, including sewers, and which serve any neighboring buildings or other premises, must be maintained by the Contractor without interrupting the service provided by such piping. He shall remove or change the position of said piping as the work of this contract may require, but before such removal or change the Contractor shall provide, lay and connect new lines of piping, with branches, valves and all necessary appliances, equivalent in capacity, service and construction to the pipes that are to be changed, and so conduct the work and so connect the pipes that the service provided by them shall be continued and maintained without interruption.

22. The approval of the various City Departments or Public Service Corporations having control must be obtained by the Contractor before any changes in piping are made, or any pipes sealed up.

23. All shoring or bracing required in the above work shall be provided by the Contractor to conform to the shoring specified hereinafter and the Contractor will be held responsible for the safety of same.

Water Supply.

24. The Contractor shall provide an abundant supply of clean water for building purposes. An existing main may be used for this purpose and the necessary galvanized iron pipe and connections and stopcock for controlling same provided by the Contractor. If this is not possible, the Contractor shall make connection with the nearest water main and carry a galvanized iron pipe to the inside of the excavation, doing all excavating, refilling and repairing of pavements and sidewalks entailed thereby. The Contractor shall pay for and obtain all permits in connection with the above work and shall pay for all water used in the operations.

25. The Contractor shall excavate the entire site below the existing levels to the various levels indicated on the accompanying drawings.

26. Excavations shall be of the proper widths and depths for the proper introduction of all sheet piling, foundations, grillage, footings and other work shown on plans or specified herein. Great care must be taken by the Contractor not to excavate to a greater depth than called for by the drawings; any such excavation will not be paid for. Any damage or injury resulting from such excessive excavation must be repaired in a satisfactory manner by this Contractor without any extra charge therefor.

27. Any rock or boulders encountered in excavating must be removed by the Contractor and the necessary blasting must be done according to law, the blasts being fully covered in every case with logs chained together, before firing.

28. All excavated material shall be removed from the premises and the Contractor shall take care of all piping now disclosed or which may be disclosed in the excavating as specified before.

29. That portion of the site east of the easterly caissons and out to the authorized curb lines with the accompanying work, such as sheet piling, shoring, sidewalks, temporary sewers, fences, etc., shall be excavated at such time as required by the Architect.

Pumping.

30. The Contractor shall furnish as many pumps as may be necessary, with all appurtenances and power, and shall do all pumping required to maintain the excavations free from water.

Sheet Piling and Shoring.

31. The Contractor shall carefully and thoroughly sheet pile all excavations on all sides requiring it. Timber for use in sheet piling shall be sound spruce or long leaf yellow pine of a minimum thickness of three inches and shall be driven down sufficiently to give a firm bearing. As the excavation goes on this sheet piling must be continually driven lower, as required, and it must be thoroughly braced and stayed in position by longitudinal and cross bracing in such manner that all the piling will be maintained in a true and vertical position.

32. Special care must be taken in bracing the streets, so as to prevent any settlement or injury to the paving, or any damage to pipes, etc.

33. All sheet piling, other than steel, shall remain in position until the foundations have been constructed and all retaining walls and other walls up to street level have been built; then the sheet piling must be carefully removed, if so ordered.

34. On the west side where indicated on the drawings, the Contractor shall furnish and drive strong and suitable steel sheet piling of type to be approved by the Architect along the line of the present subway wall. It must be driven deep and thoroughly braced and held in position until the concrete retaining wall is built. This sheet piling shall remain permanently in place.

35. All sewers and pipes of all kinds crossing the site shall be shored and braced, service in them being maintained as hereinbefore specified.

36. In addition, the Contractor shall provide all shoring, bracing, heavy planking and other material necessary to maintain Chambers street open over the excavation. The street and sidewalks must have a tight plank floor strongly braced with dividing string-pieces and be sufficiently strong for purposes of traffic. It shall be maintained in good condition until the site is turned over to another Contractor.

37. All shoring and bracing must be shifted as the progress of the work may demand.

Underpinning.

38. If, during the progress of the work, it is found necessary to underpin any existing work, it shall be carefully and thoroughly shored. The shoring shall be strong enough for the loads it is to carry, special care being taken where excessive loads may occur. Such walls must then be undermined and carried down to approved foundations bearing on the soil below the level of the general excavation or adjacent pits.

Subway and Elevated Railroads.

39. Special care must be exercised by the Contractor not to disturb in any manner the elevation or alignment of the walls of the subway and elevated railroad structures, and if in the opinion of the Contractor bidding on this work the means

indicated or suggested in the plans are inadequate for the purpose intended, he shall so state in his estimate, and shall include in his estimate the necessary cost of any additional safeguards which, in his judgment, will be necessary to accomplish the purpose intended, as he will be held responsible for the successful accomplishment of the work designed and specified.

Bracing.

40. Where it is necessary to brace the walls of existing structures, the bracing must be carefully placed and thoroughly stayed in position. Braces must be thoroughly wedged in position, and from time to time this wedging must be examined and tightened.

Temporary Sidewalks.

41. The Contractor shall furnish and set on all sides of the property temporary sidewalks of construction to be approved by the Architect. They shall be provided with 3-inch plank flooring level with the sidewalk. The sidewalks must be well shored and braced and be maintained in good repair and left in position at the completion of this contract.

42. Sidewalks must be kept clean and unencumbered by debris, rubbish, etc., and when snow or ice may form upon them, it must be promptly cleaned off so as to be in good condition for public use.

Fences.

43. The site shall be enclosed on all sides, on the line of the inside of the sidewalks, with a close board fence 8 feet high of dressed spruce, carried on 4-inch by 4-inch posts spaced 6 feet on centres, with 1 1/2-inch by 4-inch horizontal members, and the whole covered with 1-inch by 6-inch tongued and grooved boards with a simple 1 1/2-inch by 6-inch cap. The fence shall be secured to the temporary sidewalks in the best manner and braced, making it perfectly rigid.

44. Sliding doors about 10 feet wide shall be provided in the fence where required, hung on an approved form of over-head hangers, and furnished with brass padlocks, hasps and eyes for locking same.

45. The fence, gates, etc., must be given two coats of Atlantic or equally good white lead and linseed oil paint of color to be selected. There shall be placed in conspicuous positions on the fence "Post no Bills" signs. The fence shall be maintained in good condition and left in position upon the completion of this contract.

Runways.

46. As the work progresses the Contractor shall construct runways from the gates to the bottom of the excavations. These shall be constructed in the best manner, strong and well braced and provided with guard rails on each side.

MATERIALS.

Samples.

47. Samples of all materials proposed to be used in the work must be submitted to the Architect for his approval before ordering same.

Sand.

48. All sand shall be of the best quality of washed "Cow Bay" sand, or equal thereto. It must be sharp, free from salt, loam or other matter, and be properly screened before mixing with the cement. Any sand taken from the site, which in the opinion of the Architect is suitable for use for the work of this contract, may, with his approval, be used by the Contractor.

Broken Stone.

49. All broken stone shall be of sound trap-rock or limestone, machine broken, or screened, gravel well washed. The stone shall be the run of the crusher up to a size which will pass through a 2-inch ring, and the gravel graded up to the same size. The Architect will approve the proportion of fine stuff in the above.

Portland Cement.

50. All Portland cement must have been manufactured at least thirty (30) days prior to shipment. It must stand satisfactorily the following tests:

Specific Gravity.

51. The specific gravity of the cement, thoroughly dried at 100 degrees C., shall not be less than 3.10.

Fineness.

52. It shall leave by weight a residue of not more than 8 per cent. on a No. 100 sieve, with 10,000 meshes per square inch, and not more than 25 per cent. on a No. 200 sieve, with 40,000 meshes per square inch.

Time of Setting.

53. It shall develop initial set in not less than thirty minutes, but shall develop hard set in not less than one hour, nor more than ten hours.

Tensile Strength.

54. The minimum requirements for tensile strength for briquettes one inch square in section shall be as follows:

NEAT CEMENT.

Age.	Strength, Pounds.
24 hours in moist air.	200
7 days (1 day in moist air, 6 days in water).	550
28 days (1 day in moist air, 27 days in water).	650

ONE PART CEMENT, THREE PARTS SAND.

Pounds.
7 days (1 day in moist air, 6 days in water).
28 days (1 day in moist air, 27 days in water).

Constancy of Volume.

The constancy of volume shall be as per the requirements of the American Society for Testing Materials.

Sulphuric Acid and Magnesia.

55. The cement shall not contain more than 1.75 per cent. of anhydrous sulphuric acid, nor more than 4 per cent. of magnesia.

Storage.

56. All cements must be kept under cover and be stored on planks or skids raised from the ground.

Concrete.

57. All concrete, except for use in the caissons, shall be composed of one part Portland cement, three parts sand and five parts of broken stone. Concrete for use in the caissons shall be mixed in the proportion of one part cement, two parts sand and four parts of broken stone. Grout shall be mixed in the proportion of one cement to two sand.

58. All concrete must be thoroughly mixed, preferably, in a machine mixer. If hand mixed, it must be mixed in a tight box as follows:

First mix the cement and sand, then add the stone and again turn the mass over, then work thoroughly and rapidly with shovels while water is added. Work the mass until it is thoroughly incorporated.

59. All concrete shall be a "wet mixture" and after dumping in position it shall be thoroughly puddled. Concrete must be laid in successive layers to the full thickness required, each successive layer being put down before the preceding one has become dry, and each thoroughly puddled.

60. All wood forms required in concrete work shall be furnished and set by the Contractor.

RETAINING WALLS.

Footing Courses.

61. Under all retaining walls shown on the drawings, there shall be furnished and set footing courses of concrete made as specified before and of sizes shown.

Retaining Walls.

62. All retaining walls shown on the drawings must be built of concrete made as specified before. The walls to be of thickness and height indicated on the drawings.

Concrete Floor.

63. The portion of the excavation west of the west retaining wall out to the present subway wall shall be floored over with 12 inches of concrete graded to the inside of the excavation.

*Caissons.**Caisson Work.*

64. The specifications are intended to cover all material and labor required to complete the caisson foundations to the levels indicated on the drawings, but this will not include any brick lining or any work excepting the sheet piling, caissons, cofferdams, bracing and the concrete used in the caissons as hereinafter specified.

65. The caisson foundations are intended to be of concrete as shown on the caisson plan and to be put in place by pneumatic process. All caissons must be carried down to satisfactory footing as determined by the Architect. On all questions that may arise pertaining to the footings on which caissons shall be finally permitted to rest the decision of the Architect shall be final.

66. The size of the caissons and cofferdams and their exact locations must be the same as shown on the caisson plans. In all cases the concrete areas must be as great as specified and shown on the drawings, and the caissons must be vertical.

67. If the centre of the concrete piers when finished shall vary from its proper position or vertically more than 6 inches, the remedy for this defect must be furnished and executed by the Contractor free of cost and subject to the direction and approval of the Architect.

68. All caissons, cofferdams, sheet piling, etc., where necessary, must be firmly braced and stayed in position so as to remain perfectly vertical, plumb and true after the excavation is entirely completed. The Contractor must estimate to do this bracing in the best and most workmanlike manner, subject to the approval of the Architect.

Concrete Work in Caissons.

69. The placing of the concrete in the working chambers must be done with the utmost care and particular care must be taken to prevent any open spaces between the top portion of the pier and the air chamber by thoroughly grouting the air chamber through the air shafts under air pressure before the removal of the air shafts and the filling up of the air shaft spaces. The cofferdams will be filled with concrete up to a point indicated on the drawings.

Steel Reinforcement.

70. The Contractor must provide and imbed all concrete around the tension rods required in tops or bottoms of caissons as shown by the sections. These rods are to be medium steel rods made by the open hearth process according to manufacturers' standard specifications.

Cutting Off Caissons.

71. The Contractor must cut off the caissons neatly at the heights indicated on the drawings. These must be cut to a line and in a careful and workmanlike manner.

Tests and Character of Soil.

72. The caisson foundations are designed to place a load of 16,000 pounds per square foot on the soil. A preliminary test has been made of the bearing capacity of this soil at about the elevation at which the caissons are designed to rest, also at an elevation 10 feet higher and 17 feet lower, and in each test the soil has sustained a load of 15 tons per square foot with a total initial settlement of approximately $\frac{1}{2}$ inch. A number of wash borings have been made in different parts of the lot, also one dry boring, in addition to the pipes sunk for the purpose of making the test above described. All of the examinations of the soil thus far made indicate a bed of sand over the entire lot to a variable depth of more than 100 feet, and it is indicated that the bearing capacity of the soil is uniform. If, however, special conditions should be found which in the opinion of the Architect would make further tests necessary, this Contractor will have to submit satisfactory tests showing that the soil on which the caissons are to rest is capable of sustaining a load of at least 24,000 pounds per square foot.

Hospital.

73. The Contractor will be required to furnish and maintain ready for immediate use during the continuance of air pressure on the work, at least one hospital air lock fitted with all necessary appurtenances in accordance with the best practice.

No.

DEPARTMENT OF BRIDGES, THE CITY OF NEW YORK.

Contract and Specifications for the Construction of the Foundations of the Municipal Building, in The City of New York.

Contractor.

Dated 1908
Assigned to
Approved as to form:

Acting Corporation Counsel.

Dated 1908
Examined and found correct:
Entered in the Comptroller's Office:

Contract Clerk.

Dated 1908
First Assistant Bookkeeper.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 670 of the Laws of 1907, the Board of Estimate and Apportionment hereby approves of the plans, specifications and form of contract, submitted by the Commissioner of Bridges under date of October 8, 1908, for the construction of the foundations of the Municipal Office Building at the Manhattan terminal of the New York and Brooklyn Bridge in The City of New York.

Which was adopted by the following vote:

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

The Secretary presented a communication from the Police Department, calling attention to requests made at various times for appropriations, as follows:

\$100,000 Corporate Stock to be added to the appropriation for 1908 for extra telephone and telegraph supplies.

\$6,960 Revenue Bonds to compensate 36 Hustlers from May 1, 1908, at \$3 per item.

\$15,000 Corporate Stock to provide the new Headquarters Building (now in course of erection on the site of Centre Market, Grand and Centre Streets), Borough of Manhattan, with a time clock system, including tower clock.

Also calling attention to requests made at various times for the fixing of salaries of the following positions:

	Incum- bents.	Per Annum.
Chaplains	4	\$1,000 00
Private Secretary to the Commissioner	1	3,500 00
Secretary to the Fourth Deputy Commissioner	1	2,100 00
Stenographer	1	1,350 00
Messenger	1	1,200 00
Odiers on steamboat "Patrol"	2	840 00
Cook on steamboat "Patrol"	1	660 00

	Incum- bents.	Per Annum.
Cabin Boy	1	300 00
Veterinarians	2	1,500 00
Building Inspector	1	2,250 00
Second Deputy Commissioner	1	6,000 00
Third Deputy Commissioner	1	5,000 00

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

The Secretary presented a communication from the President of the Aqueduct Commission, submitting for approval, preamble and resolutions adopted by said Commission on October 6, 1908, relative to the removal of certain wire lines and poles of the Hudson River Telephone Company from within the limits of the flow line of the Croton Falls Reservoir.

Which was referred to the Chief Engineer of the Board.

The Secretary presented a communication from the Commissioner of Street Cleaning, urging favorable action on the resolutions of the Board of Aldermen requesting the issue of \$24,500 Special Revenue Bonds for the cleaning of certain streets in the Borough of Manhattan hitherto cleaned by the Park Department, and an issue of \$24,864 Special Revenue Bonds to provide for the increased compensation to Stables.

Which was referred to the Comptroller.

(On September 18 and April 24, 1908, respectively, the resolutions of the Board of Aldermen, as above set forth, were referred to the Comptroller.)

The Secretary presented communications as follows:

From the New York Charter Commission, submitting for the consideration of the Board of Estimate and Apportionment the following questions, relating to the redrafting of section 73 of the Greater New York Charter, now under consideration by said Commission:

First—Should the provision with regard to tunnel roads providing for the grant of perpetual franchise be repealed?

Second—Should the term of other grants be for a longer period than now provided by the Charter and the Rapid Transit Law, and, if so, for what period?

From the Bureau Director of the City Club of New York, enclosing copy of memorandum relative to the building of rapid transit lines in New York City by assessment upon property benefited.

Which were referred to the Chief Engineer of the Board.

The Secretary presented a report of the Comptroller, to whom on September 18 was referred the request of the Captain, Second Battery, Field Artillery, N. G., N. Y., for an appropriation of \$450 to provide compensation during 1908 of an Expert Laborer, appointed August 1, 1908, recommending that the application be granted.

The resolution authorizing the issue of Special Revenue Bonds for this purpose (subdivision 7, section 188 of the Charter), as recommended by the Comptroller, failed of adoption, receiving the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

Negative—The President of the Board of Aldermen and the President of the Borough of Brooklyn—5.

Section 226 of the Charter requiring twelve affirmative votes for the adoption of a resolution upon its original presentation to the Board.

The Secretary presented a report of the Comptroller, to whom on September 18 was referred the request of the Captain, First Battery, Field Artillery, N. G., N. Y., for an appropriation of \$1,278, to provide compensation during the year 1908, of an Expert Laborer and additional Laborer, appointed June 2, 1908, recommending that the application be granted.

The resolution authorizing the issue of Special Revenue Bonds for this purpose (subdivision 7, section 188 of the Charter), as recommended by the Comptroller, failed of adoption, receiving the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

Negative—The President of the Board of Aldermen and the President of the Borough of Brooklyn—5.

Section 226 of the Charter requiring twelve affirmative votes for the adoption of a resolution upon its original presentation to the Board.

The Comptroller then moved that the above two reports and the resolutions authorizing issues of Special Revenue Bonds (subdivision 7, section 188 of the Charter), for the purposes mentioned therein, be placed upon the Calendar for the next meeting of the Board, to be held October 30, 1908.

Which motion was adopted.

The Secretary presented a report of the Comptroller, to whom, on September 18, 1908, was referred the request of the Major, First Battalion, Field Artillery, N. G., N. Y., for an appropriation of \$612 to provide compensation during 1908 of an Armorer, appointed August 1, 1908, recommending that the application be granted and the issue of Special Revenue Bonds (pursuant to the provisions of subdivision 7, section 188 of the Charter) for this purpose.

The Comptroller moved that this matter be placed upon the calendar for the next meeting of the Board, to be held October 30, 1908, which motion was adopted.

The Secretary presented a report of the Comptroller, to whom, on September 18, 1908, was referred the request of the Captain, Third Battery, First Battalion, Field Artillery, N. G., N. Y., for an appropriation of \$1,104 to provide compensation during 1908 of two Laborers, appointed July 21, 1908, recommending the issue of \$492 Special Revenue Bonds to provide compensation for an Expert Laborer appointed on said date.

The President, Board of Aldermen, moved that this matter be placed upon the calendar for the meeting of the Board to be held October 30, 1908, which motion was adopted.

The Secretary presented the following communication from the Board of Health requesting authority, pursuant to resolution adopted December 6, 1907, to award

contracts for lumber, etc., for the general purposes of construction and repairs at the Sanatorium at Otisville, Town of Mount Hope, Orange County, N. Y., at a cost not exceeding \$11,000; together with report of the Comptroller (to whom this matter was referred on September 25, 1908), recommending that said request be granted:

DEPARTMENT OF HEALTH,
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,
NEW YORK, September 18, 1908.

HON. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway, City:

SIR—At a meeting of the Board of Health of the Department of Health, held September 16, 1908, the following resolution was adopted:

Resolved, That the Board of Health of the Department of Health, of The City of New York, hereby requests the Board of Estimate and Apportionment to release the said Board of Health from the provisions of a certain resolution adopted by the said Board of Estimate and Apportionment December 6, 1907, in and by which said resolution the bureaus and divisions of the City Government were directed until further notice not to incur any new or additional indebtedness payable from the funds provided by the issue of Corporate Stock heretofore authorized without the approval of the said Board of Estimate and Apportionment in so far as said resolution may refer to the purchase or awarding of contracts for timber, lumber, etc., for the general purposes of construction and repairs at the Sanatorium for the Care and Treatment of Persons Living in The City of New York Suffering with Tuberculosis, located at Otisville, Town of Mount Orange County, N. Y., at a cost not exceeding eleven thousand dollars (\$11,000).

A true copy.

EUGENE W. SCHEFFER, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 12, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—The Board of Health of the Department of Health, by resolution adopted September 16, 1908, requests the Board of Estimate and Apportionment to release it from the provisions of the resolution of the Board of Estimate and Apportionment, December 6, 1907, by which said resolution the Bureaus and Divisions of the City Government were directed, until further notice, not to incur any new or additional indebtedness payable from the funds provided by the issue of Corporate Stock heretofore authorized without the approval of the Board of Estimate and Apportionment, in so far as the said resolution may refer to the purchase or awarding of contracts for timber, lumber, etc., for the general purposes of construction and repairs at the Otisville Sanatorium at a cost not exceeding \$11,000. I would report:

The Department of Health advertised for and received bids for lumber, etc., for use at the Otisville Sanatorium and awarded a contract for same to E. H. Ogden Lumber Company for the sum of \$10,525.23 on September 8, 1908.

The material contracted for is to be used in the construction of additional buildings, repairs to existing buildings and other needed improvements on the Sanatorium grounds.

There is a balance of \$14,000 in the issue of Corporate Stock authorized September 14, 1906, and approved October 30, 1906, for buildings, etc., at Otisville Sanatorium which it is proposed to use for this contract, and as this material is urgently needed, I recommend that the request of the Board of Health be granted and that they be released from the provisions of the resolution of the Board of Estimate and Apportionment as above mentioned.

Respectfully,

W. H. ROBERTS,
Assistant Engineer in charge of Bureau.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Whereas, The Board of Estimate and Apportionment, at a meeting held December 6, 1907, adopted a resolution directing all heads of departments, etc., not to incur any new or additional indebtedness payable from funds provided by the issue of Corporate Stock heretofore authorized without the further approval of this Board.

Resolved, That the request of the Department of Health for authority to purchase or award contracts for timber, lumber, etc., for the general purposes of construction and repairs at the Sanatorium, Otisville, Town of Mount Hope, Orange County, N. Y., at a cost not exceeding eleven thousand dollars (\$11,000) be and the same is hereby approved.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Water Supply, Gas and Electricity requesting an issue of \$1,100,000 Corporate Stock for the extension of high pressure water service for fire and other purposes in the Borough of Manhattan, together with report of the Comptroller (to whom this matter was referred on September 25, 1908) recommending the issue of \$1,800,000 Corporate Stock for this purpose:

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,
COMMISSIONER'S OFFICE, Nos. 13 to 21 PARK ROW,
CITY OF NEW YORK, September 21, 1908.

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

SIR—From the exhaustive tests of the high pressure fire system now installed, during construction, and its successful operation by the Fire Department since it was officially put into service on the 6th of July last, leave no longer doubt as to its efficiency and the great advantages to be derived from its use, so that petitions for its immediate extension have already been received from the Fire Department, the Board of Fire Underwriters and civic associations.

Under the original plans it was proposed to install, at first, the high pressure fire system over the district it now covers, i. e., from Twenty-third street to Chambers street and from the Hudson River to Fourth avenue, the Bowery and Park row, and if the operation of the system proved successful, to extend it, next in order, through the district from Chambers street to the Battery, and from the North River to the East River.

Under my directions, the Chief Engineer of this Department prepared preliminary plans and estimates for this addition, and also for the extension through such other districts, if any, as might seem to stand in greater need of efficient fire protection than the one above referred to, and has submitted to me a report on the subject, of which I inclose herewith a copy. It will be seen thereby that the extension from Chambers street to the Battery, with the exception of the loop around the water-front to which the Chief Engineer refers, may safely be postponed for the present, and that a preferential attention should be given to the eastern tenement house districts, from Fourteenth street to Chambers street, and from Third avenue and the Bowery to the East River, as outlined in the report above referred to, to which I beg to refer for further details. The plan therein recommended for immediate extension of the high pressure fire service has been unanimously approved by the New York Board of Fire Underwriters, the Fire Insurance Exchange and other representatives of the insurance companies after a full discussion of the same. I recommend its adoption and the approval by your Board of resolution hereto attached, providing for the issue of the necessary Corporate Stock required to defray the expenses of the construction of this extension as proposed.

Yours respectfully,

JOHN H. O'BRIEN, Commissioner.

September 17, 1908.

HON. JOHN H. O'BRIEN, Commissioner:

SIR—In the matter of the extension of the high pressure fire system, in my official report for the quarter ending June 30 I stated as follows in regard to this matter:

It was originally intended if the high pressure fire system now installed proved successful, to make its first extension cover the territory south of Chambers street down to the Battery, and from river to river, and preliminary plans and approximate estimates were made on that basis.

After further study, however, it seems advisable to give preference to the lower East Side tenement district, extending from the Bowery to the East River, and from Fourteenth street to Chambers street, because, although the values in this territory are not as high as those in the district south of Chambers street, or the district above Twenty-third street, the risk of a serious conflagration within it and the danger to life, owing to its crowded condition, as well as the peril to the rest of the City under certain conditions, warrant much more adequate fire protection than it has at present.

This district may be divided in two parts, i. e., the northern one, from Fourteenth to Houston street, and the southern one, from Houston to Chambers street. Of these two the southern one offers the greatest danger, and therefore needs more immediate attention in case it be found necessary to divide the work and install the high pressure fire service at first in only one of these sections.

Although the unit of value as regards the buildings is high in the district from Chambers street to the Battery, and from river to river, the need of high pressure fire service in that territory is much less pressing, because fireproof buildings have largely replaced those of ordinary construction, and private fire fighting appliances have been very generally provided. Furthermore, the contents of these buildings, generally used for office purposes, are of little value and the permanent population very small. The installation of the high pressure fire service here may therefore be well deferred until the whole East Side tenement district has been provided for, except that a high pressure fire main be extended along the riverfront from Chambers street, on the east side, looping around the Battery to Chambers street, on the west side.

The diagram hereto attached, Plate No. 1, shows the proposed extension. The location of the tie main on the loop, as shown, is only tentative, as the laying of this tie main offers the greatest difficulties.

No additional pumping station will be required for the service of the high pressure fire system as thus extended.

The plan thus outlined for immediate extension was submitted to the New York Fire Insurance Exchange, the New York Board of Fire Underwriters and the Engineer of the Continental Fire Insurance Company, for such modifications and suggestions as they might deem advisable, with the request that they should also pass as to the advantages of extending the system through the districts herein described, or through that comprised between Chambers street and the Battery, or any others, and, after holding a meeting expressly for the purpose of discussing the question, the above representatives of the fire underwriters expressed their preference for, and unanimously approved the plan herein recommended:

The estimated cost of this extension is as follows:

From Fourteenth street to Houston street.....	\$800,000 00
From Houston street to Chambers street.....	1,800,000 00
Double loop from Chambers street, east side, along the water-front to the Battery and up on the west side to Chambers street.....	500,000 00
Total, including contingencies and engineering.....	\$3,100,000 00

The work could be completed in 300 working days from the date of beginning.

As the success of the system already installed is no longer open to doubt, and this immediate extension has been asked by the Fire Department, the insurance companies and the Merchants' Association, I respectfully recommend the adoption of the general plan herein proposed, and that an appropriation be asked from the Board of Estimate and Apportionment to carry it into execution.

Very respectfully,

I. M. DE VARONA, Chief Engineer.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 12, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—Hon. John H. O'Brien, Commissioner, Department of Water Supply, Gas and Electricity, in communication dated September 21, 1908, requests that pursuant to section 178 of the Greater New York Charter, that the Board of Estimate and Apportionment authorize the issue of Corporate Stock to an amount not exceeding \$3,100,000 to provide the necessary means for the extension of the high pressure water service for fire and other purposes in the Borough of Manhattan.

I would report, that on March 31, 1904, the Board of Estimate and Apportionment, pursuant to the provisions of section 178 of the Greater New York Charter, approved the issue of Corporate Stock to an amount not exceeding \$5,425,400 to provide necessary means for the construction and establishment of a high pressure water service for fire and other purposes in the Boroughs of Manhattan and Brooklyn, to wit:

For the Borough of Manhattan, the sum of \$3,950,400.

For the Borough of Brooklyn, the sum of \$1,475,000.

The funds thus provided for the Borough of Manhattan have been used in completing high pressure mains in 261,492 linear feet of streets in what is known as Section 1, the district extending from Twenty-third street to Chambers street, and from the Bowery to the North River; and also in the purchase of land and construction of two pumping stations, one at Gansevoort and West streets, and the other at Oliver and South streets.

About \$500,000 has been expended in the purchase of land and construction of buildings and machinery for the two pumping stations, and I am informed at the Department of Water Supply, Gas and Electricity that the entire balance of the funds will be used in paying for the mains which are now practically completed and tested, the tests having proved very satisfactory both as regards the mains and pumping stations.

The present request is for the purpose of extending the mains into the territory designated as Sections 2, 3 and 4 in the Borough of Manhattan.

Section 2 extends from Fourteenth street to Houston street, Bowery and Third avenue to East River.

In this section there are approximately 95,000 linear feet of street roadway in which it is proposed to lay about 45,000 linear feet of high pressure mains at an estimated cost of \$800,000.

Section 3 extends between Houston street, East River, Bowery and James street.

In this section there are approximately 151,850 linear feet of street roadway in which it is proposed to lay 102,000 linear feet of mains at an estimated cost of \$1,800,000.

Section 4 is a loop extending around the lower water-front between James slip, East River to Chambers street, North River.

The area which it is proposed to cover contains approximately 45,350 linear feet of street roadway in which it is proposed to lay about 37,000 feet of mains, at an estimated cost of \$500,000.

The estimated costs for Sections 2, 3 and 4 as given above are slightly higher in proportion to the length of pipe laid than the actual cost of Section 1, it being anticipated that the proposed work will prove somewhat more expensive than that in Section 1.

I believe that it is to the City's best interests that protection should be given by the installation of the high pressure system as rapidly as possible throughout the thickly populated portion of the City. It may be considered advisable, however, in view of the present financial conditions not to start all of the proposed extensions at once, in which case, I believe that preference should be given to Section 3, the crowded tenement district south of Houston street and east of Bowery, because of the greater danger to life and to the rest of the City if a serious conflagration within this district should develop.

The estimated cost of the work on Section 3 is \$1,800,000.

I would therefore advise that the Board of Estimate and Apportionment, pursuant to section 178 of the Greater New York Charter, may properly approve the issue of Corporate Stock of The City of New York to the amount of \$1,800,000 to provide

means for the extension of the high pressure water service for fire and other purposes in the Borough of Manhattan.

Respectfully,

W. H. ROBERTS,
Assistant Engineer in Charge of Bureau.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 178 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to the amount of one million eight hundred thousand dollars (\$1,800,000), to provide means for the extension of the high pressure water service for fire and other purposes in the Borough of Manhattan, as set forth in section 178 of the Charter; 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 million eight hundred thousand dollars (\$1,800,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Public Charities, requesting the rescission of so much of the resolutions adopted June 21, 1907, and June 26, 1908, authorizing the issue of Corporate Stock for the erection of new buildings and for additions, etc., to existing buildings under the jurisdiction of the Department of Public Charities, as relates to repairs, etc., to the Kings County Hospital, and the adoption of a resolution authorizing the issue of \$155,000 Corporate Stock for the erection of a new wing to the Kings County Hospital, together with report of the Comptroller (to whom this matter was referred on September 18, 1908) recommending the granting of said request:

DEPARTMENT OF PUBLIC CHARITIES,
FOOT OF EAST TWENTY-SIXTH STREET,
September 17, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—The undersigned, Commissioner of Public Charities, respectfully requests "that the title of the items hereinafter specified for which the issue of Corporate Stock has been authorized, namely:

"Alterations, etc., to Building Recently Vacated by New York State, Kings County Hospital, \$75,000, by the Board of Estimate and Apportionment June 21, 1907, with the approval of the Board of Aldermen July 23, 1907, and of the Acting Mayor July 30, 1907.

"Repairs to Annex Building, Kings County Hospital, Brooklyn, \$80,000, by the Board of Estimate and Apportionment June 26, 1908, with the approval of the Board of Aldermen June 30, 1908, and of the Mayor July 9, 1908.

—“be changed to the following:

“For New Wing to the Kings County Hospital, \$155,000.”

The reasons for this desired change in the form of this authorization are that the Medical Board of the Kings County Hospital, after giving the question full consideration, is convinced that the annex building even if repaired at the expense indicated, would not be a suitable place in which to care for the sick. It is a very old building and would still be lacking in modern requirements for the care of the sick.

It was estimated that this building, with the repairs completed, would care for about 250 patients, and it is estimated by the architects, Messrs. Helmle & Huberty, of No. 190 Montague street, Brooklyn, that a new wing of modern hospital construction, capable of caring for 200 patients, can be added to the Kings County Hospital for the same amount.

It is accordingly requested that permission be granted to make the desired change and that the resolutions providing for the authorization be amended accordingly. It is further recommended that the Comptroller be authorized, if such course is practicable and meets with his approval, to sell the annex building at the Kings County Hospital to the highest bidder, with the requirement that the material be promptly removed therefrom and the remaining excavation filled in the surrounding level.

Respectfully yours,

ROBT. W. HEBBERD, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 5, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—Hon. Robert W. Hebbard, Commissioner, Department of Public Charities, in communication dated September 17, 1908, requests of the Board of Estimate and Apportionment "that the title of the items hereinafter specified, for which the issue of Corporate Stock has been authorized, namely:

"Alterations, etc., to Building Recently Vacated by New York State, Kings County Hospital, \$75,000, by the Board of Estimate and Apportionment June 21, 1907, with the approval of the Board of Aldermen July 23, 1907, and of the Acting Mayor July 30, 1907.

"Repairs to Annex Building, Kings County Hospital, Brooklyn, \$80,000, by the Board of Estimate and Apportionment June 26, 1908, with the approval of the Board of Aldermen June 30, 1908, and of the Mayor July 9, 1908.

—“be changed to the following:

“For New Wing to the Kings County Hospital, \$155,000.”

I would report that the Board of Estimate and Apportionment has heretofore authorized the issue of \$155,000 Corporate Stock, as stated above, for alterations and repairs to the old annex building at the Kings County Hospital, which was last used by the State of New York as an insane pavilion, and has been vacant for more than a year.

The Commissioner has decided that it will be more advantageous to use this amount of \$155,000 for the construction of a new wing to the main building of the Kings County Hospital, rather than for the purpose for which the appropriation was originally granted.

I am inclined to agree with the Commissioner in this matter. The ground occupied by the old annex building can be used to much more advantage if the annex building is removed. The ceilings of the old building are low, and the building contains much waste space that cannot be utilized. It will be impossible to convert this building into a first-class hospital building, even by an expenditure of \$155,000. In proportion to the number of patients accommodated, a new wing to the main hospital can be administered much more economically than can the old building.

As no part of the \$155,000 appropriated has been expended, I think the Board of Estimate and Apportionment may properly rescind that portion of the resolution adopted by the Board of Estimate and Apportionment June 21, 1907, authorizing the appropriation of \$1,300,000 for the purpose of providing means for the erection of new buildings, additions, improving and permanently bettering and equipping existing buildings and new steamboats under the jurisdiction of the Commissioner of Public Charities, which reads as follows:

Alterations, etc., to Building Recently Vacated by New York State, Kings County Hospital, \$75,000, and also that portion of the resolution adopted by the Board of Estimate and Apportionment June 26, 1908, authorizing the appropriation of \$1,169,000 for the erection of new buildings and for additions, improvements and permanently bei-

tering existing buildings under the jurisdiction of the Department of Public Charities, which reads as follows:

Repairs to Annex Building, Kings County Hospital, Brooklyn, \$80,000, and adopt a new resolution authorizing the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended by chapter 499 of the Laws of 1904, to issue Corporate Stock to the amount of \$155,000 for the erection of new wing to the Kings County Hospital.

In order that the old annex building may be removed as desired by the Commissioner it will be necessary for him to apply to the Commissioners of the Sinking Fund for its sale, under section 1553 of the Charter.

Respectfully,

W. H. ROBERTS,
Assistant Engineer in Charge of Bureau.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby rescinds that portion of the resolution adopted June 21, 1907, authorizing an issue of one million three hundred thousand dollars (\$1,300,000) Corporate Stock for the purpose of providing means for the erection of new buildings, additions, improving and permanently bettering and equipping existing buildings and new steamboats under the jurisdiction of the Commissioner of Public Charities, which reads as follows:

Alterations, etc., to Building Recently Vacated by New York State, Kings County Hospital, \$75,000.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby rescinds that portion of the resolution adopted June 26, 1908, authorizing an issue of one million one hundred and sixty-nine thousand dollars (\$1,169,000) Corporate Stock for the erection of new buildings, and for additions, improvements and permanently bettering existing buildings under the jurisdiction of the Department of Public Charities, which reads as follows:

Repairs to annex building, Kings County Hospital, Brooklyn, \$80,000.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 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 and fifty-five thousand dollars (\$155,000), for the purpose of providing means for the erection of a new wing to the Kings County Hospital, Brooklyn, under the jurisdiction of the Department of Public Charities, and that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred and fifty-five thousand dollars (\$155,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting authority, pursuant to resolution adopted December 6, 1907, to complete the construction of walks, etc., at McLaughlin Park, Brooklyn, at an estimated cost of \$1,079.36; together with report of the Comptroller (to whom this matter was referred on October 2, 1908), recommending that said request be granted:

DEPARTMENT OF PARKS, BOROUGHS OF BROOKLYN AND QUEENS,
LITCHFIELD MANSION, PROSPECT PARK,
BROOKLYN, September 29, 1908.

To the Honorable Board of Estimate and Apportionment:

GENTLEMEN—Permission is hereby requested from your Honorable Board for authority to complete the construction of walks, sidewalks, railing, grading and paving at McLaughlin Park, authorized by an issuance of Corporate Stock adopted by the Board of Aldermen June 12, 1906, and approved by the Mayor June 19, 1906. Plans and specifications had been prepared for this work but could not be carried out in their entirety at the time because the St. James School building was still occupying the site. The school building has been removed, and I now desire to finish the work; but owing to a resolution of your Honorable Board passed on December 6, 1907, all further Corporate Stock expenditures were stopped. The amount required to complete this park is estimated by engineers at one thousand nine hundred and seventy-nine dollars and thirty-six cents (\$1,079.36).

Respectfully,

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

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 7, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—Hon. M. J. Kennedy, Commissioner, Department of Parks, Boroughs of Brooklyn and Queens, in communication dated September 29, 1908, requests permission from the Board of Estimate and Apportionment to complete the construction of walks, sidewalks, railing, grading and paving at McLaughlin Park, which he is now prevented from doing by the resolution passed by the Board of Estimate and Apportionment, December 6, 1907, directing heads of Departments, until further notice, not to incur any new or additional indebtedness payable from funds provided by the issue of Corporate Stock heretofore authorized without the further approval of the Board.

I would report that on May 4, 1908, the Board of Estimate and Apportionment approved the issue of Corporate Stock to the amount of \$35,000 for the construction of playgrounds and purchase of gymnasium equipment for boys and girls and laying sidewalks and interior walks at McLaughlin Park.

The work of grading and laying out this park was almost finished in September, 1907, the completion being prevented by the fact that a school building occupying one corner of the plot could not be demolished until a new building to take its place was completed. The old school building has now been removed and the park should be completed as quickly as possible.

The estimated cost is \$1,979.36, and there remains available an unexpended cash balance of \$2,176.36 from the \$35,000 appropriated by the Board of Estimate and Apportionment May 4, 1906.

The work being urgent and necessary, I think the Board of Estimate and Apportionment may properly authorize the completion of the construction of walks, sidewalks, railing, grading and paving at McLaughlin Park, Borough of Brooklyn, as requested by the Commissioner of Parks, Boroughs of Brooklyn and Queens.

Respectfully,

W. H. ROBERTS,
Assistant Engineer in Charge of Bureau.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 6, 1907, adopted a resolution directing all heads of Departments, etc., not to incur any new or additional indebtedness payable from funds provided by the issue of Corporate Stock heretofore authorized without the further approval of this Board.

Resolved, That the request of the Commissioner of Parks, Boroughs of Brooklyn and Queens, for authority to complete the construction of walks, sidewalks, railing, grading and paving at McLaughlin Park, Brooklyn, at an estimated cost of one thousand nine hundred and seventy-nine dollars and thirty-six cents (\$1,979.36), be and the same is hereby approved.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Chief Engineer of the Board, submitting communication from the Chief Engineer, Pennsylvania Tunnel and Terminal Railroad Company, transmitting certificate No. 1, showing the total expenditure for work done to July 25, 1908, on the Blackwells Island Bridge Approach Viaduct to be \$72,831.23, the cost of which is to be divided equally between the City and the Railroad Company, together with report of the Comptroller (to whom, on September 18, 1908, said communication was referred) recommending the following:

First—The acceptance of the certificate, of which \$36,415.61 is due from the City.

Second—The issue of \$82,823 Corporate Stock for defraying the City's share of expense of building the viaduct.

Third—The approval of the plans by the Municipal Art Commission, as provided in chapter 637 of the Charter as amended by chapter 675 of the Laws of 1907.

Fourth—The transmission of a certified copy of the agreement of June 21, 1907, to the Comptroller, in order that it may be certified by him and registered in the Department of Finance.

REPORT NO. 42.

BOARD OF ESTIMATE AND APPORTIONMENT,
OFFICE OF THE CHIEF ENGINEER,
September 9, 1908.

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

Sir—The Pennsylvania Tunnel and Terminal Railroad Company, through its Chief Engineer, Mr. Alfred Noble, has, under date of September 5, 1908, submitted a statement showing the amount of money expended by the company up to July 25 on the construction of the diagonal viaduct across the Sunnyside Yard, which is to furnish an approach to the Blackwells Island Bridge. Under the agreement entered into between the City and this company on June 21, 1907, the expense of building this viaduct is to be divided equally between the railroad company and the City. The agreement also provides that all work to be done shall be by contract, and that such contract and specification shall be submitted to and approved by the Board of Estimate and Apportionment. On February 7, 1908, the Board approved of a form of contract and specification between the railroad company and the Degnon Contracting Company, which contract and specification is printed in the minutes of the Board of January 10 last. The statement herewith submitted is for work done pursuant to that contract and at the prices named therein.

The amount of work done has been carefully verified by inspection upon the ground. The total value of work done according to this statement is \$72,831.23, of which the City would pay one-half. This includes not only the items covered by the contract, but a sum of \$2,330 for field engineering and inspection. The inclusion of this charge has been the subject of conferences between the Chief Engineer of the company and the Engineer of the Board, and, in my opinion, it should properly be included in the cost of the structure. There has also been some discussion as to the propriety of including the cost of the preparation of plans, but to this your Engineer could not agree, and no claim is made for that item.

I believe that the charge is a proper one, and would recommend that the Board of Estimate and Apportionment by resolution authorize the payment of the City's share of this amount and provide the funds by an issue of Corporate Stock in the sum of \$36,415.61.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

PENNSYLVANIA TUNNEL AND TERMINAL RAILROAD COMPANY,
EAST RIVER DIVISION, NO. 315 FIFTH AVENUE,
NEW YORK, September 5, 1908.

Mr. NELSON P. LEWIS, Chief Engineer, Board of Estimate and Apportionment, No. 277 Broadway, New York:

DEAR SIR—I inclose Certificate No. 1 showing the cost of work done to July 25, 1908, on the Blackwells Island Bridge approach viaduct, the cost of which is to be divided equally between the City and the railroad company. Since the first draft of this certificate was submitted it has been corrected to conform to the suggestions in yours of the 1st and 2d inst.

Yours truly,

A. NOBLE, Chief Engineer.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 12, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—Certificate No. 1, for \$36,415.61 in favor of the Pennsylvania Tunnel and Terminal Railroad Company, being one-half the amount expended to July 25, 1908, by the company in the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, which is to furnish an approach to the Blackwells Island Bridge, has been transmitted to the Board of Estimate and Apportionment by the Chief Engineer under date of September 5, 1908, with his report recommending payment of same.

I would report that on June 21, 1907, The City of New York, through the Board of Estimate and Apportionment, entered into an agreement with the Pennsylvania Tunnel and Terminal Company providing for the closing of certain streets and the building of viaducts, etc., at Sunnyside Yard, Borough of Queens.

Under this agreement the City must pay one-half the cost of the diagonal viaduct above mentioned. It is provided that the plans for this structure must be approved by the Board of Estimate and Apportionment, and that the work must be done under a contract, which must be approved by the Board of Estimate and Apportionment.

Plans for the substructure of the viaduct were approved by the Board of Estimate and Apportionment, September 27, 1907, the City's share of the cost being estimated at \$82,823. The contract for the construction of the substructure was approved by the Board of Estimate and Apportionment, February 7, 1908, as provided in the agreement.

Plans for the superstructure of the viaduct have not yet been completed, and no estimate of cost has been made.

Certificate No. 1, in the amount of \$36,415.61, is correct in amount and complies with the requirements of the agreement of June 21, 1907. The Board of Estimate and Apportionment should by resolution accept this certificate.

Previous to the payment of this amount by the Comptroller, it will, in my opinion, be necessary:

1. That an issue of Corporate Stock be provided for defraying the City's share of the expense of building this viaduct. I would suggest that the Board of Estimate and Apportionment, pursuant to section 47 of the Greater New York Charter, as amended, by resolution, approve the issue of Corporate Stock to the amount of \$82,823, the estimated cost of the substructure.

2. It is necessary that the plans for this work be approved by the Municipal Art Commission as provided in chapter 637 of the Greater New York Charter, as amended by chapter 675 of the Laws of 1907.

3. The Board of Estimate and Apportionment should transmit to the Comptroller a certified copy of the agreement of June 21, 1907, in order that it may be certified by him and registered in the Department of Finance.

Respectfully,

W. H. ROBERTS,
Assistant Engineer in Charge of Bureau.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That in accordance with the agreement, dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company, for the construction of the diagonal viaduct across the Sunnyside Yard to furnish an approach to the Blackwells Island Bridge, Borough of Queens, the Board of Estimate and Apportionment hereby accepts Certificate No. 1, amounting to thirty-six thousand four hundred and fifteen dollars and sixty-one cents (\$36,415.61), being the City's share of the expense incurred for the construction of the substructure of said viaduct up to July 25, 1908.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 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 eighty-two thousand eight hundred and twenty-three dollars (\$82,823), for the purpose of providing means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company, for the construction of said viaduct; that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented a report of the Comptroller, to whom on September 18, 1908, was referred a resolution of the Board of Aldermen requesting an issue of \$20,000 Special Revenue Bonds (pursuant to the provisions of subdivision 8 of section 188 of the Charter) to meet a deficiency in the appropriation made to the President of the Borough of Richmond, for the year 1908, entitled Bureau of Engineering, Construction Division—Salaries and Wages, recommending that the application be granted.

The President of the Borough of Richmond stated that \$15,000 would be sufficient, and the resolution authorizing the issue of \$15,000 Special Revenue Bonds failed of adoption, receiving the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—14.

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

Subdivision 8 of section 188 of the Charter, under which Special Revenue Bonds for this purpose are authorized, requiring the unanimous vote of the Board.

On October 2, 1908, the resolution authorizing the issue of \$20,000 Special Revenue Bonds failed of adoption, not receiving the unanimous vote of the Board. The vote was then reconsidered and the matter laid over.

The Secretary presented a report of the Commissioner of Street Cleaning, to whom, on September 25, 1908, was referred the report of the Comptroller, recommending the approval of the contract for the collection and removal of ashes, etc., in specified districts of the Borough of The Bronx and in Inwood and Marble Hill, Borough of Manhattan, requesting the Board to approve of the terms and conditions of the contract as originally submitted.

Which was referred to the Comptroller.

The Secretary presented communications as follows:

From the Secretary, Borough of Manhattan, transmitting claim of Charles H. Eidlitz, pursuant to the provisions of chapter 60, Laws of 1907, for \$905.64 for electrical work in the City Hall, Borough of Manhattan.

Claim of the Baldwin Engineering Company (pursuant to the provisions of chapter 60, Laws of 1907) for \$846.49 for emergency repair work done under orders from the office of the President of the Borough of Manhattan.

Claim of the United and Globe Rubber Manufacturing Companies of Trenton, N. J. (pursuant to the provisions of chapter 60, Laws of 1907), for \$944 for water hose delivered to the Bureau of Sewers, Borough of Queens, during the year 1907.

Which were referred to the Comptroller.

The Secretary presented a resolution adopted by the Central Board of Bookbinder's Locals, New York City, protesting against the award by the Trustees of the Public Libraries of Greater New York of contracts for binding books to the firm of Cedric Chivers, Limited, of Bath, England, etc.

On motion of the President of the Borough of Manhattan, the Secretary was directed to request the different public libraries to transmit to the Board any and all information relating to their contracts for the rebinding of books.

The following transfer of appropriation was made upon the recommendation of the Comptroller:

\$1,200, as requested by the President of the Borough of Richmond from the appropriation made for the year 1908, entitled Bureau of Sewers—Labor, Maintenance and Supplies: Hired Teams, Horses and Carts, to the appropriation made for the same year entitled Bureau of Sewers—Labor, Maintenance and Supplies: Equipment, Repairs, Renewals and Supplies.

THE CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND,
BOROUGH HALL, NEW BRIGHTON, OCTOBER 5, 1908.

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

GENTLEMEN—In the segregation of the Budget for 1908 it was not possible to estimate exactly as to the division of appropriations in the different Bureaus. We are finding, therefore, that some of the accounts will have a surplus and others decided deficiencies. That is the case at present in the Bureau of Sewers.

We would ask that a transfer of \$1,200 be made from the appropriation President of the Borough of Richmond, Bureau of Sewers, Hired Teams, to the same Bureau appropriation for Equipment, Repairs, Renewals and Supplies, and would ask that this be done at the earliest possible date.

Yours respectfully,
GEORGE CROMWELL
President of the Borough of Richmond.

The following resolution was offered:

Resolved, That the sum of twelve hundred dollars (\$1,200) be and the same is hereby transferred from the appropriation made to the President of the Borough of Richmond for the year 1908, entitled Bureau of Sewers—Labor, Maintenance and Supplies: Hired Teams, Horses and Carts, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said office for the year 1908, entitled Bureau of Sewers—Labor, Maintenance and Supplies: Equipment, Repairs, Renewals and Supplies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Board of Water Supply requesting approval of purchase of Parcels 651 and 652, Section 13, Ashokan Reservoir, at \$3,500, together with a report of the Comptroller, to whom, on June 19, this matter was referred, recommending such approval:

BOARD OF WATER SUPPLY, CITY OF NEW YORK,
No. 299 BROADWAY,
NEW YORK, JUNE 17, 1908.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York:

Sir—We enclose copy of report received from Commissioner Chadwick, dated May 12, 1908, recommending the purchase from Albert H. Barth of the property known as Parcels 651 and 652, Section 13, Ashokan Reservoir, for \$3,500 cash. Upon receipt of this report this Board, on June 16, 1908, adopted the following resolution:

"Resolved, That the Board of Water Supply, pursuant to the recommendation of Commissioner Chadwick and in accordance with chapter 724 of the Laws of 1905, as amended, and subject to the approval of the Board of Estimate and Apportionment, hereby approves the purchase from Albert H. Barth, for three thousand five hundred dollars (\$3,500) cash, of Parcels 651 and 652, Section 13, Ashokan Reservoir, containing 17.697 acres, a large house containing sixteen rooms, a carriage house and stable and an old barn; and that when and if said purchase shall be approved by the Board of Estimate and Apportionment, the Corporation Counsel is hereby requested to prepare all necessary agreements and other instruments for the signatures of the Board of Water Supply, and to take such other steps and proceedings as may be necessary and proper."

We respectfully request the approval of this purchase by your Board.

Respectfully,
BOARD OF WATER SUPPLY,
Per THOS. HASSETT, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 13, 1908.

HON. HERMAN A. METZ, Comptroller:

Sir—The Board of Estimate and Apportionment at a meeting held June 19, 1908, referred to you a communication presented from the Board of Water Supply, requesting the approval of the purchase, at \$3,500, of Parcels 651 and 652, Section 13, Ashokan Reservoir, as a part of the water supply of The City of New York. Attached to the papers is a communication from the Board of Water Supply to the Board of Estimate and Apportionment, a copy of a communication from Commissioner Chadwick to the Board of Water Supply, and a communication from John J. Linson, Corporation Counsel in charge of the proceedings, to Mr. Britton of the Board of Water Supply.

Mr. Chadwick states that the property consists of 17.697 acres, is located near Olive Branch station in the Town of Olive. There is a large house upon the property containing sixteen rooms, in good order, a carriage house and stable both in good order, and an old barn. The owner, Mr. Barth, has offered to sell the property to the City for the sum of \$3,500 cash. He also states that he has had the matter investigated and believes it to be a good purchase for the City.

The Corporation Counsel in charge of the proceedings states that from reports made to him by his Appraisers, he is of the opinion that such a purchase will not in any manner prejudice the interests of the City in the condemnation proceedings now in progress.

I would, therefore, respectfully recommend that the Board of Estimate and Apportionment approve of the purchase on the part of the Board of Water Supply from Albert H. Barth, of Parcels Nos. 651 and 652, Section 13, Ashokan Reservoir, at a price not exceeding \$3,500.

Respectfully submitted for approval,
MORTIMER J. BROWN,
Appraiser of Real Estate, Department of Finance.

Approved:
H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 724 of the Laws of 1905, as amended, hereby approves of the action taken by the Board of Water Supply, relative to the acquisition of prop-

erty known as Parcels Nos. 651 and 652, Section 13, Ashokan Reservoir, containing 17.697 acres, a large house containing sixteen rooms, a carriage house and a stable and an old barn, and authorizes the purchase of said property at a price not exceeding thirty-five hundred dollars (\$3,500).

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, Brooklyn, Queens and Richmond—14.

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

The Secretary presented the following communications from the Board of Water Supply, requesting approval of purchase of Parcel No. 286, Section 6, Kensico Reservoir, at \$213.75; Parcels Nos. 181 and 186, Section 3, Kensico Reservoir, at \$3,000; Parcel No. 73, Section 2, Hill View Reservoir, at \$1,350, and Parcel No. 26, Section 1, Hill View Reservoir, at \$1,200, together with a report of the Comptroller, to whom, on June 19, and September 18, respectively, these communications were referred, recommending such approval.

BOARD OF WATER SUPPLY, CITY OF NEW YORK,
No. 299 BROADWAY,
NEW YORK, JUNE 11, 1908.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York:

Sir—We transmit to you herewith copy of report made to this Board by Commissioner Chadwick under date of June 2, 1908. This Board on June 9, 1908, on receipt of the above mentioned report, duly adopted the following resolution:

Resolved, That the Board of Water Supply, pursuant to the recommendation of Commissioner Chadwick, and in accordance with chapter 724 of the Laws of 1905, as amended, and subject to the approval of the Board of Estimate and Apportionment, hereby approves the purchase from James Turnbull for two hundred and thirteen dollars and seventy-five cents (\$213.75), cash, of Parcel No. 286, Section 6, Kensico Reservoir, being of the dimensions 25 feet by 100 feet; and that when and if said purchase shall be approved by the Board of Estimate and Apportionment, the Corporation Counsel is hereby requested to prepare all the necessary agreements and other instruments for the signatures of the Board of Water Supply, and to take such other steps and proceedings as may be necessary and proper.

We respectfully request the approval of this purchase by your Board.

Respectfully,
BOARD OF WATER SUPPLY,
Per THOS. HASSETT, Secretary.

BOARD OF WATER SUPPLY, CITY OF NEW YORK,
No. 299 BROADWAY,
NEW YORK, JULY 1, 1908.

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

GENTLEMEN—We inclose herewith copy of report made to this Board by Commissioner Chadwick, dated June 23, 1908, recommending the purchase for \$3,000 of Parcels 181 and 186, Kensico Reservoir.

At a meeting of this Board held June 30, 1908, this recommendation was approved and the following resolution was adopted:

Resolved, That the Board of Water Supply, pursuant to the recommendation of Commissioner Chadwick, and in accordance with chapter 724 of the Laws of 1905, as amended, and subject to the approval of the Board of Estimate and Apportionment, hereby approves the purchase from the New Netherland Realty Company, for three thousand dollars (\$3,000) cash, of Parcels 181 and 186, Section 3, Kensico Reservoir, and that when and if said purchase shall be approved by the Board of Estimate and Apportionment the Corporation Counsel is hereby requested to prepare all necessary agreements and other instruments for the signatures of the Board of Water Supply, and to take such other steps and proceedings as may be necessary and proper."

We respectfully request the approval of this purchase by your Board.

Respectfully,
BOARD OF WATER SUPPLY,
Per THOS. HASSETT, Secretary.

BOARD OF WATER SUPPLY, CITY OF NEW YORK,
No. 299 BROADWAY,
NEW YORK, JULY 1, 1908.

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

GENTLEMEN—We inclose herewith copy of report made to this Board by Commissioner Chadwick, dated June 23, 1908, recommending the purchase for \$1,350 of Parcel 73, Section 2, Hill View Reservoir.

At a meeting of this Board held June 30, 1908, this recommendation was approved and the following resolution was adopted:

Resolved, That the Board of Water Supply, pursuant to the recommendation of Commissioner Chadwick, and in accordance with chapter 724 of the Laws of 1905, as amended, and subject to the approval of the Board of Estimate and Apportionment, hereby approves the purchase from John J. Schumann, for thirteen hundred and fifty dollars (\$1,350) cash, of Parcel 73, Section 2, Hill View Reservoir, and that when and if said purchase shall be approved by the Board of Estimate and Apportionment the Corporation Counsel is hereby requested to prepare all necessary agreements and other instruments for the signatures of the Board of Water Supply, and to take such other steps and proceedings as may be necessary and proper."

We respectfully request the approval of this purchase by your Board.

Respectfully,
BOARD OF WATER SUPPLY,
Per THOS. HASSETT, Secretary.

BOARD OF WATER SUPPLY, CITY OF NEW YORK,
No. 299 BROADWAY,
NEW YORK, JULY 1, 1908.

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

GENTLEMEN—We inclose herewith copy of report made to this Board by Commissioner Chadwick, dated June 23, 1908, recommending the purchase for \$1,200 of Parcel 26, Section 1, Hill View Reservoir.

At a meeting of this Board held June 30, 1908, this recommendation was approved and the following resolution was adopted:

Resolved, That the Board of Water Supply, pursuant to the recommendation of Commissioner Chadwick, and in accordance with chapter 724 of the Laws of 1905, as amended, and subject to the approval of the Board of Estimate and Apportionment, hereby approves the purchase from Mrs. M. Amelia H. Vinal, for twelve hundred dollars (\$1,200) cash, of Parcel 26, Section 1, Hill View Reservoir, and that when and if said purchase shall be approved by the Board of Estimate and Apportionment the Corporation Counsel is hereby requested to prepare all necessary agreements and other instruments for the signatures of the Board of Water Supply, and to take such other steps and proceedings as may be necessary and proper."

We respectfully request the approval of this purchase by your Board.

Respectfully,
BOARD OF WATER SUPPLY,
Per THOS. HASSETT, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
October 13, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—The Board of Estimate and Apportionment, at a meeting held June 19, 1908, transmitted to you for consideration and report the request of the Board of Water Supply for the approval of the purchase of several parcels of land included in the area of the property laid out by them to be acquired for water supply purposes of The City of New York, one being known as Parcel 386, Section 6, 25 feet by 100 feet, Kensico Reservoir, at \$213.75.

Under date of September 29 the Board of Water Supply received a communication from the attorney in charge of the proceedings, stating that, taking into consideration the expenses of condemnation, he should deem its acquisition a very reasonable settlement of the case.

The Board of Estimate and Apportionment, at a meeting held September 18, 1908, had presented three communications from the Board of Water Supply relative to the purchase of property for the uses and purposes of said Board, which were referred to you for consideration and report:

1. Parcel 73, Section 2, Hill View Reservoir.....	\$1,350.00
2. Parcels 181 and 186, Section 3, Kensico Reservoir.....	3,000.00
3. Parcel 26, Section 1, Hill View Reservoir.....	1,200.00

Under date of September 29, 1908, Mr. Dykman wrote the Board of Water Supply in substance as follows:

1. That he is advised that this parcel, consisting of two lots, can be purchased for \$1,350. This is at the rate of \$675 a lot. That a purchase at that price is a reasonable settlement and would not interfere with his proceedings and would save any further expense.

2. Under same date he writes that he is advised that this includes what is commonly known as Lots Nos. 3 to 14, both inclusive, on the map of Kensico Manor; that he is advised that these parcels, together with the interest of the parties in Parcel 188, which is part of a high, and Parcel 195, which is a narrow strip of the road known as Broadway, can be purchased for \$3,000. That, taking into consideration the expenses of condemnation, Commissioners' fees, witnesses, Stenographers, counsel fees, both for and against the City, he should consider this a reasonable settlement, and would not in any way interfere with the condemnation proceedings now in his charge.

3. He states that the parcel can be purchased for \$1,200. He would advise its purchase at this price, and that it will not interfere in any way with the condemnation proceedings.

Some time since the Board of Estimate and Apportionment was requested to have the Corporation Counsel in charge of the proceedings transmit with each request of the Board of Water Supply to the Board of Estimate and Apportionment a certificate showing his Appraisers' valuation of the real estate over their own signatures, and also a certificate from him saying that the price would not prejudice the proceedings in condemnation by establishing a value against the City. He does not show this in any way—he states that it will not interfere—and in my conversation with Mr. Britton, of the Board of Water Supply, he promised in future to have this done, and it seems to me that this is of importance that when these matters are referred to you that an intelligent report should be made to the Board in relation thereto.

This office has not the funds to visit all of these parcels in question and examine and see whether the price is reasonable and just, and I have several times suggested to you that the Board of Water Supply agree to pay the expense of examining these properties by the Finance Department, or else the Finance Department should refuse to pass upon any of the propositions.

The lots in Hill View, 25 feet by 100 feet (I assume that is the size, although no size has been given in this matter), may readily be worth \$675 apiece. Lots in Brooklyn, lots in the upper part of The Bronx, and lots in Queens within the area of The City of New York, sell for less than this price, and if the Finance Department is to act intelligently upon the subject, a new arrangement should be made looking to the personal examination of each of these parcels, or else the Corporation Counsel's office should be compelled to furnish the Board of Estimate and Apportionment with specific information in regard to each piece.

Assuming that the facts stated are correct, and taking the certificate of the Corporation Counsel in charge of the proceedings, who is in a position to judge as to values, I would respectfully recommend that the Board of Estimate and Apportionment adopt a resolution approving of the acquisition by the Board of Water Supply of the following:

1. From James Turnbull, for \$213.75, Parcel 386, Section 6, Kensico Reservoir, dimensions 25 feet by 100 feet.

2. From John J. Schuman, for \$1,350, Parcel 73, Section 2, Hill View Reservoir. No dimensions given.

3. From the New Netherland Realty Company, for \$3,000, Parcels 181 and 186, Section 3, Kensico Reservoir.

4. From Mrs. M. Amelia H. Vinal, for \$1,200, Parcel 26, Section 1, Hill View Reservoir.

All the papers transmitted by the Board of Estimate and Apportionment and by Mr. Dykman are transmitted herewith.

Respectfully submitted for approval,

MORTIMER J. BROWN.

Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 724, Laws of 1903, as amended, hereby approves of the action taken by the Board of Water Supply, relative to the acquisition of the following property, and authorizes the purchase thereof:

Parcel 386, Section 6, Kensico Reservoir, dimensions 25 feet by 100 feet.....	\$213.75
Parcels 181 and 186, Section 3, Kensico Reservoir.....	3,000.00
Parcel 73, Section 2, Hill View Reservoir.....	1,350.00
Parcel 26, Section 1, Hill View Reservoir.....	1,200.00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—14.

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

The Board then proceeded to the consideration of the communications of the Comptroller recommending issues of Corporate Stock to replenish the Fund for Street and Park Openings, which were laid over earlier in the meeting, and the Secretary presented the following communications (2) from the Comptroller, recommending issues of Corporate Stock to replenish the Fund for Street and Park Openings, as follows:

A. \$8,735.86 for expenses connected with the acquisition of certain lands, etc., for the public driveway known as the Speedway, in the Borough of Manhattan.

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

To the Board of Estimate and Apportionment:

GENTLEMEN—I am advised by the Corporation Counsel that a bill of costs and expenses has been taxed by the Supreme Court, under date of August 19, 1908, in the matter of acquiring title to certain lands, property rights, easements and privileges

necessary to be acquired, pursuant to chapter 102 of the Laws of 1893, entitled "An Act to lay out, establish and regulate a public driveway, in The City of New York," known as the Speedway, commencing at a point on One Hundred and Fifty-fifth street, at or near the intersection of said street and St. Nicholas place, thence in a general northeasterly direction to a point on the westerly shore of the Harlem River, thence in a general northerly direction on, along or near the said west shore of said Harlem River to connect with Dyckman street, etc., at the sum of eight thousand seven hundred and thirty-five dollars and eighty-six cents (\$8,735.86).

Pursuant to the provisions of chapter 102 of the Laws of 1893, the entire cost and expense of this proceeding is to be borne and paid by The City of New York, and is made payable from the Fund for Street and Park Openings. Corporate Stock to the amount of eight thousand seven hundred and thirty-five dollars and eighty-six cents (\$8,735.86) should therefore be issued to provide means for the payment of these costs and expenses.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 174 of the revised Greater New York Charter, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the revised Greater New York Charter, to the amount of eight thousand seven hundred and thirty-five dollars and eighty-six cents (\$8,735.86), the proceeds whereof to be applied to replenish the Fund for Street and Park Openings for the expenses taxed by the Supreme Court, in The City of New York, in the matter of acquiring title to certain lands, property rights, easements and privileges necessary to be acquired, pursuant to chapter 102 of the Laws of 1893, entitled "An Act to lay out, establish and regulate a public driveway in The City of New York, known as the Speedway, commencing at a point on One Hundred and Fifty-fifth street at or near the intersection of said street and St. Nicholas place, thence in a general northeasterly direction to a point on the westerly shore of the Harlem River, thence in a general northerly direction on, along or near the said West shore of said Harlem River to connect with Dyckman street, etc."

Which was adopted by the following vote:

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

B. \$975,548.88 for expenses connected with the acquisition of land, etc., required for the extension of High Bridge Park, in the Borough of Manhattan.

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

To the Board of Estimate and Apportionment:

GENTLEMEN—I am advised by the Corporation Counsel that the First Partial and Separate Report of the Commissioners of Estimate and Assessment in the matter of acquiring title to the lands, tenements and hereditaments required for the extending of High Bridge Park, as shown on a map filed in the office of the Register of the County of New York, December 21, 1903, in accordance with the plan adopted by the Board of Estimate and Apportionment, December 11, 1903, and approved by the Mayor, December 18, 1903, in the Twelfth Ward, Borough of Manhattan, City of New York, was confirmed by an order of the Supreme Court, dated June 12, 1908, and entered in the office of the Clerk of the County of New York, June 12, 1908.

The title to the lands taken in this proceeding became vested in The City of New York on April 3, 1905, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment, adopted December 9, 1904.

Total amount of the awards is..... \$970,443.15
Total amount of taxed costs..... 35,095.73
Total amount of additional taxed costs..... 17,021.13

Total \$1,023,160.01
Less amount of awards reduced by stipulation, dated August 6, 1908. 47,611.13
Balance \$975,548.88

Pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted April 22, 1904, the entire cost and expense of this proceeding is to be borne and paid by The City of New York, for which Corporate Stock to the amount of nine hundred and seventy-five thousand five hundred and forty-eight dollars and eighty-eight cents (\$975,548.88) should be issued.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 174 of the revised Greater New York Charter, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the revised Greater New York Charter, to the amount of nine hundred and seventy-five thousand five hundred and forty-eight dollars and eighty-eight cents (\$975,548.88), the proceeds whereof to be applied to replenish the Fund for Street and Park Openings for this amount to be paid therefrom, in the matter of acquiring title to the lands, tenements and hereditaments required for the extending of High Bridge Park, as shown on a map filed in the office of the Register of the County of New York, December 21, 1903, in accordance with the plan adopted by the Board of Estimate and Apportionment, December 11, 1903, and approved by the Mayor, December 18, 1903, in the Twelfth Ward, Borough of Manhattan, City of New York, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment, adopted April 22, 1904.

Which was adopted by the following vote:

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

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

The Chair presented a resolution of the Board of Aldermen requesting an issue of \$20,000 Special Revenue Bonds, pursuant to subdivision 8 of section 188 of the Charter, to be expended under the direction of his Honor, the Mayor, for the purpose of bringing the International Tuberculosis Exhibit now at Washington, D. C., to The City of New York, and maintaining the same for a period of thirty days, under the auspices of the Tuberculosis Committee of the Charity Organization of The City of New York, which was referred to the Corporation Counsel with the request that he submit at the next meeting of the Board an opinion as to the legality of the application and also to suggest a method by which the desired result may be accomplished.

The Comptroller presented a communication from Francis Lynde Stetson, Chairman of the Cleveland Memorial Committee, requesting an appropriation of \$5,000

towards the expenses of the meeting in memory of ex-President Cleveland, to take place upon Thursday, March 18, 1909, in Carnegie Hall, New York City.

Which was referred to the Comptroller.

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

\$1,500, as requested by the President of the Borough of Manhattan, from the appropriation made to his office for the year 1908, entitled Public Baths and Comfort Stations, Maintenance of—Hired Teams, Horses and Carts, to the appropriation made for the same year, entitled Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses, Carts, etc.

CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,
CITY HALL, October 14, 1908.

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

DEAR SIR—Request is herewith made to the Board of Estimate and Apportionment for the following transfer of funds:

From the appropriation Public Baths and Comfort Stations, Maintenance of—Hired Teams, Horses and Carts, \$1,500, to the appropriation Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses and Carts, etc.

Yours truly,
JOHN F. AHEARN, President.

The following resolution was offered:

Resolved, That the sum of fifteen hundred dollars (\$1,500) be and the same is hereby transferred from the appropriation made to the President, Borough of Manhattan, for the year 1908, entitled Bureau of Public Buildings and Offices, Public Baths and Comfort Stations, Maintenance of—Hired Teams, Horses and Carts, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said President for the year 1908, entitled Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses and Carts, etc., the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$3,000, as requested by the President of the Borough of Queens, within the appropriation made to said office for the year 1908.

CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF QUEENS,
LONG ISLAND CITY, September 23, 1908.

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

SIR—I find that a surplus of three thousand dollars (\$3,000) exists in the Salaries Fund of the Bureau of Sewers in this Borough and a corresponding deficiency of that amount exists in the Fund for Labor, Maintenance and Supplies, Far Rockaway Disposal Works and Newtown Disposal Works, in that Bureau, and therefore send you herewith resolution for the transfer of the above sum, which I request be placed on the calendar at an early date.

Respectfully,
LAWRENCE GRESSER,
President of the Borough of Queens.

The following resolution was offered:

Resolved, That the sum of three thousand dollars (\$3,000) be and the same is hereby transferred from the appropriation made to the President, Borough of Queens, for the year 1908, entitled Bureau of Sewers—Salaries, Superintendent, Engineers and Clerks, the same being in excess of the amount required for the purposes thereof, to the appropriations made to the said President for the year 1908, entitled and as follows:

Bureau of Sewers—Labor, Maintenance and Supplies—

Supplies and Contingencies	\$1,000 00
Far Rockaway Disposal Works—Equipment, Repairs, Renewals and Supplies	1,000 00
Newtown Disposal Works—Equipment, Repairs, Renewals and Supplies	1,000 00
	<hr/>
	\$3,000 00

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

\$6,598.39, as requested by the President of the Borough of Queens, from the appropriation made to said office for the year 1908, entitled Bureau of Street Cleaning—Salaries, Superintendent, Clerks, etc., to the appropriation made for the same year, entitled Bureau of Street Cleaning—Sweeping, Carting and Final Disposition of Material, etc.

CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF QUEENS,
LONG ISLAND CITY, September 23, 1908.

HON. GEORGE B. McCLELLAN, Mayor, and Chairman, Board of Estimate and Apportionment, New York:

SIR—I find that a surplus of six thousand five hundred and ninety-eight dollars and thirty-nine cents (\$6,598.39) exists in the Salary Fund of the Bureau of Street Cleaning of this Borough, and a corresponding deficiency in that amount exists in the fund entitled Sweeping, Carting and Final Disposition of Material, including Cremation and Utilization, Hired Teams, Horses and Carts, in that Bureau, and therefore send you herewith a resolution for the transfer of the above sum, which I request be placed on the calendar at an early date.

Yours respectfully,
LAWRENCE GRESSER,
President of the Borough of Queens.

The following resolution was offered:

Resolved, That the sum of six thousand five hundred and ninety-eight dollars and thirty-nine cents (\$6,598.39) be and the same is hereby transferred from the appro-

priation made to the President, Borough of Queens, for the year 1908, entitled Bureau of Street Cleaning—Salaries, Superintendent, Clerks, etc., the same being in excess of the amount required for the purposes thereof, to the appropriation made to said President for the year 1908, entitled Bureau of Street Cleaning—Sweeping, Carting and Final Disposition of Material, including Cremation and Utilization, Hired Teams, Horses and Carts, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

The President of the Borough of Richmond presented a communication requesting the transfer of \$10,000 from accounts within the appropriation made to said office for the year 1908 to other accounts for the same year.

Which was referred to the Comptroller.

The President of the Borough of Brooklyn presented a communication stating in detail the reasons for his requests for certain transfers in the funds of the Bureau of Public Buildings and Offices and in the Bureau of Sewers for the year 1908.

Which was referred to the Comptroller.

The Comptroller presented a preliminary report relative to the request of the President of the Borough of Brooklyn for a transfer of \$25,000 within the appropriation made to his office for the year 1908, entitled Bureau of Public Buildings and Offices, Maintenance of Buildings and Offices—Salaries and Wages.

Which was ordered on file.

The Comptroller presented the following communication from the Chamberlain, requesting the fixing of the salary of the position of Deputy Chamberlain at the rate of \$5,000 per annum.

CITY OF NEW YORK,
OFFICE OF THE CITY CHAMBERLAIN,
October 16, 1908.

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

GENTLEMEN—I have appointed Henry J. Walsh as Deputy Chamberlain at a salary of \$5,000 per annum, to fill the vacancy caused by the resignation of John H. Campbell. On account of his long and valuable experience in the office, Mr. Campbell received a salary of \$7,500 per annum.

I therefore ask your Honorable Board to recommend the Board of Aldermen to fix the salary of the Deputy Chamberlain at \$5,000 per annum.

Respectfully,
JAMES J. MARTIN, Chamberlain.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen that the salary of the position of Deputy Chamberlain in the office of the City Chamberlain be fixed at the rate of five thousand dollars (\$5,000) per annum, for one incumbent, to take effect October 16, 1908.

Which was adopted by the following vote:

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

The following transfer within the appropriation made to the Department of Street Cleaning for the year 1908 was made upon the recommendation of the Comptroller:

\$19,556.32 from accounts within the appropriation made to said Department for the year 1908 to other accounts for the same year.

DEPARTMENT OF STREET CLEANING,
Nos. 13 to 21 Park Row,
NEW YORK, October 14, 1908.

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

SIR—I respectfully request that the following transfers be made in the appropriation of the Department of Street Cleaning for the year 1908, Borough of The Bronx, to the appropriation of said Department for the year 1908, Borough of The Bronx:

From Administration, Office Supplies, to Administration, Salaries of Deputy Commissioners, Clerks, Bookkeepers, Stenographers, Automobile Enginemen (Chauffeurs), Messengers, etc.	\$99.92
From Administration, Contingencies, to Administration, Telephones	26.00
From Repairs and Replacements, Mechanical Department: Repairs Otherwise than by Departmental Labor, to Repairs and Displacements, Mechanical Department: Wages of Mechanics and Helpers	2,500.00
From Sweeping, Machine and Sprinkling Cart Drivers, to Repairs and Replacements, Mechanical Department: Materials and Parts for Repairs, Tools and Supplies	1,500.00
From Carting and Stable, Forage, Horseshoeing and Medicine, to Carting and Stable, Wages: Drivers, Hustlers and Acting Foremen	7,800.00
From Carting and Stable, Forage, Horseshoeing and Medicine, to Carting and Stable, Hired Horses and Carts	3,625.00
From Carting and Stable, Forage, Horseshoeing and Medicine, to Carting and Stable, Appliances and Supplies for Stables	2,123.40
From Final Disposition, Wages of Scowmen and Boardmen, to Final Disposition, Hired Scows	1,500.00
From Final Disposition, Disposition of Ashes, Street Sweepings and Rubbish, including Towing and Unloading, to Final Disposition, Hired Scows	1,128.00
From Final Disposition, Tools and Supplies, to Final Disposition, Contingencies	60.00
	\$19,556.32

The reason for the above transfers is that the balances remaining in the various accounts are insufficient to cover the business of the Department for the remainder of the year.

Respectfully,
FOSTER CROWELL, Commissioner.

The following resolution was offered:

Resolved, That the sum of nineteen thousand five hundred and fifty-six dollars and thirty-two cents (\$19,556.32) be and the same is hereby transferred from the appropriations made to the Department of Street Cleaning for the year 1908, entitled and as follows:

Borough of The Bronx.

Administration—	
Office Supplies	\$99.92
Contingencies	26.00

Repairs and Replacements, Mechanical Department—Repairs Otherwise than by Departmental Labor.....	2,500 00
Sweeping, Machine and Sprinkling Cart Drivers.....	7,000 00
Carting and Stable, Forage, Horseshoeing and Medicine.....	7,248 40
Final Disposition—	
Salaries and Wages, Scowmen and Boardmen.....	1,500 00
Disposition of Ashes, Street Sweepings and Rubbish, including Towing and Unloading.....	1,128 00
Tools and Supplies.....	60 00
	<u><u>\$19,556 32</u></u>

—the same being in excess of the amount required for the purposes thereof, to the appropriations made to said Department for the year 1908, entitled and as follows:

Borough of The Bronx.

Administration—	
Salaries, Deputy Commissioners, Clerks, Bookkeepers, Stenographers, Automobile Enginemen (Chauffeurs), Messengers, etc.....	\$99 92
Telephones.....	20 00
Repairs and Replacements, Mechanical Department, Wages of Mechanics and Helpers.....	2,500 00
Repairs and Replacements, Mechanical Department, Materials and Parts for Repairs, Tools and Supplies.....	1,500 00
Carting and Stable—	
Salaries and Wages, Drivers, Hostlers and Acting Foremen.....	7,000 00
Hired Horses and Carts.....	3,625 00
Appliances and Supplies for Stables.....	2,123 40
Final Disposition—	
Hired Scows.....	2,628 00
Contingencies.....	60 00
	<u><u>\$19,556 32</u></u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

The Comptroller presented communications, etc., as follows:

Resolution of the Board of Education requesting the acquisition by purchase of property occupied by the Institution for the Improved Instruction of Deaf Mutes, on Lexington avenue, East Sixty-seventh and East Sixty-eighth streets, Borough of Manhattan, for school purposes and the instruction of deaf mutes.

Communication from the Board of Trustees, Bellevue and Allied Hospitals, renewing its request of June 11, 1907, for an appropriation of \$145,000 for the erection of a Training School for Nurses on the grounds of the Harlem Hospital.

Communication from the Commissioner of Bridges requesting the Board, pursuant to the provisions of subdivision 2 of section 242 of the Charter, to set aside from the revenues of the New York and Brooklyn Bridge for the current year \$45,000, necessary for the maintenance of said bridge for the balance of the year 1908.

(On June 12, 1908, \$380,000 was authorized to be set aside for this purpose.)

Which were referred to the Comptroller.

The Comptroller presented communications, etc., as follows:

Petition of the Stenographers of the Municipal Court of The City of New York requesting the Board to equalize their salaries with those of the Stenographers of the City Court.

Communication from the Justices of the Municipal Court of The City of New York approving the petition of the Clerks and Deputy Clerks attached to said Court requesting an increase in salary—\$1,000 for each of the Clerks and \$600 for each of the Deputy Clerks.

Communication from the President of the Borough of Manhattan requesting the establishment of the position of Electrician, with compensation at the rate of \$4.50 per diem, for one incumbent.

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

The President of the Borough of Brooklyn presented the following resolution requesting the Comptroller to furnish the Board with a statement in regard to the amount of Revenue Bonds, issued in anticipation of the collection of taxes for the years 1904-1907, which have been issued in the years 1904-1907, the amount of said bonds which have been redelivered, etc., etc.:

Resolved, That the Comptroller be and is hereby requested to inform the Board of Estimate and Apportionment in regard to the amount of Revenue Bonds, issued in anticipation of the collection of taxes for the years 1904, 1905, 1906, 1907, which have been issued in the years 1904, 1905, 1906 and 1907, by a statement which will show the largest amount of each of such classes of Revenue Bonds which have been outstanding in each and such years at any one time; the amount of such bonds which have been redeemed from time to time, either from the collection of taxes or by the issue of new Revenue Bonds for refunding purposes, and the details of any transaction, if any, whereby Revenue Bonds of any particular year, after having been issued to the public on the representation that they were payable out of the taxes of said year, have been so altered or transferred on the books of the Finance Department as to now appear to be payable out of the collection of taxes of some other year.

Which was unanimously adopted.

The President of the Board of Aldermen moved that when the Board adjourn it adjourn to meet Friday, October 23, 1908, at 10:30 o'clock in the forenoon.

Which motion was adopted.

The Board adjourned to meet Friday, October 23, 1908, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

BOARD OF ESTIMATE AND APPORTIONMENT.

MINUTES OF MEETING OF BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK, HELD IN ROOM 16, CITY HALL, FRIDAY, OCTOBER 23, 1908.

The Board met in pursuance of an adjournment.

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

The Mayor, Hon. George B. McClellan, presided.

After disposing of the Public Improvements Calendar, the following financial and franchise matters, not upon the calendar for this day were considered by unanimous consent:

FRANCHISE MATTERS.

Metropolitan Street Railway Company.

Petition of the Metropolitan Street Railway Company for a franchise to construct, maintain and operate a double track street surface railway from the intersection of Canal street and the Bowery, in the Borough of Manhattan, over the Manhattan Bridge and its approaches to the plaza in the Borough of Brooklyn.

The Secretary presented the following:

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK, DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY, OCTOBER 20, 1908.

Mr. NELSON P. LEWIS, *Chief Engineer.*

Sir—The Metropolitan Street Railway Company, by Charles E. Warren, Vice-President, has presented an application, dated October 20, 1908, for a franchise to construct, maintain and operate a double track street surface railway as an extension to its existing line, from the intersection of Canal street and the Bowery over the Manhattan Bridge and its approaches to the plaza in the Borough of Brooklyn.

At the meeting of October 16, 1908, the Board, by resolution duly adopted, fixed November 13, 1908, as the date for the preliminary public hearing on the applications of the Brooklyn Heights Railroad Company and the Third Avenue Railroad Company for franchises to construct, maintain and operate railways over the Manhattan Bridge. In view of this fact, I think it would be advisable to have the hearing on this application at the same time, and I have prepared a form of resolution, which is transmitted herewith, fixing November 13 as the date for the preliminary hearing, and requesting the Mayor to designate the two newspapers in which the notice of such hearing shall be published.

Respectfully,

HARRY P. NICHOLS, *Engineer in Charge.*

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

The petition of the Metropolitan Street Railway Company respectfully shows:

First—Your petitioner is a street surface railroad corporation organized under the laws of the State of New York by the filing of Articles of Consolidation with other street surface railroad corporations in the office of the Secretary of State on or about the 12th day of November, 1895.

Second—Since the date of its consolidation it has been the owner and lessee of a large number of street surface railroads in the Borough of Manhattan, City of New York, including, among others, the electric railroad on Broadway, from South Ferry to Forty-fifth street, and also the electric railroad on Canal street, running from the corner of Broadway and Canal street to Centre street, and along Centre street and Park row to the Post Office.

Third—Your petitioner is also the lessee of the Bleeker Street and Fulton Ferry Railroad Company, which company owns a franchise on Canal street, from Broadway to the Bowery, upon which, as your petitioner is informed and believes, the said Bleeker Street and Fulton Ferry Railroad Company operated a street surface railroad for more than twenty years.

Fourth—Your petitioner proposes to construct a double electric track on Canal street, from Centre street to the Bowery, and to operate such track in connection with the tracks on the Manhattan Bridge, so as to form a continuous line or route from the Brooklyn plaza over the Manhattan Bridge and its approaches and across Canal street, connecting with your petitioner's lines on Centre street, Broadway, West Broadway and Hudson street.

Fifth—Your petitioner proposes to operate said route by the underground system of electricity, similar in all respects to that in use on the other lines of your petitioner's road.

Sixth—For the purpose of constructing and operating the branch or extension to its road over the Manhattan Bridge, your petitioner desires to obtain from your Honorable Board, and hereby applies for its consent to and the grant of a franchise or right for the construction, maintenance and operation of a double track electric extension or branch of its existing railroad for public use in the conveyance of persons and property for compensation over the Manhattan Bridge and its approaches from the intersection of Canal street and the Bowery to the Brooklyn plaza.

Therefore, your petitioner prays that notice of this application and of the time and place when and where the same will be first considered be given as required by law, and that the grant of a franchise or right be made in accordance with the provisions of the Greater New York Charter and of the Railroad Law applicable thereto.

Dated New York, October 20, 1908.

METROPOLITAN STREET RAILWAY COMPANY,

By CHARLES E. WARREN, Vice-President.

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

Charles E. Warren, being duly sworn, says that he is Vice-President of the Metropolitan Street Railway Company, the petitioner herein; that he has read the foregoing petition and knows the contents thereof, and that the statements contained therein are true to the knowledge of deponent, except as to those matters which are therein stated on information and belief, and as to such matters he believes it to be true.

CHARLES E. WARREN.

Sworn to before me this 20th day of October, 1908.

ERNEST W. BRADBURY, Notary Public, No. 127,

New York County.

[NOTARIAL SEAL.]

The following was offered:

Whereas, The foregoing petition from Metropolitan Street Railway Company, dated October 20, 1908, was presented to the Board of Estimate and Apportionment at a meeting held October 23, 1908;

Resolved, That in pursuance of law this Board sets Friday, the 13th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first con-

sidered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

Which was adopted by the following vote:

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

The petition was then referred to the Chief Engineer.

FINANCIAL MATTERS.

The President of the Borough of Manhattan presented a communication from the District Attorney of New York County, relative to the necessity of providing an additional court room in the Criminal Courts Building, and requesting an issue of \$7,500 Corporate Stock for said purpose.

Hon. Wm. Travers Jerome, District Attorney, New York County, appeared and urged favorable action on the request, stating that the additional court room was necessary in order to facilitate the business of his office and the courts, that he had made inquiries and investigation as to the cost of renting quarters for this purpose, and the expense of same would amount in two years to the entire appropriation requested in his communication.

The Comptroller stated that in his opinion this work was in the nature of repair work, and should be paid by an issue of Special Revenue Bonds, pursuant to the provisions of subdivision 8, section 188 of the Charter, upon a resolution to emanate from the Board of Aldermen, and the District Attorney was advised to apply to that body for such issue.

The President of the Board of Aldermen stated that if the District Attorney would appear before the Board of Aldermen on Tuesday next, he would ask for immediate consideration of the District Attorney's request.

Matter referred to the Comptroller.

The following transfer of appropriation was made upon the recommendation of the Comptroller:

Also, as requested by the President of the Borough of Manhattan, from the appropriation made for the year 1908, entitled Public Baths and Comfort Stations, Maintenance of—Salaries and Wages, to the appropriation made for the same year entitled Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses, Carts, etc.

CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,
CITY HALL, October 21, 1908.

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

DEAR SIR—Request is herewith made to the Board of Estimate and Apportionment for the following transfer of funds:

From the appropriation Public Baths and Comfort Stations, Maintenance of—Salaries and Wages, \$250, to the appropriation Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses and Carts, etc.

Yours truly,

JOHN F. AHEARN, President.

The following resolution was offered:

Resolved, That the sum of two hundred and fifty dollars (\$250) be and the same is hereby transferred from the appropriation made to the President of the Borough of Manhattan for the year 1908, entitled Public Baths and Comfort Stations, Maintenance of—Salaries and Wages, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said office for the year 1908, entitled Bureau of Highways, Boulevards, Roads and Avenues, Maintenance of—Hired Teams, Horses and Carts, etc., 1908, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

The Comptroller presented the following communication calling the attention of the Board to requests of heads of Departments for the transfer of funds from one to another of the departmental accounts, and suggesting that the Board adopt a rule to the effect that such transfers must be requested by the Departments not less than sixty days before the actual need for same shall arise, etc.

Which was ordered printed in the minutes and a copy thereof transmitted to each member of the Board and the head of each City Department.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
October 22, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Several requests for transfers of funds from one to another of departmental accounts have recently been referred to me by the Board of Estimate and Apportionment. In two instances recently pressure has been brought to bear upon me to grant these transfers on the ground that appropriations having been exhausted a large number of persons will be thrown out of employment, and the public service impaired by that fact. These deficiencies in accounts have grown out of the fact that Department heads have failed to limit themselves to the Budget appropriations granted in the annual Budget. I am personally desirous to have the business of the City government continued, and it is a difficult position in which to place the Comptroller to require him to take the responsibility of interfering with the continuance of the operation of Departments, because, as occasionally happens, it is his judgment that the transfers asked for should not be allowed because of the obvious lack of good administrative policy in the handling of departmental appropriations.

It is my belief that the Board of Estimate and Apportionment should place itself on record in this matter, either taking the position that it favors a disregard on the part of Department heads of the Budget items set up by this Board, or that it will hold to strict accountability for consequences the Department head who exhausts the allowances granted to him.

I feel that the subject is one the decision of which should be shared by the Board of Estimate and Apportionment with me rather than that the ruling should be left to my individual judgment. I do not shirk any responsibility in the matter, but I do not wish to be held alone responsible for the consequences which may ensue because of the fact that the maladministration is not corrected by such transfers. It is a simple problem of administration as to whether as a Board you shall hold the Department to strict accountability or shall allow the burden to be shifted to yourselves.

In the matter of the transfer of an appropriation requested by the Borough President of Brooklyn to replenish the wages account in the Bureau of Public Buildings,

and Offices in that Borough, it has been urged upon me within the last day or two that the buildings may be rendered unsafe for the use of the public or unclean to such an extent as to subject the City to criticism if I do not act favorably on the transfer which has been referred to me for report. I am advised this morning by the Examiners of the Finance Department who have the matter in charge that they have not concluded the investigation which I have directed in this matter.

The issue is a simple one, however. No matter what the merits of the case may be, or no matter how unjustified or unwarranted is the transfer requested, if it is not granted the proper administration of the affairs of the Bureau of Public Buildings and Offices in Brooklyn will be interfered with and perhaps the actual operation of the buildings brought to a stop. So far as I have been able to discover, although, as I say, the facts have not been fully presented to me, there is no administrative justification for granting the transfer requested. There is, however, unquestionably the existence of the facts noted: that if it is not granted undesirable conditions will develop.

I therefore suggest to this Board that it take the matter under advisement from this standpoint and determine as to whether or not the transfer shall be allowed on the proposition that further delay on my part in returning it to the Board for consideration may result in some material injury to the public at large.

In regard to transfers generally requested by Departments, I would suggest that the Board of Estimate and Apportionment make a ruling to the effect that such transfers must be requested by the Departments not less than sixty days before the actual need for the same shall arise. As it is now it is at least not an unusual practice for Departments to exhaust their Budget allowances and transmit to the Department of Finance vouchers for payments against such funds after they have been used, and send on the heels of such vouchers applications to the Board of Estimate and Apportionment for the transfers required to replenish such accounts. The result is that the claimants are informed at the Departments that the bills have been forwarded to the Department of Finance for payment, while, in fact, there is no money to pay for them, and the urgency of the situation is made a lever to force the hand of the Comptroller in the granting of such transfers.

Yours respectfully,

H. A. METZ, Comptroller.

The President of the Board of Aldermen moved that when the Board adjourn it adjourn to meet Wednesday, October 28, 1908, at 10:30 o'clock in the forenoon, for a public hearing on the Budget as tentatively prepared, in accordance with a resolution adopted at the meeting held October 15, 1908.

Which motion was adopted.

The Board then adjourned to meet Wednesday, October 28, 1908, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

BOARD OF EDUCATION.

STATED MEETING, WEDNESDAY, SEPTEMBER 23, 1908.

A stated meeting of the Board of Education was held on Wednesday, September 23, 1908, at 4 o'clock p.m., at the hall of the Board, Park Avenue and Fifty-ninth Street, Borough of Manhattan.

Present—Egerton L. Winthrop, Jr., President, and the following members: Mr. Aldcroft, Mr. Barrett, Mr. Conder, Mr. Crownshield, Mr. Cunnion, Mr. DeLaney, Mr. Donnelly, Mr. Dresser, Mr. Everett, Mr. Ferris, Mr. Francolini, Mr. Freifeld, Mr. Gillespie, Mr. Greene, Mr. Haase, Mr. Harrison, Dr. Haupt, Mr. Higgins, Mr. Hollick, Mr. Ingalls, Mr. Jonas, Mr. Kanzler, Mr. Katzenberg, Mr. Man, Mr. March, Mr. May, Dr. McDonald, Mr. O'Donohue, Mr. Partridge, Mr. Schaedle, Mr. Sherman, Mr. Somers, Mr. A. Stern, Mr. M. S. Stern, Mr. M. J. Sullivan, Mr. Thomas, Mr. Thompson, Mr. Vandenhoff, Mr. Wingate—40.

Also City Superintendent Maxwell.

Absent—Dr. Bruce, Mr. Cosgrove, Mr. Kelley, Mr. C. J. Sullivan, Mr. Suydam, Mr. Wilsey—6.

Reports and resolutions were adopted as follows:

Appropriating the sum of two thousand two hundred and sixty dollars (\$2,260) from the Special School Fund of the Department of Education for the current year, and from the item contained therein entitled General Repairs; said sum to be applied in payment of the contract to be entered into by the Committee on Buildings, for and on behalf of the Board of Education, with the following-named contractors, for the purpose mentioned and in the sum specified:

BOROUGH OF BROOKLYN.

For Alterations, Repairs, Etc., Eastern District High School
McCoy & Wobie. \$2,260 00

But no part of said appropriation authorized by this resolution to be paid until the Committee on Buildings shall have filed the contract to be entered into by it, for and on behalf of the Board of Education, with the contractors named; said contract to be in the form approved by the Corporation Counsel, and with such security for the faithful performance of the same as shall be satisfactory to the Comptroller; the rules of this Board in regard thereto, and as to the payments to be made on account thereof, to be complied with.

Appropriating the sum of six thousand two hundred and thirteen dollars and eighty-six cents (\$6,213.86) from the proceeds of Corporate Stock, to be issued by the Comptroller, pursuant to sections 47 and 169 of the revised Charter, application for the issue of which is hereby made; said sum to be applied to the payment of the award (and interest thereon) in the above-mentioned proceeding for the acquisition of lands as a site for school purposes; requisition for said sum being hereby made upon the Comptroller.

Approving and ratifying the action of the Committee on Supplies in awarding the contracts for furnishing and delivering direct to each school, books, tools, laboratory apparatus and miscellaneous supplies for the evening high and evening elementary schools of The City of New York, Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, for the year ending December 31, 1908; but no payments to be made on account of said contracts until the Committee on Supplies shall have filed the contracts to be entered into by it, for and on behalf of the Board of Education, with the contractors mentioned in said list; said contracts to be drawn and approved in the usual manner, in compliance with law and the rules of the Board of Education applicable thereto.

Requesting the Board of Aldermen to authorize the Comptroller to advance, from time to time, to the Superintendent of School Supplies, from the Special School Fund of the Department of Education, and from the item contained therein entitled Supplies, the sum of \$2,500, said sum to be used for the purchase of cooking supplies for use in the public schools and to be accounted for by vouchers to be subsequently submitted for approval.

Approving the action of the Committee on Supplies in accepting the resignation of Miss Ruth Wrede, Typewriting Copyist in the office of the City Superintendent, taking effect September 8, 1908, and approving and ratifying the action of the Committee on Supplies in appointing Miss Anna G. Duffy, who was certified by the Municipal Civil Service Commission as eligible for appointment, as Typewriting Copyist in the office of the City Superintendent, the appointment taking effect September 14, 1908, and the compensation to be at the rate of \$750 per annum.

Approving the action of the Committee on Supplies in accepting the resignation of Miss Lillie A. Martin, Stenographer and Typewriter in the office of the Supervisor of Lectures, taking effect September 10, 1908, and approving and ratifying the action of the Committee on Supplies in transferring Miss Rose K. Pickens, Stenographer and Typewriter, from the Bureau of Supplies to the office of the Supervisor of Lectures, and fixing her salary at the rate of \$900 per annum, the transfer taking effect September 21, 1908.

Approving and ratifying the action of the Committee on Supplies in appointing Miss Mary J. Murray, who was certified by the Municipal Civil Service Commission

as eligible for appointment, as Stenographer and Typewriter in the Bureau of Supplies, the appointment taking effect September 21, 1908, and the compensation to be at the rate of \$750 per annum.

Approving and ratifying the action of the Committee on Supplies in appointing Mr. Thomas J. A. Conolly, who was certified by the Municipal Civil Service Commission as eligible for appointment, as Typewriting Copyist in the Bureau of Supplies, the appointment taking effect September 21, 1908, and to continue for a temporary period not to exceed three months, and the compensation to be at the rate of \$1,050 per annum.

Amending subdivision 9 of section 30 of the By-Laws of the Board of Education so as to read as follows:

9. The Committee on Buildings shall report to the Board for its action all amendments to contracts involving additional work for which an expenditure of funds is required, together with a statement of the additional time, if any, necessary for the performance of said work. Where changes in plans and specifications or work may be deemed advisable, and do not involve any liability for additional work, the Superintendent shall report his recommendations to the Committee on Buildings for its action. These provisions, however, are not to be construed as limiting the powers of the Superintendent as to the interpretation of contracts, plans and specifications as therein provided for.

Amending section 13 of the By-Laws of the Board of Education by inserting, after subdivision 13, a new subdivision, to be known and designated as subdivision 14, reading as follows:

14. A Committee on Vocational Schools and Industrial Training, to consist of five members; amending the By-Laws of the Board of Education by inserting, after section 22, a new section, to be known and designated as section 22a, reading as follows:

Committee on Vocational Schools and Industrial Training.

22a. The Committee on Vocational Schools and Industrial Training shall have charge of all matters relating to vocational training in the special day schools devoted to that purpose and of all matters relating to evening trade schools and afternoon vocational courses established in day schools.

Promoting the following named Teachers as indicated below, to take effect on commencement of service on assignment by the City Superintendent:

From Schedule VI. to Schedule VII.

Name.	District.	School.
George S. Rosecrants	14	87

From Schedule IV. to Schedule V.

Name.	District.	School.
Jennie A. McCarthy	37	131

From Schedule III. to Schedule IV.

Name.	District.	School.
Ester Brody	5	13 G
May B. Campbell	23	31
Laura J. Hamilton	37	2
Ethel M. Gilbert	45	19

Approving the action of the Board of Superintendents in transferring the following named Teachers as indicated below, to take effect October 1, 1908, except where otherwise specified:

BOROUGH OF MANHATTAN.
Schedule VI.

Name.	From District.	School.	To District.	School.
Clarence E. Miner	22	5 B	22	46

Schedule III.

Name.	From District.	School.	To District.	School.
Sophie D. Goodman	21	89 P	22	5 P
Marion G. Pitt	20	78	15	6 G
Edna M. Farrell	3	92	5	13 G
*Harriet E. Bingham	18	105 P	12	49
Susette Asher	16	30	20	78
Julia Hamburger	20	103	20	28
Elizabeth W. Odell	1	44	17	83
Lydia M. Caroly	6	35	6	91
Katherine F. Keeley	6	35	6	91
Elizabeth Rosenberg	6	35	6	91
Alice M. Clark	10	11	20	103
Theresa Buskin	4	147	4	110
Mary E. Martin	18	54 P	20	159
Mary E. W. Petry	5	160 B	19	184
Edna Wessel	1	23	22	186

* Teacher of an ungraded class.

BOROUGH OF THE BRONX.
Schedule VI.

Name.	From District.	School.	To District.	School.
John J. Caulfield	41	1	23	29

Schedule III.

Name.	From District.	School.	To District.	School.
Isabelle Morrison	25	4	24	10
Eva T. Hendrickson	21	89 P	25	33

BOROUGH OF BROOKLYN.

Schedule II. (a).

Name.	From District.	School.	To District.	School.
Marie T. Bolenhagen	38	134	27	12
Charlotte A. Cox (Teacher in charge)	38	96	38	99
*Emily N. Goodwin	27	12	36	155
Olivia Munroe	40	64	40	159

* To take effect on assignment by the City Superintendent.

Schedule VII.

Name.	From District.	School.	To District.	School.
Edwin T. Dunham	27	1	27	5

Schedule V.

Name.	From District.	School.	To District.	School.
Fannie E. Comings	27	1	27	5
*Kate H. Cochrane	36	73	36	155

* To take effect on assignment by the City Superintendent.

Schedule VI.

Name.	From District.	School.	To District.	School.
Isidore L. Ach	27	1	27	5
Joseph V. Waring	27	1	27	5
*Alexander G. Smith	32	29	30	155

* To take effect on assignment by the City Superintendent.

Schedule IV.

Name.	From District.	School.	To District.	School.
Catharine A. Booth	27	1	27	5
Annie E. MacLachlan	27	1	27	5
Irene M. Connolly	27	1	27	5
Mary L. Logue	27	1	27	5
*Marguerite B. Sutter	37	103	38	153
*Gertrude Beer	36	73	36	155

* To take effect on assignment by the City Superintendent.

Schedule III.

Name.	From District.	School.	To District.	School.
Louise McKee	31	50	27	4
Helena A. Van den Brock	27	1	27	5
Jennie L. Dunbar	27	1	27	5
Margaret L. Dibble	1	44	27	5
Marie Simonpietri	1	130	28	13
Bessie F. Bigley	27	14	27	15
Buelah Adams	27	1	33	21
Mary G. Romayne	35	80	35	68
Georgette Cohn	20	103	38	97
May G. Mehl	17	172	37	101
Ina C. Archer	38	97	37	102
Isabel M. Buchaca	39	28	33	117
*Elizabeth M. Fox	5	161	38	153
*Mary J. Rowlands	38	100	38	153
*Maud M. Sullivan	38	100	38	153
*Anna W. Beach	38	90	38	153
*Marguerite Kennedy	38	90	38	153
*Sarah E. Leverich	38	90	38	153
*Anna V. Curtis	38	90	38	153
*Maria J. Oliars	38	90	38	153
*Annie G. Quinn	38	90	38	153
*Bertha C. Goll	33	36	38	153
*Grace M. Lease	21	39 P	38	153
*Theresa V. Meeres	16	80	38	153
Josephine Wagenvoort	35	145	38	154
*Anna M. Smith	30	25	36	155
*Miriam C. MacCabe	36	73	36	155
*Marguerite L. Rubien	36	73	36	155
Bessie M. Donahue	36	100	36	155
Caroline L. Cook	36	137	36	155
*Mildred V. Bennett	33	88	36	155
*Sophie L. Laufer	34	23	36	155
*Julia M. C. Weiss	39	28	36	155
*Mary C. Fitzgerald	40	64	40	150
*Alice B. Flynn	40	64	40	150
*Emma A. C. Galler	40	64	40	150
*Josephine M. Green	40	64	40	150
*Rosella A. Gilbert	40	64	40	150
*Angela M. Harker	40	64	40	150
*Alice D. Johnson	40	64	40	150
*Margaret G. Latimer	40	64	40	150
*Mabel C. Mullin	40	64	40	150
*Inez E. Rorick	40	64	40	150
*Amen J. Ulstrand	40	64	40	150
*Alice M. Murray	40	65	40	150

* To take effect on assignment by the City Superintendent.

Schedule III.—Kindergartners.

Name.	From		To	
	District.	School.	District.	School.
Mary B. Ould	3	42	38	139
*Clara M. Prudden	33	49	36	155

BOROUGH OF QUEENS.
Schedule VI.

Name.	From		To	
	District.	School.	District.	School.
John H. Miller	43	79	43	31
Charles S. Collier	43	31	43	79
Joseph P. Sheehan	41	83	41	80
Ernest M. Birdsall	1	21	44	88

Schedule III.

Name.	From		To	
	District.	School.	District.	School.
Jennie L. Wilson	42	14	42	89

BOROUGH OF RICHMOND.
Schedule VI.

Name.	From		To	
	District.	School.	District.	School.
Patrick F. King	46	34	46	9

Appointing the following persons as Principals of Elementary Schools in the districts designated, said persons to be assigned by the Board of Superintendents to the schools indicated opposite their names, their appointments to take effect on assignment by the City Superintendent:

Schedule I. (6).

Name.	District: School.	
	District.	School.
Joseph M. Sheehan	38	153
Frederick Schoedel	27	12

Appointing Mabel R. Penrose a Teacher of Sewing for the elementary schools of The City of New York, her appointment to take effect on commencement of service subsequent to date of nomination.

Appointing the following named persons as Teachers of Shopwork for the elementary schools of The City of New York, their appointments to take effect on commencement of service subsequent to date of nomination:

Francis Mahoney
Fred Thorne
Howard H. Wallace
Albert L. Hitchcock
George C. Wigle
Charles B. Bradley
Huston N. Devins

P. Norris Scott
Peter L. Tea
George B. Spitz
Benjamin W. Spaulding
Henry Kochler
Samuel Tanenbaum
J. Raymond McNeil

Organizing, in accordance with the recommendation of the Board of Superintendents, new Public School 155, Borough of Brooklyn, as an elementary school for boys and girls of grades from the kindergarten of the 8B, inclusive.

Granting the request of the Board of Superintendents for permission to withdraw its recommendation of September 8, 1908, that Public School 91, Manhattan, be organized as a school for girls of all grades, and rescinding action taken by the Board of Education in connection therewith, and approving the recommendation of the Board of Superintendents that said school be organized as a school for boys and girls of classes from the kindergarten to 4B, inclusive, and for girls of classes from 5A to 8B, inclusive.

Approving the action of the Board of Superintendents in transferring the following named Teachers, as indicated, taking effect September 16, 1908:

John B. Steinert, Assistant Teacher; subject, Joinery; from Manual Training High School to Stuyvesant High School.

Alfred T. Robinson, Assistant Teacher; subject, Joinery; from Stuyvesant High School to Manual Training High School.

Hedwig W. Hilker (vice Johanna Krecher, who has resigned), Assistant Teacher; subject, German; from Eastern District High School to Wadleigh High School.

Florence L. Beekman, Assistant Teacher; subject, History; from Girls' High School to Eastern District High School.

Mary S. McDowell, Assistant Teacher; subject, Latin; from Richmond Hill High School to Manual Training High School.

Estella M. Johnson (vice Mary S. McDowell, transferred), Assistant Teacher; subject, Latin; from Far Rockaway High School to Richmond Hill High School.

Marcus B. Lambert, Assistant Teacher; subject, German; from Boys' High School to Richmond Hill High School.

Approving the action of the Board of Superintendents in temporarily assigning James F. Wilson, a First Assistant in the Stuyvesant High School, to take charge of said school.

Promoting the following named persons from the position of Junior Teacher to that of Assistant Teacher in the high schools indicated, taking effect September 22, 1908:

Florence Marquardt; subject, History; Manual Training High School.

Robert H. Proctor, subject, English; Commercial High School.

Appointing the following named persons to the positions for which they have been respectively nominated in the New York Training School for Teachers, to take effect upon assignment by the City Superintendent of Schools:

Mary A. Wollaston, Assistant Teacher; subject, Physical Training.

Ada E. Tompkins, Assistant Teacher; subject, History and Principles of Education.

Appointing the following named persons to the positions for which they have been respectively nominated in the high schools indicated, taking effect September 22, 1908:

Washington Irving High School.

Julia N. Morrow, Junior Teacher; subject, English.

Jamaica High School.

Maud E. Manfred (vice Clara E. Franke, who has declined appointment), Junior Teacher; subject, German.

Appointing the following named persons to the positions for which they have been respectively nominated, in the high schools indicated, taking effect September 22, 1908:

Morris High School.

Roxane E. Laugellet (vice Rose C. Lyman, who has resigned), Assistant Teacher; subject, French.

Wadleigh High School.

Marie Gelboch (vice Adele N. Wallach, who has resigned), Assistant Teacher; subject, German.

Eastern District High School.

Bertha H. Colman (vice R. Deverd Parker, who has declined appointment), Assistant Teacher; subject, Freehand Drawing.

Manual Training High School.

Doris P. Gallert (vice Ernest G. Dodge, who has resigned), Assistant Teacher; subject, Latin.

Lillian A. Terrell (vice Emma L. Mays, who has resigned), Assistant Teacher; subject, Sewing and Dressmaking.

Allan Abbott, Assistant Teacher; subject, English.

Erasmus Hall High School.

Judith Bernays (vice Hedwig Schoenrock, who has been transferred), Junior Teacher; subject, German.

Izora Scott (vice M. Wilkinson, who has been transferred), Assistant Teacher; subject, Latin.

Helen E. Catlin, Junior Teacher; subject, Mathematics.

Bryant High School.

Elsie Schachtel, Junior Teacher; subject, German.

Appointing the following named persons to the positions for which they have been respectively nominated, in the high schools indicated, taking effect September 22, 1908:

Stuyvesant High School.

William C. Hopkins, Assistant Teacher; subject, Joinery.

Clayton G. Durfee, Assistant Teacher; subject, English.

Maurice C. Henriques, Assistant Teacher; subject, Mathematics.

Eastern District High School.

Edith M. Brace, Assistant Teacher; subject, Biology.

Frieda Blumenberg, Junior Teacher; subject, Mathematics.

J. Mabel Whittemore, Assistant Teacher; subject, English.

Adeline Kuhn, Junior Teacher; subject, French.

Girls' High School.

Genevieve Leland, Clerical Assistant.

Manual Training High School.

Joseph J. Eaton, Assistant Teacher; subject, Mechanical Drawing.

Charles Solomon, Junior Teacher; subject, Mathematics.

Adolph J. Grubman, Assistant Teacher; subject, Machine Shop Practice.

Bryant High School.

Margaret C. Byrne, Junior Teacher; subject, Mathematics.

John F. Ellert, Assistant Teacher; subject, Physical Training.

Anna L. Ogden, Assistant Teacher; subject, Physics.

Jamaica High School.

Sara A. Taintor, Assistant Teacher; subject, English.

Lewis Truckenbrodt, Assistant Teacher; subject, Stenography and Typewriting.

Richmond Hill High School.

M. Eva Glen, Clerical Assistant.

Abolishing the kindergarten department in the Jamaica Training School for Teachers.

Appointing the following named persons to the positions for which they have been respectively nominated in the evening high schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the by-laws of the Board of Education:

New York Evening High School for Men.

Bookkeeping—Patrick B. O'Meara. Physics—Charles A. Miller.

Harlem Evening High School for Men.

English Composition and Rhetoric—William A. Dalton. Architectural Drawing—Ralph W. Allen. Physics and Applied Mechanics—John C. Atwater.

East Side Evening High School for Men.

Stenography—Walter S. Kennedy.

New York Evening High School for Women.

Bookkeeping—Ida Flatow. English Literature—Mabel M. White.

Harlem Evening High School for Women.

Mathematics—Orilla M. Tuthill.

East Side Evening High School for Women.

Bookkeeping—Mary A. Seamans. Free-Hand Drawing—Mary L. Johnson.

Morris Evening High School.

Bookkeeping—Charles M. Van Houten. Commercial Law—Percy Heiliger.

Stenography—Madeleine G. W. Mechlin.

Brooklyn Evening High School for Men.

English Literature—Matthew A. Devlin. English Composition and Rhetoric—John J. Loftus.

History and Economics—Samuel Hoffman.

Eastern Evening High School for Men.

English Composition and Rhetoric—Warren M. Van Name. History and Economics—Osborn M. Curtis.

Central Evening High School for Women.

Stenography—D. Annette Wynne. Free-Hand Drawing—Anna A. Pollock.

Williamsburg Evening High School for Women.

English Composition and Rhetoric—Cora B. Beaumont.

Brooklyn Evening Technical and Trade School.

Printing—Michael J. Hickey.

South Brooklyn Evening High School for Men.

Bookkeeping—Henry H. Beidleman, Gordon H. Payne. Stenography—George W. Nelson, Edward J. McNamara. Commercial Law—James J. Kane. History and Economics—Frederick C. White. English Composition and Rhetoric—Leo Jacobs.

Higher Arithmetic—Henry I. Norr.

Long Island City Evening High and Trade School.

Plumbing—John J. Sullivan.

Appointing Anna L. Phillips as Principal of the Williamsburg Evening High School for Women for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education.

Appointing the following-named persons to the positions for which they have been respectively nominated in the Stuyvesant Evening Trade School for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education, the appointment of James F. Wilson being made subject to his obtaining the necessary license:

James F. Wilson, General Assistant.

Charles D. McArthur, Cabinetmaking.

William E. Breckenridge, Mathematics.

Raymond B. Brownlee, Physics and Applied Mechanics.

Appointing the following-named persons to the positions for which they have been respectively nominated in the evening elementary schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education:

BOROUGH OF MANHATTAN.

Evening School 1.

Foreign—Samuel B. Solum.

Evening School 2.

Foreign—Louis K. Berman, Abraham Freud, Philip Perlstein, Leo Lebowich.

Evening School 4.

Foreign—Mary O'Connell, Fannie S. Grady.

Evening School 13.

English—Augusta Aaron. Foreign—Margaret E. Nix, Henrietta Glicksberg, Minnie Roach, Elvira O. Bailey.

Evening School 14.

Foreign—Abby P. Leland.

Evening School 16.

Foreign—Nathaniel Phillips.

Evening School 17.

English—Emma E. Connolly, Jennie M. Page.

Evening School 22.

Foreign—Jacob M. Rosenberg, Emanuel M. Edelson, Meyer Boskey.

Evening School 25.

English—Peter P. Cosgrove, Thomas H. Hughes. Foreign—Ephraim Weinstein, Henry Amster, Samuel J. Ortman, Harry F. Mela.

Evening School 32.

Foreign—Waldemar Doriman, David Sieherman.

Evening School 40.

Bookkeeping—Edward M. Williams. Foreign—Norbert Lyons, Max Shliverk.

Evening School 42.

English—Angela V. O'Brien, Margaret P. Rae, Mary O. Sharp, Elizabeth F. Westendorf, Josephine M. Ahern, Mary J. Ameli. Foreign—Ruthadale Peckham, Rita C. Pond, Edna Steinberg, May Astmann.

Evening School 43.

English—Joseph L. Tierney, Floyd E. Kinney.

Evening School 49.

Foreign—Louis Margon.

Evening School 50.

Foreign—Anna L. Wolff. Dressmaking—Juliana Walsh.

Evening School 62.

Foreign—Moses J. S. Abels, Meyer S. Harrison, Herman Reback.

Evening School 65.

Foreign—Nathan Strom, Isaac Nagourney, Mark Eisner.

Evening School 67.

Foreign—Gerald F. Norman.

Evening School 70.

Stenography—Bernard Rosenberg. Foreign—August A. Wimmer.

Evening School 71.

Foreign—Martha Gluck, Ida R. Grafsky.

Evening School 72.

Foreign—Katharine L. Hurley.

Evening School 77.

Foreign—Herbert Cohn.

Evening School 79.

Foreign—Albert Gumpert, Nathaniel Robinson.

Evening School 92.

English—Sarah R. Aronin.

Evening School 100.

English—Thomas F. McEvoy. Foreign—Joseph Loew.

Evening School 160.

Foreign—Samuel Davidowitz, George H. Van Twyl, Max Kufeld, Herbert McKennis, Abraham H. Halprin.

Evening School 177.

Dressmaking—M. Helen Lewis. Foreign—Rose V. Malone. Millinery—Mary T. Heaney.

BOROUGH OF THE BRONX.

Evening School 10.

English—Mary Strubel. Foreign—Lillian M. Epstein.

BOROUGH OF BROOKLYN.

Evening School 2.

Dressmaking—May McHale.

Evening School 13.

Foreign—Thomas P. Murphy, Harris Kantrowitz.

Evening School 17.

Foreign—Charles Schliwinski, Emilio J. Bachaca. English—Schuyler V. Phillips.

Evening School 18.

Foreign—Frieda H. Cook, Mary T. Dorney, Honore McNamara, Isabel A. Ennis, Alice Ward.

Evening School 22.

English—Lily C. V. Lever.

Evening School 26.

Stenography—Ella S. Boelsterli. Dressmaking—Harriet E. Basch. English—Mary J. Wynne.

Evening School 40.

Bookkeeping—William A. Hearn.

Evening School 43.

Foreign—Philip A. Schuyler, Alison A. Upham. English—Mabel A. Washburne, Philip Schwartz.

Evening School 45.

Foreign—Calvin B. Campbell, Charlotte Townsend, Sigrid L. Kellstedt.

Evening School 54.

Foreign—Caroline Sondheim, Beatrice Chamnet.

Evening School 73.

Foreign—Benjamin L. Deutsch.

Evening School 84.

Foreign—Bessie Rubenstein.

Evening School 94.

English—Alice M. Flanagan.

Evening School 101.

English—Rimie Wykoff.

Evening School 108.

Stenography—Isidor Book.

Evening School 123.

General Assistant—Sarah J. McGahey.

Evening School 126.

English—Jacob Rubinstein.

Evening School 142.

English—Sarah V. Moran.

BOROUGH OF QUEENS.

Evening School 27.

English—Myria A. Hooker, Laurie C. Ingram.

Evening School 47.

English—William O. Van Velson.

Evening School 59.

Bookkeeping—Eldon M. Van Dusen.

Evening School 71.

English—Richard H. Way, Emma A. Rodman, Catherine E. McKeown.

Foreign—Henry E. Young, Edward T. Scully.

Appointing the following-named persons to the positions for which they have been respectively nominated in the evening schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education:

BOROUGH OF MANHATTAN.

Joseph Chankin (vice Joseph H. Wade, appointed District Superintendent), Principal, Evening School 32.

Richard J. McCormack (vice Benjamin Velt, resigned), Principal, Evening School 77.

BOROUGH OF BROOKLYN.

John J. Malarkey (vice John J. Loftus, appointed in Brooklyn Evening High School), Teacher in Charge, Evening School 100.

Appointing the following-named persons Teachers of Swimming during the season of 1908-1909, or for such portion thereof as may be deemed necessary, their appointments to take effect upon assignment to duty by the City Superintendent of Schools and their services to continue for such time as the same may be required:

Brandt, Arthur.

Berkowitz, Morris.

Higgins, John H., Jr.

David, Samuel.

Jones, Michael A.

May, Harry N.

Galvin, Francis E.

Freeston, Alice M.

Mackay, David L.

West, Florence A.

Donovan, John P.

Roke, Elizabeth M.

Smith, Thomas M.

Machet, Sade.

Halprin, Abraham H.

Appointing the following-named persons to the positions for which they have been respectively nominated in the evening high schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education:

New York Evening High School for Men.

French—Albert I. Calais. Mathematics—Samuel Hanaway.

Harlem Evening High School for Men.

Architectural Drawing—William S. Connell (vice R. W. Allen, transferred to Brooklyn Evening High School).

New York Evening High School for Women.

Bookkeeping—Ida J. Guiles. Trade Dressmaking—Lou W. Dickinson. Trade Millinery—Maude Davidson. Trade Embroidery—Edith J. Wheeler. Trade Costume Design—Alice J. Crosby.

Harlem Evening High School for Women.

Freehand Drawing—Ruth Merington (vice Alice J. Crosby, transferred to New York Evening High School).

East Side Evening High School for Women.

Stenography—Mary F. Bush (vice Jane H. Schapiro, resigned). Mathematics—Ida M. Golden.

Brooklyn Evening High School for Men.

Architectural Drawing—Ralph W. Allen (transferred from Harlem Evening High School, vice C. H. Sanford, resigned).

Eastern Evening High School for Men.

Mathematics—Sanford D. France

Williamsburg Evening High School for Women.

Stenography—Margaret Graham (vice Wilma Chapman, resigned).

Long Island City Evening High School.

Mechanical Drawing—John Weichsel.

Appointing the following-named persons to the positions for which they have been respectively nominated in the Stuyvesant Evening Trade School for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the By-Laws of the Board of Education:

Walter M. Smith; subject, Pattern Making.

John J. Curran; subject, Carpentry and Joinery.

Robert W. Fuller, transferred from Morris Evening High School; subject, Chemistry.

Arthur Meyer; subject, Industrial Design.

Granting the request of the Board of Superintendents that it be authorized to nominate an Instructor of Cooking and an Instructor of Benchwork for service in the afternoon playgrounds as hereinbefore mentioned, said Teachers to be taken from the list of persons licensed for these subjects for the vacation schools, and to be paid in accordance with the schedule of salaries provided for such Teachers in the vacation schools.

Readopting the list of scientific apparatus, materials, etc., adopted for high schools for the year 1908 for the year 1909.

Approving the following articles for addition to the list of special and general supplies for day and evening high schools and day and evening elementary schools for the year 1909:

General Supplies for Use in Day and Evening Elementary Schools.

Miscellaneous Articles—Covers, book, Holden, No. 1; Covers, book, Holden, No. 2; Covers, book, Holden, No. 3; Covers, book, Holden, No. 4; Covers, book, Holden, No. 6.

Designating the following-named persons as Supervisors of games and athletic exercises of school children for the athletic fields indicated, under the direction of the Director of Physical Training, in accordance with a resolution adopted by the Board of Education on September 25, 1907 (see Journal, page 2027), and at the rate of compensation provided therein, the duration of service of such Supervisors to be determined by the Director of Physical Training, but not to extend beyond January 31, 1909:

J. Blake Hillyer, Curtis Athletic Field.

William R. Harper, Astoria Athletic Field.

Vincent Aldridge, Brooklyn Athletic Field.

Appropriating the sum of eight hundred and seventy-five dollars (\$875) from premiums derived from the sale of Corporate Stock issued by the Comptroller pursuant to sections 47 and 169 of the revised Charter, said sum to be applied in payment of the following bills, incurred by the Committee on Buildings:

Schmerler & Schwartz, Public School 109, Brooklyn, iron and duct work \$650 00

Schmerler & Schwartz, Public School 66, Brooklyn, partitions for heating pipes 225 00

\$875 00

—requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of two hundred and thirty-six dollars and fifty-eight cents (\$236.58) from premiums derived from the sale of Corporate Stock issued by the Comptroller pursuant to sections 47 and 169 of the revised Charter, said sum to be applied in payment of bills to be incurred by the Committee on Buildings, with the Superintendent of State Prisons, as follows:

For Furniture for Public School 27, Borough of Manhattan.	
1 roll top desk, No. 65, quartered oak.....	\$37.00
1 general assistant's desk, No. 15.....	20.00
2½ dozen stools, rubber tipped, No. 38.....	21.25
	\$78.25
Public School 129, Borough of Brooklyn.	
1 set Mahony grates, 70-inch by 60-inch, 2,237 pounds, 32 1-12 square feet, at \$4.50 per square foot.....	\$144.38
50 loose bars, 2 tie bars, 310 pounds, at 4½ cents per pound.....	13.95
	158.33
	\$236.58

—requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of one thousand eight hundred and ninety-one dollars and forty-eight cents (\$1,891.48) from Corporate Stock, Bond Issue authorized by the Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment; said sum to be applied in payment of bills to be incurred by the Committee on Buildings with the Superintendent of State Prisons, and various contractors, as follows:

BOROUGH OF MANHATTAN.	
Subtitle No. 5—	
Public School 14, Valley Iron Works, grates.....	\$164.00
Subtitle No. 2—	
Public School 17, Superintendent of State Prisons:	
5 sets Mahony grates, 70-inch by 60-inch, 10,760 pounds, 29 1-6 square feet, at \$4.50 per square foot.....	\$656.25
10 tie bars, 250 loose leaves, 970 pounds, at 4½ cents per pound.....	43.92
	700.17
Subtitle No. 7—	
Public School 96, Superintendent of State Prisons:	
2 sets Mahony grates, 64-inch by 60-inch, 3,803 pounds, 26 2-3 square feet, at \$4.50 per square foot.....	\$240.00
4 tie bars, 100 loose leaves, 506 pounds, at 4½ cents per pound.....	22.77
	262.77
	\$1,126.94
Subtitle No. 6—	
Public School 154, Valley Iron Works, grates.....	298.50
BOROUGH OF QUEENS.	
Subtitle No. 4—	
Public School 89, Superintendent of State Prisons:	
3 sets Mahony grates, 70-inch by 60-inch, 7,096 pounds, 32½ square feet, at \$4.50 per square foot.....	\$433.14
6 tie bars, 150 loose leaves, 731 pounds, at 4½ cents per pound.....	32.90
	466.04
	\$1,891.48

—requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of forty-five dollars (\$45) from the School Building Fund and applied in payment of the bill of Grant B. Taylor, dated August 11, 1908, as Special Examiner, for services in connection with searching the title of premises on Palaski street, from Dry Harbor road to Morton and Woodlawn avenues, Borough of Queens, said bill having been incurred by the Comptroller of The City of New York in connection with the acquisition of the above-mentioned property for the use of this Department.

Requesting the Board of Estimate and Apportionment to transfer the sum of thirteen thousand nine hundred and ninety-seven dollars (\$13,997) from the Bond Issue of March 13, 1908, School Building Fund, Interior Construction and Equipment, Queens, Public School 88, \$5,497, and Public School 89, \$8,500, which items are in excess of their requirements, to Corporate Stock Account entitled School Building Fund, sections 47 and 169 of the revised Charter.

Requesting the Board of Estimate and Apportionment to transfer the sum of six thousand dollars (\$6,000) from the Special School Fund for the year 1908 and from the items contained therein entitled as follows:

Fuel, Borough of Manhattan.....	\$4,500.00
Fuel, Borough of The Bronx.....	1,000.00
Fuel, Borough of Queens.....	500.00

—which items are in excess of their requirements, to the item also contained within the Special School Fund for the year 1908 entitled Fuel, Borough of Brooklyn, which item is insufficient for its purposes.

Approving and ratifying the action of the Committee on Buildings, taken September 14, 1908, in increasing the compensation of each of the following-named employees from \$4 per day to \$4.50 per day, the latter being the prevailing rate of wages:

Walter R. Barling, Batterman.
William J. Brophy, Electrician.
Thomas D. Naughton, Wireman.
Charles W. Mitchell, Wireman.
Alton A. Costana, Wireman.
Charles F. Lawlor, Wireman.

Approving and ratifying the action of the Committee on Buildings in deciding to dispense with the services of the following-named Architectural Draughtsmen at the close of business on September 19, 1908, for the reason that lack of work renders their positions unnecessary after said date:

Jaroslav Kraus, reappointed April 22, 1908.
Henry Schneiders, reappointed April 22, 1908.
Carl G. W. Grosselfinger, reappointed April 22, 1908.

Suspending sections 2 and 5 of section 31 of the By-Laws for the purpose of paying the following bills, incurred under circumstances of an emergency nature:

S. W. McKeever, Public School 120, Brooklyn, repairs, etc., to heating apparatus.....	\$676.50
J. C. Stewart, Morris High School, The Bronx, laying terrazzo floor.....	74.00
Schmecler & Schwartz, Public School 66, Brooklyn, partitions in heating pipes.....	225.00
Schmecler & Schwartz, Public School 109, Brooklyn, iron and duct work.....	650.00
Wm. H. Wright & Son, Public School 31, The Bronx, partition work.....	769.00

Approving the plans for removing temporary frame buildings from the rear of Public School 84, Brooklyn, and placing the same on the leased premises on East Forty-eighth street and Church avenue, Borough of Brooklyn, putting the buildings in proper condition, etc.

Approving and ratifying the action of the Committee on Buildings, taken September 14, 1908, in reappointing Louis W. Kaysser, Inspector of New Buildings, whose services were dispensed with on February 8, 1908, on account of lack of work, at a rate of compensation of \$30 per week.

Excusing the absence on June 29 and 30, 1908, of Mae B. Higgins, a Kindergarten Teacher in Public School 68, Manhattan, due to attendance at the convention of the National Education Association, with pay, and suspending all inconsistent provisions of the By-Laws for the purpose of this resolution.

Excusing the absence on June 15, 16, 17, 18 and 19, 1908, of Frederick W. Taerner, a Teacher in Public School 125, Manhattan, caused by order of the military court, with pay, suspending all inconsistent provisions of the By-Laws for the purpose of this resolution.

Authorizing the organization of an annex to the Washington Irving High School in such rooms as are not needed for elementary school purposes in Public School 66, Borough of Manhattan.

Approving and ratifying the action of the Committee on Special Schools in assigning the following named persons to duty in the positions, at the salaries and on the dates indicated, to serve during the pleasure of the Board of Education:

Jacob Bosch, Cleaner, Manhattan Truant School; salary, \$25 per month with maintenance, taking effect September 14, 1908.

George Flynn, Caretaker, New York Parental School; salary, \$50 per month without maintenance, taking effect August 1, 1908.

Thomas Glynn, Caretaker, New York Parental School; salary, \$50 per month without maintenance, taking effect, August 1, 1908.

David Barry, Caretaker, New York Parental School; salary, \$50 per month without maintenance, taking effect September 14, 1908.

Mary Basler (Mrs.), Laundress, Brooklyn Truant School; salary, \$25 per month with maintenance, taking effect August 10, 1908.

John Byrne, Cleaner, Brooklyn Truant School; salary, \$25 per month with maintenance, taking effect August 8, 1908.

James F. Lynch, Caretaker, Brooklyn Truant School; salary, \$25 per month with maintenance, taking effect July 28, 1908.

Louisa Stuber (Mrs.), Waitress, Brooklyn Truant School; salary, \$25 per month with maintenance, taking effect July 29, 1908.

Approving and ratifying the action of the Committee on Special Schools in accepting the resignations of the following named persons, taking effect on the dates indicated:

Marcie A. Strittmatter (Mrs.), Brooklyn Truant School; Seamstress, taking effect July 29, 1908.

James F. Lynch, Brooklyn Truant School; Caretaker, taking effect August 6, 1908.

Clement Eyken, Brooklyn Truant School; Caretaker, taking effect July 23, 1908.

Mary Eyken (Mrs.), Brooklyn Truant School; Waitress, taking effect July 24, 1908.

Herbert G. Kelly, Manhattan Truant School; Caretaker, taking effect September 1, 1908.

Approving and ratifying the action of the Committee on Special Schools in discontinuing the services of Michael Fitzgerald, Caretaker at the Brooklyn Truant School, after August 13, 1908, and appointing, in his stead, Thomas Linneman to act as Caretaker at \$50 per month, without maintenance, his services to continue during the pleasure of the Board of Education.

Approving the action of the Committee on Special Schools in accepting the resignation of Morris Strauss, Attendance Officer, taking effect August 1, 1908.

Approving the action of the Committee on Care of Buildings in accepting the resignations of the following named persons, taking effect on the dates indicated:

Ernest R. F. Ihnken, Stoker, Bryant High School, Queens; taking effect August 1, 1908.

Thomas M. Rogers, Cleaner, Manual Training High School, Brooklyn; taking effect August 1, 1908.

Edwin Stone, Janitor, Public School 107, Manhattan; taking effect September 1, 1908.

Joseph Ackerson, Janitor, Public School 17, Manhattan; taking effect September 15, 1908.

John H. Fagan, Janitor, Public School 174, Manhattan; taking effect October 1, 1908.

Consenting in accordance with a request received from the President of the Borough of Manhattan, to the transfer of James Burke, Cleaner in Public School 188, Borough of Manhattan, to the position of Laborer in the office of the President of the Borough of Manhattan.

Approving and ratifying the action of the Committee on Care of Buildings in assigning the following named Janitors to the care, temporarily, of public schools, to receive the salary of the position, less the rent allowance, except where otherwise specified, taking effect on the dates indicated:

William Nedderman, assigned to Public School 48, Brooklyn, August 7, 1908.

Thomas F. Murphy, assigned to Public School 98, Manhattan, August 10, 1908.

William J. Moylan, assigned to Public School 107, Manhattan, September 1, 1908.

Ralph Baxter, assigned to Public School 38, The Bronx, September 1, 1908.

John Luddin, assigned to Public School 54, Queens, September 8, 1908.

George Ziegelmeyer, assigned to Public School 71, Brooklyn, September 8, 1908.

Charles Doering, assigned to Public School 88 (new), Queens, August 25, 1908.

*Patrick J. O'Rourke, assigned to Public School 89 (new), Queens, September 1, 1908.

*John Mahoney, assigned to Public School 66 (new), Manhattan, September 8, 1908.

*Thomas P. Liebold, assigned to Public School 155 (new), Brooklyn, September 8, 1908.

*Charles Gulliford, assigned to Garden at Sixty-sixth street and First avenue, Manhattan, August 30, 1908.

*Gustaf Gustafson, assigned to Public School 154 (new), Brooklyn, September 9, 1908.

John T. Lane, assigned to Public School 91 (new), Manhattan, September 9, 1908.

*Edward J. Davan, assigned to Public School 159 (new), Brooklyn, September 11, 1908.

*Edward J. Hogan, assigned to new addition to Public School 59, Manhattan, September 10, 1908.

*John P. Johnston, assigned to new addition to Public School 3, The Bronx, September 11, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in transferring the following named persons to the schools and on the dates indicated:

Thomas Slowey, Janitor, from Public School 161, Manhattan, to Public School 74, Manhattan; annual salary, \$2,184; taking effect August 10, 1908.

William J. Farrell, Janitor-Steam Heating, from Public School 98E, Manhattan, to Public School 101, Manhattan; annual salary, \$1,740; taking effect August 10, 1908.

James J. Curtain, Janitor-Steam Heating, from Public School 54, Queens, to Public School 38, The Bronx; annual salary, \$1,908; taking effect September 8, 1908.

*Daniel Culhane, Janitor-Steam Heating, from Public School 71, Brooklyn, to Public School 16 (new), Queens; taking effect September 8, 1908.

*James Gallagher, Janitor-Engineer, from Public School 130, Brooklyn, to Public School 5 (new), Brooklyn; taking effect September 8, 1908.

James Gallagher, Janitor-Engineer, from Public School 130, Brooklyn, to Public School 5 (old), Brooklyn; salary, \$50 per month; taking effect September 8, 1908.

John Boyle, Janitor, from Public School 5 (old), Brooklyn, to Public School 130, Brooklyn; annual salary, \$2,508; taking effect September 8, 1908.

Thomas E. McEvoy, Stoker, from Public School 188, Manhattan, to Morris High School; annual salary, \$912.50; taking effect September 8, 1908.

John Treacy, Fireman, from Morris High School, to Bryant High School; annual salary, \$912.50; taking effect September 8, 1908.

Thomas J. Lillis, Janitor-Engineer, from Public School 109, Brooklyn, to Public School 91, Brooklyn; annual salary, \$2,712; taking effect September 14, 1908.

Arthur W. Thrush, Janitor-Engineer, from Public School 91, Brooklyn, to Public School 109, Brooklyn; annual salary, \$6,492; taking effect September 14, 1908.

Frank Dunn, Janitor-Steam Heating, from Public School 106, Manhattan, to Public School 98E, Manhattan; annual salary, \$600; taking effect September 14, 1908.

Anton Schreiner, Janitor-Engineer, from Public School 20, Brooklyn, to Public School 107, Manhattan; annual salary, \$1,488; taking effect September 14, 1908.

Francis J. Fannon, Janitor, from Public School 111, Manhattan (storehouse), to Public School 47, Manhattan; annual salary, \$1,776; taking effect September 14, 1908.

*Robert A. Hawks, Janitor-Engineer, from Public School 72, Manhattan, to Public School 66 (new), Manhattan; taking effect September 14, 1908.

Patrick McLoughlin, Janitor, from Washington Irving High School, Thirteenth street, to Public School 72, Manhattan; annual salary, \$2,604; taking effect September 14, 1908.

*Salary to be determined.

*Patrick J. O'Rourke, Janitor-Engineer, from Public School 6, Queens, to Public School 89 (new), Queens; taking effect September 14, 1908.

John Bowman, Janitor-Steam Heating, from Public School 19 Annex, Brooklyn, to Public School 20, Brooklyn; annual salary, \$1,188; taking effect October 1, 1908.

William J. Moylan, Janitor, from Public School 113, Manhattan, to Public School 71, Brooklyn; annual salary, \$1,180; taking effect October 1, 1908.

*Arthur W. Thrush, Janitor-Engineer, from Public School 109, Brooklyn, to Public School 155 (new), Brooklyn; taking effect October 1, 1908.

Thomas P. Liebold, Janitor-Engineer, from Public School 87, Brooklyn, to Public School 100, Brooklyn; annual salary, \$6,492; taking effect October 1, 1908.

Adopted.

Approving and ratifying the action of the Committee on Care of Buildings in assigning the following named Janitors to new additions, etc., taking effect on the dates and at the salaries indicated:

*Jacob J. Vogel, Public School 19, Richmond; assigned to new addition, taking effect August 20, 1908.

*E. H. Terwilliger, Public School 96, Manhattan; assigned to new addition, taking effect September 3, 1908.

*Soren Thomasson, Public School 4, Manhattan; assigned to new addition, taking effect September 10, 1908.

*John Young, Public School 14, Manhattan; assigned to new addition, taking effect September 10, 1908.

William C. Baker, Public School 34, The Bronx; assigned to leased annex; salary, \$500 per annum; taking effect July 1, 1908.

William M. Gavin, Public School 24, Brooklyn; assigned to part of new addition; salary, \$60 per month; taking effect September 10, 1908.

*William McKenzie, Public School 140, Brooklyn; assigned to new addition, taking effect September 10, 1908.

*John W. Homan, Public School 28, Richmond; assigned to new building, taking effect September 11, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the compensation attached to the position of Janitor of the following named schools, taking effect on the dates indicated, the increases being due to new additions, etc.:

Public School 32, Brooklyn; present salary, \$1,872; proposed salary, \$1,884; taking effect September 1, 1908.

Public School 80, Brooklyn; present salary, \$1,848; proposed salary, \$2,148; taking effect May 1, 1908.

Public School 129, Brooklyn; present salary, \$3,072; proposed salary, \$3,768; taking effect September 1, 1908.

Public School 41, Manhattan; present salary, \$2,424; proposed salary, \$2,844; taking effect September 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in fixing the compensation attached to the position of Janitor in the following new school buildings at the amount indicated in each instance:

Public School 66, Manhattan; salary, \$3,288.

Public School 91, Manhattan; salary, \$4,020.

Public School 5, Brooklyn; salary, \$4,248.

Public School 159, Brooklyn; salary, \$3,204.

Public School 16, Queens; salary, \$2,736.

Public School 88, Queens; salary, \$3,300.

Public School 89, Queens; salary, \$3,780.

Approving and ratifying the action of the Committee on Care of Buildings in fixing the compensation of Edward J. Davan, Janitor of Public School 108, Borough of Brooklyn, for the temporary care of Public School 159, Borough of Brooklyn, at the rate of \$150 per month.

Approving and ratifying the action of the Committee on Care of Buildings in fixing the compensation of John Mahoney, Janitor of Public School 151, Borough of Manhattan, for the temporary care of Public School 66 (new), Borough of Manhattan, from September 8 to 14, 1908, at \$80.

Approving and ratifying the action of the Committee on Care of Buildings in assigning Patrick A. McGann, Janitor of Public School 16, Borough of The Bronx, to the temporary care of the new addition to said school, the contract for the erection of which was cancelled, at a salary of \$60 per month.

Approving and ratifying the action of the Committee on Care of Buildings in relieving Ernest Sandegger, Janitor of Public School 119 (new), Borough of Brooklyn, from the care of Public School 119 (old), Borough of Brooklyn, taking effect September 15, 1908, said building having been turned over to the Commissioners of the Sinking Fund, and the Committee on Care of Buildings having been informed by the Superintendent of School Buildings that all furniture had been removed, with the exception of rolling doors.

Approving and ratifying the action of the Committee on Care of Buildings in allowing \$80 to Thomas F. Stapleton, Janitor of Public School 40, Borough of Manhattan, who is in temporary charge of Public School 47 (old), Borough of Manhattan, to compensate him for the employment of help to have this building in proper condition by September 1, 1908.

The following preambles and resolutions were adopted:

Whereas, On March 25, 1908 (see Journal, page 514), the Board of Education adopted a resolution assigning E. Gordon Hopper, Draughtsman, to take the place of Mr. C. A. Thompson, Draughtsman, during the latter's absence on account of personal illness; and

Whereas, Mr. Thompson has requested and been granted a further leave of absence, without pay, for a period of three months; therefore be it

Resolved, That the action of the Committee on Buildings in assigning E. Gordon Hopper, Draughtsman, to take the place of Mr. Thompson during his absence, and in deciding that Mr. Hopper's Compensation be at the rate of \$45 per week for the period of three months from September 24 to December 24, and that he receive his regular salary of \$32.50 per week after the expiration of said three months, be and the same is hereby approved and ratified.

Whereas, The Committee on Buildings is in receipt of estimates from various contractors for additional work under their contracts, as follows:

Estimate of Frederick Pearce Company, contractors, for electric equipment at the Eastern District High School, Brooklyn, for various alterations in electric equipment, \$303; estimate of Patrick Sullivan, contractor for the general construction, Item 1, of buildings for the Parental School, Queens, for various alterations, etc., ordered at various times by Deputy Superintendent Collins, as per schedule attached to Amendment No. 615, \$2,132.93; estimate of Laurence J. Rice, contractor for the construction of a grand stand for the Astoria Athletic Field, Queens, for locating the water supply main, etc., \$249.20; and

Whereas, The Superintendent of School Buildings reports that these estimates are reasonable and that the work is necessary; therefore be it

Resolved, That the sum of two thousand seven hundred and seventy-five dollars and thirteen cents (\$2,775.13) be and the same is hereby appropriated from the proceeds of Corporate Stock, to be issued by the Comptroller, pursuant to sections 47 and 169 of the Revised Charter, application for the issue of which is hereby made; said amount to be applied in full payment for extra cost to Frederick Pearce Company, Patrick Sullivan and Laurence J. Rice, contractors, for additional work in connection with their contracts, as hereinbefore stated, requisition for said sum being hereby made upon the Comptroller.

The Committee on Finance respectfully reports financial ability to make the appropriation mentioned in the foregoing resolution.

Whereas, Mr. William F. Kenefick, Janitor of Public School 172, Borough of Manhattan, died on September 16, 1908; and

Whereas, Mr. Kenefick was in the employ of the Board of Education for thirteen years, during which time he rendered faithful and satisfactory service; therefore be it

Resolved, That the Board of Education hereby places on record an expression of its sorrow at the death of Mr. Kenefick; and be it further

Resolved, That a copy of the foregoing preamble and resolution be transmitted to the family of Mr. Kenefick.

Whereas, It has been deemed advisable to dispense with the use of the word "Schoolship" in connection with the New York Nautical School;

Resolved, That the United States steamship "Newport," now used for the purposes of said school, or any other vessel which may hereafter be loaned for the purpose, be officially designated as the Training Ship of the Board of Education of The City of New York.

Requesting the Committee on Buildings to prepare plans and specifications for bulkheads to be placed upon the recreation pier at the foot of East Twenty-fourth street, for schoolroom purposes, in connection with the Nautical School, and also for lockers and deckhouses for the Training Ship "Newport."

Approving the suspension of Mrs. Theodora L. Woodward, a teacher in Public School 104, Borough of Brooklyn, by District Superintendent Edsall on August 22, 1908.

Approving and ratifying the action of the Committee on Elementary Schools in finding the said Theodora L. Woodward guilty of the charges of gross misconduct preferred against her by John H. Walsh, Acting City Superintendent of Schools.

Dismissing the said Theodora L. Woodward from the service of the Board of Education of The City of New York.

Approving the suspension of and charges of neglect of duty preferred against Miss Augusta Carlstrom, a teacher in Public School 172, Manhattan, and dismissing said teacher from the service of the Board of Education.

On motion, all absent members were excused for non-attendance at this meeting.

On motion, the Board adjourned at 5:45 o'clock p. m.

A. EMERSON PALMER, Secretary.



Engineer of Steamer Michael J. Dolph, Engine Company 76, Borough of Manhattan, on \$533.33 per annum, to take effect November 1, 1908.

Retired on One-half Pay.

On own application, after more than twenty years' service.

Borough of The Bronx.

Foreman John Riordan (No. 1), Engine Company 60, on \$1,080 per annum, to take effect November 1, 1908.

Borough of Manhattan.

Fireman first grade John J. Kenny, Hook and Ladder Company 5, on \$700 per annum, to take effect November 1, 1908.

Resigned.

Borough of Manhattan.

Fireman first grade Frederick W. Clausen, Engine Company 59, on November 1, 1908.

PUBLIC HEARING.

Public hearing of the Committee on Buildings of the Board of Aldermen will be held in the Aldermanic Chamber, City Hall, Borough of Manhattan, on Friday, November 6, 1908, at 2 o'clock p. m., on the following matter:

An amendment to the Building Code limiting height of buildings.

All persons interested in the above matter are respectfully invited to attend.

P. J. SCULLY, City Clerk, and

Clerk of the Board of Aldermen.

EXECUTIVE DEPARTMENT.

Mayor's Office, Bureau of Licenses, New York, November 5, 1908.

Number of licenses issued and amounts received thereon in the week ending Saturday, October 18, 1908.

BUREAUS OF MANHATTAN AND THE BRONX.

Date	Number of Licenses	Amounts
Monday, October 28	103	\$86.50
Tuesday, October 29	90	75.25
Wednesday, October 30	123	178.75
Thursday, October 31	129	1,350.75
Friday, October 30	129	148.25
Saturday, October 31	128	211.50
Totals	603	\$3,411.50

BUREAU OF BROOKLYN.

Date	Number of Licenses	Amounts
Monday, October 28	32	\$181.00
Tuesday, October 29	27	164.25
Wednesday, October 30	29	173.00
Thursday, October 31	26	173.25
Friday, October 30	30	148.25
Saturday, October 31	35	111.00
Totals	128	\$1,011.25

BUREAU OF QUEENS.

Date	Number of Licenses	Amounts
Monday, October 28	12	\$10.50
Tuesday, October 29	2	27.50
Wednesday, October 30	4	33.00
Thursday, October 31	7	70.50
Saturday, October 31	2	5.00
Totals	27	\$227.50

BUREAU OF RICHMOND.

Date	Number of Licenses	Amounts
Monday, October 28	1	\$10.50
Tuesday, October 29	1	10.00
Wednesday, October 30	1	10.00
Thursday, October 31	1	10.00
Saturday, October 31	1	10.00
Totals	5	\$50.00

J. A. RIERDON,
In Charge of Bureau of Licenses.

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, 200 Cortlandt.

GEORGE B. McCLELLAN, Mayor.

Frank M. O'Brien, Secretary.

William A. Willis, Executive Secretary.

James A. Riordan, 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, 200 Cortlandt.

Patrick Derry, Chief of Bureau.

BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 200 Cortlandt.

John J. Corrigan, Chief of Bureau.

Principal Office, Room 1, City Hall, Gaetano D'Amato, Deputy Chief, Boroughs of Manhattan and The Bronx.

Branch Office, Room 12, Borough Hall, Brooklyn, James J. Kinsella, Deputy Chief, Borough of Brooklyn.

Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. J. William R. Woolfe, Financial Clerk, Borough of Richmond.

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, 1202 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. Sean, Chief Engineer.

ARMORY BOARD.

Mayor George B. McClellan, the President of the Board of Aldermen, Patrick F. McGowan, Brigadier-General George Moore Smith, Brigadier-General John G. Felt, the President of the Department of Taxes and Assessments, Lawson Purdy.

Harrer Davis, Secretary, Room 6, Basement, Hall of Records, Chambers and Centre streets.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3200 Worth.

ART COMMISSION.

City Hall, Room 21. Telephone, 200 Cortlandt.

Robert W. de Forest, Trustee, Metropolitan Museum of Art, President Frank D. Millet, Painter, Vice-President Howard Mansfield, Secretary, A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George H. McClellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; John J. Boyle, Sculptor; Arnold W. Brunner, Architect; John H. Pino, Charles Howland Russell.

John Quincy Adams, Assistant Secretary.

BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue.

Telephone, 4400 Madison Square.

Board of Trustees—Dr. John W. Chapman, President; James K. Paulding, Secretary; Arden M. Robbins, Samuel Sachs, Leopold Stern, John J. Barry, John G. O'Keefe, Robert W. Hebbard, ex-officio, General Medical Superintendent, S. T. Armstrong, M. D.

BOARD OF ALDERMEN.

No. 11 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 750 Cortlandt.

Patrick F. McGowan, President.

P. J. Scully, City Clerk.

BOARD OF ASSESSORS.

Office, No. 320 Broadway, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Antonio Zucca.

Paul Weimann.

James H. Kennedy.

William H. Jasper, Secretary.

Telephone, 26, 30 and 31 Worth.

BOARD OF ELECTIONS.

Headquarters, General Offices, No. 107 West Forty-first Street.

Commissioners—John T. Dooley (President), Charles B. Page (Secretary), Rudolph C. Fuller, James Kane.

A. C. Allen, Chief Clerk.

BOROUGH OFFICES.

Manhattan.

No. 111 West Forty-second street.

William C. Baxter, Chief Clerk.

The Bronx.

One Hundred and Thirty-eighth street and Mott Avenue (Solingen Building).

Cornelius A. Bunner, Chief Clerk.

Brooklyn.

No. 42 Court Street (Temple Bar Building).

George Russell, Chief Clerk.

Queens.

No. 46 Jackson Avenue, Long Island City.

Carl Vosger, Chief Clerk.

Richmond.

Borough Hall, New Brighton, S. J. 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 APPORTIONMENT.

The Mayor, Chairman; the Comptroller, President of the Board of Aldermen, President of the Borough of Manhattan, President of the Borough of Brooklyn, President of the Boroughs of The Bronx, President of the Borough of Queens, President of the Borough of Richmond.

OFFICE OF THE SECRETARY.

No. 277 Broadway, Room 1408. Telephone, 200 Worth.

Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary; Charles V. Ade, Clerk to Board.

OFFICE OF THE CHIEF ENGINEER.

Neliam P. Lewis, Chief Engineer, No. 277 Broadway, Room 1408. Telephone, 200 Worth.

Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 277 Broadway, Room 1408. Telephone, 200 Worth.

Harry P. Nichols, Engineer in charge Division of Franchises, No. 277 Broadway, Room 301. Telephone, 200 Worth.

BOARD OF EXAMINERS.

Rooms 602 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, 340 Gramercy.

Warren A. Conover, Charles Buck, Lewis Hardin, Charles G. Smith, Edward P. Croker, Henry R. Marshall and George A. Just, Chairman.

Edward V. Barton, Clerk.

Board meeting every Tuesday at 2 p. m.

BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MISDEMEANANTS.

Office, No. 148 East Twentieth street.

John V. Coggey, Commissioner of Correction, President.

Wm. E. Wyatt, Judge, Special Sessions, First Division.

Robert J. Wilkin, Judge, Special Sessions, Second Division.

James J. Walsh, City Magistrate, First Division.

Edward J. Dooley, City Magistrate, Second Division.

Samuel R. Hamburger, John C. Heintz, Dominick Di Dario, James F. Boyle.

Thomas R. Minnick, Secretary.

BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.

Francis K. Pennington, Corporation Counsel.

Lawson Purdy, President of the Department of Taxes and Assessments.

Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.

Telephone, 200 Worth.

BOARD OF WATER SUPPLY.

Office, No. 293 Broadway.

John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.

Thomas Haeslett, 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, 430 Worth.

John Purroy Mitchel, Ernest V. Gallagher, Commissioners.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARD.

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.

Lamont McLaughlin, 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, 17, 18 a. m. to 4 p. m.; Saturdays, 9 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 City Clerk.

John T. Gailey, Chief Clerk of the Board of Aldermen.

Joseph V. Sculler, Clerk, Borough of Brooklyn.

Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.

William R. Zimmerman, Deputy City Clerk, Borough of Queens.

Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.

Supervisor's Office, Park Row Building, No. 21 Park Row, Entrance, Room 807, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1202 and 1206 Cortlandt.

Supply Room, No. 2, City Hall.

Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKeon, Secretary.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.

John N. Bogart, Commissioner.

James P. Archibald, Deputy Commissioner.

John J. Caldwell, Secretary.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 200 Worth.

DEPARTMENT OF BRIDGES.

No. 12-21 Park Row.

James W. Stevenson, Commissioner.

John H. Little, Deputy Commissioner.

Edgar E. Schill, Secretary.

Office hours, 9 a. m. to 4 p. m.

Saturdays, 9 a. m. to 12 m.

Telephone, 200 Cortlandt.

DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.

No. 148 East Twentieth street. Office hours from 2 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 104 Gramercy.

John V. Coggey, Commissioner.

George W. Meyer, Deputy Commissioner.

John B. Fitzgerald, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.

Telephone, 200 Rector.

Allen N. Spitzer, Commissioner.

DENIS 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, 550 Plaza.

Richard B. Aldcroft, Jr.; Nicholas J. Barrett, Charles E. Bruce, M. D.; Joseph E. Cosgrove, Frederic R. Coudert, Francis W. Crownfield, Francis C. Cunane, Thomas M. De Lancy, Samuel B. Donnelly, Horace E. Dresser, A. Leo Everett, Alexander Ferris, Joseph Nicola Franklin, George Freile, George J. Gillespie, John Greene, Lewis Haase, Robert L. Harrison, Louis Haupt, M. D., Thomas J. Higgins, Arthur Hollick, Charles H. Ingalls, Nathan S. Jonas, Hugo Kanzler, Max Katsenberg, John C. Kelley, Alrick H. Man, Clement March, Mitchell May, Dennis J. McDonald, M. D., Thomas J. O'Donohue, Frank H. Partridge, George W. Schaeidle, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.

Eugene L. Winthrop, Jr., President.

John Greene, Vice-President.

A. Emerson Palmer, Secretary.

Fred H. Johnson, Assistant Secretary.

C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies.

Henry R. M. Cook, Auditor.

William C. Cooley, Deputy Commissioner, Borough of Brooklyn, Municipal Building, Brooklyn.
John W. McKay, Acting Chief Engineer, Brooklyn.
William R. McGuire, Water Register, Brooklyn.
Michael Hecht, Deputy Commissioner, Borough of The Bronx, Crotona Park Building, One Hundred and Seventy-seventh street and Taft Avenue.
Thomas M. Lynch, Water Register, The Bronx.
Charles C. Wissel, Deputy Commissioner, Borough of Queens, Hackett Building, Long Island City.
John E. Bowes, Deputy Commissioner, Borough of Richmond, Municipal Building, St. George.

EXAMINING BOARD OF PLUMBERS.

Bartholomew F. Donohoe, President; John J. Moore, Secretary; John J. Dunn, Treasurer; office, Horace Loomis and Matthew E. Healy.
Rooms Nos. 14, 15 and 16 Aldrich Building, Nos. 140 and 151 Church street.
Office open during business hours every day in the year (except legal holidays). Examinations are held on Monday, Wednesday and Friday after 1 p.m.

FIRE DEPARTMENT.

Office hours for all, except where otherwise noted, from 9 a.m. to 4 p.m.; Saturdays 12 m.

HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh street, Manhattan.
Telephone, 2230 Plaza, Manhattan; 2356 Main, Brooklyn.

Nicholas J. Hayes, Commissioner.
P. A. Whitney, Deputy Commissioner.

Charles C. Wise, Deputy Commissioner, Boroughs of Brooklyn and Queens.
William A. Larney, Secretary; Mark Levy, Secretary to the Commissioner; George F. Dobson, 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, 640 Plaza.
Franz S. Wolf, Inspector of Combustibles, Boroughs of Brooklyn and Queens, Nos. 305 and 307 Jay street, Brooklyn. Telephone, 3250 Main.
Peter Seery, Fire Marshal, Boroughs of Manhattan, The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.
Andrew P. Martin, Chief Inspector in Fire Alarm Telegraph Bureau.

William T. Beggin, Chief of Battalion in charge, Bureau of Violations and Auxiliary Fire Appliances, Boroughs of Manhattan, The Bronx and Richmond, Nos. 157 and 159 East Sixty-seventh street, Manhattan, Brooklyn and Queens, Nos. 305 and 307 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, 3000 Worth.

Francis K. Pendleton, Corporation Counsel.
Assistants—Theodore Connolly, George L. Sterling, Charles D. Olendorf, William P. Burr, R. Percy Chittenden, David Rumsey, William Beers Crowell, John L. O'Brien, Terence Farley, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freedman, Louis H. Hahl, Frank B. Pierce, Stephen O'Brien, Charles A. O'Neil, Richard H. Mitchell, John Widdicombe, Edward J. McGoldrick, Curtis A. Peters, Thomas F. Byrne, Arthur Sweeny, John J. Sauer, Hartford P. Walker, George P. Nicholsen, George H. Folwell, William B. King, Alfred W. Boorstein, Josiah A. Stover, Thomas F. Noonan, J. Gabriel Britt, Royal E. T. Riggs, Charles McIntyre, Socon Herrick, Francis J. Byrne, James P. O'Connor, William H. Jackson, Edward Maxson, Elliot S. Benedict, Clarence L. Barber, Isaac Phillips, Edward A. McShane, Eugene Vay.
Secretary to the Corporation Counsel—Edmund Kirby.

Chief Clerk—Andrew T. Campbell.

BROOKLYN OFFICE.

Borough Hall, 2d floor, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 3245 Main.

James D. Bell, Assistant in charge.

BUREAU OF STREET OPENINGS.

No. 90 West Broadway, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 3190 Cortlandt.

John F. 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, 4525 Cortlandt.

Herman Stiel, Assistant in charge.

BUREAU FOR THE COLLECTION OF ARREAS OF PERSONAL TAXES.

No. 260 Broadway, 5th floor. Office hours for public, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 4585 Worth.

Geo. O'Reilly, Assistant in charge.

TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1001 Gramercy.

John P. O'Brien, Assistant in charge.

METROPOLITAN SEWERAGE COMMISSION.

Office, No. 17 Battery place. George H. Soper, Ph. D., President; James H. Fuente, Secretary; H. de B. Parsons, Charles Scoville, Linsly R. Williams, M. D.
Telephone, 1694 Reuter.

MUNICIPAL CIVIL SERVICE COMMISSION.

No. 209 Broadway, 9 a.m. to 4 p.m.
Frank L. Polk, R. Ross Appleton, Arthur J. O'Keefe.
Frank A. Spencer, Secretary.
John F. Skelly, Assistant Secretary.
Labor Bureau.
Nos. 14-16 Lafayette street.
Telephone, 2140 Worth.

MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 157 and 159 East Sixty-seventh street, Headquarters Fire Department.
Patrick A. Whitney, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Abram A. Bremner.
Franz S. Wolf, Secretary, No. 157 Sixty-East seventh street.
Stated meeting, Friday of each week, at 3 p.m.
Telephone, 640 Plaza.

POLICE DEPARTMENT.

CENTRAL OFFICE.
No. 300 Mulberry street, 9 a.m. to 4 p.m.
Telephone, 3100 Spring.
Theodore A. Bingham, Commissioner.
William F. Baker, First Deputy Commissioner.
Frederick H. Bugher, Second Deputy Commissioner.
Hart Hanson, Third Deputy Commissioner.
Daniel G. Slattery, Secretary to Commissioner.
William H. Kapp, Chief Clerk.

PUBLIC SERVICE COMMISSION.

The Public Service Commission for the First District, Tribune Building, No. 154 Nassau street, Manhattan.
Office hours, 5 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 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 McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Easton. Counsel, George S. Coleman, Secretary, Travis H. Whitney.
Telephone, 4150 Beekman.

TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street. Telephone, 5331 Gramercy.
Edmund J. Butler, Commissioner.
Brooklyn Office (Boroughs of Brooklyn, Queens and Richmond), Temple Bar Building, No. 44 Court street.
Telephone, 3825 Main.

John McKeown, Second Deputy Commissioner, Bronx Office, Nos. 2801, 2806 and 2808 Third Avenue.
Telephone, 367 Melrose.
William B. Calvert, Superintendent.

BOROUGH OFFICES.

BOROUGH OF THE BRONX.
Office of the President, corner Third avenue and One Hundred and Seventy-seventh street; 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.

Louis F. Raffen, President.
Henry A. Gumbleton, Secretary.
John F. Murray, Commissioner of Public Works.
John A. Hawkins, Assistant Commissioner of Public Works.

Josiah A. Briggs, Chief Engineer.
Frederick Greifenberg, Principal Assistant Topographical Engineer.
Charles H. Graham, Engineer of Sewers.
Thomas H. O'Neil, Superintendent of Sewers.
Samuel C. Thompson, Engineer of Highways.
Patrick J. Reville, Superintendent of Buildings.
John A. Mason, Assistant Superintendent of Buildings.

Peter J. Stumpf, Superintendent of Highways.
Albert H. Liebman, Superintendent of Public Buildings and Offices.
Telephone, 66 Tremont.

BOROUGH OF BROOKLYN.

President's Office, Nos. 15 and 16 Borough Hall, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Bird S. Coler, President.

Charles Frederick Adams, Secretary.
John A. Heffernan, Private Secretary.
Thomas R. Farrell, Commissioner of Public Works.

James M. Power, Secretary to Commissioner.
David F. Moore, Superintendent of Buildings.
James Dunne, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

BOROUGH OF MANHATTAN.

Office of the President, Nos. 14, 15 and 16 City Hall, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
John F. Ahearn, President.

Bernard Downing, Secretary.
John Cloughen, Commissioner of Public Works.

James J. Hagan, Assistant Commissioner of Public Works.
Edward S. Murphy, Superintendent of Buildings.
George F. Scanell, Superintendent of Highways.
Frank J. Goodwin, Superintendent of Sewers.

John R. Vnoros, Superintendent of Buildings and Offices. Telephone, 6725 Cortlandt.

BOROUGH OF QUEENS.

President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City; 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Lawrence Gresser, President.

John M. Craven, Secretary.
Alfred Denton, Commissioner of Public Works.
Harry Sutphin, Assistant Commissioner of Public Works.

James P. Hicks, Superintendent of Highways.
Carl Berger, Superintendent of Buildings.
John J. Halloran, Superintendent of Sewers.
James E. Conlon, Superintendent of Street Cleaning.

Edward F. Kelly, Superintendent of Public Buildings and Offices.
Telephone, 3000 Greenpoint.

BOROUGH OF RICHMOND.

President's Office, New Brighton, Staten Island. George Cromwell, President.
Maybury Fleming, Secretary.
Louis Lincoln Truitt, Consulting Engineer and Acting Commissioner of Public Works.

John Seaton, Superintendent of Buildings.
H. E. Buel, Superintendent of Highways.
John T. Fetherston, Superintendent of Street Cleaning.
Ernest H. Seehusen, Superintendent of Sewers.

John Timlin, Jr., Superintendent of Public Buildings and Offices.
George W. Tuttle, Principal Assistant Engineer, Bureau of Engineering—Topographical.

Theodore S. Osholm, Principal Assistant Engineer, Bureau of Engineering—Construction.
Offices—Borough Hall, New Brighton, N. Y., 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1000 Tompkinsville.

CORONERS.

Borough of The Bronx—Corner of Third avenue and Tremont Avenue. Telephone, 1250 Tremont and 1625 Tremont.

Robert F. McDonald, A. F. Schwanecke, William T. Austin, Chief Clerk.
Borough of Brooklyn—Office, Rooms 8 and 9 Municipal Building. Telephone, 4004 Main and 4005 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 Harbarger, Peter P. Acitelli, George F. Shadley, Jr., Peter Dooley.
Julius Harbarger, President Board of Coroners.

Jacob E. Bausch, Chief Clerk.
Telephones, 1004, 1007, 1008 Franklin.

Borough of Queens—Office, Borough Hall, Fulton street, Jamaica, L. I.
Samuel D. Nutt, Alfred S. Ambler.
Martin Mager, Jr., Chief Clerk.
Omnis 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.

NEW YORK COUNTY.

COMMISSIONER OF JURORS.

Room 127, Stewart Building, Chambers street and Broadway, 9 a.m. to 4 p.m.
Thomas Allison, Commissioner.
Matthew F. Neville, Assistant Commissioner.
Frederick P. Simpson, Assistant Commissioner.
Frederick O'Byrne, Secretary.
Telephone, 24 Worth.

COMMISSIONER OF RECORDS.

Office, Hall of Records.
William S. Andrews, Commissioner.
James O. Farrell, Superintendent.
James J. Fleming, Jr., Secretary.
Telephone, 3900 Worth.

COUNTY CLERK.

Nos. 5, 8, 9, 10 and 11 New County Court-house.
Office hours from 9 a.m. to 4 p.m.
Peter J. Dooling, County Clerk.
John F. Curry, Deputy.
Joseph J. Giannen, Secretary.
Telephone, 870 Cortlandt.

DISTRICT ATTORNEY.

Building for Criminal Courts, Franklin and Centre streets.
Office hours from 9 a.m. to 5 p.m.; Saturdays, 9 a.m. to 12 m.
Wm. Travers Jerome, District Attorney.
John A. Henneberry, Chief Clerk.
Telephone, 326 Franklin.

PUBLIC ADMINISTRATOR.

No. 119 Nassau street, 9 a.m. to 4 p.m.
William M. Hoes, Public Administrator.
Telephone, 6376 Cortlandt.

REGISTER.

Hall of Records. Office hours from 9 a.m. to 4 p.m.; Saturdays 9 a.m. to 12 m. During the months of July and August the hours are from 9 a.m. to 2 p.m.
Frank Gass, Register.
William H. Simont, Deputy Register.
Telephone, 3900 Worth.

SHERIFF.

No. 299 Broadway, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Thomas F. Foley, Sheriff.
John F. Gilchrist, Under Sheriff.
Telephone, 4084 Worth.

SURROGATES.

Hall of Records. Court open from 9 a.m. to 4 p.m., except Saturday, when it closes at 12 m. During the months of July and August the hours are from 9 a.m. to 2 p.m.
Almer C. Thomas and Charles H. Beckett, Surrogates; William V. Leahy, Chief Clerk.

KINGS COUNTY.

COMMISSIONER OF JURORS.

County Court-house.
Jacob Brenner, Commissioner.
Jacob A. Livingston, Deputy Commissioner.
Albert B. Walden, Secretary.
Office hours from 9 a.m. to 4 p.m.; Saturdays, from 9 a.m. to 12 m.

Office hours during July and August, 9 a.m. to 2 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1454 Main.

COMMISSIONER OF RECORDS.

Hall of Records.
Office hours, 9 a.m. to 4 p.m., excepting months of July and August, then 9 a.m. to 2 p.m.; Saturdays, 9 a.m. to 12 m.
Lewis M. Swayze, Commissioner.
D. H. Ralston, Deputy Commissioner.
Thomas D. Messerop, Superintendent.
William J. Beattie, Assistant Superintendent.
Telephone, 1024 Main.

COUNTY CLERK.

Hall of Records, Brooklyn. Office hours, 9 a.m. to 4 p.m.; during months of July and August, 9 a.m. to 2 p.m.; Saturdays, 9 a.m. to 12 m.
Frank Ehlers, County Clerk.
Robert A. Sharkey, Deputy County Clerk.
John Cooper, Assistant Deputy County Clerk.
Telephone call, 4930 Main.

COUNTY COURT.

County Court-house, Brooklyn, Rooms 10, 12, 18, 22 and 23. Court opens at 10 a.m. daily and sits until business is completed. Part I, Room No. 23. Part II, Room No. 10, Court-house. Clerk's Office, Rooms 17, 18 and 22, open daily from 9 a.m. to 4 p.m.; Saturdays, 12 m.
Norman S. Dike and Lewis L. Fawcett, County Judges.
Charles S. Devoy, Chief Clerk.
Telephone, 4154 and 4155 Main.

DISTRICT ATTORNEY.

Office, County Court-house, Borough of Brooklyn, Hours, 9 a.m. to 5 p.m.
John P. Clarke, District Attorney.
Telephone number, 2055-7 Main.

PUBLIC ADMINISTRATOR.

No. 44 Court street (Temple Bar), Brooklyn, 9 a.m. to 4 p.m.
Charles E. Teale, Public Administrator.
Telephone, 2840 Main.

REGISTER.

Hall of Records. Office hours, 9 a.m. to 4 p.m., excepting months of July and August; then from 9 a.m. to 2 p.m., provided for by statute.
William A. Prandegast, Register.
Frederick H. E. Klein, Deputy Register.
Telephone, 3830 Main.

SHERIFF.

County Court-house, Brooklyn, N. Y.
9 a.m. to 4 p.m.; Saturdays, 12 m.
Alfred T. Hobley, Sheriff.
Lewis M. Swayze, Under Sheriff.
Telephone, 6845, 6846, 6847, Main.

SURROGATE.

Hall of Records, Brooklyn, N. Y.
Herbert T. Ketcham, Surrogate.
Edward J. Bergen, Chief Clerk and Clerk of the Surrogate's Court.
Court opens at 10 a.m. Office hours, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
John P. Ball

SUPREME COURT-FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10 a.m. to 4 p.m.
Special Term, Part I. (motions), Room No. 16.
Special Term, Part II. (ex parte business), Room No. 13.
Special Term, Part III, Room No. 19.
Special Term, Part IV, Room No. 20.
Special Term, Part V, Room No. 8.
Special Term, Part VI. (Elevated Railroad cases), Room No. 31.

Trial Term, Part II, Room No. 34.
Trial Term, Part III, Room No. 22.
Trial Term, Part IV, Room No. 21.
Trial Term, Part V, Room No. 24.
Trial Term, Part VI, Room No. 18.
Trial Term, Part VII, Room No. 7.
Trial Term, Part VIII, Room No. 23.
Trial Term, Part IX, Room No. 35.
Trial Term, Part X, Room No. 26.
Trial Term, Part XI, Room No. 27.
Trial Term, Part XII, Room No. 1.

Trial Term, Part XIII, and Special Term, Part VII, Room No. 5.

Trial Term, Part XIV, Room No. 28.

Trial Term, Part XV, Room No. 37.

Trial Term, Part XVI, Room No. 1.

Trial Term, Part XVII, Room No. 20.

Trial Term, Part XVIII, Room No. 39.

Appellate Term, Room No. 19.

Naturalization Bureau, Room No. 38, third floor.

Assignment Bureau, room on mezzanine floor, northeast.

Clerks in attendance from 10 a.m. to 4 p.m.

Clerk's Office, Special Term, Part I. (motions), Room No. 12.

Clerk's Office, Special Term, Part II. (ex parte business), ground floor, southeast corner.

Clerk's Office, Special Term, Calendar, ground door, south.

Clerk's Office, Trial Term, Calendar, room northeast corner, second floor, east.

Clerk's Office, Appellate Term, room southwest corner, third floor.

Trial Term, Part I. (criminal business).

Criminal Court-house, Centre street.

Justices—Charles H. Truax, Charles F. MacLean, Henry Bischoff, Jr., Lessard A. Giegerich, P. Henry Dugro, Henry A. Gildersleeve, James Fitzgerald, James A. O'Gorman, James A. Blanchard, Edward S. Clinch, Samuel Greenbaum, Edward E. McCall, Edward B. Amend, Vernon M. Davis, Victor J. Dowling, Joseph Newburger, John W. Gott, Samuel Seabury, M. Warley Platzek, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Mitchell L. Erlanger, Charles L. Guy, James W. Gerard.

Peter J. Dooling, Clerk, Supreme Court.

Telephone, 4580 Cortlandt.

SUPREME COURT-SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N.Y.

Court open daily from 10 o'clock a.m. to 5 o'clock p.m. Seven jury trial parts. Special Term for Trials. Special Term for Motions.

James F. Metcalf, General Clerk.

Telephone, 3460 Main.

CRIMINAL DIVISION-SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.

Court opens at 10 a.m.

Peter J. Dooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Telephone, 6004 Franklin.

COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre, Elm, White and Franklin streets.

Court opens at 10 a.m.

Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swanson, Joseph F. McGuire, James T. Malone, Judges of the Court of General Sessions. Edward H. Carroll, Clerk. Telephone, 1201 Franklin.

Clerk's Office open from 9 a.m. to 4 p.m.

During July and August Clerk's Office will close at 1 p.m., and on Saturdays at 12 m.

CITY COURT OF THE CITY OF NEW YORK.

No. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a.m. to 4 p.m.

Part I.

Part II.

Part III.

Part IV.

Part V.

Part VI.

Part VII.

Part VIII.

Special Term Chambers will be held from 9 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 L. Gray, Alexander Finelite, Thomas F. Donnelly, John V. McAvoy, Peter Schmuck, Justices. Thomas F. Smith, Clerk.

Telephone, 6142 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. Wyatt, Ward H. Olmsted, Joseph M. Danst, Lorenzo Zeller, John H. Mayo, Franklin Chase Hoyt, Charles W. Calkin, Clerk; William M. Fuller, Deputy Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Telephone, 2002 Franklin, Clerk's office.

Telephone, 601 Franklin, Justice's chambers.

Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Monday, Wednesdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Town Hall, New Brighton, Borough of Richmond, Thursday at 10 o'clock.

Justices—Howard J. Forker, John Fleming, Monroe M. L. Ryan, Robert J. Willis, George F. D'Keefe, 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. 66 Third avenue, Manhattan. Edmund C. Lee, Clerk.

Telephone, 5353 Stuyvesant.

Second Division—No. 102 Court street, Brooklyn. William F. Delaney, Clerk.

Telephone, 647 Main.

CITY MAGISTRATES' COURT.

First Division.

Court opens from 9 a.m. to 4 p.m.

City Magistrates—Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Breen, Joseph F. Moss, James J. Walsh, Harry Steinert, Daniel

Finn, Frederick B. House, Charles N. Harris, Frederic Kastner, Arthur C. Batts, Otto H. Dweck, Joseph E. Corrigan, Moses Herman, Philip H. Bloch, Secretary, One Hundred and Twenty-first street and Sylvan place.

First District—Criminal Court Building.

Second District—Jefferson Market.

Third District—No. 6 Essex street.

Fourth District—No. 115 East Fifty-seventh street.

Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.

Sixth District—One Hundred and Sixty-first street and Broome avenue.

Seventh District—No. 314 West Fifty-fourth street.

Eighth District—Mala street, Westchester.

Second Division.

Borough of Brooklyn.

City Magistrates—Edward L. Dooley, James G. Tice, John Naumer, E. G. Higginbotham, Frank O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Geissmar, John P. Hyland.

President of the Board, Edward J. Dooley, No. 318 Adams street.

Secretary to the Board, Charles J. Flanigan, Myrtle and Vanderbilt avenues.

Courts.

First District—No. 35 Adam street.

Second District—Court and Butler streets.

Third District—Myrtle and Vanderbilt avenues.

Fourth District—No. 6 Lee avenue.

Fifth District—No. 249 Manhattan avenue.

Sixth District—No. 405 Gates avenue.

Seventh District—No. 131 Snider avenue (Flatbush).

Eighth District—West Eighth street (Coney Island).

Ninth District—Fifth avenue and Twenty-third street.

Tenth District—No. 123 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 E. Hardy, Nathaniel Marsh.

Courts.

First District—Lafayette place, New Brighton, Staten Island.

Second District—Village Hall, Stuyvesant, Staten Island.

MUNICIPAL COURTS.**Borough of Manhattan.**

First District—The First District embraces the territory bounded on the south and west by the southern and western boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth avenue 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.

Wanckle Lynn, William F. Moore, John Hoyer, Justices.

Thomas O'Connell, Clerk; Francis Mangie, Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 54-56 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

An additional Part of Court is now held in Tenth street and Sixth avenue.

Telephone, 690 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 southern 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. Ruessell, Benjamin Hoffman, Leon Sanders, Thomas P. Dineen, Justices.

James J. Devlin, Clerk; Michael H. Laaney, Deputy Clerk.

Location of Court—Nos. 241 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 3755 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 Seventeenth 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 street to Eighth avenue, on the west by the western boundary of the said borough.

Thomas E. Murray, James W. McLaughlin, Justices.

Michael Shelly, Clerk; Henry Merlach, Deputy Clerk.

Location of Court—No. 244 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone number, 4360 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, exclusive, however, of any portion of Blackwell's Island.

Michael P. Blaik, William J. Buxton, Justices.

Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I, No. 407 Second avenue, northwest corner of Second avenue and Twenty-third street. Part II, No. 115 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 4375 Gramercy.

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 western boundary of said borough.

Alfred P. W. Seaman, William Young, Frederick Spiegelberg, Justices.

James V. Gilligan, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 4006 Riverside.

Sixth District—The Sixth District embraces the territory bounded on the south by the centre line of Fifty-ninth street and by the centre line of Sixty-fifth 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.

Hermon Joseph, Jacob Marks, Justices.

Edward A. McQuade, Clerk; Thomas M. Campbell, Deputy Clerk; John J. Dietz, Frederick J. Strahl, Assistant Clerk.

Location of Court—Northwest corner of Third avenue and Eighty-third street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 4343 79-57.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth avenue to the northerly terminus thereof, and north of the northerly terminus of Fifth avenue, following in a northerly direction the course of the Harlem river, on a line conterminous with the easterly boundary of said borough, on the north and west by the northern and westerly boundaries of said borough.

Phillip J. Simott, David L. Well, John R. Davies, Justices.

Hermon B. Wilson, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 20 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 3950 Harlem.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Kendall's Island and the whole of Ward's Island.

Joseph P. Fallon, Leopold Prince, Justices.

William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 3950 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of One Hundred and Tenth street to the centre line of One Hundred and Sixty-first street.

Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William F. Wilson, Justices.

William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Telephone, 3

rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolomen of this Department.

THEODORE A. BINGHAM,
Police Commissioner.

BOARD MEETINGS.

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Friday, at 10:30 o'clock a. m.

JOSEPH HAAG,
Secretary.

The Commissioners of the Sinking Fund meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

N. TAYLOR PHILLIPS,
Deputy Comptroller, Secretary.

The Board of Revision of Assessments meets in the Old Council Chamber (Room 16), City Hall, every Thursday at 11 a. m., upon notice of the Chief Clerk.

HENRY J. STORRS,
Chief Clerk.

The Board of City Record meets in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY,
Supervisor, Secretary.

OFFICIAL PAPERS.

Morning—"The Sun," "The New York Times,"

Evening—"The Globe," "The Evening Mail,"

Weekly—"Democracy," "Tammany Times,"

German—"Staats-Zeitung."

Designated by the Board of City Record, January 21, 1908. Amended March 1, 1908, November 20, 1908; February 20, 1907, and March 1, 1908.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF chapter 537 of the Laws of 1893 and the Acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 128, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, October 12, 1908.

WILLIAM E. STILLINGS,
GEORGE C. NORTON,
LEWIS A. ABRAMS,
Commissioners.

LAMONT McLOUGHLIN,
Clerk.

DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m. on

WEDNESDAY, NOVEMBER 25, 1908.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY OR REQUIRED TO ERECT AND COMPLETE A LAUNDRY BUILDING, TOGETHER WITH ALL NECESSARY ALTERATIONS AND OTHER WORK INCIDENTAL THEREOF, ON THE GROUNDS OF THE KINGSTON AVENUE HOSPITAL AT KINGSTON AVENUE AND BENIMORE STREET, BOROUGH OF BROOKLYN, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is 125 consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, City of New York.

THOMAS DARLINGTON, M. D.,
President;

ALVAN H. DOTY, M. D.,
THEODORE A. BINGHAM,
Board of Health.

Dated November 5, 1908.

ns.12

See General Instructions to Bidders on the last page, last column, of the "City Record."

AQUEDUCT COMMISSIONERS.

PUBLIC AUCTION.

THE AQUEDUCT COMMISSIONERS OF THE City of New York will sell, under the direction of Charles A. Berrian, auctioneer, at public auction, in front of the City's stables, on

FRIDAY, NOVEMBER 6, 1908,

as follows:

At Jerome Park Reservoir, The Bronx.

At the stables of the Jerome Park Reservoir Division, Jerome Park, at 9 a. m., November 6, 1908.

One horse,
Several wagons or vehicles,
Sleighs,
Harness,

And other articles connected with said stable, all more or less worn.

At Katonah, Westchester County, N. Y.

At the stables of the Croton River and Katonah Divisions, Katonah, N. Y., at about 1 p. m.: Seven horses, two teams and three single, Seven wagons or vehicles,

Harness for same, three double, four single, One sleigh,

Together with miscellaneous articles, all more or less worn.

At the New Croton Dam Division, 2½ Miles from Croton-on-Hudson, Westchester County, N. Y.

At the stables, New Croton Dam Division, New Croton Dam, Westchester County, N. Y., at 3:30 p. m.:

Two horses, team,
Five wagons,
Two sleighs,
Harness, two double sets, one single,
Together with miscellaneous articles, all more or less worn.

TERMS OF SALE.

First—Purchase money must be paid in cash at the time of sale.

Second—The horses, wagons, sleighs and other articles must be removed not later than the day following the sale.

Third—The Aqueduct Commissioners reserve the right to exclude from the sale such horses, wagons, sleighs or other articles as may be designated by the Engineer.

Fourth—Failure to pay the amount of purchase money at the time of sale or failure to remove any article within the time specified will forfeit the money paid at the time of sale and also the ownership of the material purchased, and the said articles will be resold by the City for the benefit of the City.

By order of the Aqueduct Commissioners of The City of New York.

JOHN F. COWAN,
President.

HARRY W. WALKER,
Secretary.

The time allowed for the completion of the work and full performance of the contract is thirty (30) consecutive working days.

The security required will be Two Thousand Dollars (\$2,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire for a complete job.

Blank forms and further information may be obtained at the office of the Architect of the Department, foot of East Twenty-sixth street, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD,
Commissioner.

Dated October 30, 1908.

ns.12

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOARD OF ASSESSORS.

PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are judged in the office of the Board of Assessors for examination by all persons interested, viz.:

Borough of Manhattan.

List 227, No. 1. Sewer in Vermilyea avenue, between Two Hundred and Eleventh and Dyckman streets, and in Hawthorne street, between Broadway and summit east of Vermilyea avenue.

Borough of Queens.

List 105, No. 2. Sewer in First avenue (Clarendon street), from Webster avenue to Paynter avenue, First Ward.

List 111, No. 3. Temporary sewer in Nineteenth street, from the southerly side of Sixth avenue, to a point about 250 feet southerly, Third Ward.

List 112, No. 4. Temporary sewer in Tenth avenue, from the Long Island Railroad bridge to Fourteenth street, and in Fourteenth street, from Tenth avenue to Eighth avenue, Third Ward.

List 123, No. 5. Sewer in Eighth avenue (Pomery street), from Grand avenue to Vandeverer avenue, First Ward.

List 126, No. 6. Sewer in Fourteenth avenue (Stevens street), from Vandeverer avenue to Grand avenue, First Ward.

List 128, No. 7. Sewer in Maple avenue, from Summit street to Lawrence street, Third Ward.

List 129, No. 8. Sewer in Fourth avenue (Rapile street), from Broadway to Graham avenue, First Ward.

List 132, No. 9. Sewer in Halsey street, from Fulton avenue to Franklin street, First Ward.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Vermilyea avenue, between Dyckman and Two Hundred and Eleventh streets; both sides of Hawthorne street, between Broadway and Sherman street; both sides of Emerson street, between Copper and Sherman streets; east side of Broadway, between Hawthorne and Emerson streets; west side of Broadway, between Hawthorne and Emerson streets.

No. 2. Both sides of First avenue, from Webster to Paynter avenue; north side of Paynter avenue; both sides of Beebe avenue; Freeman avenue, between First avenue and Academy street.

No. 3. Both sides of Nineteenth street, between Sixth and Seventh avenues.

No. 4. Both sides of Fourteenth street, from Eighth avenue to Twelfth avenue; both sides of Tenth avenue, between Fourteenth and Seventeenth streets.

No. 5. Both sides of Eighth avenue, between Vandeverer avenue and Grand avenue.

No. 6. Both sides of Fourteenth avenue, from Vandeverer avenue to Grand avenue.

No. 7. Both sides of Maple avenue, from Summit street to Lawrence street.

No. 8. Both sides of Franklin street, from Broadway to Graham avenue.

No. 9. Both sides of Halsey street, from Franklin street to Fulton avenue.

All persons whose interests are affected by the above-named proposed assessments and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before December 1, 1908, at 11 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

No. 2. Both sides of Twelfth avenue, from One Hundred and Thirty-third street to the northern house line of One Hundred and Thirty-fourth street; both sides of One Hundred and Thirty-fourth street, from Broadway to a point about 650 feet westerly, and the south side of One Hundred and Thirty-third street, from Twelfth avenue to Broadway.

No. 3. Both sides of One Hundred and Eighty-eighth street, from Amsterdam avenue to St. Nicholas avenue, and to the extent of half the block at the intersecting streets and avenues.

No. 4. Both sides of Boston road, from South Boulevard to One Hundred and Seventy-seventh street; southeast side of Bryant avenue, between One Hundred and Seventy-sixth and Boston road; both sides of Vyse avenue, between One Hundred and Seventy-seventh street and One Hundred and Seventy-fourth street; both sides of Hoe avenue, between One Hundred and Seventy-fourth street and Boston road.

No. 5. Both sides of Two Hundred and Sixty-first street, between Broadway and Independence avenue; both sides of Spencer street, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Hussey avenue, between Two Hundred and Sixtieth street and Two Hundred and Sixty-second street; west side of Broadway, between Two Hundred and Sixty-first street and Two Hundred and Sixty-second street; both sides of Fieldston road, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Tynall avenue, Liebig avenue, between Two Hundred and Sixty-first street and the northerly boundary line of The City of New York; both sides of Netherland avenue, between Two Hundred and Sixty-first street and about 400 feet southerly therefrom.

No. 6. Both sides of Chestnut street, between Parsons avenue and Whitestone avenue; both sides of Whiteside avenue, between Chestnut and State streets.

No. 7. Both sides of Sixth avenue and west side of Seventh avenue, between Graham avenue and Broadway; north side of Graham avenue, between Fifth and Sixth avenues.

No. 8. East side of Union avenue, from Paynter avenue to a point about 700 feet southerly; south side of Shelton avenue, between Union and Hardenbrook avenue.

No. 9. North side of Academy street, from Paynter avenue to Wilmar avenue, and southwest side of Paynter avenue, from Academy street to Radde street.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before December 1, 1908, at 11 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,
PAUL WEIMANN,
JAMES H. KENNEDY,
Board of Assessors.

WILLIAM H. JASPER,
Secretary,
No. 320 Broadway,
City of New York, Borough of Manhattan,
October 29, 1908.

ns.12

DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FIFTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 19, 1908,
Borough of Brooklyn.

No. 1. FOR FURNISHING AND DELIVERING STABLE MANURE IN PARKS OF THE BOROUGH OF BROOKLYN.

The time for the completion of the contract is within sixty (60) consecutive working days.

The amount of security required is Two Thousand Dollars (\$2,000).

No. 2. FOR FURNISHING AND DELIVERING TWO GASOLINE LAWN MOWERS IN PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract is within thirty (30) consecutive working days.

The amount of security required is Twenty-five Hundred Dollars (\$2,500).

No. 3. FOR FURNISHING AND DELIVERING TOPSOIL OR GARDEN MOULDS TO PROSPECT PARK, ETC., BOROUGH OF BROOKLYN.

The time for the completion of the contract is within sixty (60) consecutive working days.

The amount of security required is Twenty-five Hundred Dollars (\$2,500).

No. 4. FOR FURNISHING AND DELIVERING DECIDUOUS SHRUBS AND PLANTS IN PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract is within thirty (30) consecutive working days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

No. 5. FOR FURNISHING AND DELIVERING HYBRID RHODODENDRONS, ETC., IN PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract is within forty (40) consecutive working days.

The amount of security required is Three Thousand Dollars (\$3,000).

No. 6. FOR FURNISHING AND DELIVERING COLLECTED EVERGREEN SHRUBS IN PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract is within twenty (20) consecutive working days.

The amount of security required is One Thousand Dollars (\$1,000).

No. 7. FOR FURNISHING AND DELIVERING FERTILIZERS, PEAT, ETC., IN PARKS, BOROUGH OF BROOKLYN.

The time for the completion of the contract is within twenty (20) consecutive working days.

The amount of security required is Two Thousand Dollars (\$2,000).

The contracts must be bid for separately.

The bids will be compared and the contracts awarded at a lump or aggregate sum for each contract.

Blank forms may be obtained and samples may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH,
President.

JOSEPH L. BERRY,
MICHAEL J. KENNEDY,

Commissioners of Parks.

ns.12

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 19, 1908.

Borough of Brooklyn.

FOR REGULATING, GRADING AND PAVING OR REPAVING WITH ASPHALT PAVEMENT ON A FOUNDATION OF CONCRETE THE ROADWAY OF McLAUGHLIN PARK, BETWEEN BRIDGE AND JAY STREETS, BOROUGH OF BROOKLYN.

The time for the completion of the contract is thirty (30) days.

The amount of security required is One Thousand Dollars (\$1,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH,

President;

JOSEPH L. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated October 29, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 12, 1908.

Borough of Manhattan.

FOR EXCAVATING AND DISPOSING OF EARTH OR OTHER MATERIALS, AND FURNISHING IN PLACE THEREOF GOOD GARDEN MOLD, IN THE PARKS ON BROADWAY, BETWEEN SEVENTY-THIRD AND EIGHTY-SIXTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be forty consecutive working days.

The amount of the security required is Four Thousand Dollars (\$4,000).

The contracts must be bid for separately.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH,

President;

JOSEPH L. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated October 31, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 12, 1908.

Borough of Manhattan.

FOR PAVING WITH ASPHALT TILES THE ENDS OF THE PARKS IN BROADWAY, BETWEEN NINETY-FIFTH AND ONE HUNDRED AND TENTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be thirty (30) consecutive working days.

The amount of the security required is Thirteen Hundred Dollars (\$1,300).

The contracts must be bid for separately.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH,

President;

JOSEPH L. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated October 29, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 12, 1908.

Borough of Manhattan.

FOR ALL LABOR AND MATERIALS REQUIRED FOR FURNISHING AND SITTING, AUDITORIUM CHAIRS IN THE LECTURE HALL OF THE NEW ADDITION (E) OF THE METROPOLITAN MUSEUM OF ART, LOCATED IN CENTRAL PARK, ON THE WEST SIDE OF FIFTH AVENUE, OPPOSITE EIGHTY-THIRD STREET, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be forty (40) consecutive working days.

The amount of security required is Two Thousand Dollars (\$2,000).

The contracts must be bid for separately.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH,

President;

JOSEPH L. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated October 29, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, NOVEMBER 12, 1908.

Borough of Manhattan,

FOR PAVING WITH ASPHALT TILES THE ENDS OF THE PARKS IN BROADWAY, BETWEEN EIGHTIETH AND NINETEENTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be thirty (30) consecutive working days.

The amount of the security required is Twelve Hundred Dollars (\$1,200).

The contracts must be bid for separately.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH,

President;

JOSEPH L. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated October 29, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

MONDAY, NOVEMBER 10, 1908.

Boroughs of Brooklyn and Queens.

No. 1. FOR FURNISHING AND DELIVERING FIVE THOUSAND FEET OF ONE-INCH RUBBER FIRE HOSE FOR USE ON CHEMICAL ENGINES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is thirty (30) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING AND DELIVERING SEVENTY-FIVE (75) FIRE ALARM BOXES FOR USE IN THE BOROUGHS OF BROOKLYN AND QUEENS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 3. FOR FURNISHING AND DELIVERING VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The bidding will state the price of each item or article contained in the specifications or schedule herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 127 and 129 East Sixty-seventh street, Manhattan.

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 127 and 129 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES,

Fire Commissioner.

Dated November 5, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

MONDAY, NOVEMBER 10, 1908.

Boroughs of Brooklyn and Queens.

No. 1. FOR FURNISHING AND DELIVERING FIVE THOUSAND FEET OF ONE-INCH RUBBER FIRE HOSE FOR USE ON CHEMICAL ENGINES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is thirty (30) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING AND DELIVERING SEVENTY-FIVE (75) FIRE ALARM BOXES FOR USE IN THE BOROUGHS OF BROOKLYN AND QUEENS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 3. FOR FURNISHING AND DELIVERING VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The bidding will state the price of each item or article contained in the specifications or schedule herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 127 and 129 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES,

Fire Commissioner.

Dated October 29, 1908.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Richmond at the above office until 12 o'clock on

TUESDAY, NOVEMBER 10, 1908.

Borough of Richmond.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (120) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR VITRIFIED BRICK PAVEMENT ON A CONCRETE FOUNDATION THE GUTTERS OF HARRISON AVENUE, FROM RICHMOND AVENUE, FROM NICHOLAS AVENUE, HOUSEMAN AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT FOUR HUNDRED AND FORTY (440) FEET SOUTH OF CEDAR STREET; SIMONSON AVENUE, FROM RICHMOND TERRACE TO A POINT ABOUT THREE HUNDRED AND SIXTY-SIX FEET SOUTH OF THE STATEN ISLAND RAPID TRANSIT RAILROAD CROSSING; AND PENNSYLVANIA AVENUE, FROM NEW YORK AVENUE TO BAY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and twenty (

400 linear feet of salt glazed vitrified pipe sewer of eight (8) inches interior diameter, all complete, as per section on plan of the work.
 4 reinforced concrete receiving basins, with one and one-quarter (1 1/4) inch galvanized wrought iron bars, all complete, as shown on plans or file in the office of the Commissioner of Public Works, and connected with the sewer.
 7 brick manholes, complete, as per section on plan of the work.
 2 manholes on flat roof sewer, complete, as per section on plan of the work.
 9,300 linear feet of piles, furnished, driven and cut.
 15,000 feet (B. M.) of yellow pine foundation timber and planking, in place and secured.
 38,000 feet (B. M.) of spruce planking, in place and secured.
 10 cubic yards of concrete, in place.
 1 cubic yards of brick masonry.
 1 cubic yards of rip-rap, in place.
 10 cubic yards of additional excavation.
 10 cubic yards of additional filling.
 10,000 feet (B. M.) of sheeting retained.
 100 square feet of additional reinforcing metal, equal and similar to Nos. 4 and 6 expanded metal, furnished and placed.
 100 pounds of additional reinforcing metal, equal and similar to corrugated steel rods, furnished and placed.
 90 linear feet of 3-inch by 6-inch curbstones, furnished and set in concrete.
 25 linear feet of house sewers (not intersected), extended and connected.
 20 square feet of four (4) inch bluestone flagstones, furnished and placed.
 2 wooden screen doors, as shown on the plan of the work.
 Structures for support of the railroad tracks, complete, as shown on the plan of the work.
 Time for the completion of the work and the full performance of the contract is one hundred (100) days.

The amount of security required is Seventeen Thousand Dollars (\$17,000).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

The City of New York, October 21, 1908.
 GEORGE CROMWELL,
 President.

02,000

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRIGHTON, NEW YORK CITY.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the President of the Borough of Richmond at the above office until 12 o'clock m., on

TUESDAY, NOVEMBER 10, 1908.
 Borough of Richmond.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING A REINFORCED CONCRETE RETAINING WALL ON STUYVESANT PLACE, AND OTHER WORK IN CONNECTION WITH THE ST. GEORGE FERRY APPROACH.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

6,300 cubic yards of concrete in place, including forms.

100 cubic yards of extra concrete, for foundation (1-3-6).

608,000 pounds of steel rods in place.

27,000 pounds of steel (structural) in place.

14,300 cubic yards of excavation.

300 cubic yards of broken stone for foundation.

640 linear feet of granite coping on parapet wall.

1,360 square feet of granite facing.

4 granite pedestals, Type A.

1 granite pedestal, Type B.

1 granite pedestal, Type C.

1,076 linear feet of eight-inch (8-inch) vitrified drain pipe, in place.

324 linear feet of iron fence.

The time for the completion of the work, and the full performance of the contract is three hundred (300) days. The amount of security required is Sixty Thousand Dollars (\$60,000).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

GEORGE CROMWELL,
 President.

The City of New York, October 7, 1908.

03,000

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF WATER SUPPLY,
 GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NO. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Commissioner of Water Supply, Gas and Electricity at the above office until 12 o'clock p. m., on

WEDNESDAY, NOVEMBER 18, 1908.
 Borough of Brooklyn.

FOR FURNISHING AND DELIVERING COAL.

Section I. 415 gross tons anthracite coal;
 Section II. 4 gross tons bituminous coal;
 Section III. 70 gross tons anthracite coal.
 Delivery of the supplies and the performance of the contract to be fully completed on or before April 30, 1909.

The amount of security shall be fifty per centum of the bid or estimate.

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

The bids will be compared and contracts awarded to the lowest bidder on each section.

Bidders are requested to make their bids or estimates upon the blank form prepared by said Department, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department, Room 1536, No. 21 Park Row, New York City, and any further information may be obtained at the office of the Department for the Borough of Brooklyn, Municipal Building.

JOHN H. O'BRIEN,
 Commissioner of Water Supply,
 Gas and Electricity.

The City of New York, November 2, 1908.

06,18

See General Instructions to Bidders on the last page, last column, of the "City Record."

MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, NO. 66 LAFAYETTE STREET, NEW YORK CITY, October 30, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that applications for the following positions in the labor class will be received on and after

MONDAY, NOVEMBER 10, 1908,

viz:

Labor Class—Part I.

COAL PASSER.

LICENSED FIREMAN.

Applications will be received at the ground floor of the new Criminal Court Building, corner White and Centre streets.

Applicants for the position of Licensed Fireman must present a license issued by the Police Department to the effect that they have qualified as licensed firemen.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

02

MUNICIPAL CIVIL SERVICE COMMISSION, NO. 299 BROADWAY, NEW YORK, October 31, 1908.

AMENDED NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that the time for receiving applications for the position of

CHEMIST

has been extended to

WEDNESDAY, DECEMBER 2, 1908, AT

4 P. M.

NO APPLICATION RECEIVED BY THE COMMISSION, BY MAIL OR OTHERWISE, AFTER 4 P. M. ON DECEMBER 2, WILL BE ACCEPTED.

The examination will be held on Wednesday, December 2, 1908, at 10 a. m.

The subjects and weights of the examination are as follows:

Technical 6

Experience 4

The percentage required is 75 on the technical paper and 70 on all.

Candidates must have a knowledge gained by actual experience in general chemistry and quantitative analysis. Some of the questions in the technical paper will call for a knowledge of calculations of analytical chemistry.

Some credit will be given on the technical paper for ability to consult reference books in French and German.

The examination is open to all citizens of the United States, and the rule requiring that every application shall bear the certificates of four residents of the City of New York is waived for this examination.

There are two vacancies in the Department of Health.

Salary, \$1,200 per annum.

Minimum age, 21 years.

F. A. SPENCER, Secretary.

03,12

MUNICIPAL CIVIL SERVICE COMMISSION, NO. 299 BROADWAY, NEW YORK, October 31, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from

WEDNESDAY, NOVEMBER 4, UNTIL 12 M. SATURDAY, DECEMBER 5, 1908,

for the position of

PATROLMAN, POLICE DEPARTMENT.

NO APPLICATION RECEIVED BY THE COMMISSION, BY MAIL OR OTHERWISE, AFTER 12 M. ON DECEMBER 5, WILL BE ACCEPTED.

The subjects and weights are as follows:

Physical development and strength 50

Mental test 50

The subjects and weights of the mental test are as follows:

Memory test 2

Government 5

Localities 1

Arithmetic 2

Seventy per cent. will be required on the mental examination.

Seventy per cent. will be required on strength.

Seventy per cent. will be required on physical development.

Applications will not be received from persons who are less than twenty-three (23) years of age on December 5, 1908, or who are more than thirty (30) years of age.

Naturalized citizens must attach their naturalization papers to application.

Applicants will be notified later of the dates of the physical and mental examinations.

F. A. SPENCER, Secretary.

03,12

MUNICIPAL CIVIL SERVICE COMMISSION, NO. 299 BROADWAY, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled. No application will be accepted at the office of the Commission, by mail or otherwise, after the closing hour for the receipt of same set forth in the advertisement.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission, Room 1119.

All notices of examinations will be posted in the office of the Commission, and advertised in the City Record for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Specimen questions of previous examinations may be obtained at Room 1119.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, BRONX PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the President of the Borough of the Bronx at the above office until 11 o'clock a. m. on

MONDAY, NOVEMBER 9, 1908.

Labor Class—Part I.

COAL PASSER.

LICENSED FIREMAN.

Applications will be received at the ground floor of the new Criminal Court Building, corner White and Centre streets.

Applicants for the position of Licensed Fireman must present a license issued by the Police Department to the effect that they have qualified as licensed firemen.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

02

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, BRONX PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

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Applications will be received at the ground floor of the new Criminal Court Building, corner White and Centre streets.

Applicants for the position of Licensed Fireman must present a license issued by the Police Department to the effect that they have qualified as licensed firemen.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

02

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, BRONX PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the President of the Borough of the Bronx at the above office until 11 o'clock a. m. on

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COAL PASSER.

LICENSED FIREMAN.

Applications will be received at the ground floor of the new Criminal Court Building, corner White and Centre streets.

Applicants for the position of Licensed Fireman must present a license issued by the Police Department to the effect that they have qualified as licensed firemen.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

No. 11. FOR PAVING WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF ONE HUNDRED AND SIXTY-FIFTH STREET, BETWEEN WEBSTER AVENUE AND MORRIS AVENUE AND THE ROADWAY OF CLAY AVENUE, BETWEEN ONE HUNDRED AND SIXTY-FOURTH STREET AND ONE HUNDRED AND SIXTY-FIFTH STREET AND RESETTING CURB WHERE NECESSARY.

The Engineer's estimate of the work is as follows:

5420 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

853 cubic yards of concrete, including mortar bed.

3,125 linear feet of old curbstones, rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be 30 consecutive working days.

The amount of security required will be Six Thousand Dollars.

Blank forms can be obtained upon application therefor, and the plans and specifications may be seen and other information obtained at said office.

LOUIS F. HAPFEN,
President.

9-27-19

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF FINANCE.

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN.

THIRTIETH WARD, SECTION 18.

EIGHTY-FIFTH STREET—SEWER, between First and Third avenues. Area of assessment: Both sides of Eighty-fifth street, from First to Third avenue.

—that the same was confirmed by the Board of Revision of Assessments on November 5, 1908, and entered November 5, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of the Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of said assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Nassau streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before January 4, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, November 5, 1908.

9-27-19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

HAMILTON STREET—SEWER, from Webster to Vernon avenue. Area of assessment: Both sides of Hamilton street, from Webster to Vernon avenue.

—that the same was confirmed by the Board of Revision of Assessments November 5, 1908, and entered November 5, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before January 4, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, November 5, 1908.

9-27-19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

BRITELL STREET—SEWER, from Jackson avenue to Webster avenue. Area of assessment: Both sides of Britell street, from Jackson avenue to Webster avenue.

THIRD AVENUE—REGULATING, GRADING, CURBING, RECURBING AND PAVING, from Jamaica avenue to Grand avenue. Area of assessment: Both sides of Third avenue, from Jamaica avenue to Grand avenue, and to the extent of half the block at the intersecting and terminating avenues.

FIFTH AVENUE—REGULATING, GRADING, CURBING AND LAYING CROSSWALKS, from Pierrepont avenue to Jackson avenue. Area of assessment: Both sides of Fifth avenue, from Pierrepont avenue to Jackson avenue, and to the extent of half the block at the intersecting and terminating avenues.

EIGHTH AVENUE—PAVING, from Flushing to Potter avenue. Area of assessment: Both sides of Eighth avenue, from Flushing avenue to Potter avenue, and to the extent of half the block at the intersecting and terminating avenues.

EIGHTH AVENUE—PAVING, from Jackson avenue to Washington avenue. Area of assessment: Both sides of Eighth avenue, from Jackson avenue to Washington avenue, and to the extent of half the block at the intersecting and terminating avenues.

NINTH AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS, from Pierrepont avenue to Graham avenue. Area of assessment: Both sides of Ninth avenue, from Pierrepont avenue to Graham avenue, and to the extent of half the block at the intersecting and terminating avenues.

NINTH AVENUE—SEWER, from Flushing avenue to the crown 200 feet south of Vandewater avenue. Area of assessment: Both sides of Ninth avenue, from Flushing avenue to a point about 200 feet south of Vandewater avenue.

NINTH AVENUE—SEWER, from a point 400 feet north of Grand avenue to Grand avenue. Area of assessment: Both sides of Ninth avenue, from Grand avenue to a point 400 feet north of Grand avenue.

SIXTEENTH AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS, from Broadway to Jamaica avenue. Area of assessment: Both sides of Sixteenth avenue, from Broadway to Jamaica avenue, and to the extent of half the block at the intersecting and terminating streets and avenues.

SIXTEENTH AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS, from Broadway to Jamaica avenue. Area of assessment: Both sides of Sixteenth avenue, from Broadway to Jamaica avenue, and to the extent of half the block at the intersecting and terminating streets and avenues.

—that the same was confirmed by the Board of Assessors, November 4, 1908, and entered on November 4, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before January 4, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, November 4, 1908.

9-27-19

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE BRIDGE COMMISSIONER, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., now standing on property owned by The City of New York, acquired by it for bridge purposes in the

Borough of Manhattan.

Being all those buildings, parts of buildings, etc., situated within the lines of property taken for bridge purposes between Monroe street and the Bowery, and more particularly described as being all or part of the buildings known as No. 25 Bayard street, No. 6 Forsyth street, No. 8 Forsyth street, No. 77 Henry street, No. 125 Madison street, No. 132 Madison street, No. 13 Monroe street and No. 69 Monroe street; all of which buildings are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, the sale of the above-mentioned buildings and appurtenances thereto will be held by direction of the Comptroller on

TUESDAY, NOVEMBER 17, 1908,

at 11 a. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of com-

pleting any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The paving therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walls, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Water Supply, Gas and Electricity that this has been performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be out by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in repairing the same, or from any improver or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids, and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 31, 1908.

9-27-19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

NINTH WARD, SECTION 2.

CARMINE STREET—RESTORING ASPHALT PAVEMENT, on the southwest corner of Bedford and Carmine streets. Area of assessment: Southwest corner of Bedford and Carmine streets, known as Lot No. 76, in Block 228.

This assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 291 of the Greater New York Charter.

—that the same was entered on October 29, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room 11, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before December 28, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 29, 1908.

9-27-19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

TWENTY-FIRST WARD, SECTION 3.

LEXINGTON AVENUE AND THIRTIETH STREET—RESTORING ASPHALT PAVEMENT, at the northeast corner. Area of assessment: Northeast corner of Lexington avenue and Thirtieth street, and known as Lot No. 30, in Block 88.

The above assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 291 of the Greater New York Charter.

—that the same was entered on October 28, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

The above assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 291 of the Greater New York Charter.

—that the same was entered on October 28, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

The above assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 291 of the Greater New York Charter.

—that the same was entered on October 28, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment

168, on north side of East Ninety-eighth street, 223 feet west of Second avenue.

EAST ONE HUNDRED AND NINTH STREET—REPAIRING SIDEWALK. at Nos. 19 and 21. Area of assessment: Lots Nos. 11 and 12, Block 1815, on north side of East One Hundred and Ninth street, 125 feet west of Madison avenue.

ONE HUNDRED AND FORTY-THIRD STREET, north side—REPAIRING SIDEWALK, commencing 115 feet east of Lenox avenue. Area of assessment: Lots Nos. 6 and 7, Block 1947, on the north side of One Hundred and Forty-third street, about 96 feet east of Lenox avenue.

TWELFTH WARD, SECTION 7.

ONE HUNDRED AND THIRTY-FIRST STREET AND OLD BROADWAY, at the northeast corner—REPAIRING SIDEWALK. Area of assessment: Lots Nos. 16 and 17, Block 1950, being northeast corner of One Hundred and Thirty-first street and Old Broadway, and lot adjoining on Old Broadway.

TWELFTH WARD, SECTION 8.

DYCKMAN STREET AND PRESCOTT AVENUE—REPAIRING SIDEWALK, at the northwest corner. Area of assessment: Lot No. 20, Block 2247, being northwest corner of Dyckman street and Prescott avenue.

—that the same were confirmed by the Board of Assessors on October 27, 1908, and entered October 27, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 109 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 109 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before December 26, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 27, 1908.
028,012

CORPORATION SALE OF REAL ESTATE AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE COMMISSIONER OF PARKS for the Borough of The Bronx, public notice is hereby given that the Comptroller of The City of New York will offer for sale at public auction the buildings now standing on property owned by The City of New York, acquired by it for park purposes in the

Borough of The Bronx.

Being all those old buildings, parts of buildings, etc., situated in Pelham Bay Park and known as the "Ultimate Residence," partly demolished, and a portion of the old stable formerly used in connection therewith, and which are more particularly described in a letter of request now on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to the above request, by direction of the Comptroller, the sale of the above-described buildings and appurtenances thereto will be made, at public auction, under the supervision of the Collector of City Revenue, on

THURSDAY, NOVEMBER 12, 1908,

at 3 p. m., upon the premises, upon the usual terms and conditions as set forth in the advertisements of the sale of other old material of The City of New York in the City Register.

H. A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 26, 1908.
028,012

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Board of Education, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., now standing on property owned by The City of New York, acquired by it for street opening purposes in the

Borough of The Bronx.

Being all those buildings and parts of buildings lying within the lines of Main street, City Island, and the approach to the City Island Bridge, from Long Island Sound, consisting of a two-story and basement frame house, Map No. 188, Lot No. 86, and a two-story frame office building, Map No. 172, Lot No. 264, and which are more particularly described upon a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held October 9, 1908, the sale of the above-described buildings and appurtenances thereto will be held, by direction of the Comptroller, on

THURSDAY, NOVEMBER 12, 1908,

at 1:45 p. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walls, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walls, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of The Bronx, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all monies paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them, or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 26, 1908.
028,012

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of The Bronx, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street widening purposes in the

Borough of The Bronx.

Being all the buildings, parts of buildings, etc., standing within the lines of Zerega avenue, from the south house line of (Eastern boulevard), Lullow avenue to the north house line of (Tenth street) Haviland avenue, in the Borough of The Bronx, and which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, the sale of the above-described buildings and appurtenances thereto will be held under the direction of the Comptroller on

THURSDAY, NOVEMBER 12, 1908.

at 1:15 p. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walls, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all monies paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them, or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 26, 1908.
028,012

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of The Bronx, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street widening purposes in the

Borough of The Bronx.

Being all the buildings, parts of buildings, etc., standing within the lines of Barry street, from Lenox avenue to Longwood avenue, in the Twenty-third Ward, in the Borough of The Bronx, and which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, the sale of the above-described buildings and appurtenances thereto will be held under the direction of the Comptroller on

THURSDAY, NOVEMBER 12, 1908.

at 1:15 p. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walls, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

All the material of the buildings, sheds, walls, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all monies paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in

except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of the Bronx, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them may be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furnishings, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 26, 1908.
028.012

NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice of the confirmation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of Assessments for OPENING AND ACQUIRING TITLE to the following named street in the BOROUGH OF QUEENS:

FIRST WARD.

POMEROY STREET—OPENING. from Jackson avenue to Riker avenue. Confirmed June 26, 1908; entered October 27, 1908. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at the point of intersection of the middle line of the blocks between Webster avenue and Washington avenue with the middle line of the blocks between Seventh avenue (Blackwell street) and Eighth avenue (Pomeroy street); running thence northerly along the last-mentioned middle line of the blocks to the northerly line of Riker avenue; thence westerly along the northerly line of Riker avenue to its intersection with a line parallel to and 60 feet westerly from the westerly line of Seventh avenue (Blackwell street); thence northerly along said parallel line to the United States pierhead and bulkhead line; thence in a northerly and easterly direction following the said pierhead and bulkhead line to its intersection with the middle line of the block between Ninth avenue (Konwenhoven street) and Tenth avenue (Steinway avenue); thence southerly along said middle line of the block to the northerly line of Riker avenue; thence westerly along the northerly line of Riker avenue to its intersection with the middle line of the blocks between Eighth avenue (Pomeroy street) and Ninth avenue (Konwenhoven street); thence southerly along said middle line of the blocks to the southerly line of Washington avenue; thence easterly along the southerly line of Washington avenue to the westerly line of Ninth avenue (Konwenhoven street); thence on a straight line to the point of intersection of the southerly line of Jackson avenue with the westerly line of Harold avenue; thence southerly along the westerly line of Harold avenue to the northerly right of way of the Long Island Railroad; thence westerly along said northerly right of way to the easterly line of Moore street; thence northerly along the easterly line of Moore street to the southerly line of Jackson avenue; thence on a straight line to the point of intersection of the northerly line of Freeman avenue and a line parallel to and 60 feet westerly from the westerly line of Sixth avenue (Bartow street); thence northerly along said parallel line to its intersection with the middle line of the blocks between Webster avenue and Washington avenue; thence easterly along said middle line of the blocks to the point or place of beginning.

The above-entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any

person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 150 of this act."

Section 150 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessment and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before December 26, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 27, 1908.
028.011

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

SEVENTH AVENUE (BLACKWELL STREET)—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS, from Grand avenue to Woolsey avenue. Area of assessment: Both sides of Seventh avenue (Blackwell street), from Grand avenue to Woolsey avenue, and to the extent of half the block at the intersecting avenues.

THIRTEENTH AVENUE—REGULATING, GRADING, CURBING, RECURBING AND FLAGGING THE SIDEWALKS AND CROSSWALKS, from Grand avenue to Flushing avenue. Area of assessment: Both sides of Thirteenth avenue, from Grand avenue to Flushing avenue, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Revision of Assessments, October 22, 1908, and entered on October 22, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 150 of this act."

Section 150 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before December 26, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, October 22, 1908.
028.012

DEPARTMENT OF FINANCE BUREAU FOR THE COLLECTION OF TAXES, NO. 57 CHAMBERS STREET (STEWART BUILDING), NEW YORK, October 23, 1908.

IMPORTANT TO TAXPAYERS.

NOTICE IS HEREBY GIVEN TO ALL persons whose taxes for the year 1908 have not been paid before the 1st day of November of the said year, that unless the same shall be paid to the Receiver of Taxes at his office in the Borough in which the property is located, as follows:

Borough of Manhattan, No. 57 Chambers street, Manhattan, N. Y.;

Borough of The Bronx, corner Third and Tremont avenues, The Bronx, N. Y.;

Borough of Brooklyn, Rooms 2, 4, 6 and 8, Municipal Building, Brooklyn, N. Y.;

Borough of Queens, corner Jackson avenue and Fifth street, Long Island City, N. Y.;

Borough of Richmond, Borough Hall, St. George, Staten Island, N. Y.;

—he will charge, receive and collect upon such taxes so remaining unpaid on that day, in addition to an amount of such taxes, interest at the rate of seven per centum per annum, to be calculated from the day on which the said taxes become due and payable (October 5), as provided in section 914, as amended by chapter 427, Laws of 1908.

DAVID E. AUSTEN,
Receiver of Taxes.
nsgjt

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of Brooklyn, public notice is hereby given that the Commissioners of the Sinking Fund of The City of New York, by virtue of the powers vested in them by law, will

offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York acquired by it for street opening purposes in the

Borough of Brooklyn.

Being all those buildings, parts of buildings, etc., standing within the lines of Montrose avenue, from Union avenue to Broadway, in the Sixteenth Ward of the Borough of Brooklyn, and which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held on October 21, 1908, the sale of the above described buildings and appurtenances thereto will be held, by direction of the Comptroller, on

MONDAY, NOVEMBER 9, 1908,

at 11 a. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the terms and conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walls, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed, in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of sale will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them may be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furnishings, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

Comptroller's Office, October 21, 1908.
028.012

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE COMMISSIONER OF THE DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, public notice is hereby given that the Commissioners of the Sinking Fund of The City of New York, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York acquired by it for pipe line purposes in the

Borough of Brooklyn.

Being all those buildings, parts of buildings, etc., standing within the lines of Montrose avenue, from Union avenue to Broadway, in the Sixteenth Ward of the Borough of Brooklyn, and which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held on October 21, 1908, the sale of the above described buildings and appurtenances thereto will be held, by direction of the Comptroller, on

MONDAY, NOVEMBER 9, 1908,

at 11 a. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of

of property owned by The City of New York, acquired by it for street opening purposes in the

Borough of Brooklyn.

Being all of the buildings, parts of buildings, etc., consisting of all of the old portion of the building known as Public School 5, standing within and without the lines of the new street to be opened as an approach to the Manhattan Bridge, extending from Nassau street to the intersection of Flatbush avenue and Fulton street in the Fourth, Fifth and Eleventh Wards of the Borough of Brooklyn, City of New York, said property being once particularly shown on a draft damage map dated New York, October 14, 1904; and being on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund adopted at a meeting held February 20, 1907, the sale of the above described buildings and appurtenances thereto will be held, under the direction of the Comptroller, on

FRIDAY, NOVEMBER 6, 1908.

At 11 a. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of \$50, the sum of \$30 shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, amputations and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a place whose elevation shall be the level of the curb in front of the buildings.

The purchaser at the sale shall also withdraw and remove all abandoned water tanks and old service mains, and in place thereof cause to be inserted a brass pipe in the main water line in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the regulations of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The receipt for all cleaning in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof within sixty days from the day of sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all monies paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in placing the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furniture, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. All arched, doors or other openings in the adjacent wall of that portion of the building left standing shall be bricked up and permanently closed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roof of the adjacent building shall be properly flushed and painted and made watertight where it has been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ,
Comptroller.

Department of Finance, Comptroller's Office, October 19, 1908.

Asphalt, Asphalt Block and Wood Block Payments.

Two companies on a bond up to \$10,000.

Three companies on a bond up to \$125,000.

Regulating, Grading, Paving, Sewers, Water Main, Dredging, Construction of Parks, Parkways, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

Repairs, Ventilating, Heating, Plumbing, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

Repairs, Ventilating, Heating, Plumbing, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

On bonds regarded as hazardous risks additional surety will be required as the Comptroller sees fit in each instance.

All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ,
Comptroller.

BOARD OF WATER SUPPLY.

TO CONTRACTORS.

SEALED BIDS OR PROPOSALS WILL BE received by the Board of Water Supply, in the office of the Board, No. 299 Broadway, New York, Room 310, ninth floor, until 12 m. on

TUESDAY, NOVEMBER 17, 1908.

FOR MAKING BORINGS ALONG ONE OR MORE LINES SOUTH OF HILL VIEW RESERVOIR, LYING MAINLY IN THE BOROUGHS OF THE BRONX, MANHATTAN AND BROOKLYN, INCLUDING LINES CROSSING THE HARLEM RIVER, PROBABLY BETWEEN SEVENTH AVENUE AND WASHINGTON BRIDGE, AND THE EAST RIVER, APPROXIMATELY BETWEEN THE WILLIAMSBURG AND BROOKLYN BRIDGES.

An approximate statement of the quantities of the various classes of work and further information are given in the Information for Bidders, forming part of the contract.

At the above place and time the bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board of Water Supply as soon thereafter as practicable.

Two or more bonds, the aggregate amount of which shall be Fifty Thousand Dollars (\$50,000), will be required for the faithful performance of the contract. Each bond must be signed by the contractor and the sureties. The name and address of each surety offered must be stated in the bid or proposal, together with the amount in which each surety will qualify. The sureties and the amount in which each will qualify must be satisfactory to the Board.

This contract made this day of 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and Queens County Railway Company, a street surface railway corporation formed under and pursuant to the laws of the State of New York (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinabove set forth, the right and privilege to construct, maintain and operate a double-track extension to its present street surface railroad by the overhead electric system similar to that now used by the Company in the Borough of Queens, with the necessary switches, crossovers, wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York, upon the following routes:

Beginning at and connecting with the existing track of the Company at the intersection of Broadway and Main street, in the former Village of Flushing, Borough of Queens, running thence easterly upon and along Broadway to Whitestone avenue; thence northerly upon and along Whitestone avenue to Chestnut street or avenue; thence easterly upon and along Chestnut street or avenue to and across Flushing avenue; thence still easterly through private property along the line of the continuation of Chestnut street or avenue to Murray lane; thence northerly upon and along Murray lane to Higgins lane; thence easterly upon and along Higgins lane to a point where Ninth avenue, if extended, would intersect said Higgins lane; thence northerly through private property along the line of the continuation of Chestnut street or avenue to and across Higgins lane; thence still easterly through private property along the line of the continuation of Higgins lane to a point where Ninth avenue, if extended, would intersect said Higgins lane; thence northerly through private property along the line of the continuation of Higgins lane to a point where Fourth street, thence westerly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue to Twenty-first street; thence easterly upon and along Twenty-first street to Eleventh avenue; thence northerly upon and along Eleventh avenue to a point about 300 feet north of the north side line of the Boulevard, in the former Village of Whitestone, Borough of Queens; also

Beginning at and connecting with the existing track of the Company at the intersection of Franconia avenue and Twenty-second street, in the former Village of Flushing, Borough of Queens; thence easterly upon and along Franconia avenue to and across Twenty-fourth street; thence still easterly through private property along the line of the continuation of Franconia avenue to Thirty-first street; thence northerly upon and along Thirty-first street to Broadway, said continuation of Franconia avenue and Thirty-first street being shown on a map of the City enclosed.

"Man or plan of Inglewood and vicinity, Third Ward (Formerly Town of Flushing), Borough of Queens, City of New York, showing the street system and grades, dated New York, March 2, 1903; approved by the Board of Estimate and Apportionment May 1, 1903, and approved by the Mayor October 6, 1903."

—thence northerly through private property upon the line of the property known and described upon the map of said private property as Thirty-first street to Broadway; thence easterly upon and along Broadway to Bell avenue.

The said routes, the tracks of said routes, turnouts and crossovers hereby authorized are more particularly shown upon two maps, each entitled:

"Map showing the proposed street surface railway to accompany the application for a franchise of the New York and Queens County Railway Company to the Board of Estimate and Apportionment, dated June 20, 1907,"

—and signed by F. L. Fuller, President, and A. E. Kalbach, Consulting Engineer, which maps are attached herewith and made part of this contract.

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

First—The consent in writing of the owners of half in value of the property bounded on said streets and avenues to the construction and operation of said railroad shall be obtained by the Company within six months of the signing of this contract by the Mayor, and a copy of such consent shall be filed with the Board within such time; or, in the event that such consent cannot be obtained, the Company shall, within two months thereafter, make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner

provided by the Railroad Law to determine if said railroad ought to be constructed; otherwise this grant shall cease and determine.

Second—The said right to construct, maintain and operate a double-track street surface railroad, as herein described, shall be held and enjoyed by the Company, its successors or assigns, for the term of twenty-five (25) years from the date when this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a full revaluation of such right and privilege.

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

If the Company and the Board shall not reach such agreement on or before the day one year before expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

Third—The Company, its successors or assigns, shall pay to the City for this privilege the following sum of money:

For the extension first described herein:

The sum of five hundred dollars (\$500) in cash, within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years after the commencement of operation of the extension herein provided for, annually on November 1, three (3) per cent. of its gross receipts for and during the year ending September 30 next preceding, and after the expiration of such five years make a like annual payment into the treasury of the City of five (5) per cent. of its gross receipts. The Company shall pay such percentages only upon such portion of its gross receipts as shall bear the same proportion to its whole gross receipts as the length of such extension shall bear to the entire length of its line.

For the extension last described herein:

The sum of five hundred dollars (\$500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years after the commencement of operation of the extension herein provided for, annually on November 1, three (3) per cent. of its gross receipts for and during the year ending September 30 next preceding, and after the expiration of such five years make a like annual payment into the treasury of the City of five (5) per cent. of its gross receipts. The Company shall pay such percentages only upon such portion of its gross receipts as shall bear the same proportion to its whole gross receipts as the length of such extension shall bear to the entire length of its line.

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

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

Fifth—The annual charges or payment shall continue throughout the whole term of the contract hereby granted, whether original or renewal, notwithstanding any clause in any statute or in the charter of any other railroad company providing for payments for railroad rights or franchises at a different rate, and no assignment, lease or sublease of the rights or privileges hereby granted, whether original or renewed, or of any part thereof, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sublease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract; and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, nothing in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute, or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

Sixth—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein, pass to or vest in any other person or corporation whatsoever, either by the act of the Company, its successors or assigns, or by operation

OFFICIAL BOROUGH PAPERS.

BOROUGH OF THE BRONX.

"The Bronx Star," "North Side News," "Bronx Independent."

BOROUGH OF RICHMOND.

"Staten Island World," "Richmond County Herald."

BOROUGH OF QUEENS.

The "Daily Dispatch" (First, Second, Third, Fourth and Fifth Wards), "Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

BOROUGH OF MANHATTAN.

"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 20, 1907; February 22, 1908; March 5 and 10, and August 4, 1908.

BOARD OF ESTIMATE AND APPORTIONMENT.

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held this day, the following proceedings were had:

Whereas, The New York and Queens County Railway, under date of June 20, 1907, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate two extensions to its existing street surface railway system in the Borough of Queens, as follows:

First—from Main street, in the former Village of Flushing, upon and along Broadway, White-stone avenue and other streets to Eleventh avenue and Thirty-sixth street, in the former Village of Whitestone;

Second—from Twenty-second street, Inglewood, upon and along Franconia avenue, Thirty-first street and Broadway to Bell avenue, Bayside; and

Whereas, Section 92 of the Railroad Law and sections 72, 73 and 74 of the Greater New York Charter, as amended by chapters 629 and 630 of the Laws of 1907, provide for the manner and

of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations, or otherwise, without the consent of the City, acting by the Board, or its successors in authority, evidenced by an instrument under seal, anything herein contained to the contrary thereof in anywise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents.

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

Eighth.—The Company shall begin construction of the extensions herein authorized within the time prescribed by the Railroad Law of the State of New York, and such extensions shall be completed and shall be in operation on or before December 31, 1908; otherwise this grant shall cease and determine.

Ninth.—The said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided in the Charter of the City; and the Company agrees to make application to the Commissioner of Water Supply, Gas and Electricity for permission to string and maintain its electrical conductors in the streets covered by this grant.

Tenth.—The said railway shall be constructed and operated in the latest improved manner of street railway construction and operation, and the railway and property of the Company shall be maintained in good condition throughout the term of this contract.

Eleventh.—Cars on the said railway shall run at intervals of not more than thirty minutes both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board.

Provided, however, that the Company during the first five years of its franchise shall not be required to operate its cars between the hours of 12 o'clock midnight and 5 o'clock a. m., each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

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

Fourteenth.—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which the railway shall be constructed under this contract, shall cause to be watered the entire roadway of such streets and avenues at least three times in every twenty-four hours, when the temperature is above thirty-five (35) degrees Fahrenheit, and shall provide for such purpose at least one tank-car, to be propelled by electric power, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

Sixteenth.—The Company, so long as it shall continue to use any of its tracks in any street or highway covered by this grant, shall have and keep in permanent repair that portion of such street or highway between its tracks and the rails of its tracks and two feet in width outside of its tracks, under the supervision of the proper local authorities, and whenever required by them to do so, and in such manner as they may prescribe. In case of neglect by the Company to make payments or repairs after the expiration of thirty days' notice to do so, the local authorities may make the same at the expense of such corporation, and such authorities may make such reasonable regulations and ordinances as to the rate of speed, mode of use of tracks and removal of ice and snow as the interest or convenience of the public may require.

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

Eighteenth.—Should the grades or lines of the streets in which franchises herein granted be changed at any time during the term of this contract, the Company shall, at its own expense, change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said street, the Company shall take care of and protect the track at its own expense, all to be done subject to the direction of the President of the Borough of Queens.

Nineteenth.—The Company shall at all times keep accurate books of account of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain a statement of the gross receipts from operation at the railway, together with such other information and in such 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 assume all liability to persons or property by reason of the construction or operation of the railroad 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 pay to the City any damage which the City shall be compelled to pay by reason of any acts or defaults of the Company, giving the Company notice and the right to intervene in any action or proceeding wherein such damage may be sought.

Twenty-first.—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of the City of New York the sum of ten thousand dollars (\$10,000), either in money or in securities to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, the payment of the annual percentages for the privilege hereby granted, the rendering of efficient public service at reasonable rates, the maintenance of the property in good condition throughout the full term of the grant.

the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railroad; and in case of default the performance by the Company of such terms and conditions, and such duties and obligations as may hereafter be imposed by the local authorities under this grant, or under the powers delegated by the Railroad Law, the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereon from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, or wheel-guards and watering of street pavements, or in case of failure to render efficient public service at reasonable rates, or to maintain the property in good condition, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters. In case of any drafts made upon the security fund, the Company shall, within thirty (30) days after written notice from the Comptroller, so to do, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000).

Twenty-second.—No action or proceeding or right under the provision of this contract shall affect any other legal rights, remedies or causes of action belonging to the City. The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

The Company agrees that notice printed in the City Record shall constitute sufficient notice within the meaning of this contract.

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

Twenty-fifth.—This contract is also upon the further and express conditions that the provisions of Article IV. of the Railroad Law applicable thereto, and all laws or ordinances now in force, or which may be adopted affecting the streets and highways and the surface railroads operating in the City, not inconsistent with the terms and conditions hereinbefore fixed, shall be strictly complied with by the Company.

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

THE CITY OF NEW YORK,

By Mayor.

[CORPORATE SEAL]

Attest:

.....
City Clerk
NEW YORK AND QUEENS COUNTY
RAILWAY COMPANY,

By President.

[SEAL]

Attest:

.....
Secretary.

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the New York and Queens County Railway Company and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, November 27, 1908, in the City Record, and at least twice during the ten days immediately prior to November 27, 1908, in two daily newspapers to be designated by the Mayor thereof and published in the City of New York, at the expense of the New York and Queens County Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and Queens County Railway Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, November 27, 1908, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG,

Secretary.

Dated New York, October 16, 1908.

the State of New York by the filing of Articles of Consolidation with other street surface railroad corporations in the office of the Secretary of State on or about the 15th day of November, 1895.

Second.—Since the date of its consolidation it has been the owner and lessee of a large number of street surface railroads in the Borough of Manhattan, City of New York, including, among others, the electric railroad on Broadway, from South Ferry to Forty-fifth street, and also the electric railroad on Canal street, running from the corner of Broadway and Canal street to Centre street, and along Centre street and Park row to the Post Office.

Third.—Your petitioner is also the lessee of the Bleeker Street and Fulton Ferry Railroad Company, which company owns a franchise on Canal street, from Broadway to the Bowery, upon which, as your petitioner is informed and believes, the said Bleeker Street and Fulton Ferry Railroad Company operated a street surface railroad for more than twenty years.

Fourth.—Your petitioner proposes to construct a double electric track on Canal street, from Centre street to the Bowery, and to operate such track in connection with the tracks on the Manhattan Bridge, so as to form a continuous line on route from the Brooklyn plaza over the Manhattan Bridge and its approaches and across Canal street, connecting with your petitioner's lines on Centre street, Broadway, West Broadway and Hudson street.

Fifth.—Your petitioner proposes to operate said route by the underground system of electricity, similar in all respects to that in use on the other lines of your petitioner's road.

Sixth.—For the purpose of constructing and operating the branch or extension to its road over the Manhattan Bridge, your petitioner desires to obtain from your Honorable Board, and hereby applies for, its consent to and the grant of a franchise or right for the construction, maintenance and operation of a double track electric extension or branch of its existing railroad for public use in the conveyance of persons and property for compensation over the Manhattan Bridge and its approaches, from the intersection of Canal street and the Bowery to the Brooklyn plaza.

Therefore, your petitioner prays that notice of this application and of the time and place when and where the same will be first considered be given, as required by law, and that the grant of a franchise or right be made, in accordance with the provisions of the Greater New York Charter and of the Railroad Law applicable thereto.

Dated New York, October 20, 1908.

METROPOLITAN STREET RAILWAY COMPANY.

By CHARLES E. WARREN, Vice-President, State of New York, City and County of New York, etc.

Charles E. Warren, being duly sworn, says that he is Vice-President of the Metropolitan Street Railway Company, the petitioner herein; that he has read the foregoing petition and knows the contents thereof, and that the statements contained therein are true to the knowledge of deponent, except as to those matters which are therein stated on information and belief, and as to such matters he believes it to be true.

Sworn to before me this 20th day of October, 1908.

CHARLES E. WARREN.

ERNEST W. BRADLEY,
Notary Public No. 127,
New York County.

[NOTARIAL SEAL]

And the following resolutions were thereupon adopted:

Whereas, The foregoing petition from the Metropolitan Street Railway Company, dated October 20, 1908, was presented to the Board of Estimate and Apportionment at a meeting held October 20, 1908;

Resolved, That in pursuance of law this Board sets Friday, the 15th day of November, 1908 at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

JOSEPH HAAG,

Secretary.

New York, October 23, 1908.

o3.tn13

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held September 20, 1907, the following petition was received:

BOARD OF ESTIMATE AND APPORTIONMENT OF THE CITY OF NEW YORK.

GENTLEMEN.—The Brooklyn City Railroad Company, a street surface railroad corporation, duly organized and existing under the laws of the State of New York, owning and operating a double-track street surface railroad in Flatbush avenue and Fulton street, and other streets, in the Borough of Brooklyn, State and City of New York, having this day filed with your Honorable Board an application to construct, maintain and operate a double-track street surface railroad along and through the extension of Flatbush avenue, from Fulton street to the Manhattan Bridge plaza, and the Brooklyn Heights Railroad Company, having heretofore leased all of the property, rights and franchises of the said Brooklyn City Railroad Company for a period of nine hundred and ninety-nine years, now the Brooklyn Heights Railroad Company makes application to your Honorable Board for the right to use two of the street surface railroad tracks upon the Manhattan Bridge when constructed across the East River, together with the necessary terminals, switch, sidings, turnouts, wires and equipment, for the operation of street surface railroad cars for the carriage of persons and property from the Borough of Brooklyn over and across said bridge and approaches thereto, at and to the most northerly point of the place and approach of said Manhattan Bridge.

Respectfully submitted,
JOSEPH HAAG,
Secretary.

EDWARD MERRITT.

Sworn to before me this 17th day of September, 1907.

CHARLES R. GAY,
Notary Public, Kings County, N. Y.

Form approved:

G. O. YEDMANS,
General Counsel.

And at a meeting held October 16, 1908, the following resolutions were adopted:

Whereas, The foregoing petition from the Brooklyn City Railroad Company, dated September 9, 1907, was presented to the Board of Estimate and Apportionment at a meeting held September 20, 1907;

Resolved, That in pursuance of law this Board sets Friday, the 15th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

JOSEPH HAAG,
Secretary.

New York, October 16, 1908.

o3.tn13

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held September 20, 1907, the following petition was received:

September 9, 1907.

BOARD OF ESTIMATE AND APPORTIONMENT OF THE CITY OF NEW YORK.

GENTLEMEN.—The Brooklyn City Railroad Company, a street surface railroad corporation, duly organized and existing under the laws of the State of New York, owning and operating a double-track street surface railroad in Flatbush avenue and Fulton street, and other streets, in the Borough of Brooklyn, State and City of New York, having this day filed with your Honorable Board an application to construct, maintain and operate a double-track street surface railroad along and through the extension of Flatbush avenue, from Fulton street to the Manhattan Bridge plaza, and the Brooklyn Heights Railroad Company, having heretofore leased all of the property, rights and franchises of the said Brooklyn City Railroad Company for a period of nine hundred and ninety-nine years, now the Brooklyn Heights Railroad Company makes application to your Honorable Board for the right to use two of the street surface railroad tracks upon the Manhattan Bridge when constructed across the East River, together with the necessary terminals, switch, sidings, turnouts, wires and equipment, for the operation of street surface railroad cars for the carriage of persons and property from the Borough of Brooklyn over and across said bridge and approaches thereto, at and to the most northerly point of the place and approach of said Manhattan Bridge.

Respectfully submitted,

THE BROOKLYN HEIGHTS RAILROAD COMPANY.

By E. W. WINTER, President, State of New York, County of Kings, Borough of Brooklyn, City of New York.

Edwin W. Winter, being duly sworn, deposes and says that he is President of the Brooklyn Heights Railroad Company, which is a domestic corporation of the State of New York; that the facts stated in the above application are true to his own knowledge, except as to matters therein stated on information and belief, and as to those matters he believes it to be true, and he is authorized by the Board of Directors to make this application on behalf of said company.

E. W. WINTER,
Secretary.

Sworn to before me this 9th day of September, 1907.

D. E. UROHAR, Jr.,
Notary Public, Kings County, N. Y.

Form approved:

G. O. YEDMANS,
General Counsel.

And at a meeting held October 16, 1908, the following resolutions were adopted:

Whereas, The foregoing petition from the Brooklyn Heights Railroad Company, dated September 9, 1907, was presented to the Board of Estimate and Apportionment at a meeting held September 20, 1907;

Resolved, That in pursuance of law this Board sets Friday, the 15th day of November, 1908, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

JOSEPH HAAG,
Secretary.

New York, October 16, 1908.

o3.tn13

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held September 18, 1908, the following petition was received:

approach in said Borough to and across the East River by bridge, and thence along a viaduct or approach to Sands street, in the Borough of Brooklyn; the second known as the Blackwells Island Bridge, which extends from Fifty-ninth street and Second avenue, in the Borough of Manhattan, along a viaduct approach in said Borough to and across the East River and Blackwells Island by bridge, and thence along a viaduct or approach in the Borough of Queens to Jackson avenue, Long Island City. Each of said bridges is to be constructed for the operation of street surface cars, by an underground current of electricity, with appropriate terminals.

Third—That your petitioner, for the convenience of public travel, proposes to extend its railroad to and upon each of said bridges and the approaches thereto by the construction and operation of separate branches or extensions, by an underground current of electricity, upon the following-described routes:

(a) Beginning at the double-track road on Bowery, at or near Canal street, in the Borough of Manhattan, owned by the petitioner and connecting therewith, running thence easterly with double tracks in, upon or along the westerly approach to said bridge in the Borough of Manhattan; thence upon, over, across and along said Manhattan Bridge, and thence in, upon and along the easterly approach to said bridge in the Borough of Brooklyn to the terminal plaza, at or near Sands street, in said Borough. The total length thereof is sixty-five hundred feet.

(b) Beginning at the double-track road on Third avenue at the intersection of Fifty-eighth street, Borough of Manhattan, owned by the petitioner, and connecting therewith; running thence easterly with a single track in, upon and along Fifty-eighth street to Second avenue, thence northerly in, upon and along Second avenue to a point of connection with the tracks on Blackwells Island Bridge and its approach, at or near Fifty-ninth street and northerly thereof; thence with double tracks easterly in, upon and along the westerly bridge approach; thence upon, over, across and along said bridge, thence in, upon and along the easterly bridge approach in the Borough of Queens to the terminal at or near Jackson avenue, in Long Island City, in said Borough. And also beginning at the petitioner's double-track road on Third avenue, at the intersection of Sixtieth street, and connecting therewith, running thence easterly with a single track in, upon and along Sixtieth street to, along and across Second avenue to a point of connection with the double tracks on said Blackwells Island Bridge and its westerly approach, in the paragraph described. The total length thereof is nineteen-six hundred feet.

Fourth—Your petitioner is advised that separate consents of your Honorable Body must be first obtained to permit of the operation in said streets and avenues and over each of said bridges and their approaches, and hereby applies for the consent of the Board of Estimate and Apportionment, in a grant of franchises or rights for the maintenance and operation of branches or extensions of its railroad, for public use in the convenience of persons and property for compensation upon each of the routes in The City of New York above described.

Whereas, your petitioner prays that public notice of such application for said consents, franchises or rights, and of the time and place when and where the same will be first considered, be given, as required by law, and that consents, franchises or rights be granted by the Board for the construction, maintenance and operation of each of said branches or extensions, in accordance with the provisions of the Greater New York Charter and of the Railroad Law of the State of New York.

Dated New York, July 28, 1908.

THE THIRD AVENUE RAILROAD COMPANY.

By F. W. WHITRIDGE, Receiver.

City and County of New York, etc.

Frederick W. Whitridge, being duly sworn, says he is the Receiver of the railroad properties and premises of the Third Avenue Railroad Company, the petitioner herein, having been appointed such by order of the United States Circuit Court; that he has read the foregoing petition and knows the contents thereof, and that the same is true to his knowledge, except as to those matters which are therein stated on information and belief, and that as to such matters he verily believes it to be true.

FREDERICK W. WHITRIDGE.

Seorn to before me the 13th day of August, 1908.

JAMES G. PINE,

Notary Public, New York County.

And as a meeting held October 16, 1908, the following resolutions were adopted:

Whereas, The foregoing petition from the Third Avenue Railroad Company, dated July 28, 1908, was presented to the Board of Estimate and Apportionment at a meeting held September 18, 1908;

Resolved, That by pursuant of law this Board sets Friday, the 13th day of November, 1908, at nine o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

JOSEPH HAAG,

Secretary.

New York, October 16, 1908.

03:213

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment held this day the following proceedings were had:

Whereas, The Cony Island and Brooklyn Railroad Company, in a petition dated June 24, 1908, which was presented to the Board of Estimate and Apportionment at its meeting of June 26, 1908, requests that the resolution adopted by this Board on January 28, 1907, ordering the removal of the tracks of the company from the west side of Cony Island avenue to the centre thereof, be amended as follows:

(a) By permitting the company to place the tracks in a space twenty-four feet in width, in the centre of the street, and inclose said space by curbing, separating the centre space from the roadways, such space to be laid in grass by the railroad company, and maintained by it.

(b) By reducing the width of the sidewalks from twenty-five feet to fifteen feet, at the expense of the railroad company.

—And—

Whereas, Said petition was on that date referred to the Chief Engineer of this Board for investigation and report; and

Whereas, A report has this day been received from the Chief Engineer, stating he is informed that a large majority of the property owners are opposed to the plan proposed by the railroad company, and suggesting that a date be set for public hearing on the petition, in order that the abutting property owners may be given an opportunity to appear and be heard; now therefore be

Resolved, That Friday, November 13, 1908, at 10:30 a. m., and Room 16 in the City Hall, Borough of Manhattan, be set as the time and place for the public hearing on the aforesaid petition, when citizens shall be entitled to appear and be heard; and be it further

Resolved, That the Secretary of this Board be and he hereby is directed to cause these resolutions to be published in the City Record for at least ten (10) days prior to the date of the public hearing.

Dated New York, September 18, 1908.

JOSEPH HAAG,

Secretary.

03:213

PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Apportionment held this day the following proceedings were had:

Whereas, The City of New York, by an ordinance adopted by the Board of Aldermen July 26, 1904, and approved by the Mayor August 2, 1904, granted to the New York, Westchester and Bronx Railway Company the right to construct, maintain and operate a four-track railroad upon certain routes, particularly set forth in section 1 of said ordinance, and which ordinance, including all the terms and conditions thereof, was accepted by said company by an instrument in writing, duly filed with the Comptroller of The City of New York on August 13, 1904; and

Whereas, The Board of Estimate and Apportionment, by resolution adopted July 14, 1905, and approved by the Mayor July 21, 1905, consented to certain modifications or alterations in the aforesaid routes; and

Whereas, The said company has petitioned the Board of Estimate and Apportionment, under date of June 18, 1908, for the consent of The City of New York to certain modifications and alterations in said routes, and to certain modifications and alterations in the terms and conditions of the aforesaid ordinance, as is fully set forth in said petition; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on June 26, 1908, fixing the date for a public hearing thereon as September 18, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least two (2) days in the "New York Tribune" and the "North Side News," newspapers designated by the Mayor, and in the City Record for ten (10) days immediately prior to the date of hearing, and such public hearing was on that date continued to September 25, 1908, and was concluded on said day; and

Whereas, The said Board has made inquiry as to the proposed modifications and amendments of said ordinance and has adopted a resolution that the said modifications and amendments are desirable and in the public interest and that the conditions contained in said ordinance in regard to the completion of said road cannot be performed prior to the time therein stipulated, in its opinion, for causes over which the grantee had no control and is in no wise responsible; now therefore it is

Resolved, That the following form of resolution for the consent or right applied for by the New York, Westchester and Bronx Railway Company, containing the form of proposed contract for the grant of such right, be hereby introduced and entered in the minutes of this Board, as follows, to wit:

Resolved, That the Board of Estimate and Apportionment hereby consents to certain changes, alterations and amendments in the route of the New York, Westchester and Bronx Railway Company, as granted by an ordinance of the Board of Aldermen, approved by the Mayor August 2, 1904, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, and that the said Board also consents to certain modifications in the terms and conditions of the said ordinance; such changes, alterations and amended route, and such modified terms and conditions being fully set forth and described in the following form of proposed contract for the granting thereof, embodying such terms and conditions as modify or alter said ordinance of the Board of Aldermen, which said ordinance otherwise remains unchanged as to all the other terms and conditions expressed therein, and that the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

Proposed Form of Contract for Alteration of Route and Modification of Ordinance.

This contract, made the 18th day of September, 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York, Westchester and Bronx Railway Company, a domestic railroad corporation thereafter called the Westchester Company, party of the second part, witness:

Whereas, The City of New York, by ordinance approved by the Mayor on August 2, 1904, granted to the New York, Westchester and Bronx Railway Company the right to cross certain streets and highways, and the privilege to construct and operate a four-track railroad upon certain routes, particularly set forth in section 1 of said ordinance, and as shown on certain maps and profiles herein referred to and filed in the office of the County Clerk of the City and County of New York on the 23d day of June, 1904, or any lawful amendment thereto, consented to by the Board of Estimate and Apportionment; and

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

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

Whereas, On the seventeenth day of June, 1908, the Board of Directors of said Westchester Company, at a meeting of said Board duly held on said date, and by a vote of two-thirds of all the directors of said company, passed a resolution altering and amending the route of the said company as amended by said consent of 1905, and changing the southern terminal thereof from a point on the Harlem River between Third avenue and Lincoln avenue to a point on the Harlem River near the point where Lincoln avenue intersects the north bank of the Harlem River, and which alterations and amend-

ments and change of terminal are shown upon a certain map, dated June 17, 1908, entitled

"Survey, Map and Profile of the New York, Westchester and Bronx Railway Company for New York County, New York, Section 1, Section 2 and Section 3,"

and signed by the Chief Engineer, President, Secretary and ten directors; which map was filed in the office of the County Clerk of New York County on June 17, 1908; and

Whereas, The said Westchester Company has applied to the Board, as the local authority of The City of New York, by a verified petition, dated June 17, 1908, for the consent of such local authority for such change, alterations and amendments to the route of said railroad, and for the right to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on said amended route, and for the modification of the said ordinance and resolution in accordance therewith; and

Whereas, The said Westchester Company has applied to the Board, as the local authority of The City of New York, by a second verified petition, dated June 17, 1908, for the consent of such local authority to certain other modifications in the ordinance approved by the Mayor August 2, 1904, as amended by the ordinance approved by the Mayor July 21, 1905, to wit:

1. By striking out in section 2 the following words, "except the overhead trolley system."

2. By striking out in section 2, paragraph 15, the following words, "except the overhead trolley system."

3. By striking out the whole of section 2, paragraph 16, and substituting therefor the following: "In any conduits laid by the company, or on any poles erected by the company for the transmission of power for its own use, provision shall be made to carry three cables for the use of the police, fire and ambulance service of the City without charges therefor."

4. By striking out in section 1, paragraph 3, the words, "one thousand (1,000) feet," and substituting therefor the words, "two thousand five hundred (5,000) feet."

5. By the addition of a clause permitting the construction and maintenance of connections with:

(a) The present subway-elevated system at or near the present station thereof, at West Farms road.

(b) The projected Southern boulevard and Westchester avenue subway route at Westchester avenue, at or near Home street.

6. By striking out in section 5, paragraph 1, the words, "the intersection of the Southern boulevard and Westchester avenue," and substituting therefor the words, "One Hundred and Seventy-fourth street."

7. That the time named in said section 5, paragraph 1, for the completion of a four-track railroad upon the main line, from the northerly line of the City as far south as One Hundred and Seventy-fourth street, be extended to August 2, 1911.

8. By striking out the whole of section 5, paragraph 4, and substituting therefor the following:

"Any portion of the route covered by this grant which shall not be completed and in full operation prior to the 2d day of August, 1911, shall be deemed to have been abandoned and all rights hereby granted in and to such portions of said railway shall cease and determine, except that south of One Hundred and Seventy-fourth street, if the railway company shall have constructed less than four tracks within said period, it shall only be deemed to have abandoned its right to construct any additional tracks south of One Hundred and Seventy-fourth street. And in the event that the said railway company shall not, prior to the 2d day of August, 1911, construct its main line south of One Hundred and Seventy-fourth street and to the Harlem River, the Board of Estimate and Apportionment, or its successors in office, may fix and finally determine such additional compensation as shall be imposed upon said railway company because of such failure."

—And—

Whereas, On the 18th day of September, 1908, the Board held a public hearing upon the proposed modifications, at which citizens were entitled to appear and be heard, such hearing being held after due publication; and

Whereas, Said public hearing was continued to the 25th day of September, 1908, and was concluded on said day; and

Whereas, The said Board has made inquiry as to the proposed modifications and amendments of said ordinance and has adopted a resolution that the said modifications and amendments are desirable and in the public interest, and that the causes stated by said Westchester Company why the conditions contained in said ordinance in regard to the completion of said rail shall not be performed prior to the time therein stipulated, are, in its opinion, for causes over which the grantee had no control and is in no wise responsible; and

Whereas, On the day of 18th, the Board, as the local authority of The City of New York, adopted a resolution granting to the Westchester Company the right to make such changes, alterations and amendments to the route of said railroad, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, and that the said Board also consents to certain modifications in the terms and conditions of the said ordinance; such changes, alterations and amended route, and such modified terms and conditions being fully set forth and described in the following form of proposed contract for the granting thereof, embodying such terms and conditions as modify or alter said ordinance of the Board of Aldermen, which said ordinance otherwise remains unchanged as to all the other terms and conditions expressed therein, and that the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, which resolution was approved by the Mayor on the 21st day of September, 1908;

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

Section 1. The City hereby grants to the Westchester Company, subject to the conditions and provisions hereinabove set forth, the right to make such changes, alterations and amendments to the route of said railroad, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, which amended route is shown upon the map heretofore referred to, and is more particularly described as follows:

Main Line.

Beginning at a point on the Harlem River, near the point where Lincoln avenue intersects the north bank of the Harlem River in the Borough of The Bronx, and crossing Lincoln avenue, between the Harlem River and One Hundred and Thirty-second street; thence running easterly substantially parallel to One Hundred and Thirty-second street, between One Hundred and Thirty-second street and the Harlem River; thence crossing One Hundred and Thirty-third street, One Hundred and Thirty-fourth street, One Hundred and Thirty-fifth street, One Hundred and Thirty-sixth street, One Hundred and Thirty-seventh street, and One Hundred and Thirty-eighth street, between Willow avenue and the Harlem River; and which alterations and amend-

ments and changes of terminal are shown upon a certain map, dated June 17, 1908, entitled

"Survey, Map and Profile of the New York, Westchester and Bronx Railway Company for New York County, New York, Section 1, Section 2 and Section 3,"

and signed by the Chief Engineer, President, Secretary and ten directors; which map was filed in the office of the County Clerk of New York County on June 17, 1908; and

Whereas, The said Westchester Company has applied to the Board, as the local authority of The City of New York, by a verified petition, dated June 17, 1908, for the consent of such local authority for such change, alterations and amendments to the route of said railroad, and for the right to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on said amended route, and for the modification of the said ordinance and resolution in accordance therewith; and

Whereas, The said Westchester Company has applied to the Board, as the local authority of The City of New York, by a second verified petition, dated June 17, 1908, for the consent of such local authority to certain other modifications in the ordinance approved by the Mayor August 2, 1904, as amended by the ordinance approved by the Mayor July 21, 1905, to wit:

1. By striking out in section 2 the following words, "except the overhead trolley system."

2. By striking out in section 2, paragraph 15, the following words, "except the overhead trolley system."

3. By striking out the whole of section 2, paragraph 16, and substituting therefor the following: "In any conduits laid by the company, or on any poles erected by the company for the transmission of power for its own use, provision shall be made to carry three cables for the use of the police, fire and ambulance service of the City without charges therefor."

4. By striking out in section 1, paragraph 3, the words, "one thousand (1,000) feet," and substituting therefor the words, "two thousand five hundred (5,000) feet."

5. By the addition of a clause permitting the construction and maintenance of connections with:

(a) The present subway-elevated system at or near the present station thereof, at West Farms road.

(b) The projected Southern boulevard and Westchester avenue subway route at Westchester avenue, at or near Home street.

6. By striking out in section 5, paragraph 1, the words, "the intersection of the Southern boulevard and Westchester avenue," and substituting therefor the words, "One Hundred and Seventy-fourth street."

7. That the time named in said section 5, paragraph 4, for the completion of a four-track railroad upon the main line, from the northerly line of The City as far south as One Hundred and Seventy-fourth street, be extended to August 2, 1911.

8. By striking out the whole of section 5, paragraph 5, and substituting therefor the following:

"Any portion of the route covered by this grant which shall not be completed and in full operation prior to the

feet," and substituting therefor the words, "Two thousand five hundred (2,500) feet." The said Westchester Company is hereby permitted to make the following two connections under this section: *Connection With the Present Subway-Elevated Route at West Farms Road.*

Beginning at a point on the main line of the New York, Westchester and Boston Railway Company at or near Lebanon street; thence running southerly crossing DeVoe avenue and One Hundred and Seventy-ninth street at or near their intersection; thence crossing Bronx street at or near its intersection with Walker avenue; thence crossing Walker avenue, between Bronx street and Boston road; thence crossing West Farms road, between Boston road and Rodman place; thence to a connection with the Interborough Rapid Transit Railroad on Boston road, between Bryant and Tremont avenues.

Connection With the Projected Southern Boulevard and Westchester Avenue Subway Route.

Beginning at a point on the main line of the New York, Westchester and Boston Railway Company, between Westchester avenue and One Hundred and Seventy-fourth street, and running southerly and crossing One Hundred and Seventy-second street and Edgewater road; thence to a connection with the proposed Broadway-Lexington avenue subway at or near the intersection of Westchester avenue and Home street, all as shown on a map entitled:

"Survey Map and Profile of the New York, Westchester and Boston Railway Company, for New York County, New York, Section 1, Section 2 and Section 3."

—adopted by the Board of Directors of said company on the 17th day of June, 1908, and signed by Allen Wardell, president; Mac Moulton, chief engineer; and Ralph Polk Buell, secretary, under the seal of the corporation, which map and profile were filed in the office of the County Clerk of the County of New York on the said 17th day of June, 1908, or any lawful amendment thereof which may be consented to by the Board of Estimate and Apportionment, or its successors in authority.

4. Section 3, clause fifteenth, of the said ordinance is hereby amended by striking out therefrom the words, "Except the overhead trolley system."

5. Section 3, clause sixteenth, of the said ordinance shall be stricken out and the following substituted therefor:

"In any conduits laid by the company, or on any poles erected by the company for the transmission of power for its own use, provision shall be made to carry three cables for the use of the police, fire and ambulance service of the City without charges therefor."

6. Section 5, paragraph 1, of the said ordinance is hereby amended to read as follows:

"Said railroad company shall commence actual construction within one year from the date of the signing of this ordinance by the Mayor, and shall complete a four-track railroad upon the main line, from the northern line of the City as far south as East One Hundred and Seventy-fourth street, by the 2d day of August, 1911, otherwise this grant shall cease and determine."

7. Section 5, paragraph 4, of the said ordinance shall be stricken out and the following substituted therefor:

"Any portion of the route covered by this grant which shall not be completed and in full operation prior to the second day of August, 1911, shall be deemed to have been abandoned and all rights hereby granted in and to such portions of said railway shall cease and determine, except that south of One Hundred and Seventy-fourth street, if the railway company shall have constructed less than four tracks within said period, it shall only be deemed to have abandoned its right to construct any additional tracks south of One Hundred and Seventy-fourth street. And in the event that the said railway company shall not, prior to the 2d day of August, 1911, construct its main line south of One Hundred and Seventy-fourth street and to the Harlem River, the Board of Estimate and Apportionment, or its successors in office, may fix and finally determine such additional compensation as shall be imposed upon said railway company because of such failure."

Second—The Westchester Company hereby agrees to assume all liability to any person or company by reason of the execution of this contract by the City, and it is a condition of this contract that the City shall assume no liability whatsoever, either to persons or companies, on account of the same, and the Westchester Company hereby agrees to repay to the City any damage which the City may be compelled to pay by reason of this contract.

See 3. The Westchester Company covenants and agrees to abandon and relinquish and does hereby abandon and relinquish to the City all of its rights and franchises to construct, maintain and operate a railroad in, upon or across the streets on the portions of the route described in the said ordinance approved by the Mayor August 2, 1904, as amended by the ordinance approved by the Mayor July 21, 1905, and which are not covered by the description of the new and amended route as herein described, and which are not shown on the map of the amended route dated June 17, 1908, entitled "Survey map and profile of the New York, Westchester and Boston Railway Company for New York County, New York, Section 1, Section 2 and Section 3," which map was filed in the office of the County Clerk of New York County on June 17, 1908.

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

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

THE CITY OF NEW YORK,
By..... Mayor.

[CORPORATE SEAL]
Attest:..... City Clerk.

NEW YORK, WESTCHESTER
AND BOSTON RAILWAY
COMPANY,

By..... President.

[SEAL]
Attest:..... Secretary.

Resolved, That the results of the inquiry made by this Board as to the money value of the proposed ordinance, and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, are as specified and fully set forth in the said ordinance approved by the Mayor August 2, 1904, as amended by the foregoing form of proposed contract for the consent of such modifications and alterations.

Resolved, That these preambles and resolutions, including said resolution for the consent of the City of New York to the modifications and alterations as applied for by the New York, Westchester and Boston Railway Company, and said form of proposed contract for the grant of

said franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to November 13, 1908, in the CITY RECORD, and at least twice during the ten days immediately prior to November 13, 1908, in two daily newspapers to be designated by the Mayor therefor, and published in The City of New York, at the expense of the New York, Westchester and Boston Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the consent of the City to certain modifications and alterations in the routes of the New York, Westchester and Boston Railway Company, as granted by ordinance of the Board of Aldermen, approved by the Mayor August 2, 1904, and amended by resolution of the Board of Estimate and Apportionment, approved by the Mayor July 21, 1905, and for the consent of the City to certain modifications in the terms and conditions of the said ordinance, such modifications and alterations being fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, in the City Hall, Borough of Manhattan, City of New York, on November 13, 1908, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG,
Secretary.
Dated New York, October 4, 1908.

DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3:30 o'clock p. m. on

MONDAY, NOVEMBER 16, 1908.

Borough of The Bronx.

No. 3. FOR ADDITIONS, REPAIRS AND ALTERATIONS TO HEATING APPARATUS IN PUBLIC SCHOOL 14, EASTERN BOULEVARD, THROGS NECK, BOROUGH OF THE BRONX.

The time allowed to complete the whole work will be forty working days, as provided in the contract.

The amount of security required is Eight Hundred Dollars.

Borough of Manhattan.

No. 4. FOR FORMING CLASSROOMS ON FIFTH STORY OF PUBLIC SCHOOL 14, ON ONE HUNDRED AND SIXTEENTH AND ONE HUNDRED AND SEVENTEENTH STREETS, EAST OF LENOX AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is Eight Hundred Dollars.

Borough of Queens.

No. 5. FOR FURNITURE, EQUIPMENT, ETC., FOR THE ATHLETIC FIELD ON MUNSON AND ORCHARD STREETS AND EAST RIVER FRONT, ASTORIA, LONG ISLAND CITY, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is One Thousand Two Hundred Dollars.

On Nos. 3, 4 and 5 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at branch office, No. 69 Broadway, Flushing, Borough of Queens, for work for their respective Boroughs.

C. B. J. SNYDER,
Superintendent of School Buildings.

Dated, November 5, 1908.

54.16

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3:30 o'clock p. m. on

MONDAY, NOVEMBER 16, 1908.

Borough of Brooklyn.

No. 1. FOR FURNITURE FOR NEW PUBLIC SCHOOL 156, ON SUTTER AVENUE, GRAFTON AND BARRETT STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is as follows:

Item 1.....	\$1,000 00
Item 2.....	600 00
Item 3.....	1,600 00
Item 4.....	1,600 00
Item 5.....	5,000 00

A separate proposal must be submitted for each item, and award will be made thereon.

On Nos. 1 and 2 the bidders must state the price of each item, by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park Avenue and Fifty-ninth street, Borough of Manhattan, and also at Branch Office, No. 121 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated November 4, 1908.

54.16

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF BROOKLYN.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 11 o'clock a. m. on

WEDNESDAY, NOVEMBER 18, 1908.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING A SEWER IN SEVENTY-THIRD STREET, FROM THIRTEENTH AVENUE TO FOURTEENTH AVENUE.

The Engineer's preliminary estimate is as follows:

765 linear feet 36-inch brick sewer, laid complete, including all incidents and appurtenances; per linear foot, \$5.75	\$4,398.75
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525 linear feet of 6-inch house connection drain, laid complete, including all incidents and appurtenances; per linear foot, 80 cents	420 00
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6 manholes, complete, with iron heads and covers, including all incidents and appurtenances, per manhole, \$80...	300 00
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5,700 feet (B. M.) foundation plankings, laid in place complete, including all incidents and appurtenances; per thousand feet (B. M.), \$27....	153.90
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2,000 feet (B. M.) sheeting and bracing, driven in place complete, including all incidents and appurtenances; per thousand feet (B. M.), \$27....	54 00
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Total estimated cost.... \$5,126.65

The time allowed for the completion of the work and full performance of the contract will be forty working days.

The amount of security required will be \$2,300.

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING A SEWER IN EAST FOURTH STREET, BETWEEN CHURCH AVENUE AND ALBEMARLE ROAD, AND IN ALBEMARLE ROAD, BETWEEN EAST THIRTY AND EAST FIFTH STREETS.

The Engineer's preliminary estimate is as follows:

51 linear feet 36-inch pipe sewer, laid complete, including all incidents and appurtenances, per linear foot, \$3....	\$1,530.00
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43 linear feet 12-inch pipe sewer, laid complete, including all incidents and appurtenances, per linear foot, \$2....	86 00
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10 linear feet 12-inch pipe sewer, laid complete, including all incidents and appurtenances, per linear foot, \$1.80	18 00
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630 linear feet 6-inch house connection drain, laid complete, including all incidents and appurtenances, per linear foot, 80 cents	97.80
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10 manholes, complete, with iron heads and covers, including all incidents and appurtenances, per manhole, \$80....	800 00
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2 sewer basins, complete, of either standard design, with iron pan or grating, iron basin head, and connecting culvert, including all incidents and appurtenances; per basin, \$160....	320 00
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Total estimated cost.... \$4,078.00

The time allowed for the completion of the work and full performance of the contract will be forty working days.

The amount of security required will be Two Thousand Dollars.

No. 3. FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN SIXTIETH STREET, FROM SIXTEENTH AVENUE TO SEVENTEENTH AVENUE.

The Engineer's preliminary estimate is as follows:

810 linear feet 12-inch pipe sewer, laid complete, including all incidents and appurtenances, per linear foot, \$1.70	\$1,377.00
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8 manholes, complete, with iron heads and covers, including all incidents and appurtenances, per manhole, \$80....	640 00
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36,000 feet (B. M.) sheeting and bracing, driven in place, complete, including all incidents and appurtenances, per thousand feet (B. M.), \$27....	972.00
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Total estimated cost.... \$2,249.00

The time allowed for the completion of the work and full performance of the contract will be forty working days.

The amount of security required will be One Thousand Four Hundred Dollars (\$1,400).

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN HINCKLEY PLACE, FROM CONEY ISLAND AVENUE TO EAST ELEVENTH STREET.

The Engineer's preliminary estimate is as follows:

370 linear feet 12-inch pipe sewer, laid complete, including all incidents and appurtenances, per linear foot, \$1.80....	\$648.00
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10 linear feet 6-inch house connection drain, laid complete, including all incidents and appurtenances, per linear foot, 80 cents	16.00
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4 manholes, complete, with iron heads and covers, including all incidents and appurtenances, per manhole, \$80....	320 00
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1,000 feet, board measure, sheeting and bracing, driven in place, complete, including all incidents and appurtenances, per thousand feet, board measure, \$27....	27 00
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Total estimated cost.... \$1,043.00

The time allowed for the completion of the work and full performance of the contract will be thirty working days.

The amount of security required will be Five Hundred Dollars (\$500).

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASINS AT THE NORTHWEST AND SOUTHWEST CORNERS OF DE KOVEN COURT AND THE BRIGHTON BEACH RAILROAD.

The Engineer's preliminary estimate is as follows:

260 linear feet of new curbstones, furnished and set in concrete	300 00
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reduced and reset in concrete	300 00
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300 cubic yards of earth excavation	30 00
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30 cubic yards of concrete (not to be bid for)	30 00
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5,550 square feet of cement sidewalk	5,550 00
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AVENUE AND NOSTRAND AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,200 linear feet new curbstone, furnished and set in concrete.
- 50 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 1,200 cubic yards earth excavation.
- 60 cubic yards earth filling (not to be bid for).
- 60 cubic yards concrete (not to be bid for).
- 500 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Twelve Hundred Dollars (\$1,200).

No. 6. FOR REGULATING AND GRADING BETWEEN COURTYARD LINES FIFTY-FIFTH STREET, BETWEEN SEVENTH AND ELEVENTH AVENUES, AND SETTING CEMENT CURB AND LAYING CEMENT SIDEWALKS BETWEEN SEVENTH AND EIGHTH AVENUES AND BETWEEN FORT HAMILTON AND ELEVENTH AVENUES, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 16,250 cubic yards earth excavation.
- 5,000 cubic yards earth filling (not to be bid for).
- 2,800 linear feet cement curb.
- 15,800 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is eighty (80) working days.

The amount of security required is Five Thousand Dollars (\$5,000).

No. 7. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON FORTY-FIFTH STREET, BETWEEN SIXTH AVENUE AND SEVENTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,200 linear feet new curbstone, furnished and set in concrete.
- 50 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 210 cubic yards earth excavation.
- 60 cubic yards earth filling (not to be bid for).
- 60 cubic yards concrete (not to be bid for).
- 300 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Eight Hundred and Fifty Dollars (\$850).

No. 8. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF FORTY-NINTH STREET, BETWEEN SECOND AVENUE AND THIRD AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 2,410 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.
- 310 cubic yards concrete for pavement foundation.
- 600 linear feet new curbstone, to be furnished and set in concrete.
- 80 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 4 noiseless covers and heads, complete, for sewer manholes furnished and set.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Twenty-one Hundred Dollars (\$2,100).

No. 9. FOR REGULATING, CURBING AND LAYING SIDEWALKS ON FOSTER AVENUE, BETWEEN EAST FOURTEENTH STREET AND EAST SEVENTEENTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,000 linear feet of cement curb.
- 1,800 square feet of cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is Four Hundred Dollars (\$400).

No. 10. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HARRISON PLACE, BETWEEN BOGART STREET AND KNICKERBOCKER AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,110 square yards of asphalt pavement, including binder course, outside railroad area (five years' maintenance).
- 190 square yards of asphalt pavement, including binder course, within railroad area (no maintenance).
- 20 square yards of old stone pavement, to be relaid in approaches, etc.
- 185 cubic yards of concrete for pavement foundation outside railroad area.
- 45 cubic yards of concrete for pavement foundation within railroad area.

- 1,240 linear feet of new curbstone, furnished and set in concrete.
- 50 linear feet of old curbstone, redressed, rejoined and reset in concrete.
- 2 noiseless covers and heads for sewer manholes, furnished and set.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Sixteen Hundred Dollars (\$1,600).

No. 11. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HENRY STREET, BETWEEN OCEAN PARKWAY AND EAST EIGHTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,140 linear feet of new curbstone, furnished and set in concrete.
- 50 linear feet of old curbstone, redressed, rejoined and reset in concrete.
- 20 cubic yards of earth excavation.
- 60 cubic yards of earth filling (not to be bid for).
- 65 cubic yards of concrete (not to be bid for).

1,200 square feet of cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Eight Hundred and Fifty Dollars (\$850).

No. 12. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HINCKLEY PLACE, BETWEEN CONEY ISLAND AVENUE AND EAST ELEVENTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,050 cubic yards of earth excavation.
- 700 linear feet of cement curb.

2,640 square feet of cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Four Hundred Dollars (\$400).

No. 13. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF INGRAHAM STREET, BETWEEN BOGART STREET AND KNICKERBOCKER AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,850 square yards asphalt pavement, including binder course.
- 250 cubic yards old stone pavement, to be relaid in approaches, etc.
- 2,140 linear feet new curbstone, furnished and set in concrete.

50 linear feet old curbstone, redressed, rejoined and reset in concrete.

4 noiseless covers and heads, complete, for sewer manholes, furnished and set.

The time allowed for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is Fifteen Thousand Dollars (\$15,000).

No. 14. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON EAST EIGHTH STREET, FROM CHURCH AVENUE TO MONTGOMERY STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,200 linear feet new curbstone, furnished and set in concrete.
- 50 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 2,700 cubic yards earth excavation.
- 95 cubic yards earth filling (not to be bid for).

84 cubic yards concrete (not to be bid for).

7,200 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

No. 15. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON PROSPECT PLACE, BETWEEN BUFFALO AVENUE AND RALPH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,200 linear feet new curbstone, furnished and set in concrete.
- 50 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 2,700 cubic yards earth excavation.
- 95 cubic yards earth filling (not to be bid for).

84 cubic yards concrete (not to be bid for).

7,200 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is fifteen (15) working days.

The amount of security required is Two Hundred and Fifty Dollars (\$250).

No. 16. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON EAST TWENTY-NINTH STREET, FROM AVENUE F TO AVENUE G, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 6,730 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.
- 340 cubic yards concrete for pavement foundation.
- 80 linear feet new curbstone, furnished and set in concrete.

3,000 linear feet old curbstone, redressed, rejoined and reset in concrete.

21 noiseless covers and heads, complete, for sewer manholes, furnished and set.

The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Fifty-six Hundred Dollars (\$5,600).

No. 17. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON WINTHROP STREET, BETWEEN ROGERS AND NOSTRAND AVENUES, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,350 linear feet new curbstone, furnished and set in concrete.
- 50 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 280 cubic yards earth excavation.
- 5 cubic yards earth filling (not to be bid for).

80 cubic yards concrete (not to be bid for).

6,150 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Twelve Hundred and Eighty Dollars (\$1,280).

No. 18. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF FLEET STREET, FROM DEKALB AVENUE TO HULDSON AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 2,490 square yards asphalt pavement, including binder course.
- 50 square yards old stone pavement, to be relaid in approaches, etc.
- 310 cubic yards concrete.

1,280 linear feet new curbstone, including concrete foundation.

320 linear feet old curbstone, including concrete foundation.

5 noiseless covers and heads, complete, for sewer manholes.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Two Thousand Dollars (\$2,000).

No. 19. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON FORTY-SEVENTH STREET, FROM SEVENTH AVENUE TO EIGHTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,480 linear feet new curbstone, furnished and set in concrete.
- 20 linear feet old curbstone, redressed, rejoined and reset in concrete.
- 360 cubic yards earth excavation.
- 40 cubic yards earth filling (not to be bid for).

80 cubic yards concrete (not to be bid for).

7,350 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Nine Hundred Dollars (\$900).

No. 20. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON FORTY-SEVENTH STREET, FROM JAMAICA AVENUE TO FULTON STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,480 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.
- 3,025 cubic yards concrete.

5,140 linear feet new curbstone, furnished and set in concrete.

1,350 linear feet old curbstone, redressed, rejoined and reset in concrete.

43 noiseless covers and heads, complete, for sewer manholes.

The time allowed for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Thirteen Thousand Dollars (\$13,000).

No. 21. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON CLASON AVENUE, FROM FULTON STREET TO BERGEN STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,480 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.

1,000 cubic yards earth excavation.

60 cubic yards earth filling (not to be bid for).

65 cubic yards of concrete (not to be bid for).

1,200 square feet of cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Eight Hundred and Fifty Dollars (\$850).

No. 22. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HINCKLEY PLACE, BETWEEN CONEY ISLAND AVENUE AND EAST ELEVENTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,480 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.

1,000 cubic yards earth excavation.

60 cubic yards earth filling (not to be bid for).

65 cubic yards of concrete (not to be bid for).

1,200 square feet of cement curb.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Two Thousand Dollars (\$2,000).

No. 23. FOR REGULATING, PAVING AND REPAVING WITH GRANITE ON A CONCRETE FOUNDATION THE ROADWAY OF GRAND STREET, AS EXTENDED, FROM HOOPER STREET TO BRIDGE PLAZA, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,480 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.

1,000 cubic yards earth excavation.

600 cubic yards earth filling (not to be bid for).

65 cubic yards of concrete (not to be bid for).

1,200 square feet of cement curb.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Fifteen Thousand Dollars (\$15,000).

No. 24. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF UNDERHILL AVENUE, FROM ST. MARY'S AVENUE TO STERLING PLACE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

- 1,540 square yards asphalt pavement, including binder course.
- 20 square yards old stone pavement, to be relaid in approaches, etc.
- 210 cubic yards of concrete.

650 linear feet of new curbstone, furnished and set in concrete.

2,410 linear feet of old curbstone, redressed, rejoined and reset in concrete.

5 noiseless covers and heads, complete, for sewer manholes.

The time allowed for the completion of the work and the full performance of the contract is thirty (30) working days.

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WITH ALL WORK INCIDENTAL THERE-
TO.
Engineer's estimate of the quantities is as
follows:
4,800 square yards asphalt pavement, including
binder course.
40 square yards old stone pavement, to be
removed in approaches, etc.
180 cubic yards concrete.
1,640 linear feet new curbside, furnished and
set in concrete.
180 linear feet old curbside, replaced, re-
jointed and reset in concrete.
15 noiseless covers and heads, complete, for
sewer manholes.

The time allowed for the completion of the
work and the full performance of the contract
is thirty (30) working days.

The amount of security required is Thirty-five
Hundred Dollars (\$3,500).

No. 17. FOR GRADING LOTS LYING
WITHIN THE BLOCK BOUNDED BY ST.
JOHN'S PLACE, FRANKLIN AVENUE, LIN-
COLN PLACE AND CLASSEN AVENUE,
KNOWN AS NOS. 28 AND 29, BLOCK 1178,
TOGETHER WITH ALL WORK INCIDENTAL
THERETO.

Engineer's estimate of the quantities is as
follows:

3,484 cubic yards earth excavation.

The time allowed for the completion of the
work and the full performance of the contract
is seventy (70) working days.

The amount of security required is Six Hun-
dred Dollars (\$600).

The bidder will state the price of each item or
article contained in the specifications or schedules
herein contained or hereto annexed, per
square foot, cubic yard, linear foot, or other
unit of measure, by which the bids will be tested.

The bids will be compared and the contract
awarded at a lump or aggregate sum for each
contract.

Blank forms and further information may be
obtained and the plans and drawings may be
seen at the office of the Bureau of Highways,
No. 14 Municipal Building, Borough of Brooklyn.

HIRD S. COLER,
President.

Dated October 26, 1908.

028,011

SEE General Instructions to Bid-
ders on the last page, last column, of
the "City Record."

SUPREME COURT—FIRST DEPART- MENT.

FIRST DEPARTMENT.

In the matter of the application of The City of
New York, relative to amending its application
herebefore made in the matter of acquiring
title in fee, wherever the same has not been
herebefore acquired, to the lands and premises
required for the opening and extending of
HULL AVENUE, PERRY AVENUE and
NORWOOD (Decatur) AVENUE, in the
Twenty-fourth Ward, Borough of The Bronx,
City of New York.

PURSUANT TO THE STATUTES IN SUCH
cases made and provided, notice is hereby
given that an application will be made to the
Supreme Court of the State of New York, First
Department, at a Special Term of said Court, to
be held at Part III, thereof, in the County Court
House in the Borough of Manhattan, in The City
of New York, on Tuesday, the 12th day of No-
vember, 1908, at the opening of the Court on
that day, or as soon thereafter as counsel can
be heard thereon, for an order amending and
correcting the proceeding entitled "In the matter
of the application of The City of New York
relative to acquiring title in fee, wherever the same
has not been herebefore acquired, to the lands and
premises required for the opening and ex-
tending of Hull avenue, Perry avenue and Nor-
wood avenue (Decatur avenue), between Mosholu
Parkway North and Woodlawn, across the lands
of the former Jerome Park Branch of the New
York and Harlem Railroad, now the property of
the New York City Railway Company, in the
Twenty-fourth Ward, Borough of The Bronx,
City of New York," and the petition and order
appointing Commissioners of Estimate and
Assessment, by excluding therefrom certain property
not required in the above-entitled proceeding,
which is bounded and described as follows:

Beginning at a point in the northern line of
Perry avenue as legally opened distant 85.35 feet
east of the intersection of said line with the eastern
line of Mosholu Parkway North; thence
easterly along the northern line of Perry avenue
as legally opened, 40.79 feet to the eastern line
of Jerome Park Railroad; thence southerly along
last-mentioned line for 60.80 feet to the southern
line of Perry avenue, as legally opened; thence
westerly along said last-mentioned line for 40.45
feet to the western line of Jerome Park Railroad;
thence westerly along last-mentioned line for 60.87
feet to the point of beginning.

The land to be excluded from the above-
entitled proceeding is shown in Blocks 3333 and
3334, of Section 12 of the land map of The City
of New York.

The Board of Estimate and Apportionment on
the 8th day of May, 1908, duly fixed and de-
termined the amended area of assessment for
benefit in this proceeding as follows:

Bounded on the southwest by the northeasterly
side of Mosholu Parkway North as heretofore
on the northeast by the southwesterly side of
Woodlawn road as heretofore; on the southeast
by a line midway between Norwood avenue and
Webster avenue as heretofore, and on the north-
west by a line midway between Hull avenue and
Perry avenue.

Dated New York, November 6, 1908.

FRANCIS K. PENDLETON,
Counselor at Law,
Hall of Records, Borough of Manhattan, City
of New York.

06,17

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, in the lands, tenements
and hereditaments required for the opening
and extending of WEST ONE HUN-
DRED AND SIXTY-THIRD STREET, be-
tween Amsterdam avenue and St. Nicholas
avenue, in the Twelfth Ward, Borough of Man-
hattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE
bill of costs, charges and expenses in-
curred by reason of the proceedings in the
above-entitled matter, will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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 until
the 15th day of November, 1908.

NOTICE IS HEREBY GIVEN THAT A
supplemental bill of costs, charges and
expenses incurred by reason of the proceedings
in the above-entitled matter will be presented

during the space of ten days, as required by
law.

Dated Borough of Manhattan, New York,
November 6, 1908.

JOHN C. FITZGERALD,
PHILIP F. DONOHUE,
Commissioners of Estimate;
JOHN C. FITZGERALD,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

06,17

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 the FIFTH NEW STREET, north of West One Hun-
dred and Eighty-first street (Watkins place),
extending from Broadway to the first new
avenue west of Broadway (Bennett avenue),
in the Twelfth Ward, Borough of Manhattan,
City of New York.

NOTICE IS HEREBY GIVEN THAT THE
bill of costs, charges and expenses incurred
by reason of the proceedings in the
above-entitled matter will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 6, 1908.

JOHN C. FITZGERALD,
PHILIP F. DONOHUE,
Commissioners of Estimate;

JOHN C. FITZGERALD,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

06,17

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 LANE AVENUE, between West-
chester avenue and the West Farms road, with
the PUBLIC PLACE bounded by Lane avenue,
West Farms road and Westchester avenue,
and of WESTCHESTER AVENUE, between
Main street or West Farms road and the
Eastern Boulevard, at Pelham Bay Park, 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 will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 6, 1908.

JOHN C. FITZGERALD,
PHILIP F. DONOHUE,
Commissioners of Estimate;

JOHN C. FITZGERALD,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

06,17

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 THE PUBLIC PARK (although not yet
named by proper authority), bounded by
Southern boulevard, Pelham avenue and Croton-
avenue, 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 will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 6, 1908.

JOHN C. FITZGERALD,
PHILIP F. DONOHUE,
Commissioners of Estimate;

JOHN C. FITZGERALD,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

06,17

FIRST DEPARTMENT.

In the matter of the application of The City of
New York, relative to acquiring title wherever
the same has not been heretofore acquired for
the same purpose in fee to the lands, tenements
and hereditaments required for the opening and
extending of EAST ONE HUNDRED AND FORTIETH STREET,
from Park avenue to Morris avenue, in the
Twenty-third 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 will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 6, 1908.

JOHN C. FITZGERALD,
PHILIP F. DONOHUE,
Commissioners of Estimate;

JOHN C. FITZGERALD,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

06,17

FIRST DEPARTMENT.

In the matter of the application of The City of
New York, acting by and through the Commis-
sioner of Docks, relative to acquiring right and
title to and possession of certain uplands and
lands, wharf property, wharfage rights, terms
easements, emoluments and privileges necessary
to be taken for the improvement of the
water-front of The City of New York on the
NORTH RIVER, between West Eighteenth
and West Twenty-third streets, and the easterly
side of the marginal street, wharf or place,
adopted by the Board of Docks and approved
by the Commissioners of the Sinking Fund,
and 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 A
supplemental bill of costs, charges and
expenses incurred by reason of the proceedings
in the above-entitled matter will be presented

for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 12th day of November, 1908, 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, October
26, 1908.

WILBUR LARREMORE,
STANLEY W. DEXTER,
JAMES A. ALLEN,
Commissioners of Estimate.

JOSEPH M. SCHENCK,
Clerk.

029,012

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 and premises
required for the opening and extending of LANE AVENUE, between West-
chester avenue and the West Farms road, with
the PUBLIC PLACE bounded by Lane avenue,
West Farms road and Westchester avenue,
and of WESTCHESTER AVENUE, between
Main street or West Farms road and the
Eastern Boulevard, at Pelham Bay Park, 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 will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Man-
hattan, in The City of New York, on the 12th
day of November, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 26, 1908.

WILBUR LARREMORE,
STANLEY W. DEXTER,
JAMES A. ALLEN,
Commissioners of Estimate.

JOSEPH M. SCHENCK,
Clerk.

029,012

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 and premises
required for the opening and extending of VAN ALST AVENUE (although
not yet named by proper authority), from Nott
avenue to Hoyt avenue, in the First Ward of
the Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT THE
bill of costs, charges and expenses incurred
by reason of the proceedings in the
above-entitled matter will be presented for taxation
to one of the Justices of the Supreme Court at
the State of New York, First Department, at a
Special Term thereof, Part I, to be held at the
County Court House in the Borough of Brooklyn,
in The City of New York, on the 12th day of No-
vember, 1908, at 10.30 o'clock in fore-
noon 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, No-
vember 26, 1908.

WILBUR LARREMORE,
STANLEY W. DEXTER,
JAMES A. ALLEN,
Commissioners of Estimate.

JOSEPH M. SCHENCK,
Clerk.

029,012

FIRST DEPARTMENT.

In the matter of the application of The City of
New York, relative to acquiring title in fee, to
the lands, tenements and hereditaments required
for the opening and extending of VAN ALST AVENUE (although
not yet named by proper authority), from Nott
avenue to Hoyt avenue, in the First Ward of
the Borough of Queens, City of New York,
according to the map of said Van Alst avenue,
as adopted by the Board of Estimate and
Assessment, for the opening and extending of
Van Alst avenue (although not yet named by proper
authority), from Nott avenue to Hoyt avenue, in
the First Ward, Borough of Queens, City of New
York, by acquiring title in fee, to the lands, tenements
and hereditaments required for the opening and
extending of Van Alst avenue (although not yet
named by proper authority), from Nott avenue to Hoyt
avenue, in the First Ward, Borough of Queens, City of New
York, as adopted by the Board of Estimate and
Assessment, for the opening and extending of
Van Alst avenue (although not yet named by proper
authority), from Nott avenue to Hoyt avenue, in
the First Ward, Borough of Queens, City of New
York, as adopted by the Board of Estimate and
Assessment, for the opening and extending of
Van Alst avenue (although not yet named by proper
authority), from Nott avenue to Hoyt avenue, in
the First Ward, Borough of Queens, City of New
York, as adopted by the Board of Estimate and
Assessment, for the opening and extending of
Van Alst avenue (although not yet named by proper
authority), from Nott avenue to Hoyt avenue, in
the First Ward, Borough of Queens, City of New
York, as adopted by the Board of Estimate and
Assessment, for the opening and extending of
Van Alst avenue (although not yet named by proper
authority), from Nott avenue to Hoyt avenue, in
the First Ward, Borough of Queens, City of New
York, as adopted by the Board of Estimate and
Assessment

1908, signed by George B. McClellan, as Mayor, and John H. O'Brien, as Commissioner of Water Supply, Gas and Electricity, which said map was filed on said date in the office of said Commissioner of Water Supply, Gas and Electricity, and a copy of which was filed on the 20th day of September, 1908, in the office of the Clerk of the County of Queens.

The numbers of the parcels on said map which are to be taken in fee are 2 and 2.

Dated, October 1, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel,

Borough Hall, Brooklyn, New York City,

N. Y.

cc, p. 1623-30, 86

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 BRICKELL STREET (although not yet named by proper authority), from Jackson avenue to Flushing avenue, in the First Ward, Borough of Queens, 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 252 Jackson avenue, in the Borough of Queens, in the City of New York, on or before the 20th day of November, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 21st day of December, 1908, at 10 o'clock a. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 252 Jackson avenue, in the Borough of Queens, in said City, there to remain until the 20th day of November, 1908.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the northerly line of Jackson avenue with the middle line of the blocks between Brill street and Bartow street, running thence northerly along said middle line to its intersection with the southerly line of Flushing avenue; thence westerly along said northerly line to its intersection with the middle line of the blocks between Brill street and Kapiotic street; thence northerly along said middle line to its intersection with the northerly line of Jackson avenue; thence easterly along said northerly line to the point or place of beginning, 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, Second Department, at a Special Term thereof, for the hearing of motions, to be held in the County Court House in the Borough of Brooklyn, in The City of New York, on the 20th day of March, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed in any of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have objections appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 881 and 882 of the Greater New York Charter, as amended by chapter 68 of the Laws of 1907.

Dated, Borough of Manhattan, New York, October 28, 1908.

EDWARD J. BYRNE,
Chairman;
EDMUND F. DRIGGS,
Commissioner.

JOHN P. DIXON,
Clerk.

cc, p. 23

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 HENRY STREET, from Ocean parkway to East Eighth street, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York, as the same has been heretofore laid out.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, at a Special Term thereof, to be held for the hearing of motions, at the Kings County Court House in the Borough of Brooklyn, in The City of New York, on the 18th day of November, 1908, at 10 a.m. o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Kings, there to remain for and during the space of ten days, as required by the provisions of section 882 of title 4 of chapter 17 of chapter 328 of the Laws of 1907, as amended by chapter 68 of the Laws of 1907.

Dated Borough of Brooklyn, New York, November 2, 1908.

DAVID HIRSCHFIELD,
A. L. NOVA,

CHAS. E. FISKE,
Commissioner.

CHAS. E. FISKE,
Commissioner of Assessment.

JAMES F. QUIGLEY,
Clerk.

cc, p. 13

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee to REMSEN STREET, from the westerly terminus of the street as now in use and improved to Farman street, in the First Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Charles H. Kelley, Julian D. Fairchild and Leroy W. Ross were appointed by an order of the Supreme Court, made and entered the 14th day of October, 1908, Commissioners of Estimate, and Julian D. Fairchild, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given, that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 16th day of November, 1908, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 883 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, October 24, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel.

cc, p. 1623-30, 86

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 BRICKELL STREET (although not yet named by proper authority), from Jackson avenue to Flushing avenue, in the First Ward, Borough of Queens, 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 20th day of November, 1908, at 10 a.m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the office of the Clerk of the County of Richmond, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, October 24, 1908.

JAMES BURKE, Jr.,
BERNARD MULLIN,

W. C. ROWLAND,

Commissioners of Estimate;

JAMES BURKE, Jr.,
Commissioner of Assessment,

JOHN P. DIXON,
Clerk.

cc, p. 1623-30, 86

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 FORTY-THIRD STREET, from New Utrecht avenue in West street, in the Twenty-ninth and Thirtieth Wards, Borough of Brooklyn, City of New York.

WE, THE UNDERSIGNED, Commissioners of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our amended and supplemental 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, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 20th day of November, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 21st day of December, 1908, at 10 o'clock a. m.

Second—That the abstracts of our said amended and supplemental 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, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 20th day of November, 1908.

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 Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the westerly line of West street and the centre line of the blocks between Forty-fourth street and Forty-third street, and running thence southeasterly along said centre line to its intersection with the southerly line of New Utrecht avenue; thence northerly along said easterly line of New Utrecht avenue to its intersection with the centre line of the blocks between Forty-third and Forty-second streets; thence southeasterly along said last mentioned centre line to its intersection with the westerly line of West street; thence southerly along said westerly line of West street to the point or place of beginning as such area is shown upon our benefit maps deposited 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, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 20th day of December, 1908, at the opening of the Court on that day.

Fifth—In case, however, objections are filed in either of said abstracts, 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 objections appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 881 and 882 of the Greater New York Charter, as amended by chapter 68 of the Laws of 1907.

Dated Borough of Brooklyn, New York, October 24, 1908.

ROSWELL H. CARPENTER,
Chairman;

EDMUND BROWN,
GEORGE H. BOYD,

Commissioners.

JAMES F. QUIGLEY,
Clerk.

cc, p. 1623-30, 86

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee to REMSEN STREET, from the westerly terminus of the street as now in use and improved to Farman street, in the First Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Charles H. Kelley, Julian D. Fairchild and Leroy W. Ross were appointed by an order of the Supreme Court, made and entered the 14th day of October, 1908, Commissioners of Estimate, and Julian D. Fairchild, Commissioner of Assessment, in the above-entitled proceeding.

Notice is also given, that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 16th day of November, 1908, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 883 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, October 24, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel.

cc, p. 1623-30, 86

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 STELLING STREET, from Washington avenue to Brooklyn avenue, in the Twenty-ninth Ward, Borough of Brooklyn, City of New York.

WE, THE UNDERSIGNED, Commissioners of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 20th day of November, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 21st day of December, 1908, at 10 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 23rd day of November, 1908.

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 Brooklyn, in The City of New York, for the purpose of providing an additional supply of pure and wholesome water for the use of 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on the 16th day of November, 1908, at 10 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 19th day of November, 1908.

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 Brooklyn, in The City of New York, for the purpose of providing an additional supply of pure and wholesome water for the use of 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on the 16th day of November, 1908, at 10 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 19th day of November, 1908.

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 Brooklyn, in The City of New York, for the purpose of providing an additional supply of pure and wholesome water for the use of 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on the 16th day of November, 1908, at 10 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 19th day of November, 1908.

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 Brooklyn, in The City of New York, for the purpose of providing an additional supply of pure and wholesome water for the use of 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, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on the 16th day of November, 1908, at 10 o'clock p. m.

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