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THE CITY RECORD.

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GEORGE B. McCLELLAN, MAYOR.

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

PATRICK J. TRACY, SUPERVISOR.

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EXECUTIVE DEPARTMENT.

September 1, 1909.

Whereas, Louis F. Haffen was, on or about the 28th day of August, 1909, removed from the office of President of the Borough of The Bronx of The City of New York, by Charles E. Hughes, Governor of the State of New York, as appears by his order or certificate filed in the office of the Secretary of State of the State of New York, on the 30th day of August, 1909, whereby a vacancy exists in the said office of President of the Borough of The Bronx; and

Whereas, The following named persons are all members of the Board of Aldermen then in office representing said Borough:

James W. Brown. Arthur H. Murphy.
Thomas J. Mulligan. Edward V. Handy.
William P. Corbett. Frederick C. Hochdorffer.
John J. Hickey. Matthew J. Crowley.

Now, therefore, I, Patrick F. McGowan, Acting Mayor of The City of New York, pursuant to sections 23 and 382 of the Greater New York Charter and the powers vested in me by law, do hereby call the said members of the Board of Aldermen in session on the 7th day of September, 1909, at 2 o'clock in the afternoon, in the Chamber of the Board of Aldermen, in the City Hall of The City of New York, for an election of a President of the Borough of The Bronx, of The City of New York, to fill the vacancy caused by the removal of said Louis F. Haffen and for the unexpired term, which will end December 31, 1909.

In witness whereof, I have hereunto set my hand and affixed my seal of office at the City Hall, in The City of New York, on this first day of September, one thousand nine hundred and nine.

P. F. McGOWAN, Acting 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 commencing Monday, August 30, 1909:

Friday, September 3—2:30 p. m.—Room 305.—Case No. 1151.—LONG ISLAND RAILROAD COMPANY.—"Safety precautions at Merrick Road Crossing at Springfield, Queens County, Montauk Division."—Commissioner Bassett.

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

PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

WEDNESDAY, AUGUST 4, 1909

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

HEARINGS

(1216) Case 1145

THIRD AVENUE RAILROAD COMPANY—APPRaisal OF PROPERTY

A hearing was held at 2:30 P. M., Commissioner Eustis presiding, in the matter of a general investigation of street railroad corporations in regard to the character, extent, location and value of the structures, facilities and property of the Third Avenue Railroad Company. Appearances: Oliver C. Semple for the Commission; Masten and Nichols, by William M. Coleman and Joseph H. Choate, Jr., for the Receiver of the company. Mr. Semple stated that the Receiver of the Third Avenue Railroad Company and the Receivers of the Metropolitan Street Railway Company had been subpoenaed to produce certain papers. Mr. Choate stated that he appeared specially for the purpose of raising the question of the Commission's power to call for the production of papers and for the testimony of witnesses upon the question of value, requested an adjournment, saying that in the meantime the papers required would be collected, and explained the failure of Frederick W. Whitridge, the Receiver of the Third Avenue Railroad Company, to appear. Mr. F. T. Wood testified as to what papers of those subpoenaed were in the possession of the Receivers of the Metropolitan Street Railway Company and as to the documents, which he produced and gave in evidence, relating to the subject matter of the inquiry. No one appearing in response to the subpoena served upon the Receiver of the Third Avenue Railroad Company, the Commissioner noted his default. Henry Floy, in charge of the Appraisal Bureau of the Commission, testified as to what information was required concerning the cost of reconstruction and maintenance and as to the refusal by the Receiver of the Third Avenue Railroad Company of further access to his books. Robert W. Kelley, Assistant to the Receiver of the Third Avenue and other lines, called by Mr. Choate subject to the objection previously noted, testified as to what documents of those called for in the subpoena he could produce, and Mr. Choate consented to an examination of the books. Commissioner Eustis stated that if the data required were furnished, Mr. Whitridge would be excused from attendance. Adjourned to August 11, 1909, at 2:30 P. M. [See Item No. 1141.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

FRIDAY, AUGUST 6, 1909

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

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

(1217) 2063

CITY DEPARTMENT OF FINANCE—NOTICE OF DEPOSIT

The Secretary presented the following notice of deposit, dated August 3, 1909, from H. L. Smith, Assistant Deputy Comptroller, Department of Finance of the City of New York, which was ordered filed:

Authorized	Deposited	Amount	Title of Account
March 31, 1905	July 31, 1909	\$1,007 31	Rapid Transit Construction Fund—Manhattan-Bronx

(1218) 1336

ADDITIONAL ELEVATORS AT 181ST STREET SUBWAY STATION—REPLY OF COMMISSION TO COMMUNICATION FROM WASHINGTON HEIGHTS TAXPAYERS' ASSOCIATION TO THE MAYOR

Commissioner Maltbie presented a proposed reply to the communication, dated June 30, 1909, from the Secretary to the Mayor, transmitting a letter, dated June 29, 1909, from Reginald Pelham Bolton, Secretary of the Washington Heights Taxpayers' Association, questioning the legality and advisability of the construction of additional elevators at the 181st Street station of the subway, as proposed by the Commission, and, on motion, the proposed reply was approved. [See Item No. 1176.]

(1219) 2038

REASSIGNMENT OF BONDS OF FARRELL AND HOPPER FOR SUBSECTIONS 7 AND 8 OF CONTRACT NO. 1, MANHATTAN-BRONX SUBWAY

The Secretary presented the following communications from Frank Hedley, Vice-President of the Rapid Transit Subway Construction Company and the Counsel to the Commission:

RAPID TRANSIT SUBWAY CONSTRUCTION COMPANY,
NEW YORK,
July 13, 1909.

MR. TRAVIS H. WHITNEY, Secretary, Public Service Commission, First District, Tribune Building, New York City.

DEAR SIR:—Messrs. Farrell and Hopper, subcontractors for subsections 7 and 8 of the Manhattan-Bronx rapid transit railroad, have long since completed their work on those sections and have requested that the bonds given by them for the faithful performance of their contracts with Mr. McDonald be canceled.

Under the terms of Principal Contract No. 1, as modified by supplemental agreement, dated February 21, 1900, Mr. McDonald was required to assign to the city the bonds of his various subcontractors, and I enclose herewith a formal request upon your Commission that the bonds of Farrell and Hopper on account of subsections 7 and 8 be reassigned, to the end that they may be canceled. I also enclose herewith draft form for the reassignment of the bonds on account of each subsection.

Yours very truly,

(Signed) FRANK HEDLEY,
Vice-President.

July 26, 1909

Public Service Commission for the First District.

SIRS:—I have the Secretary's letter of July 17th, transmitting a letter dated July 13th, from Frank Hedley, Vice-President of the Rapid Transit Subway Construction Company, together with two requests dated June 15, 1909, for the reassignment of the bonds of Farrell and Hopper, subcontractors on sections 7 and 8 of the Manhattan-Bronx rapid transit railroad, and also a proposed form of reassignment.

The request for the reassignment of these bonds, transmitted with Mr. Hedley's letter, is correct in form, being executed by Mr. McDonald, the Interborough Company and all the sureties upon their bonds. I have made certain changes in the form of reassignment submitted by Mr. Hedley and transmit herewith a new form to be executed by you.

I also transmit herewith forms of resolutions authorizing the execution of these instruments of reassignment.

I understand that the work involved on subsections 7 and 8 has long since been completed, but in order to guard against any possible error I would suggest that this matter be also referred to the Chief Engineer for information on this point.

I return herewith the letter of Mr. Hedley and the request for the reassignment of these bonds.

Respectfully yours,
(Signed) GEO. S. COLEMAN,
Counsel to the Commission.

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

RESOLVED: That the Acting Chairman and the Secretary of this Commission be authorized to execute to the contractor, John B. McDonald, a reassignment of the two bonds of Edward J. Farrell and John J. Hopper, subcontractors, dated May 24, 1900, and May 25, 1900, each in the sum of \$85,000.00, for work on subsection 8 of the Manhattan-Bronx rapid transit railroad, pursuant to the request of John B. McDonald and others, dated June 15, 1909.

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of reassignment mentioned in the above resolution was as follows:

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, by assignment executed the 10th day of October, 1900, John B. McDonald, for value received, and in accordance with the provisions of the agreement made between the City of New York (acting by its Board of Rapid Transit Railroad Commissioners) and the said John B. McDonald, bearing date the 21st day of February, 1900, and modifying the contract of even date therewith for the construction and operation of a rapid transit railroad in the City of New York, duly assigned, transferred and set over unto the City of New York, to be held as additional security as provided in said agreement of February 21, 1900, two bonds executed by Edward J. Farrell and John J. Hopper, as principals, one dated June 5, 1900, with the United States Fidelity and Guaranty Company as surety, and one dated June 5, 1900, with the Fidelity and Deposit Company of Maryland as surety, each in the sum of \$65,000.00, to secure the faithful performance of a subcontract made by said John B. McDonald with said Edward J. Farrell and John J. Hopper for the construction of subsection No. 7 of said rapid transit railroad; and

WHEREAS, the said John B. McDonald and the sureties upon the bonds given by him pursuant to the contract above referred to for construction and operation, and the Interborough Rapid Transit Company have requested in writing a reassignment of said bonds of Edward J. Farrell and John J. Hopper to the end that the same may be canceled; and

WHEREAS, by resolution, duly adopted, the Public Service Commission for the First District, at its meeting held on the 3d day of August, 1909, did duly adopt the following resolution:

RESOLVED, that the Acting Chairman and the Secretary of this Commission be authorized to execute to the contractor, John B. McDonald, a reassignment of the two bonds of Edward J. Farrell and John J. Hopper, subcontractors, dated June 5, 1900, each in the sum of \$65,000.00, for work on subsection 7 of the Manhattan-Bronx rapid transit railroad, pursuant to the request of John B. McDonald and others, dated June 15, 1909."

NOW, THEREFORE, in consideration of the premises, the City of New York, acting by the Public Service Commission for the First District, does hereby assign, transfer and set over unto said John B. McDonald, his executors, administrators and assigns, the said bonds executed by the said Edward J. Farrell and John J. Hopper, as principals, and one by the said United States Fidelity and Guaranty Company and the other by the said Fidelity and Deposit Company of Maryland as sureties, and all right, title and interest therein acquired by reason of the assignment thereof executed to the City of New York as above set forth.

Provided, however, that this reassignment shall be without prejudice to any of the rights of the city in the premises as against said John B. McDonald, his executors, administrators or assigns.

IN WITNESS WHEREOF, this instrument has been executed for the City of New York by the Public Service Commission for the First District and the seal of the Commission has been hereto affixed and these presents signed by its Acting Chairman and Secretary, the 3d day of August, 1909.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By

Acting Chairman.

Attest:

Secretary.

STATE OF NEW YORK, } ss.:
County of New York, }

On the day of August, 1909, before me personally appeared WILLIAM McCARROLL and TRAVIS H. WHITNEY, to me known and known to me to be the said William McCarron, the Acting Chairman, and the said Travis H. Whitney, the Secretary of the Public Service Commission for the First District; and the said William McCarron and Travis H. Whitney being by me duly sworn, did depose and say, each for himself and not for the other, the said William McCarron, that he resides in the Borough of Brooklyn, in the County of Kings, City and State of New York, that he is the Acting Chairman of the said Commission and that he subscribed his name to the foregoing instrument by virtue of the authority thereof; and the said Travis H. Whitney, that he resides in the Borough of Brooklyn, County of Kings, in the City and State of New York, that he is the Secretary of the said Commission and that he subscribed his name thereto by like authority; and both the said William McCarron and Travis H. Whitney that they know the seal of the said Commission and that the same was affixed to the foregoing instrument by the authority of the said Commission and of a resolution duly adopted by the same.

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

RESOLVED: That the Acting Chairman and the Secretary of this Commission be authorized to execute to the contractor, John B. McDonald, a reassignment of the two bonds of Edward J. Farrell and John J. Hopper, subcontractors, dated May 24, 1900, and May 25, 1900, each in the sum of eighty-five thousand (\$85,000.00) dollars, for work on subsection 8 of the Manhattan-Bronx rapid transit railroad, pursuant to the request of John B. McDonald and others, dated June 15, 1909.

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of reassignment mentioned in the above resolution was as follows:

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, by assignment executed the 10th day of October, 1900, John B. McDonald, for value received, and in accordance with the provisions of the agreement made between the City of New York (acting by its Board of Rapid Transit Railroad Commissioners) and the said John B. McDonald, bearing date the 21st day of February, 1900, and modifying the contract of even date therewith for the construction and operation of a rapid transit railroad in the City of New York, duly assigned, transferred and set over unto the City of New York, to be held as additional security as provided in said agreement of February 21, 1900, two bonds executed by Edward J. Farrell and John J. Hopper, as principals, one dated May 24, 1900, with the United States Fidelity and Guaranty Company as surety, and one dated May 25, 1900, with the Fidelity and Deposit Company of Maryland as surety, each in the sum of \$85,000.00, to secure the faithful performance of a subcontract made by said John B. McDonald with said Edward J. Farrell and John J. Hopper for the construction of subsection No. 8 of said rapid transit railroad; and

WHEREAS, the said John B. McDonald and the sureties upon the bonds given by him pursuant to the contract above referred to for construction and operation, and the Interborough Rapid Transit Company have requested in writing a reassignment of said bonds of Edward J. Farrell and John J. Hopper to the end that the same may be canceled; and

WHEREAS, by resolution, duly adopted, the Public Service Commission for the First District, at its meeting held on the 3d day of August, 1909, did duly adopt the following resolution:

"RESOLVED, that the Acting Chairman and the Secretary of this Commission be authorized to execute to the contractor, John B. McDonald, a reassignment of the two bonds of Edward J. Farrell and John J. Hopper, subcontractors, dated May 24, 1900, and May 25, 1900, each in the sum of \$85,000.00, for work on subsection 8 of the Manhattan-Bronx rapid transit railroad, pursuant to the request of John B. McDonald and others, dated June 15, 1909."

Now, THEREFORE, in consideration of the premises, the City of New York, acting by the Public Service Commission for the First District, does hereby assign, transfer and set over unto said John B. McDonald, his executors, administrators and assigns, the said bonds executed by the said Edward J. Farrell and John J. Hopper, as principals, and one by the said United States Fidelity and Guaranty Company and the other by the said Fidelity and Deposit Company of Maryland as sureties, and all right, title and interest therein acquired by reason of the assignment thereof executed to the City of New York, as above set forth.

Provided, however, that this reassignment shall be without prejudice to any of the rights of the city in the premises as against said John B. McDonald, his executors, administrators or assigns.

IN WITNESS WHEREOF, this instrument has been executed for the City of New York by the Public Service Commission for the First District, and the seal of the Commission has been hereto affixed and these presents signed by its Acting Chairman and Secretary, the 3d day of August, 1909.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By

Acting Chairman.

Attest:

Secretary.

STATE OF NEW YORK, } ss.:
County of New York, }

On the day of August, 1909, before me personally appeared WILLIAM McCARROLL and TRAVIS H. WHITNEY, to me known and known to me to be the said William McCarron, the Acting Chairman, and the said Travis H. Whitney, the Secretary of the Public Service Commission for the First District; and the said William McCarron and Travis H. Whitney being by me duly sworn, did depose and say, each for himself and not for the other, the said William McCarron, that he resides in the Borough of Brooklyn, in the County of Kings, City and State of New York, that he is the Acting Chairman of the said Commission and that he subscribed his name to the foregoing instrument by virtue of the authority thereof; and the said Travis H. Whitney, that he resides in the Borough of Brooklyn, County of Kings, in the City and State of New York, that he is the Secretary of the said Commission and that he subscribed his name thereto by like authority; and both the said William McCarron and Travis H. Whitney that they know the seal of the said Commission and that the same was affixed to the foregoing instrument by the authority of the said Commission and of a resolution duly adopted by the same.

(1220)

Case 1021

ADDITIONAL SUBWAY STATION AT 191ST STREET—RESOLUTION AUTHORIZING AGREEMENT WITH INTERBOROUGH RAPID TRANSIT COMPANY AND CONTRACTOR

The Secretary presented the following communication from the Counsel to the Commission:

August 3, 1909.

Public Service Commission for the First District.

SIRS:—I am in receipt of the Secretary's letter of July 19th asking that the necessary papers be prepared in connection with the construction of the 191st Street station, and in response thereto I transmit herewith a form of agreement with John B. McDonald, contractor, and Interborough Rapid Transit Company, which has been submitted to and approved by the Interborough Company.

I have also had up with the Interborough Company the matter of obtaining the proper deeds from the Morgenthau Realty Company of property necessary for the construction of this station. A form of deed has been prepared and sent to the Morgenthau Company, and it is expected that it will be received, properly executed, in a few days. In the meantime I would suggest that the making of the agreement with the contractor and Interborough Company be authorized. As soon as this is done I will endeavor to obtain the approval of the Corporation Counsel to the form of this agreement.

I transmit herewith a form of resolution authorizing the execution of this agreement.

Respectfully yours,

(Signed) GEO. S. COLEMAN,
Counsel to the Commission.

The adoption of the following resolution, transmitted with the Counsel's letter, was thereupon moved and duly seconded:

RESOLVED: That a station on the Manhattan-Bronx rapid transit railroad be located at a point near the intersection of 191st Street and St. Nicholas Avenue, and that the Acting Chairman and the Secretary be and they hereby are authorized to execute and deliver an agreement in the form following, but such agreement shall not be delivered pending the receipt of deeds from the Morgenthau Realty Company, in form to be approved by the Counsel to the Commission, of the private property necessary for such station.

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of agreement mentioned in the above resolution was as follows:

AGREEMENT, made this day of August, in the year One Thousand Nine Hundred and Nine, between THE CITY OF NEW YORK (hereinafter called the "City") acting by the PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT (hereinafter called the "Commission") party of the first part, and JOHN B. McDONALD, of the City of New York (hereinafter called the "Contractor"), and INTERBOROUGH RAPID TRANSIT COMPANY, a corporation organized under the laws of the State of New York (hereinafter called "Interborough Company"), parties of the second part, WITNESSETH:

WHEREAS, heretofore and on or about the 21st day of February, 1900, the City, acting by the Board of Rapid Transit Railroad Commissioners for the City of New York (hereinafter called the "Board"), entered into a contract with the Contractor for the construction and operation of a Rapid Transit Railroad in the City of New York and otherwise, as therein mentioned, which contract has since been modified by certain agreements between the parties, and which contract as so modified is hereinafter called the "Contract"; and

WHEREAS, the Contractor has deposited with the Comptroller of the City security for the performance of the said contract for construction and operation on his part, and has given certain bonds as further security for such performance, and upon such bonds there are sureties as follows: Rapid Transit Subway Construction Company, United States Fidelity & Guaranty Company, The Empire State Surety Company, American Surety Company of New York, National Surety Company, and Fidelity & Deposit Company of Maryland; and

WHEREAS, by written instruments bearing date the tenth day of July, 1902, the Contractor, with the written consent of the Board, concurred in by six members thereof, duly assigned the right and obligation to maintain and operate the said Rapid Transit Railroad for the term of years specified in the Contract and all rights included in the leasing provisions of the Contract, together with the obligation to provide equipment for the said Railroad, unto Interborough Company, which Company also guaranteed the performance by the Contractor of the provisions of so much of the Contract as was not so assigned to it; and

WHEREAS, the Commission has succeeded to all the powers and duties of the Board; and

WHEREAS, it is provided in the Contract that the Board, or its successors, shall have the right to require additional work to be done or additional materials to be furnished, or both, within the general purview of a rapid transit railroad as therein described, the reasonable value of which shall be additionally paid to the Contractor; and

WHEREAS, in the opinion of the Commission an additional station on the Railroad is necessary at or near the intersection of 191st Street and St. Nicholas Avenue, and the City has been granted in fee certain private property at or near the

said point of intersection through and under which to construct and maintain certain shafts, elevators, entrances and exits; and

WHEREAS, the Contractor and the Interborough Company desire, and the Commission approves a modification of the Contract to provide for the necessary changes in the Railroad in order that such additional station may be constructed; and

WHEREAS, the Contract provides that no change shall be made therein except by a written instrument duly authorized by the Board, or its successors, and consented to by the Contractor and the sureties upon his said bonds; and

WHEREAS, the Board of Estimate and Apportionment of the City by resolution adopted on the 2nd day of July, 1909, authorized and directed the issue of corporate stock to an amount not exceeding three hundred and fifty thousand (\$350,000) dollars to provide means for constructing the said station;

Now, THEREFORE, in consideration of the premises and subject to the consents hereinafter provided,

IT IS AGREED that the Contract be and the same hereby is modified as follows:

In addition to all other work of construction there shall be constructed an additional station at or near the intersection of 191st Street and St. Nicholas Avenue, as indicated on the drawing hereto annexed, entitled "State of New York, Public Service Commission for the First District, Engineering Department, Contract No. 1, West Side Line, Proposed Station near 191st Street," dated July 26, 1909, and numbered 1841, and the Contractor undertakes and agrees to do such work in accordance with the Contract, and the specifications forming a part thereof, and to provide a station similar to, and in all respects as good as, the other stations upon the Railroad at an expense not exceeding \$350,000, to be paid by the City, and agrees to complete such work within a period of eighteen (18) months from the date of the issuance of a permit to do such work, unless such time shall be extended by the Commission. As part of such work there shall also be included the construction of a substantial fire-proof building enclosing the shaft and passageway, which shall be harmonious in design with the rest of the station, and shall be built in accordance with the plans to be furnished by the Commission; but said building enclosing shaft and passageway may be omitted as part of the work required hereunder in case a building is constructed over the proposed shaft and passageway, in accordance with the terms of the deed conveying said property to the City. Such shaft and passageway shall be properly ventilated, heated and lighted and otherwise maintained in accordance with the provisions of the Contract.

And it is hereby further agreed that the reasonable value of constructing such additional station (not exceeding however the aforesaid sum of three hundred and fifty thousand (\$350,000) dollars) shall be deemed a part of the cost of constructing said Rapid Transit Railroad and shall be ascertained and determined and paid to the Contractor in the manner provided in the Contract for the construction and operation of said Rapid Transit Railroad in addition to the amounts in said Contract originally agreed to be paid unto said Contractor, and that such additional amounts so paid shall be included in the total cost of the construction of the said Railroad in determining the amount of rental to be paid under said Contract in like manner as if the said additional station had been originally authorized therein;

And it is hereby further understood and agreed that in computing the rental payable under the Contract the interest actually paid by the City on bonds heretofore issued, or that may hereafter be issued, for construction, shall be the basis of the said computation notwithstanding the rate of interest so paid may exceed 3½ per cent., the rate which was limited by law at the time the Contract was made.

PROVIDED, HOWEVER, that this agreement shall take effect if and when and only when the following consents hereto shall be duly had, to wit:

The consents as subjoined of Rapid Transit Subway Construction Company, United States Fidelity & Guaranty Company, The Empire State Surety Company, American Surety Company of New York, National Surety Company, and Fidelity & Deposit Company of Maryland.

IN WITNESS WHEREOF this agreement has been executed for the City of New York by the Public Service Commission for the First District, under and by a resolution duly adopted by the Commission, and the seal of the Commission has been hereto affixed, and these presents signed by its Chairman and Secretary, and the said John B. McDonald has hereto set his hand and seal, and the said Interborough Rapid Transit Company has caused its corporate seal to be hereto affixed and attested by its Secretary, and these presents to be signed by its President, all on the day and year first above written.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,

by

Chairman.

Attest:

Secretary.

INTERBOROUGH RAPID TRANSIT COMPANY,

by

President.

Attest:

Secretary.

APPROVED BY CORPORATION COUNSEL.

THE FOREGOING CONTRACT IS HEREBY APPROVED AS TO FORM.

Dated New York, August , 1909.

Acting Corporation Counsel.

[Here follow the proper acknowledgments.]

THE UNDERSIGNED, being the sureties of John B. McDonald, the contractor above mentioned, upon the continuing bond in the penalty of One Million Dollars (\$1,000,000), and the bond for construction and equipment in the penalty of Five Million Dollars (\$5,000,000), hereby consent to the making of the foregoing instrument.

Dated New York, August , 1909.

RAPID TRANSIT SUBWAY CONSTRUCTION COMPANY,

By

President.

Attest:

Secretary.

UNITED STATES FIDELITY AND GUARANTY COMPANY,

By

President.

Attest:

Secretary.

THE EMPIRE STATE SURETY COMPANY,

By

President.

Attest:

Secretary.

AMERICAN SURETY COMPANY OF NEW YORK,

By

President.

Attest:

Secretary.

NATIONAL SURETY COMPANY,

By

President.

Attest:

Secretary.

FIDELITY AND DEPOSIT COMPANY OF MARYLAND,

By

President.

Attest:

[Here follow the proper acknowledgments.]

[See Item No. 1124.]

(1221)

1456
ADDITIONAL RAPID TRANSIT ROUTE ALONG SOUTHERN BOULEVARD AND WHITLOCK AVENUE, THE BRONX—RESOLUTION APPROVING

The Secretary presented a communication, dated August 6, 1909, from the Counsel to the Commission, transmitting the following proposed form of resolution, the adoption of which was moved and duly seconded:

WHEREAS, The Public Service Commission for the First District has determined that a rapid transit railway for the conveyance and transportation of persons and property, in addition to those already existing, authorized or proposed, is necessary for the interest of the public and of the City of New York and should be established therein as hereinafter provided; and

WHEREAS: This Commission has duly made the inquest and investigation necessary or proper in the premises and all such inquests and investigations as are necessary or proper for such determination;

Now, THEREFORE: This Commission does hereby adopt the following route for an additional rapid transit railway in the City of New York, and does hereby determine and establish the said additional route thereof as follows, and does hereby adopt a general plan of construction of the said railway, the route of which is herein provided, and does in such general plan hereby adopted show the general mode of operation and such details as to manner of construction as may be necessary to show the extent to which any street, avenue or other public place is to be encroached upon and the property abutting thereon affected.

This Commission, in adopting the said route and general plan, expressly reserves all the powers in relation to the construction of the said route which are conferred upon it by the Rapid Transit Act. In particular it reserves the right to contract for the construction of the whole road provided for in the following plan in a single contract, or by separate contracts executed from time to time, to provide for the construction of parts of said road or for the construction at first of two tracks over a part or parts of said road, and afterward of an additional track over a part or parts of said road, as the necessities of the City of New York and the increase of its population may, in the judgment of this Commission, require, or to provide in a contract for any part of such railroad that, at a future time, upon the requirement of this Commission the contractor shall construct the remainder or any part of the remainder of said road as the growth of the population or the interests of the city may, in the judgment of this Commission, require.

ROUTE.

A route lying within the Borough of The Bronx, the center line of which shall begin at a point under East 138th Street near Cypress Avenue, where a connection can conveniently be made with the Southern Boulevard and Westchester Avenue route, heretofore adopted by the Board of Rapid Transit Railroad Commissioners for the City of New York, and extending thence easterly under East 138th Street to a point near Robbins Avenue; curving thence in a northerly direction under East 138th Street and private property to and under the Southern Boulevard, continuing thence northerly under the Southern Boulevard to a point between Barretto Street and Hunts Point Road, where it curves to the northeast under the Southern Boulevard, private property, Hunts Point Road and the Public Park to and under Whitlock Avenue, continuing thence in a general northerly direction under Whitlock Avenue, private property and Aldus Street to a point in private property where it emerges from the ground to an elevated structure, and continues thence northerly over private property and Whitlock Avenue to a point near Westchester Avenue where it curves to the east over Whitlock Avenue and private property, to and over Westchester Avenue where a connection can conveniently be made with the said Southern Boulevard and Westchester Avenue route.

PLAN OF CONSTRUCTION.

The general plan of construction adopted for the route hereinbefore described is as follows:

For the whole of the said route there shall be three tracks.

All of the tracks shall be substantially parallel to each other and on substantially the same level, except that wherever required by special necessities of surface or subsurface structures or other special or local necessities and for the purpose of avoiding grade crossings, any one or more of the tracks may be elevated above or depressed below the level of the other track or tracks to the extent that may be necessary.

The tracks from the point of beginning along East 138th Street, the Southern Boulevard, Whitlock Avenue, private property and the several cross streets to a point in the block bounded by Aldus Street, Longfellow Avenue, Bancroft Street and Whitlock Avenue, where the route begins to emerge from the ground, shall be in subway or tunnel, and from the last mentioned point to the northerly terminus of the said road the tracks shall be carried upon a viaduct over and along Whitlock Avenue and Westchester Avenue.

The tracks shall be placed in general under or over the central part of the longitudinal streets which form a portion of the route above described, so far as may be practicable and convenient, but wherever required by special or local necessities or for curves the tracks or any one or more of them may be diverted as far as necessary to one side or the other of such streets or any of them. On the portion of the route under ground the entire width of the street may be used so far as necessary for the purposes of this general plan.

Where the tracks change from tunnel to viaduct the change shall be so made as to involve the use of the surface to the least possible extent consistent with the proper gradient for the tracks.

Wherever necessary for the proper support of the surface of a street the roof of the tunnels shall be of iron or steel with brick or concrete arches supported when necessary by iron or steel or masonry columns and resting upon masonry walls; or the roof may be a masonry structure or the wall or the lining may be of metal.

The roof of the tunnel when under a street shall be as near the surface as street conditions and grades will conveniently permit.

The tunnel shall in no case be less than thirteen feet in height in the clear.

There shall be a width in the tunnel not exceeding fifteen feet for each track, in addition to the thickness of the supporting walls, except that at stations, switches, turnouts, curves and crossovers the width may be increased.

Viaducts shall be built with a width of thirteen feet for each track, except on curves or where greater width is required for special construction, and with an additional width of three feet on each side for outside foot-ways. Viaducts may be built of metal, or of masonry, or of both.

The tracks shall be of standard gauge, that is to say, of the width of four feet and eight and one-half inches between the gauge lines.

Adjacent tracks shall be connected by necessary and suitable switches and connections, and an additional track for siding accommodations may be constructed not to exceed in length one-quarter of a mile for each mile of roadway.

There shall be as many additional tracks as may be needed for convenient operation of terminals, if necessary, under the Southern Boulevard and Whitlock Avenue and contiguous private property.

The tracks wherever constructed below the surface may at any point of the route be placed in the same tunnel, or there may be separate tunnels for one or more tracks, as shall be most convenient.

Stations and station approaches shall in general be at the intersections of streets, and shall be built under, or if the position of the tracks so require, over the streets, and immediately adjoining private abutting property, or through private property to be acquired for the purpose, or both under or over streets and through private property as aforesaid. The streets under or over which stations or station approaches shall be built may include cross streets, but no part of any cross street shall be used for a station approach at a distance greater than seventy-five feet from the exterior line or side of the longitudinal street of the route.

Wherever along any part of the route above described it shall be necessary for the proper maintenance or accommodation of pipes, wires, sewers or other subsurface structures, the removal, construction or reconstruction of which shall be rendered necessary by the construction of the railway, the width of any tunnel or subway may be enlarged on either or both sides by an additional width, not to exceed fifteen feet on each side. All or any pipes, wires, sewers or other subsurface structures may be placed in suitable galleries to be constructed within the additional widths hereinbefore permitted. At each cross street where accommodation for pipes, wires, sewers and other subsurface structures shall be thus provided within the tunnels or subways, such tunnels or subways, in order to provide convenient access to the same,

may have, within the limit of the sides or exterior lines of such cross streets or such lines produced, an additional width on each side of the routes not to exceed fifteen feet.

Pipes, wires, sewers, street railway tracks, poles for electric wires and other surface and subsurface structures at any part of the said routes shall be removed or disturbed only when necessary for the construction and operation of the railway above referred to, and if removed or disturbed shall be placed over, upon, or under the several streets in such manner and in such location that the use and service thereof shall not be impaired. All pipes, wires, sewers and other subsurface structures shall be left or shall be so arranged as to give free access for their repair or alteration, or for the placing with them, so far as there may be space, of new pipes, wires, sewers and other like structures, and for making connections between the same and abutting buildings at any time.

The manner of construction shall be by tunneling or open excavation. In parks, parkways and public places under the jurisdiction of the Department of Parks, all trees injured or destroyed in the course of construction shall, so far as possible, be replaced under the direction and to the satisfaction of the said department.

MODE OF OPERATION.

The general mode of operation of the route or routes above described shall be by electricity or some other power not requiring combustion within the tunnels, as shall be capable of furnishing transportation at a speed of not less than forty miles per hour for long distances, exclusive of stops.

DEFINITIONS.

The word "street" wherever used herein shall include an avenue or public place.

The words "Rapid Transit Act" wherever used herein shall be taken and held to mean chapter 4 of the Laws of 1891, entitled "An act to provide for rapid transit railroads in cities of more than one million inhabitants," as amended by chapter 752 of the Laws of 1894, and chapter 429 of the Laws of 1907, and other acts of the Legislature.

MAPS AND DRAWINGS.

It is further

RESOLVED: That the maps and drawings entitled "Public Service Commission for the First District, Routes and General Plan" and marked "Bronx Key Map C, Bronx C, Sheet No. 22-1 and Bronx C, Sheet No. 22-2" be and are hereby adopted as showing the foregoing route and general plan for convenience merely, and that the said maps and drawings are not to be deemed a part of the description of the route or a part of the general plan for any purpose whatever.

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

(1222)

Case 577

RICHMOND LIGHT AND RAILROAD COMPANY—FILING RULE OF AMORTIZATION—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 577 was unanimously adopted as to the Richmond Light and Railroad Company, extending to August 25, 1909, its time for filing the rule of amortization as ordered by the Final Order therein prescribing a uniform system of accounts for electrical corporations. [See Item No. 24.]

(1223)

Case 641

STREET AND ELECTRIC RAILROADS—FILING RULE OF AMORTIZATION—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 641 was unanimously adopted as to the Brooklyn City and Newtown Railroad Company, the Coney Island and Brooklyn Railroad Company, the DeKalb Avenue and North Beach Railroad Company, the Hudson and Manhattan Railroad Company, the Southfield Beach Railroad Company, the Richmond Light and Railroad Company and the Staten Island Midland Railway Company, extending to August 31, 1909, their time for filing the rule of amortization as ordered by the Final Order therein prescribing a uniform system of accounts for street and electric railroad corporations. [See Item No. 1097.]

(1224)

Case 728

RICHMOND LIGHT AND RAILROAD COMPANY—REPORT FOR SIX MONTHS ENDED DECEMBER 31, 1907—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 728 was unanimously adopted as to the Richmond Light and Railroad Company, extending to August 25, 1909, its time for filing the report to be filed by gas and electric corporations for the six months ended December 31, 1907. [See Proceedings for 1908; Page 1558.]

(1225)

Case 729

NASSAU ELECTRIC RAILROAD COMPANY—STOPS AT CONEY ISLAND CREEK BRIDGE—MODIFYING ORDER

On motion, duly seconded, an Order in Case No. 729 was unanimously adopted as to the Nassau Electric Railroad Company, modifying the Final Order therein by changing the stopping place for cars at the Coney Island Creek bridge on the company's West End line from the points on the north side of the bridge to a point about 300 feet north of the bridge abutments, by altering accordingly the provision directing the company to make and enforce a rule covering such stops, and by setting August 10, 1909, as the date on which the change should take effect. [See Proceedings of 1908; Page 1558.]

(1226)

Case 1047

CENTRAL PARK, NORTH AND EAST RIVER RAILROAD COMPANY—WHEELGUARDS—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the Central Park, North and East River Railroad Company, extending to August 25, 1909, its time for equipping its cars with wheelguards. [See Item No. 678.]

(1227)

Case 1047

CENTRAL PARK, NORTH AND EAST RIVER RAILROAD COMPANY—WHEELGUARDS—APPROVAL ORDER

On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the Central Park, North and East River Railroad Company, approving the type of wheelguards as submitted and providing for certain methods of adjustment. [See Item No. 1004.]

(1228)

Case 1047

METROPOLITAN STREET RAILROAD COMPANY—WHEELGUARDS—MODIFYING ORDER

On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the Metropolitan Street Railway Company, amending the order therein adopted on June 11, 1909, approving the type of wheelguards as submitted by that company, so as to provide that the Hudson and Bowring wheelguard might be adjusted by a certain method different from that provided for in said order of June 11, 1909. [See Item No. 952.]

(1229)

Case 1047

NEW YORK CITY INTERBOROUGH RAILWAY COMPANY—WHEELGUARDS—MODIFYING ORDER

On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the New York City Interborough Railway Company, amending the order therein adopted on June 11, 1909, approving the type of wheelguards as submitted by that company, so as to provide that the Hudson and Bowring wheelguard might be adjusted by a certain method different from that provided for in said order of June 11, 1909. [See Item No. 953.]

(1230)

Case 1047

NEW YORK CITY INTERBOROUGH RAILWAY COMPANY—WHEELGUARDS—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the New York City Interborough Railway Company, extending to August 23, 1909, its time for equipping its cars with wheelguards. [See Item No. 678.]

(1231)

Case 1047

SECOND AVENUE RAILROAD COMPANY—WHEELGUARDS—EXTENSION ORDER
On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the Second Avenue Railroad Company, extending to September 1, 1909, its time for equipping its cars with wheelguards. [See Item No. 678.]

(1232)

Case 1047

SECOND AVENUE RAILROAD COMPANY—WHEELGUARDS—APPROVAL ORDER
On motion, duly seconded, an Order in Case No. 1047 was unanimously adopted as to the Second Avenue Railroad Company, approving the type of wheelguards as submitted and providing for certain methods of adjustment. [See Item No. 1057.]

(1233)

Case 1080

RICHMOND LIGHT AND RAILROAD COMPANY—ANNUAL REPORT FOR 1908—EXTENSION ORDER

On motion, duly seconded, an Order in Case No. 1080 was unanimously adopted as to the Richmond Light and Railroad Company, extending to August 25, 1909, its time for filing the annual report to be filed by gas and electric corporations for the year ended December 31, 1908. [See Item No. 318.]

(1234)

Case 1146

RAPID TRANSIT RAILROAD IN BROOKLYN—HEARING ORDERED
On motion, duly seconded, a Hearing in Case No. 1146 was ordered to be held on September 8, 1909, at 3:00 P. M., before the whole Commission, in the matter of a suggested two-track elevated railroad in the Borough of Brooklyn, beginning at Buffalo Avenue and Eastern Parkway, thence under Buffalo Avenue and private property to East 98th Street, thence southeast on East 98th Street to Livonia Avenue, and thence east on Livonia Avenue to New Lots Avenue.

(1235)

Case 1074

INTERBOROUGH RAPID TRANSIT COMPANY—SIDE-DOOR CARS IN SUBWAY—REPORT
Commissioner Eustis presented a report on the progress made by the Interborough Rapid Transit Company in the construction of new side-door cars and the converting of other type cars into the side-door type. On motion, duly seconded, the report was unanimously approved and ordered filed. [See Item No. 788.]

(1236)

Case 1144

PETITION FROM BROOKLYN RESIDENTS FOR REDUCTION IN PRICE OF GAS
The Secretary presented a petition from over one hundred residents of Brooklyn asking that the Kings County Lighting Company reduce its charge for gas from one dollar to eighty cents per thousand cubic feet, and was directed to return the petition to the signers on the ground that the petition was insufficient as a complaint, under sections 71 and 72 of the Public Service Commissions Law and Rule XXV of the Commission, to give the Commission jurisdiction to take action thereon.

(1237)

Case 1144

FEES FOR JULY, 1909—TRANSMITTED TO STATE AND CITY TREASURIES
The Secretary stated that the following moneys, collected as fees during the month of July, 1909, had been transmitted for accrediting in the general fund of the state and city treasuries in accordance with the provisions of the Public Service Commissions Act:

To the Comptroller of the State of New York:	
Amount received from Frederick W. Whitridge as Receiver of the Third Avenue Railroad Company in satisfaction of the judgment obtained against him for violation of the Public Service Commissions Law in connection with the construction of the so-called Fort George loop.....	\$1 00
To the Comptroller of the City of New York:	
Amount collected in payment for testing gas meters upon complaint	\$88 00
Amount collected in payment for testing electric meters upon complaint	86 00
Amount received from the sale of maps, plans, prints, reports, official documents and records, etc.....	34 95
Total	\$209 95

(1238)

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

RESOLVED: That the following action be taken in regard to employees:

	Salary	To Take Effect
Appointments from Civil Service Lists:		Per Month
Vincent U. Ferri, Structural Draftsman.....	\$150 00	August 1, 1909
George Abratys, Structural Draftsman.....	137 50	August 6, 1909
Appointments under Rule VIII, Subdivision 4:		
Gilbert P. Vulte, Delineator.....	60 00	August 6, 1909
Max Feldman, Structural Draftsman.....	150 00	August 5, 1909
Laurits L. Johansson, Structural Draftsman.....	150 00	August 5, 1909
Jacob S. Hyman, Delineator.....	60 00	August 16, 1909
Anders Bull, Structural Draftsman.....	112 50	August 5, 1909
States L. Webb, Structural Draftsman.....	112 50	August 5, 1909
Hugh Latimer, Structural Draftsman.....	125 00	August 6, 1909
Monte Rothschild, Delineator.....	60 00	August 8, 1909
Leave of Absence Without Pay:		
Everett Agor, Rodman.....	July 1, 1909, to October 31, 1909	
Sick Leave With Pay:		
William Walsh, Inspector of Masonry.....	August 8, 1909, to August 28, 1909	
Resignation:		
William T. Valley, Assistant Engineer.....	July 22, 1909	
Frederick F. Denzin, Axeman.....	August 4, 1909	
Vincent U. Ferri, Engineering Draftsman.....	August 1, 1909	
Promotions:		Per Annum
C. J. Slipper, Assistant Engineer.....	\$1,500 00	\$1,650 00
A. E. Comstock, Assistant Engineer.....	1,500 00	1,512 00
C. E. Thomson, Assistant Engineer.....	1,500 00	1,650 00
C. M. Holland, Assistant Engineer.....	1,500 00	1,650 00
F. H. Meller, Assistant Engineer.....	1,500 00	1,650 00
J. F. Fouhy, Assistant Engineer.....	1,350 00	1,512 00
C. G. Guttinger, Assistant Engineer.....	1,200 00	1,512 00
S. Schmidt, Assistant Engineer.....	1,500 00	1,800 00
C. D. Trubenbach, Assistant Engineer.....	1,500 00	1,650 00
L. C. F. Devery, Assistant Engineer.....	1,350 00	1,512 00
E. H. Wernberg, Assistant Engineer.....	1,500 00	1,800 00
G. Murgatroyd, Assistant Engineer.....	1,500 00	1,650 00
R. H. Burton, Assistant Engineer.....	1,500 00	1,650 00
F. P. Volckman, Assistant Engineer.....	1,500 00	1,650 00
C. P. Madden, Assistant Engineer.....	1,350 00	1,512 00
M. S. Miller, Assistant Engineer.....	1,200 00	1,512 00
P. Sachs, Assistant Engineer.....	1,500 00	1,800 00
C. A. Schastey, Assistant Engineer.....	1,200 00	1,512 00
W. Hotter, Assistant Engineer.....	1,500 00	1,800 00
R. F. Brushaber, Assistant Engineer.....	1,200 00	1,512 00
A. F. Jorgensen, Assistant Engineer.....	1,200 00	1,512 00
E. Pendlebury, Assistant Engineer.....	1,500 00	1,650 00
Chas. W. McInenly, Assistant Engineer.....	1,500 00	1,650 00
Cornelius J. Gaffney, Assistant Engineer.....	1,800 00	1,950 00
Edward Pfortner, Assistant Engineer.....	1,650 00	1,812 00

Promotions:

	Salary		To Take Effect	
	Per Annum		From	To
	From	To		
Jos. Brady, Assistant Engineer.....	1,800 00	1,950 00	August 1, 1909	
Percy E. Lyon, Assistant Engineer.....	1,800 00	1,950 00	August 1, 1909	
Lee H. Cummings, Assistant Engineer.....	1,800 00	1,950 00	August 1, 1909	
Frederick B. Barsell, Assistant Engineer.....	1,800 00	1,950 00	August 1, 1909	
J. F. Sullivan, Engineering Draftsman.....	1,800 00	2,100 00	August 1, 1909	
Edward P. Quirk, Junior Bridge Draftsman.....	900 00	1,200 00	August 1, 1909	
R. R. Clark, Architectural Draftsman.....	1,650 00	1,800 00	August 1, 1909	
O. Untervinger, Architectural Draftsman.....	1,650 00	1,800 00	August 1, 1909	
C. M. Kent, Architectural Draftsman.....	1,650 00	1,800 00	August 1, 1909	
A. Weindorf, Architectural Draftsman.....	960 00	1,200 00	August 1, 1909	
W. T. Doyle, Assistant Architectural Draftsman.	1,050 00	1,200 00	August 1, 1909	

Ayes—Commissioners McCarroll, Bassett, Maltbie, Eustis.

Nays—None.

Carried.

Commissioner Maltbie made the following statement in regard to his vote:
 "In voting for these increases in salaries, I wish to state that I understand that one, and probably the most important, reason for making the promotions is that it is impossible without increasing salaries to keep competent men in the employment of the Commission, because of the higher salaries that are being paid by city departments, especially the Water Supply Commission, and that men are leaving because they are being offered higher salaries by city departments."

Commissioner Eustis stated that he voted "Aye" for the same reason.

HEARINGS

Case 1066

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

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in regard to double-tracking of the Flushing-Jamaica line and the College Point line of the New York and Queens County Railway Company. Appearances: Arthur DuBois for the Commission, A. J. Kenyon and A. G. Peacock for the company. A. E. Clark, assistant engineer in the Bureau of Transit Inspection of the Commission, testified as to traffic observations on the Flushing-Jamaica line made on May 28 and June 4 and 8, 1909. John Adikes, in behalf of the Jamaica Citizen's Association, spoke as to the proceedings in relation to this matter before the Board of Railroad Commissioners. Adjourned to August 17, 1909, at 2:30 P. M. [See Item No. 734.]

(1239) CENTRAL CROSSTOWN RAILROAD COMPANY—APPLICATION FOR MODIFICATION OF LEASE

A hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of the application of the Central Crosstown Railroad Company for approval of a modification of its lease to the Metropolitan Street Railway Company. Appearances: Oliver C. Semple for the Commission; A. J. Kenyon for the Central Crosstown Railroad Company; Masten and Nichols, by W. M. Coleman, for the Receivers of the Metropolitan Street Railway Company. Mr. Kenyon filed proof of publication of notice of the application. A discussion took place between Commissioner Maltbie and the counsel as to the terms of the proposed modification of the lease of February 8, 1904, from the Central Crosstown Railroad Company to the Metropolitan Street Railway Company. Adjourned to August 11, 1909, at 4:00 P. M. [See Item No. 1135.]

TRAVIS H. WHITNEY, SECRETARY.

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PROCEEDINGS OF THE

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

TUESDAY, AUGUST 10, 1909

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

HEARINGS

Case 1097

(1241) NEW AMSTERDAM GAS COMPANY ET AL.—GENERAL INVESTIGATION

The adjourned hearing at 2:30 P. M. in the matter of a general investigation into the condition of gas corporations, with reference to the New Amsterdam Gas Company and the East River Gas Company of Long Island City, was adjourned by Commissioner Maltbie to August 14, 1909, at 2:30 P. M. [See Item No. 1031.]

(1242) BROOKLYN UNION ELEVATED RAILROAD COMPANY—FACILITIES AT WYCKOFF AVENUE STATION, MYRTLE AVENUE ELEVATED LINE

A hearing was held at 3:30 P. M., Commissioner Bassett presiding, upon the complaint of the Wyckoff Heights Taxpayers' Association against the Brooklyn Union Elevated Railroad Company as to inadequate station facilities at Wyckoff Avenue station, Myrtle Avenue elevated line. Appearances: Arthur DuBois for the Commission, W. F. Menden for the company, Henry Werner for the complainant. Adam E. Fisher, Gustaf D. Fruh, Henry D. Eggers, J. Chambers, Thomas F. Cushing, G. Scheibel, Francis P. Bent, William Schuitzpan, Cornelius N. Sheehan and George Lederle testified for the complainant as to the dimensions and condition of the Wyckoff Avenue station on the Myrtle Avenue elevated line and of the stairways leading to it, the passenger traffic at the station, the transit lines going past or near it, and suggested means of improvement. W. F. Menden, for the company, testified as to the construction of the station, the stairway facilities, and the probable erection within several years of additional stations. Hearing closed. [See Item No. 1038.]

(1243) CANARSIE RAILROAD COMPANY ET AL.—APPLICATION FOR APPROVAL OF LEASE

A hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the application of the Canarsie Railroad Company for the approval of a lease from that company to the Brooklyn Union Elevated Railroad Company. Appearances: Arthur DuBois for the Commission, A. M. Williams for the companies. Mr. DuBois stated that the proposed contract of lease was for a year's extension of a lease to the Brooklyn Union Elevated Railroad Company, theretofore approved by the Commission, covering a portion of the road of the Canarsie Railroad Company. The minutes of the hearing upon the previous application, in Case No. 1009, were received in evidence. Mr. Williams explained the provisions of the lease, the continuance of the conditions shown upon the previous application, and the need for the extension of the term of the lease. Hearing closed. [See Item No. 1024.]

TRAVIS H. WHITNEY, SECRETARY.

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PROCEEDINGS OF THE

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

WEDNESDAY, AUGUST 11, 1909

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

HEARINGS

Case 1132

(1244) CENTRAL CROSSTOWN RAILROAD COMPANY—APPLICATION FOR MODIFICATION OF LEASE

An adjourned hearing was held at 4:00 P. M., Commissioner Maltbie presiding, in the matter of the application of the Central Crosstown Railroad Company for ap-

proval of a modification of its lease to the Metropolitan Street Railway Company. Appearances: Oliver C. Semple for the Commission; A. J. Kenyon for the Central Crosstown Railroad Company; Masten and Nichols, by William M. Coleman, for the Receivers of the Metropolitan Street Railway Company. Mr. Kenyon argued the question whether the proposed modification of lease fell within the statute which required the consent of stockholders to such a lease for more than one year. Commissioner Maltbie stated that it was assumed that the lease was for a short period, and that, if the point raised were cleared up, the approval of the lease would be recommended. Adjourned to August 16, 1909, at 4:00 P. M. [See Item No. 1240.]

(1245) Case 1134

CONEY ISLAND AND BROOKLYN RAILROAD COMPANY—FIVE-CENT FARE TO CONEY ISLAND

A hearing was held at 2:30 P. M., Commissioner Bassett presiding, upon the complaint of Jonas Monheimer against the Coney Island and Brooklyn Railroad Company as to five-cent fare from New York to Coney Island on week days. Appearances: A. H. Walker for the Commission; Dykman, Oeland and Kuhn, by J. J. Kuhn, for the company; Owen K. Finnerty for the complainant and others. Fred W. Kister, Sacharo Rubens, Louis L. Richmond, Mrs. Augusta Stack, Isidor Segall, James M. Brewster, Louis D. Stein, Gerson Frank, Augustus F. Friend, Solomon Pariser, Guy E. Millspaugh, Charles H. Krapp and Louis G. Leyrer, residing, and either owning real property or engaged in business, in Coney Island, called in behalf of the complainant, testified as to the growth of the Coney Island section during the period when a five-cent fare to Coney Island had been charged on the company's lines, the effect of the increase of fare to ten cents during week days upon the number of residents there, the business, the rental values of apartments, the value of real property, the building operations, and the passenger traffic on the company's line to Coney Island. Counsel for the complainant rested and expressed a desire that the Commission should present further proof. Counsel for the company moved to dismiss the complaint on the ground that a case had not been made out; the motion was denied; and he objected to the appearance of the Commission's counsel for the prosecutor of the complaint. Delos F. Wilcox, Chief of the Bureau of Franchises of the Commission, testified as to the incorporation of the Coney Island and Brooklyn Railroad Company, the Brooklyn City and Newtown Railroad Company and the DeKalb and North Beach Railroad Company, the relation between the companies, and the franchise route, operating route, trackage, and terminals of the Coney Island and Brooklyn Railroad Company. Robert T. Donahue, a transit inspector of the Commission, identified passenger tariffs filed by the company with the Commission, which were placed in evidence. Isaac Hourwich, a statistician for the Commission, testified as to the capitalization of the Coney Island and Brooklyn Railroad Company and the Brooklyn City and Newtown Railroad Company, a comparative income statement and general balance sheet of the Coney Island and Brooklyn Railroad Company for June, 1909, and a general balance sheet of the Brooklyn City and Newtown Railroad Company for March 31, 1909, the dividend rate of the Coney Island and Brooklyn Railroad Company, and copies of the company's reports from 1902 to 1908. Henry Floy, in charge of the Appraisal Bureau of the Commission, testified as to an examination of the properties of the Coney Island and Brooklyn Railroad Company for ascertaining their value and a record of the company's fixed physical property which had been appraised by that Bureau as of February 1, 1909. Adjourned to August 25, 1909, at 2:30 P. M. [See Item No. 1186.]

(1246) Case 1139

METROPOLITAN STREET RAILWAY COMPANY—APPLICATION FOR PURCHASE OF STOCK

A hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of the application of Adrian H. Joline and Douglas Robinson, as Receivers of the Metropolitan Street Railway Company, for authorization of the purchase of 500 shares of stock of the Bridge Operating Company. Appearances: H. M. Chamberlain for the Commission; F. T. Wood and Masten and Nichols, by William M. Coleman, for the Receivers of the company. Mr. Coleman explained the reasons for the application, amended the application so as to cover the approval also of an assignment of the rights of the New York City Railway Company under various contracts relating to the operation of cars over the Williamsburg Bridge, and gave information as to the incorporation, rights and property of the Bridge Operating Company, the control of its stock by the New York City Railway Company and certain Brooklyn railroad companies, the operation by the Brooklyn Heights Railroad Company of the cars of the Bridge Operating Company's line, the distribution of profits from that operation, the sublease by the New York City Railway Company to the Dry Dock, East Broadway and Battery Railroad Company of the right to operate cars across the bridge, and the proposed purchase price of the shares of stock. Adjourned to August 15, 1909, at 3:30 P. M. [See Item No. 1188.]

(1247) Case 1145

THIRD AVENUE RAILROAD COMPANY—APPRAISAL OF PROPERTY

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of a general investigation of street railroad corporations in regard to the character, extent, location and value of the structures, facilities and property of the Third Avenue Railroad Company. Appearances: Oliver C. Semple for the Commission. Mr. Semple stated that since the last hearing the papers subpoenaed from the Receiver of the Third Avenue Railroad Company had to a large extent been transmitted by his assistant, and assurance had been given that some portions not furnished were being prepared and would be transmitted. Adjourned by Commissioner Maltbie, by consent of Counsel, to August 16, 1909, at 2:30 P. M. [See Item No. 1216.]

TRAVIS H. WHITNEY, SECRETARY.

—o—

PROCEEDINGS OF THE

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

THURSDAY, AUGUST 12, 1909

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

HEARINGS

(1248) Case 1131

LONG ISLAND RAILROAD COMPANY—SAFETY PRECAUTIONS AT DIVISION AVENUE CROSSING

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, upon the complaint of George Cook against the Long Island Railroad Company as to inadequate safety precautions at the Division Avenue crossing in Richmond Hill. Robert E. Anthony, a transit inspector for the Commission, testified as to investigating the grade crossing in question, the movement of trains over the crossing and the passenger and vehicular traffic, a diagram of Division Avenue and the company's tracks, the view at the crossing of approaching trains, and the operation of the signal bell. Mr. Cook, recalled, suggested the maintaining of a gate and gateman at the crossing. Hearing closed. [See Item No. 1215.]

TRAVIS H. WHITNEY, SECRETARY.

—o—

PROCEEDINGS OF THE

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

FRIDAY, AUGUST 13, 1909

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

HEARINGS

(1249) Case 1022

LONG ISLAND RAILROAD COMPANY—EXCESS FARE ON ATLANTIC AVENUE LINE

The rehearing at 2:30 P. M., upon the complaint of M. F. Fishburn against the Long Island Railroad Company as to alleged excess fare charged on the Atlantic Avenue line between Jamaica and Flatbush stations, H. M. Chamberlain appearing for the Commission, F. S. McGrath and C. L. Addison for the company, was adjourned

by Commissioner Bassett, at the company's request, to August 16, 1909, at 3:30 P. M. [See Item No. 1132.]

(1250)

LONG ISLAND ELECTRIC RAILWAY COMPANY—APPLICATION FOR REDUCTION OF CAPITAL STOCK

A hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the application of the Long Island Electric Railway Company for approval of a proposed reduction of its capital stock from \$2,100,000.00 to \$600,000.00. Appearances: H. M. Chamberlain for the Commission, F. S. McGrath and C. L. Addison for the company. Mr. McGrath explained the reasons for the application. Mr. Addison, President of the company, testified as to its railroad lines, its change of name from New York and North Shore Railway Company to the present name, its funded indebtedness, the purpose of the application to have the capital stock reduced so as to conform with the value of its property, and the surrender to it of stock certificates representing the amount of the proposed reduction. Commissioner Bassett requested a general inventory of the company's property. Adjourned to August 18, 1909, at 2:30 P. M. [See Item No. 1067.]

(1251)

THIRD AVENUE BRIDGE COMPANY—APPLICATION FOR CONSTRUCTION OF RAILROAD ACROSS QUEENSBORO BRIDGE

A hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of the application of the Third Avenue Bridge Company for a certificate of convenience and a necessity for a street surface railroad across Queensboro Bridge. Appearances: Arthur DuBois for the Commission, Henry A. Robinson for the company, John C. Coleman for the 57th Street Protective Association, I. T. Flatto for the Blackwell's Island Protective Association, Mark Goldberg, Assembllyman from the 25th District, Edward A. McDougall for the Queensboro Celebration Committee, George W. Pope for the Flushing Business Men's Association. Mr. Robinson made a statement as to a modification of the route of the line described in the company's petition, the efforts of the Third Avenue Railroad Company's Receiver with a view to the construction of an extension across the Queensboro Bridge, the incorporation of the Third Avenue Bridge Company, and the route of its proposed line. Walter J. Quinn, President of the company, testified as to its incorporation, the route of the proposed line, the motive power to be employed, the traffic across the bridge, the fare and transfer privileges to connect with the Third Avenue line, the company's directorate and financial support, the estimated cost of construction and operation and the income, and the consents of property owners to the construction on 57th Street. Edward A. Maher, connected with the Operating Department of the Third Avenue Railroad system, testified as to the feasibility of the proposed construction, the route, operation of the line to connect with the Third Avenue line and the estimated cost of construction. Jared Barbite, John Andrews, John W. Parris, and H. S. Kearney testified as to the traffic across the Queensboro Bridge and the public convenience and necessity of the proposed line. Messrs. Coleman and Goldberg spoke in opposition to routing the line on 57th Street. E. M. McGoffey for the Elmhurst Taxpayers' Association, Jared Barbite, Miles M. Gordon for Burton Thompson, Sunnyside Taxpayers' Association and others, Daniel Ehntholt, George Beckel, George Scidel for a Committee of One Hundred, Christian Schaeffer for the Sunnyside Taxpayers' Association, George Schwinn and J. H. Thiry discussed the need of a transit line from Manhattan Borough to Queens Borough. Adjourned to August 27, 1909, at 2:30 P. M. [See Item No. 1187.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

SATURDAY, AUGUST 14, 1909

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

HEARINGS

(1252)

NEW AMSTERDAM GAS COMPANY ET AL.—GENERAL INVESTIGATION

The adjourned hearing at 2:30 P. M. in the matter of a general investigation into the condition of gas corporations, with reference to the New Amsterdam Gas Company and the East River Gas Company of Long Island City, was adjourned by Commissioner Maltbie, subject to call. [See Item No. 1252.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT

MONDAY, AUGUST 16, 1909

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

HEARINGS

(1253)

Case 1022

LONG ISLAND RAILROAD COMPANY—EXCESS FARE ON THE ATLANTIC AVENUE LINE

An adjourned rehearing was held at 3:30 P. M., Commissioner Bassett presiding, upon the complaint of M. H. Fishburn against the Long Island Railroad Company as to alleged excess fare charged on the Atlantic Avenue line between Jamaica and Flatbush stations. Appearances: H. M. Chamberlain for the Commission, Joseph F. Keany for the company. Mr. Keany stipulated that prior to the taking effect of the Greater New York charter the company's Jamaica station was located within the Village of Jamaica and its Flatbush station within the City of Brooklyn, and that since the charter took effect both stations were located within the City of New York, and he renewed the motion to dismiss the complaint on the ground that the Commission lacked jurisdiction thereof. Commissioner Bassett reserved decision for the whole Commission. Hearing closed. [See Item No. 1249.]

(1254)

Case 1132

CENTRAL CROSSTOWN RAILROAD COMPANY—APPLICATION FOR MODIFICATION OF LEASE

An adjourned hearing was held at 4:00 P. M., Commissioner Maltbie presiding, in the matter of the application of the Central Crosstown Railroad Company for approval of a modification of its lease to the Metropolitan Street Railway Company. Appearances: Oliver C. Semple for the Commission; Masten and Nichols, by William M. Coleman, for the Receivers of the Metropolitan Street Railway Company. Mr. Semple expressed an opinion as to whether the proposed agreement was a lease for a term exceeding a year and whether in that respect it complied with the law. Hearing closed. [See Item No. 1244.]

(1255)

Case 1139

METROPOLITAN STREET RAILWAY COMPANY—APPLICATION FOR PURCHASE OF STOCK

An adjourned hearing was held at 3:30 P. M., Commissioner Maltbie presiding, in the matter of the application of Adrian H. Joline and Douglas Robinson, as Receivers of the Metropolitan Street Railway Company, for authorization of the purchase of 500 shares of stock of the Bridge Operating Company. Appearances: Arthur DuBois for the Commission; F. T. Wood and Masten and Nichols, by William M. Coleman, for the Receivers of the company; Edgar E. Schiff, Secretary to the Commissioner of Bridges. Mr. Schiff stated that the Commissioner of Bridges had no interest in the pending application. Mr. Coleman presented a supplemental petition asking for authorization of the transfer of the rights of the New York City Railway Company under various agreements relative to the operation of cars across the Williamsburg Bridge, placed in evidence a statement of the Bridge Operating Company's property and its general balance sheet dated June 30, 1909, and made a statement as to the fund from which the shares of stock were to be paid for by the Receivers, the Bridge

Operating Company's omission to file an annual report, that company's profits from the operation of the Williamsburg Bridge local service, and the purchase price which was to be paid for the shares of stock. Adjourned to August 19, 1909, at 2:30 P. M. [See Item No. 1246.]

(1256)

Case 1143
STATEN ISLAND RAILWAY COMPANY—APPLICATION FOR TRANSFER OF SHARES OF CAPITAL STOCK

A hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the application of the Staten Island Railway Company for the approval of the transfer on its books, to the Baltimore and Ohio Railroad Company, of 227 shares of its capital stock. Appearances: Arthur DuBois for the Commission, J. P. Cotton for the company. Mr. Cotton explained the application, and made a statement as to the ownership by the public of the company's bonded obligations, its outstanding shares of stock and the ownership by the Baltimore and Ohio Railroad Company of all those shares except 357, the control by the Baltimore and Ohio Railroad Company of the applicant company, the object of the Baltimore and Ohio Railroad Company in acquiring the 227 additional shares mentioned, and the ownership of the legal title to these 227 additional shares by persons acting in behalf of the Baltimore and Ohio Railroad Company. Hearing closed. [See Item No. 1190.]

(1257)

Case 1145

THIRD AVENUE RAILROAD COMPANY—APPRaisal OF PROPERTY.

An adjourned hearing was held at 2:30 P. M., Commissioner Maltbie presiding, in the matter of a general investigation of street railroad corporations, in regard to the character, extent, location and value of the structures, facilities and property of the Third Avenue Railroad Company. Appearances: Oliver C. Semple for the Commission; Masten and Nichols, by William M. Coleman, for the Receivers of the Metropolitan Street Railway Company. F. T. Wood, recalled, testified as to certain documents produced by him in response to another subpoena directed to the Receivers of the Metropolitan Street Railway Company relating to the subject matter of the inquiry, and as to other documents which he was unable to produce. Mr. Coleman made a statement in regard to certain tracks and electrical feeder systems referred to in these subpoenas, the ownership of which was in dispute, certain construction and operating charges for which notes had been given between the companies formerly in the New York City Railway system, and the maintenance and ownership of portions of railroad structures used by certain street railroad companies in common. Walter J. Quinn, Assistant to the Chief Engineer of the Third Avenue Railroad system, testified as to certain papers called for in another subpoena directed to the Receiver of the Third Avenue Railroad Company but which he did not produce, and as to the maintenance and ownership of railroad structures used in common by the Receiver and others. Adjourned to August 23, 1909, at 2:30 P. M. [See Item No. 1247.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT
TUESDAY, AUGUST 17, 1909
TRIBUNE BUILDING, 154 NASSAU STREET
BOROUGH OF MANHATTAN, CITY OF NEW YORK

HEARINGS

(1258)

Case 1066

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

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in regard to double-tracking the Flushing-Jamaica line and the College Point line of the New York and Queens County Railway Company. Appearances: Arthur DuBois for the Commission, A. J. Kenyon and A. G. Peacock for the company, John O'Donnell for the property owners and taxpayers of the 4th Ward, William B. Parsons for the Flushing Association, William Klein for the Taxpayers and Non-Partisan Association of College Point. Mr. DuBois placed in evidence a statement by the company of schedules of operation on the two lines in question. Arthur E. Clark, an assistant engineer of the Commission, testified as to recent observations of passenger traffic on both lines. John O'Donnell and William G. Kirkland testified as to car delays at sidings and passenger traffic on the Flushing-Jamaica line. William Klein testified as to car delays at sidings on the same line. Christopher Clark testified as to passenger traffic on the line and as to a proceeding before the State Board of Railroad Commissioners relating to the subject matter of this proceeding. Joseph F. Gwydir testified as to observations made by him on August 15, 1909, of passenger traffic on the line, and on August 11 and 14, 1909, of car stops at sidings, and Joseph F. Muller also testified as to observations on August 10 to 14, 1909, of passenger traffic on the line. Commissioner Bassett requested that a witness to a certain head-on collision on the Flushing-Jamaica line referred to at the preceding hearing be called. Adjourned to August 21, 1909, at 10:30 A. M. [See Item No. 1239.]

(1259)

Case 1130

LONG ISLAND RAILROAD COMPANY—APPLICATION TO DISCONTINUE CALAMUS ROAD GRADE CROSSING

A hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the application of the Long Island Railroad Company for the approval of the discontinuance of its grade crossing at Calamus Road. Appearances: H. M. Chamberlain for the Commission, Joseph F. Keany for the company. Mr. Chamberlain and Mr. Keany made statements as to what service of notice of the application had been made upon interested property owners. John W. Parish appeared for two property owners in the locality, and protested against the closing of Calamus Road without compensation to his clients, and S. Fruchthandler also protested, but Commissioner Bassett suggested that proof be presented by the objectants. Mr. Keany filed proof of publication. Adjourned to August 23, 1909, at 2:30 P. M. [See Item No. 1134.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT
WEDNESDAY, AUGUST 18, 1909
TRIBUNE BUILDING, 154 NASSAU STREET
BOROUGH OF MANHATTAN, CITY OF NEW YORK

HEARINGS

(1260)

Case 1128

LONG ISLAND ELECTRIC RAILWAY COMPANY—APPLICATION TO REDUCE CAPITAL STOCK

An adjourned hearing was held at 2:30 P. M., Commissioner Bassett presiding, in the matter of the application of the Long Island Electric Railway Company for approval of a proposed reduction of its capital stock from \$2,100,000.00 to \$600,000.00. Appearances: H. M. Chamberlain for the Commission, F. S. McGrath for the company. Elwood T. Baker, an accountant for the Public Service Commission, gave in evidence reports filed by the company for the years 1896 to 1908, inclusive, and a report for the quarter ending June 30, 1909, and reports of the New York and North Shore Railway Company, its predecessor in name, for the years 1900 to 1903, inclusive, and testified as to the company's capital stock, funded indebtedness, other liabilities and surplus as shown in the report for the quarter ending June 30, 1909. William O. Wood, Vice-President and General Manager of the company, testified as to its tangible properties and their value. Mr. McGrath made a statement as to the issue and cancellation of certificates of stock for the amount by which the company's capital stock was proposed to be reduced. Hearing closed. [See Item No. 1250.]

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT
THURSDAY, AUGUST 19, 1909
TRIBUNE BUILDING, 154 NASSAU STREET
BOROUGH OF MANHATTAN, CITY OF NEW YORK

HEARINGS

(1261)

Case 1139

METROPOLITAN STREET RAILWAY COMPANY—APPLICATION FOR PURCHASE OF STOCK
The adjourned hearing at 2:30 P. M., in the matter of the application of Adrian H. Joline and Douglas Robinson, as Receivers of the Metropolitan Street Railway Company, for authorization of the purchase of 500 shares of stock of the Bridge Operating Company, H. M. Chamberlain appearing for the Commission; F. T. Wood and Masten and Nichols, by William M. Coleman, for the Receivers of the Metropolitan Street Railway Company; Mathew C. Fleming and George N. Whittlesey for the Receiver of the New York City Railway Company,—was declared closed by Commissioner Maltbie. [See Item No. 1255.]

TRAVIS H. WHITNEY, SECRETARY.

POLICE DEPARTMENT.

August 27, 1909.

The following proceedings were this day directed by Police Commissioner William F. Baker:

Disapproved.

Applications of the following for appointment of Special Patrolmen: M. Schaffer and others, No. 258 Grand street and vicinity, City, for Harry Muscott; J. Eltz & Son, No. 553 West Fifty-fifth street, City, for John J. Lynch, and J. & T. Adikes, Nos. 196 and 198 Fulton street, Jamaica, L. I., for Abram Magale.

Masquerade Ball Permit Granted.

Lester Vicat, President, Monroe Club, Inc., New Plaza Hall, September 4, 1909.

On File, Send Copy.

Reports of Lieutenant in command of Boiler Squad, dated August 26 and 27, 1909, relative to engineers' licenses granted. For publication in the CITY RECORD.

Special Order No. 235, issued this day is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 235.

The following transfers and assignment are hereby ordered:

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

Patrolmen Charles Maurer, Eleventh Inspection District, remanded from clerical duty, and transferred to One Hundred and Fifty-third Precinct; Francis J. Flynn, One Hundred and Fifty-third Precinct, transferred to Eleventh Inspection District, and assigned to clerical duty; Charles A. Gerhardt, from One Hundred and Sixty-fifth Precinct to One Hundred and Fifty-third Precinct.

The following temporary assignments are hereby ordered:

Lieutenants John J. Flannery, Twenty-first Precinct, assigned to command precinct, during absence of Captain Henry W. Burfeind on sick leave, from 10:10 a. m., August 25, 1909; Daniel Daly, Twenty-ninth Precinct, assigned to command precinct, during absence of Captain John J. Lantry on sick leave, from 12 noon, August 25, 1909; Theodore Raynor, Thirty-first Precinct, assigned to command precinct, during absence of Captain Jacob Brown on vacation, for fourteen days, from 12:01 a. m., September 6, 1909.

Sergeant John M. Cullen, Thirty-third Precinct, assigned as Acting Lieutenant in precinct, during absence of Lieutenant Patrick H. McGirr on sick leave, from 8 a. m., August 24, 1909.

Patrolmen James Pellegrino, Twelfth Precinct, assigned to Second Inspection District, duty in plain clothes, for ten days, from 8 p. m., August 26, 1909; Albert J. McDonald, Forty-third Precinct, assigned to Sixth Inspection District, duty in plain clothes, for ten days, from 8 p. m., August 26, 1909; Charles H. Erving, Fifteenth Precinct, assigned to clerical duty in precinct, during absence of Patrolman Alexander F. McCabe on vacation, from 12:01 a. m., September 2, 1909; Edward B. Bishop, Fifteenth Precinct, assigned to Public Office Squad, duty at interior bath, No. 326 Rivington street, during absence of Patrolman John J. Gerigthy on vacation, from 12 noon, August 27, 1909.

The following extensions of temporary assignments are hereby ordered:

Patrolmen Bartholomew Paolucci, One Hundred and Forty-fourth Precinct, to Eighth Inspection District, duty in plain clothes, for five days, from 8 p. m., August 26, 1909; Timothy F. Grady, One Hundred and Fifty-seventh Precinct, to Eighth Inspection District, duty in plain clothes, for five days, from 8 p. m., August 27, 1909.

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

Captains William Hogan, First Precinct, from 6 p. m., September 1, 1909, with permission to leave city; Michael J. Galvin, Sixth Precinct, from 8 a. m., September 23, 1909; Denis J. Brennan, Sixty-fifth Precinct, from 6 a. m., August 31, 1909; William A. Coleman, Bridge Precinct C, from 8 a. m., September 2, 1909.

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

Lieutenant John F. Brady, Two Hundred and Seventy-eighth Precinct, for three days, from 8 a. m., August 25, 1909.

Patrolmen John T. A. Waldeyer, Twelfth Precinct, for three days, from 12 noon, August 25, 1909, with permission to leave city; Patrick J. Keenan, Twenty-third Precinct, for three days, from 8 p. m., August 24, 1909.

Permission granted to leave city.

Patrolman John J. Noonan, Two Hundred and Seventy-fourth Precinct, for thirty days, while on sick leave.

The following Special Patrolman is hereby appointed:

To take effect August 25, 1909:

Dudley W. Trenihil, for Samuel M. Lippencott, Hendrik Hudson Yacht Club, Manhattan.

WM. F. BAKER, Police Commissioner.

POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),
August 26, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882, as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, August 25, 1909:

First Class.

William A. Pettit, No. 79 Crosby street; Hudson R. Searing, No. 328 East Twenty-sixth street; George F. Allen, No. 115 Eighth street.

Second Class.

Henry Karges, No. 312 East Ninety-second street; Alfred H. Finlay, No. 444 West Seventeenth street; Henry G. Brinkerhoff, No. 458 Greenwich street; William Harrigan, No. 21 State street, Brooklyn.

Third Class.

Domenico Perotta, Nos. 174 to 182 Worth street; Frederick Kuver, No. 349 West Twelfth street; Thomas Booth, No. 401 East Thirty-sixth street; Morris Mahoney, No. 202 East Forty-sixth street; Charles Pederson, No. 56 Pearl street; Leo Grunner, No. 516 East Seventeenth street; Thomas P. Harnan, No. 21 Maiden lane; John A. Walls, No. 41 Park row; Andrew Clum, Wakefield, N. Y.; Arthur J. Watson, Mariners Harbor, S. I.; Joseph H. Newark, No. 610 West Thirty-ninth street; Patrick Curran, No. 395 Broadway; Frank Johnson, No. 147 East One Hundred and Twenty-fifth street; Frederick H. Reader, No. 334 East Ninety-eighth street; Peter W. Johnson,

No. 11 Waverly place; Michael Finn, No. 335 Broadway; James S. King, No. 149 Broadway; Chester P. Loop, One Hundred and Fiftieth street and Mott avenue; John Ross, One Hundred and Thirty-first street and Lexington avenue; William Behms, No. 113 East Houston street; William F. Outwater, No. 79 Ann street; Carl Lauterbach, No. 200 West Seventy-ninth street; Terrence Short, No. 284 Norman avenue, Brooklyn; William H. Robinson, No. 43 Summit street, Brooklyn; Louis Wheeler, No. 2928 West Eighth street, Coney Island.

Special.

Otto C. Rigl, Twelfth avenue and Fifty-sixth street; George Sprague, Eighty-sixth street near Twenty-fourth avenue, Brooklyn.

Respectfully,

HENRY BREEN, Lieutenant in Command.

POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),
August 27, 1909.

To the Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882, as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, August 26, 1909:

First Class.

James W. Hand, No. 181 Chambers street; Hugo Bochdam, No. 140 Centre street; August Smith, No. 116 Troutman street, Brooklyn.

Second Class.

John Salter, No. 160 West Sixteenth street.

Third Class.

Charles H. Woods, No. 350 West Seventy-second street; Herman Beigh, No. 161 Third street, Long Island City; William Morawek, No. 671 First avenue; David Ryan, No. 318 East Sixtieth street (office); John H. Harrison, No. 10 Broad street; William Forger, No. 6 Manhattan street; Claus G. A. Carlson, No. 90 Fourth avenue; James F. Syron, No. 314 Madison avenue; Isaac Corwin Harvey, No. 471 Park avenue; Frank Ball, No. 416 West Twenty-sixth street; Sydney Davis, No. 49 Wall street; Emil Stock, New Dorp, S. I.; Thorwald A. Antons, No. 16 Dongan street, New Brighton, S. I.; Thomas Carr, No. 28 West Twenty-eighth street; Charles Windisch, Blackwell street, Long Island City; Alfred J. Stuart, No. 365 Harman street, Brooklyn; Charles H. Brown, No. 286 North Henry street, Brooklyn; William B. Steen, No. 30 Church street; Henry Jones, Broadway and Hopkins avenue, Long Island City.

Special.

James P. Shannon, Lafayette and White streets.

Respectfully,

HENRY BREEN, Lieutenant in Command.

BOARD OF WATER SUPPLY.

MINUTES OF THE MEETING OF THE BOARD OF WATER SUPPLY OF THE CITY OF NEW YORK, HELD AUGUST 17, 1909.

Present—Commissioners John A. Bensel, President; Charles N. Chadwick and Charles A. Shaw.

MINUTES.

The minutes of August 6 and 10, 1909, were read and approved.

FINANCIAL MATTERS.

The following bills were approved and ordered forwarded to the Comptroller for payment:

Voucher No	In Favor Of	Amount
CONTRACTS.		
67.	Elmore & Hamilton Contracting Company, Estimate 6, Contract No. 15	\$10,219 90
68.	Bradley Contracting Company, Estimate 2, Contract No. 24	15,831 36
69.	Phoenix Construction Company, assignee of American Diamond Rock Drill Company, Estimate 24, Contract No. 1	2,085 30
70.	Parrish, Phillips & Co., Estimate 3, Contract G, Class 1	1,095 20
MISCELLANEOUS.		
Expenses Incurred in Acquisition of Property.		
1853.	Philip P. Gardiner	264 00
1854.	Oliver B. Goldsmith	250 70
1855.	Edward F. Joyce, Jr.	256 24
1856.	Henry W. Wheeler	503 80
1857.	Michael J. Shanahan	40 00
PAYROLLS.		
139.	Laborers, week ended August 4, 1909	2,736 62
140.	Engineering Bureau, supplementary, July, 1909	347 93
		\$33,631 65

FINANCIAL STATEMENTS.

The following weekly financial statement (7515), was read and filed:

Amount of Corporate Stock authorized to be issued, pursuant to chapter 724, Laws of 1905, in accordance with resolutions adopted by the Board of Estimate and Apportionment, between June 16, 1905, and February 26, 1909.....	\$101,402,000 00
Aug. 16. Premium on sale of \$9,900,500 water bonds..	195 298 51
Miscellaneous revenue	2,499 76
	\$101,599,798 27
Aug. 16. Vouchers registered from June 9, 1905, to August 16, 1909, inclusive:	
1 to 9403, general.....	\$6,787,687 21
1 to 70, contracts.....	2,770,817 52
1 to 1104, open market orders.....	109,057 96
1 to 1857, miscellaneous.....	1,539,652 78
1 to 140, payrolls.....	938,283 80
1 to 7, special payrolls.....	3,864 32
	\$12,149,363 59
Registered contract liabilities....	\$39,115,262 51
Estimated liabilities under special agreements	444,897 08
Liability acquisition of property by condemnation proceedings and other expenses incidental thereto	790,985 34
Estimated liabilities on open market orders	64,265 92
All other liabilities, miscellaneous, etc.	3,105 62
	40,418,516 47
	52,567,880 06
Aug. 17. Amount available	\$49,031,918 21

CIVIL SERVICE MATTERS.

Appointments.

The Secretary reported that Commissioner Shaw had made the following appointments upon the following dates respectively:

August 11, 1909, Albert M. Fowler, No. 420 West One Hundred and Eighteenth street, Clerk, \$900 per annum; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3651; file number, 7327.

August 11, 1909, John S. G. B. Ray, No. 89 Maple street, Richmond Hill, Long Island, Temporary Inspector, \$4.50 per day (50 cents additional per day when working in a shaft or tunnel); to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3646; file number, 7406.

August 11, 1909, Frank D. Byxbee, No. 99 Meserole avenue, Brooklyn, New York, Temporary Inspector, \$4.50 per day (50 cents additional per day when working in a shaft or tunnel); to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3646; file number, 7406.

August 11, 1909, Patrick J. O'Sullivan, No. 2574 Marion avenue, The Bronx, Rodman, \$840 per annum; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3648; file number, 7077.

August 9, 1909, Walter White, No. 131 Sherman avenue, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 9, 1909, Michael J. Joyce, No. 796 Park place, Brooklyn, New York, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 9, 1909, Thomas P. Cawley, No. 1508 Lexington avenue, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 9, 1909, Charles L. Denkert, No. 256 North Seventh street, Brooklyn, New York, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 9, 1909, Arnold H. Herman, No. 201 Hewes street, Brooklyn, New York, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 9, 1909, George O'Neil, No. 2193 Fifth avenue, Patrolman on Aqueduct, \$75 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 7152.

August 16, 1909, Peter Layden, Storm King, N. Y., Mining Blacksmith, \$3.50 per day; to take effect on assignment to duty by the Chief Engineer; file number, 7500.

August 16, 1909, Daniel Howie, Miner, \$3 per day (\$3.50 per day when working in a shaft or tunnel); to take effect on assignment to duty by the Chief Engineer; file numbers, 7504 and 7585.

August 17, 1909, Galen Richmond, No. 1424 Main street, Peekskill, N. Y., Clerk (Rule XII., paragraph 7), \$480 per annum; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3665; file number, 7541.

August 17, 1909, Helen V. McDonnell, No. 20 Congress street, Laurel Hill, Long Island, Stenographer and Typewriter, \$750 per annum; to take effect August 23; file number, 7484.

August 17, 1909, Thomas F. Woods, Kingston, N. Y., Superintendent of Stables (Rule XII., paragraph 7), \$100 per month; to take effect on assignment to duty by the Chief of Patrolmen; file number, 6043.

August 17, 1909, Chester A. Foreman, No. 626 Lexington avenue, Temporary Inspector, \$4.50 per day (50 cents additional per day when working in a shaft or tunnel); to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3662; file number, 7540.

August 17, 1909, Clarence I. Peckham, No. 464 Central Park West, Temporary Inspector, \$4.50 per day (50 cents additional per day when working in a shaft or tunnel); to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3662; file number, 7540.

August 17, 1909, John Schmidt, Shokan, N. Y., Temporary Laborer, \$2 per day; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, George H. Windrum, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Lewis Shaw, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Sylvester Jones, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Emerson Avery, Browns Station, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Edmund Reis, Pacama, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Lewis Thiel, Browns Station, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Isaac Whitaker, Pacama, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Charles Giles, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, George Giles, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Jay L. Every, Shokan, N. Y., temporary Laborer, \$2 per day; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Grant Beesmer, Brodheads Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Alvin R. Markle, Krumville, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, William Quick, Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, John Rutherford, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, James Rutherford, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Grant Beesmer, Jr., Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, William Shultis, Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Egbert P. Van Kleeck, Brodheads Bridge, N. Y., temporary Laborer, \$2 per day; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Emery Personaeus, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Fred Brooks, Olive, N. Y., temporary Laborer, \$2 per day; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Casper Beesmer, Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Giovanni Polipiano, Olive, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Henry Sheldon, Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, John Palen, Pacama, N. Y., temporary Laborer, \$2 per day; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Walter Bogart, Olive, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Floyd M. Gollman, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Burton A. Boice, Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Henry A. Webb, West Hurley, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, James G. Cahill, West Hurley, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, William Jones, West Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Wm. Kirkpatrick, West Hurley, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, David L. Windrum, West Shokan, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Elmer F. Davis, Olive Bridge, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Moses Lawson, Pacama, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Ira P. Green, Sundown, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Arthur Lane, Beechford, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Louis Emnist, Browns Station, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Joseph Ohmacht, Ashton, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Vernon Lee, West Hurley, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Fred Saxe, West Hurley, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Charles Berryann, Pacama, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Lardino Polpyano, Pacama, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Thomas Cloonan, Kingston, N. Y., temporary Laborer, \$2 per day, to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3663; file number, 7542.

August 17, 1909, Frederick S. Tebbutt, Somers, N. Y., Assistant Engineer, \$1,350 per annum; to take effect on assignment to duty by the Chief Engineer; Chief Engineer's number, 3655; file numbers, 7326 and 7501.

On August 9, 1909, pursuant to authority granted by the Municipal Civil Service Commission under date of July 30, 1909, the emergency employments of Eugene Peterson and Charles A. Meehan, first grade Clerks, were continued from July 24, 1909, to August 4, 1909, both inclusive (6703).

The following appointments were rescinded:

Date of rescission, August 12, 1909; date of appointment, July 27, 1909; Harry L. Deyo, Laborer, declined; Chief Engineer's number, 3656; file number, 6695.

Date of rescission, August 17, 1909; date of appointment, July 20, 1909; Edwin Y. Staley, Laborer, physical disability; Chief Engineer's number, 3661; file number, 7019.

On August 17, 1909, by direction of Commissioner Shaw, a letter was written to the Municipal Civil Service Commission nominating for non-competitive examination for Temporary Clerk, first grade, with compensation at the rate of \$300 per annum, Edmund H. Griffin, No. 282 East One Hundred and Forty-fourth street, and Clarence Brady, No. 344 East Eighty-fourth street, pursuant to Chief Engineer's communication 3659 (7506).

Pursuant to the recommendation of the Chief Engineer in his communication 3622 (7383), the President of The Bronx was, on August 9, 1909, requested to consent to the transfer to this Board of Seymour B. Bunker, Assistant Engineer, at \$1,800 per annum. Under date of August 12, 1909, this transfer was consented to by said President and the same was approved by the Municipal Civil Service Commission under date of August 16, 1909.

The following lists were requested from the Municipal Civil Service Commission:

August 16, 1909, Temporary Inspector of Masonry, four vacancies, \$4.50 per day (50 cents additional per day when working in a shaft or tunnel); to be assigned to Northern and Southern Aqueduct Departments; Chief Engineer's number, 3667; file number, 7518.

August 11, 1909, Stenographer and Typewriter (female), one vacancy, \$750 per annum; to be assigned to No. 299 Broadway; file number, 7434.

August 9, 1909, Clerk (second grade), one vacancy, \$900 per annum; to be assigned to Hudson River Division; Chief Engineer's number, 3652; file number, 7424.

The following eligible lists were certified by the Municipal Civil Service Commission:

August 12, 1909, second grade Clerk, one vacancy, \$900 per annum; to be assigned to Cornwall-on-Hudson; file number, 7424.

August 12, 1909, Stenographer and Typewriter (female), one vacancy, \$750 per annum; to be assigned to No. 299 Broadway; file number, 7434.

August 13, 1909, Photographer (to take the place of temporary Photographer); file number, 7514.

July 17, 1909, Laborer, one vacancy, \$2 per day; to be assigned to Orange County; file number, 6886.

The following eligible lists were disposed of:

Date of list, July 30, 1909; date of disposition, August 11, 1909; Typewriting Copyist (female), \$750 per annum; to be assigned to No. 299 Broadway; file number, 7168.

Date of list, July 29, 1909; date of disposition, August 10, 1909; Stenographer and Typewriter (male), \$750 per annum; to be assigned to Pleasantville; file number, 7044. Date of list, August 3, 1909; date of disposition, August 10, 1909; Patrolman on Aqueduct, \$75 per month; file number, 7152.

Promotions.

On August 11, 1909, pursuant to the recommendation of the Chief Engineer in his communication 3624 (7408), the salaries of the following Inspectors of Masonry were fixed by Commissioner Shaw at \$4.50 per day (50 cents additional per day when working in a shaft or tunnel), to take effect immediately:

Thomas W. Carr, Edward W. Colman, Alfred Lennon, Patrick J. Lovely, John J. McDermott, Solon E. Nichols, Patrick J. O'Toole, Peter F. Perret, Michael R. Stack, Peter E. Stevens, Patrick F. Sullivan, Thomas Turner, Edward D. Vaughn.

On August 11, 1909, pursuant to the recommendation of the Chief Engineer in his communication 3654 (7443), the salary of Michael Kelly, Mining Engineman, was fixed at \$150 per month, to take effect immediately.

On recommendation of Commissioner Shaw, the salary of Cornelia M. Russell, Stenographer and Typewriter, was increased to \$1,200 per annum, to take effect immediately, and the salary of Charles O'Neill, Clerk, was increased to \$900 per annum, to take effect immediately.

Leaves of Absence.

The following leaves of absence, without pay, were granted by Commissioner Shaw: August 16, 1909, John A. Mallen, Patrolman, from 12 noon, August 18, to 12 noon, August 19; personal business; file number, 7497.

August 12, 1909, Lola R. Reilly, Stenographer and Typewriter, August 2 to 7; personal business; file number, 7473.

August 12, 1909, Ferdinand P. Trede, Patrolman, from 12 noon, August 12, to 12 noon, August 13; personal business; file number, 7548.

August 16, 1909, James E. Heaney, Patrolman, from 12 noon, August 12, to 12 noon, August 12; personal business; file number, 7495.

August 16, 1909, James E. Heaney, Patrolman, from 12 noon, August 12, to 12 noon, September 10; personal business; file number, 7496.

On August 11, 1909, the following leaves of absence, with pay, were granted by Commissioner Shaw, pursuant to the recommendation of the Chief Engineer in his communication 3647 (7407):

Samuel Einstein, Clerk, July 30; illness.

Boris Levitt, Assistant Engineer, August 2; illness.

George G. Nordstrom, Topographical Draughtsman, August 3; illness.

Arthur McGowan, Clerk, August 5; illness.

Frederick W. Funk, Clerk, August 3; illness.

R. W. Pommerner, Assistant Engineer, July 30 and 31; illness.

Chester M. Gould, Assistant Engineer, July 28, 29 and 30; illness.

The following leaves of absence, with pay, were granted by Commissioner Shaw: August 12, Jared S. Bogardus, Assistant Engineer, from August 3 to 23, inclusive; illness; file number, 7472.

August 12, Henry C. Ryan, Stenographer and Typewriter, from August 4 to 7, inclusive; illness; file number, 7474.

August 12, James S. Wines, Patrolman, from 12 noon, July 27, to 12 noon, July 29; detached service; file number, 7347.

August 12, Virgil C. Gordon, Patrolman, from 12 noon, August 7, to 12 noon, August 9; detached service; file number, 7405.

August 12, James A. Williamson, Patrolman, from 12 noon, August 11, to 12 noon, August 14; detached service; file number, 7549.

August 16, James S. Wines, Patrolman, from 12 noon, August 17, to 12 noon, August 20; detached service; file number, 7498.

August 17, William T. Doyle, Assistant Engineer, from August 14 to 21, inclusive; military service; file number, 7550.

Separations.

The following resignations were accepted:

Israel Levine, Junior Topographical Draughtsman, to take effect at close of work August 16; file number, 7551.

Samuel Wilkinson, Clerk, to take effect at close of work August 15; file number, 7552.

Ralph G. Biggerstaff, Topographical Draughtsman, to take effect at close of work August 10; file number, 7403.

Salvatore Tracia, Mining Blacksmith, to take effect at close of work August 6; file number, 7431.

Thomas C. Brown, Inspector, to take effect at close of work August 24; file number, 7402.

Van Cott Newton, Laborer, to take effect at close of work August 31; file number, 7512.

A communication was received from the Municipal Civil Service Commission, dated August 11, 1909 (6660), stating that Louis Schwab, certified to this Board as Patrolman on Aqueduct July 7, 1909, was impersonated in the mental examination and revoking his certification and requesting that his name be dropped by this Board. On August 12, 1909, Commissioner Shaw directed the Chief of Patrolmen to drop Schwab, and notice of this action was sent to the Chief Clerk.

A communication was received from the Municipal Civil Service Commission, dated August 11, 1909 (7107), disapproving the request of the President of the Borough of Brooklyn for the transfer to his Department of Sabina R. Sinnott, Stenographer.

On August 11, 1909, the transfer of John P. Hurley, Assistant Engineer, to the President of the Borough of Brooklyn, was consented to and the form of consent transmitted to said President (7261).

A communication was received from the President of the Borough of Queens, dated August 9, 1909 (7062), stating that the transfer of Frederick W. Funk, Clerk, to said President took effect on said date.

A communication was received from the Municipal Civil Service Commission, dated August 16, 1909 (7151), approving the transfer of Edward Kloberg, Assistant Engineer, to the Department of Water Supply, Gas and Electricity.

Charges.

Joseph Hain, Jr., Patrolman, appeared in response to a notice from this Board directing him to present his explanation of the charges of disobedience of orders and conduct prejudicial to good order and discipline preferred against him by Louis A. Smith, Sergeant. He requested an adjournment, stating that his counsel, William D. Brinnier, was unable to be present. This request was denied. Hain refused to answer questions or to present his explanation of the charges. The witnesses against him were sworn and examined, and he was dismissed from the service of the Board, to take effect immediately (7157).

Morris Simowitz, Patrolman, having failed to appear in response to the notice of this Board directing him to present his explanation of the charges of absence without leave and conduct prejudicial to good order and discipline preferred against him by Louis A. Smith, Sergeant, the hearing upon said charges was adjourned, subject to the further order of the Board.

Political Assessments.

A communication was received from the Municipal Civil Service Reform Association, dated August 13, 1909, enclosing extracts from the statutes prohibiting political assessments, and requesting that the same be posted conspicuously during the coming campaign. On August 16, 1909, copies of this communication and of said extracts were sent to the Chief Engineer, Auditor, Chief Clerk and Chief of Patrolmen. On motion, said extracts were ordered posted as requested (7483).

OTHER MATTERS.

Accidents.

On August 13, 1909, the report of the Chief Engineer as to the accident on July 30 to Louis Clegnon, Miner, employed at the east test shaft of the Hudson River Crossing, was sent to the State Department of Labor (7460).

Accounts.

A communication was received from the Finance Department, dated August 11, 1909 (7478), asking for a statement of the probable requirements of the Board of

Water Supply for the proceeds of Corporate Stock during the years 1910 to 1914, inclusive. On motion, the Secretary was directed to write the Comptroller, enclosing a copy of the report of this Board to the Board of Estimate and Apportionment, dated October 9, 1905, and to refer him to the estimate given therein, and to state that the contracts which have been awarded by this Board so far show that the cost of the work is well within the original estimate and that the total amount of vouchers registered by this Board to and including August 16, 1909, is \$12,149,363.59.

Agreement 75.

The assignment of this contract to the Ossining National Bank, to the extent of \$2,344.78, having been approved by the Commissioners, was, on August 11, sent to said bank (7382).

Contract No. 3.

Reports of the Chief Engineer as to the following accidents to employees of the contractor were filed:

Date of report, August 10, 1909; date of accident, August 6, 1909; Philip Falorna, Laborer; file number, 7409.

Date of report, August 10, 1909; date of accident, August 3, 1909; Charles Campbell, Laborer; file number, 7410.

The following reports of the Chief Engineer as to accidents to employees of the contractors were sent to the State Department of Labor:

Date of forwarding, August 13, 1909; date of accident, July 31, 1909; Earl Carlson, Hoisting Engineer; file number, 7468.

Date of forwarding, August 13, 1909; date of accident, August 3, 1909; James Dixon, Foreman; file number, 7467.

Date of forwarding, August 13, 1909; date of accident, August 4, 1909; George Yeoatz, Laborer; file number, 7466.

Date of forwarding, August 13, 1909; date of accident, August 9, 1909; John Pinuke, Laborer; file number, 7465.

Date of forwarding, August 17, 1909; date of accident, August 8, 1909; John Vitsbill, Laborer; file number, 7510.

Contract No. 7.

A communication was received from Shelley Brothers, the contractors, dated August 7, 1909 (7184), stating that on said date they had filed pauper bond with the Supervisor of the Town of Mount Pleasant; also a communication from John J. Simott, Supervisor of said town, dated August 12, 1909 (7184), stating that said contractors had filed said bond in the sum of \$5,000 and that the same had been approved by him. On motion, these papers were ordered filed with the Auditor.

Contract No. 11.

Report of the Chief Engineer, dated August 12, 1909, as to the accident on July 30, 1909, to Peter Jacobs, Laborer, employed by the contractor, was filed (7499).

The following reports of the Chief Engineer as to accidents to employees of the contractor were sent to the State Department of Labor:

Date of forwarding, August 10, 1909; date of accident, June 23, 1909; John Mitchell, Mucker; file number, 7381.

Date of forwarding, August 17, 1909; date of accident, August 6, 1909; James Sampson, Mule Driver; file number, 7509.

Contract No. 12.

Reports of the Chief Engineer as to the following accidents to employees of the contractor were sent to the State Department of Labor:

Date of forwarding, August 10, 1909; date of accident, July 30, 1909; E. Lewis, Mucker; file number, 7388.

Date of forwarding, August 10, 1909; date of accident, July 21, 1909; S. Arclage, Mucker; file number, 7320.

Date of forwarding, August 10, 1909; date of accident, July 31, 1909; Garfield Carter, Water Boy; file number, 7319.

Date of forwarding, August 10, 1909; date of accident, July 24, 1909; Clinton Williams, Driller's Helper; file number, 7390.

Date of forwarding, August 13, 1909; date of accident, July 18, 1909; Theodore Arlington, Mule Driver; file number, 7464.

Contract No. 20.

On August 13, 1909, reports of the Chief Engineer as to the following accidents to employees of the contractor were sent to the State Department of Labor:

Date of accident, August 1, 1909; Frank George, Driller's Helper; file number, 7461.

Date of accident, August 4, 1909; Robert D. Barron, Superintendent at Shaft; file number, 7462.

Contract No. 25.

A communication was received from C. W. Blakeslee & Sons, the contractors under this contract, dated August 12, 1909 (7253), forwarding copy of communication to them from the Town Clerk of the Town of New Castle, dated May 3, 1909, stating that pauper bond in the sum of \$5,000, with the Empire State Surety Company as surety, had been filed and approved by the Supervisor of said town on May 1, 1909; also copy of communication from the Town Clerk of the Town of Yorktown, dated August 7, 1909, stating that a pauper bond had been filed with said town May 8, 1909, and approved by the Supervisor of said town; also copies of said bonds, the same being dated April 15, 1909. On motion, these papers were ordered filed with the Auditor.

Report of the Chief Engineer, dated August 16, 1909 (7508), as to the accident on August 11, 1909, to Edward H. Wise, Locomotive Engineer, employed by the contractors, was filed.

Contract 38.

On August 10, 1909, the Commissioner of Parks for the Borough of Manhattan was requested to issue permit for boring on the west side of Cooper Park near the curb line. On August 13, 1909, said permit was received, dated August 12, 1909, and sent to the Chief Engineer (7421).

A communication was received from the Snare & Triest Company, the contractor, dated August 11, 1909 (7212), advising that the obstruction in the slip of Arbuckle Brothers was an old pile, for which the contractor is not responsible, and stating that the cost of ascertaining this was about \$70, and requesting that the same be collected from Arbuckle Brothers. On motion, this matter was referred to Commissioner Chadwick.

On August 9, 1909, Order No. 10950, covering the compensation for boring at point A adjoining Pier 3, of Arbuckle Brothers at the foot of Bridge street, Brooklyn, was sent to them. Under date of August 13, 1909, the receipt of the same was acknowledged in a letter permitting the work to be done on condition that the scow must be kept inside the pierhead line and that no anchors are to be cast, and that the City is not indemnified against the claims of the owner of the property (7433). The original of this communication was sent to the Chief Engineer August 14, 1909.

Contract 47.

On August 13, 1909, report of the Chief Engineer as to the accident on August 4, 1909, to James Higgins, Laborer, employed by the contractor, was sent to the State Department of Labor (7463).

Contract 50.

The Secretary read the advertisement of this contract, which was duly published in the CITY RECORD, New York "Times" and New York "Tribune," and which was as follows:

Sealed bids will be received by the Board of Water Supply, in Room 910, No. 299 Broadway, New York, until 11 a. m. on Tuesday, August 17, 1909, for contract 50, for the construction of three field office buildings and two horse sheds and moving one horse shed in the Croton Division of the Catskill Aqueduct, in the Towns of Yorktown and Newcastle, Westchester County, N. Y.

Further information is given in the Information for Bidders, forming part of the contract. At the above place and time bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board of Water Supply as soon thereafter as practicable. The Board reserves the right to reject any and all bids.

A bond in the sum of four thousand dollars (\$4,000) will be required for the faithful performance of the contract.

No bid will be received and deposited unless accompanied by a certified check upon a National or State bank, drawn to the order of the Comptroller of The City of New York, to the amount of three hundred dollars (\$300).

Time allowed for the completion of the work is seven months from the service of notice by the Board to begin work.

Pamphlets containing information for bidders, forms of proposal and contract, specifications, etc., and pamphlets of contract drawings, can be obtained at Room 1510, at the above address, upon application in person or by mail, by depositing the sum of five dollars (\$5) in currency or check drawn to the order of the Board of Water Supply for each pamphlet, or ten dollars (\$10) for each set. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty days from the date on which bids are to be opened.

JOHN A. BENSEL, President;
CHARLES N. CHADWICK,
CHARLES A. SHAW,

Commissioners of the Board of Water Supply.

J. Waldo Smith, Chief Engineer.
Thomas Hassett, Secretary.

Three bids were received from the following, each accompanied by a certified or cashier's check for \$300, the required deposit:

Joseph A. Dassler, Hawthorne, N. Y.; Daniel Carpenter, Ossining, N. Y.; D. F. Dakin Company, Mount Kisco, N. Y.

The prices bid were then read.

On motion, the following resolution was adopted:

Resolved, that Commissioner Shaw and the Secretary are instructed to have the bids received August 17, 1909, for Contract 50 (for the construction of three field office buildings and two horse-sheds and moving one horse-shed in the Croton Division of the Catskill Aqueduct in the Towns of Yorktown and Newcastle, Westchester County, N. Y.) calculated and tabulated, and to submit their report at the next meeting of the Board for consideration and canvassing by the Board, and that the bids and checks of the bidders are referred to Commissioner Shaw for examination and report to the Board as to the formality of the same and the sufficiency of the sureties proposed by the bidders.

Contract 55.

Opinion 672, August 11, 1909 (7445), returned first page proof of this contract, as requested by this Board.

Contracts.

On August 14, 1909, a letter was sent to the State Department of Labor (7491), giving the contracts and agreements awarded by this Board since March 3, 1909, together with a brief description of the same and the name and address of the contractor on each.

Hudson River Crossing.

On August 9, 1909, a letter was sent to the Comptroller (7286), giving the information in the possession of this Board in reference to claim 57618 filed in said Department by the New York Central and Hudson River Railroad Company for \$826.36, for services of a flagman at Storm King.

On recommendation of Commissioner Chadwick, the bill of Dr. Coryell Clark, Cold Spring, N. Y., for \$13, for medical services to employees at the Hudson River Crossing (6484), was approved and ordered paid, and the Chief Engineer was directed to call on Dr. Clark when such services are hereafter needed, pursuant to the authority granted by the Municipal Civil Service Commission, the total compensation, however, not to exceed \$750. (6931).

On August 17, 1909, the agreement dated February 19, 1909, with the New York Central and Hudson River Railroad Company for the laying on said company's land, near Storm King station, of a three-inch pipe line and appurtenances, was sent to the Comptroller (7519).

Information.

A communication was received from the State Department of Labor, dated August 14, 1909 (7493), requesting two sets of United States geological survey sheets with the route of the aqueduct printed thereon and offering to pay the cost of the maps. On motion, the Secretary was directed to reply that these maps are out of stock, but new ones are being prepared, two of which will be loaned, provided they will be returned.

Leases.

Opinion 674, August 13, 1909 (7487), returned approved as to form lease, in triplicate, with H. J. Lux of his property at Babylon, Long Island. Said lease was sent to the Chief Engineer August 16, 1909.

Police.

A communication was received from George E. and Eugene H. Owens and Mrs. Sherwood Odell (7451), requesting police protection at Sprout Brook, near Peekskill, on the aqueduct line, shaft 3. On August 13, 1909, this matter was referred to the Chief of Patrolmen by Commissioner Shaw for his prompt attention.

On August 17, 1909, Commissioner Shaw, on the recommendation of the Chief Engineer, requested the Chief of Patrolmen to give his personal attention to the detailing of a force of patrolmen to the territory of Contract 20 and the west shaft at the Hudson River crossing (7536).

Real Estate, Northern Aqueduct, Section 1.

A communication was received from H. T. Dykman, Special Counsel, dated August 13, 1909 (7480), stating that Judge Tompkins has set aside the award for parcel 40 in so far as the Roe Ice Pond claim is concerned and requesting fifteen blue prints. On motion, the Chief Engineer was requested to furnish said blue prints to Mr. Dykman as soon as possible.

Real Estate, Northern Aqueduct, Section 2.

Opinion 669, August 11, 1909 (7427), advised that on August 5, 1909, the abstract of title and tax search of parcels 72a and 72b had been sent to this Board.

Opinion 670, August 11, 1909 (7428), purported to enclose deed of these parcels from James E. Horton to the City of New York, together with affidavit. Said enclosures not having been received with the opinion, the Secretary was directed to notify the Corporation Counsel to this effect.

Real Estate, Northern Aqueduct, Section 3.

Opinion 671, August 11, 1909 (7429), purported to enclose tax searches of parcels 113 and 114. Said enclosures not having been received with the opinion, the Secretary was directed to notify the Corporation Counsel to this effect.

Real Estate, Buildings.

Chief Engineer's communication 3660, August 12, 1909 (7459), advised that on August 9, 1909, the house on Parcel No. 70, Section 2 Ashokan Reservoir, was destroyed by fire, and that the origin of this fire was unknown.

Chief Engineer's communication 3650, August 12, 1909 (7507), recommended that the following employees be allowed to occupy the buildings on the following parcels, Kensico Reservoir, when possession of the same is obtained:

Parcel No. 291, Alphonso Wood, Topographical Draughtsman.
Parcel No. 414, Warner L. Risley, Assistant Engineer.
Parcel No. 351, George Mevrson, Stenographer and Typewriter.
Parcel No. 404, Grover C. Bassett, Laborer.
Parcel No. 608, Edward A. Burns, Laborer.
Parcel No. 840, Merritt H. Smith, Department Engineer.

On motion, said recommendation was approved and Commissioner Chadwick was authorized to fix the terms of occupation in each case.

Said communication also withdrew applications approved March 23, 1909, as to Parcels Nos. 291, 414, 351, 388, 323, Kensico, and stated that Alphonso Wood, Topographical Draughtsman, would continue to occupy Parcel No. 335 until Parcel No. 291 shall come into the possession of the Board.

Real Estate, Expense of Acquisition.

Opinion 667, August 11, 1909 (7425), forwarded duplicate original order of the Supreme Court, dated July 31, 1909, taxing the fees and disbursements of the Com-

missioners of Appraisal in Southern Aqueduct, Section 14, in connection with their first report, as follows:

Royal E. T. Riggs—	
Fees	\$2,200 00
Disbursements	7 50
Samuel B. Irish—	
Fees	2,200 00
Disbursements	127 38
Henry W. Haines—	
Fees	2,200 00
Disbursements	26 61

Said communication also forwarded copy of letter to the Comptroller, dated August 11, 1909, advising the payment of said fees and disbursements as so taxed. The original opinion and enclosures were sent to the Auditor August 12, 1909. On motion, vouchers for said payments were ordered to be prepared and forwarded to the Comptroller.

Opinion 668, August 11, 1909 (7426), forwarded certified copy of order of the Supreme Court, dated July 31, 1909, taxing the fees and disbursements of the Commissioners of Appraisal in Ashokan Reservoir, Section 12, in connection with their first report, as follows:

Joseph M. Fowler—	
Fees	\$2,550 00
Disbursements	155 45
John Scanlon—	
Fees	2,350 00
Disbursements	273 50
Edward H. Nicoll—	
Fees	2,600 00
Disbursements	426 66

Said opinion also forwarded copy of letter to the Comptroller, dated August 11, 1909, advising the payment of said fees and disbursements as so taxed. The original opinion and enclosures were sent to the Auditor August 12, 1909. On motion, vouchers for said payments were ordered to be prepared and forwarded to the Comptroller.

Opinion 675, August 14, 1909 (7492), forwarded certified copy of order of the Supreme Court, dated June 21, 1909, taxing the fees of the Commissioners of Appraisal in Kensico, Section 5, in connection with their third report, as follows:

George A. Slater—	
Fees	\$1,250 00
John J. Brown—	
Fees	1,250 00
Cornelius J. Pinkney—	
Fees	1,400 00

Said opinion also forwarded copy of letter to the Comptroller, dated August 14, 1909, advising the payment of said fees as so taxed. The original opinion and enclosures were sent to the Auditor, August 16, 1909. On motion, vouchers for said payments were ordered to be prepared and forwarded to the Comptroller.

The following bills were received from the Corporation Counsel, taxed by the Supreme Court, and vouchers therefor were ordered to be prepared and forwarded to the Comptroller:

Ashokan Reservoir, Sections 1 to 18, Inclusive; Aqueduct (Northern), Sections 3, 4, 5—	
Ellis B. Long, Clerk.....	\$200 00
Ashokan Reservoir, Sections 1 to 18, Inclusive; Aqueduct (Northern) Sections 3, 4, 5—	
Gerald Fitzgerald, Deputy Clerk.....	125 00
Ashokan Reservoir, Sections 6 to 13, Inclusive; Ashokan Reservoir, Sections 15 to 18, Inclusive—	
Howard Chipp, Special Counsel.....	953 12
Ashokan Reservoir, Sections 10 to 18, Inclusive—	
Everett Fowler, Special Counsel.....	10,376 18

Real Estate, Kensico Reservoir, Section 9.

Opinion 673, August 11, 1909 (6550), advised that the voucher for the payment of the balance of the purchase price of Parcel No. 630 should be drawn in favor of Mary E. Morgan. The original opinion was sent to the Auditor August 12, 1909. On motion, a voucher was ordered to be prepared in accordance with said opinion and forwarded to the Comptroller.

Real Estate, Possession.

On August 12, 1909, Commissioner Shaw verified, as Commissioner, petition for leave to deposit one-half the assessed valuation of Parcels Nos. 962 to 970, inclusive, and Nos. 972 to 1005, inclusive, Southern Aqueduct, Section 14.

Real Estate, Railroads.

Chief Engineer's communication 3635, August 11, 1909 (7442), recommended that the Board take up with the following railroad companies respectively the procuring of permits for construction work at the following points where the routes of said railroads intersect the aqueduct line:

Parcels Nos. 161 and 162, Section 4, Northern Aqueduct, New York, Ontario and Western Railroad Company.

Parcel No. 264, Section 5, Northern Aqueduct, Central New England Railroad Company.

Parcels Nos. 378 and 380, Section 8, Northern Aqueduct, Erie Railroad Company.

Parcels Nos. 366 and 367, Section 7, Northern Aqueduct, New York, Ontario and Western Railroad Company.

Parcel No. 1012, Section 15, Southern Aqueduct, New York and Harlem Railroad (New York Central and Hudson River Railroad Company, lessees).

Parcel No. 1080, Section 15, Southern Aqueduct, New York Central and Hudson River Railroad Company, Putnam Division.

Parcel No. 952, Section 13, Southern Aqueduct, New York Central and Hudson River Railroad Company, Putnam Division.

Said communication also advised that the above were in addition to the following crossings, which were already matters of negotiation with the New York Central and Hudson River Railroad Company:

Parcels Nos. 312, 313, 314 and 315, Section 6, Northern Aqueduct, New York Central and Hudson River Railroad Company.

Parcels Nos. 322 and 323, Section 7, Northern Aqueduct, West Shore Railroad.

Parcel No. 971, Section 14, Southern Aqueduct, New York and Harlem Railroad Company (New York Central and Hudson River Railroad Company, lessees).

Said communication also transmitted copy of a letter from H. C. Thompson, Division Engineer of the New York Central and Hudson River Railroad Company, to Division Engineer Swift, dated May 6, 1909, stating that said company would not enter into an agreement with any contractor for any crossing.

On motion, this matter was referred to Commissioner Chadwick.

Real Estate, Suffolk County.

On motion, the Secretary was directed to write to the Corporation Counsel, asking, in view of the appointment of Josiah O. Stover, Counsel for the City in this matter, as Commissioner in the Police Department, that the Board be advised who will be assigned to represent the City at subsequent hearings before the State Water Supply Commission.

Reports.

Weekly report of the Chief Engineer, 205, August 9, 1909 (7511), was filed.

Supplies.

Commissioner Shaw reported the following actions taken by him in reference to the purchase of supplies:

Requisition No. 8332, two pressure and recording gauges, estimates opened August 3; bidders, American Steam Gauge and Valve Manufacturing Company, Motley, Green & Co., James A. Beggs & Co., A. P. Dienst Company; awarded on August 10 to Motley, Green & Co., \$53.65; file number, 7151.

Lithographing drawings for Contract No. 41, estimates opened August 11; bidders, Julius Bien & Co., Rode & Brand, Charles Hart, Lutz & Sheinkman; awarded on August 12 to Julius Bien & Co., \$65.45; file number, 7448.

Requisition No. 8280, shovels, picks, etc., for draining "Burnt Swamp," estimates opened August 3; bidders, Topping Brothers, Motley, Green & Co., James Beggs & Co., A. P. Dienst Company; awarded on August 13 to Motley, Green & Co., \$222.27; file number, 7133.

Requisition No. 8385, wrought iron bars, estimates opened August 11; bidders, Rockaway Rolling Mill, Vought & Williams, Pierson & Co., American Iron and Steel Manufacturing Company, Froment & Co.; awarded on August 13 to American Iron and Steel Manufacturing Company, \$124.68; file number, 7271.

On August 11, 1909, a letter was sent to the Royal Typewriter Company (7439), in reply to their inquiry of August 7, 1909, giving the procedure in reference to the purchase of supplies by this Board.

A letter was received from said company, dated August 16, 1909; offering to sell the Royal typewriter for \$58.50 each, the wide carriage machine for \$81 net, and was referred to Commissioner Shaw.

THOS. HASSETT, Secretary.



CHANGES IN DEPARTMENTS, ETC.

DEPARTMENT OF DOCKS AND FERRIES.

September 1—

Michael J. Crowley, formerly employed as Dock Laborer, died August 29, 1909.

John A. Martin, formerly employed as Deckhand, died August 29, 1909.

By direction of the Deputy and Acting Commissioner, both names have been dropped from the list of employees.

DEPARTMENT OF BRIDGES.

September 1—The compensation of Max Reis, No. 102 East Seventh street, Manhattan, Laborer, is fixed at \$2.50 per day, to date from September 5, 1909.

September 2—Death on August 30, 1909, of August Dailey, No. 588 Vanderbilt avenue, Brooklyn, who was employed as a Riveter on the Brooklyn Bridge.

Death, on August 30, 1909, of Halver Olsen, No. 72 South Third street, Brooklyn, who was employed as a Painter on the Williamsburg Bridge.

PRESIDENT OF THE BOROUGH OF QUEENS.

August 31—

July 10, Christian Bermel, transferred from the position of Assistant Foreman to that of Attendant, Bureau of Public Buildings and Offices, at a salary of \$3 per diem.

July 8, John M. Fitzgerald, Telephone Operator in the Bureau of Public Buildings and Offices, salary fixed at \$1,050 per annum.

July 1, Francis Flynn, Stenographer and Typewriter, Bureau of Highways, salary fixed at \$1,500 per annum.

July 1, Thomas T. Robinson, title changed from Axeman to Rodman, salary fixed at \$1,200 per annum, Topographical Bureau.

July 1, Robt. P. Abendroth, title changed from Draughtsman to Assistant Engineer, salary fixed at \$2,100 per annum.

July 1, Charles T. Peabody, title changed from Transitman to Assistant Engineer, Topographical Bureau, salary fixed at \$2,100 per annum.

July 1, Fred H. Shepherd, title changed from Rodman to Transitman, Bureau of Highways, salary fixed at \$1,500 per annum.

July 1, George F. Carlin, title changed from Rodman to Transitman, salary fixed at \$1,200 per annum, Bureau of Highways.

July 1, George Berger, title changed from Transitman to Assistant Engineer, Bureau of Highways, salary fixed at \$2,100 per annum.

July 1, James J. Blake, Assistant Engineer, Bureau of Highways, salary fixed at \$2,250 per annum.

July 1, Carl Steiner, Draughtsman, Bureau of Highways, salary fixed at \$1,350 per annum.

July 14, Rodman J. Pearson, promoted from Draughtsman's Helper to Draughtsman, Bureau of Sewers, salary fixed at \$1,200 per annum.

July 1, William J. Casey, Clerk, Bureau of Street Cleaning, salary fixed at \$1,500 per annum.

July 1, Louis J. McNally, Clerk, transferred from the Office of the President to the Topographical Bureau as a Clerk at \$1,050 per annum.

July 1, Peter J. Hauck, Typewriting Copyist, Bureau of Highways, salary fixed at \$1,050 per annum.

July 1, Herman Ringe, Chief Clerk, Bureau of Highways, salary fixed at \$2,500 per annum.

July 22, Agnes F. Flanagan, transferred from the Department of Health to the Bureau of Highways as a Stenographer at \$900 per annum.

July 21, Thomas Brennan, Inspector of Sewer Construction, Bureau of Sewers, salary fixed at \$1,500 per annum.

July 1, Louis Sonn, Topographical Draughtsman, Topographical Bureau, salary fixed at \$1,800 per annum.

July 1, Ignatius Conway, Transitman, salary fixed at \$1,350 per annum, Topographical Bureau.

July 1, T. P. Cunningham, Rodman, salary fixed at \$1,050 per annum, Topographical Bureau.

July 19, Alonzo A. Caffray, Clerk, transferred from the Department of Taxes to this Department, Bureau of Street Cleaning, at a salary of \$1,050 per annum.

July 20, Matteo Linguiti, reinstated as a Laborer in the Bureau of Highways at a salary of \$2.50 per diem.

July 22, Walter M. Potter, Edward J. Bennett and Edward J. Stader appointed as Sewer Cleaners, Bureau of Sewers, at a salary of \$2.50 per diem.

July 21, Josephine A. Conniff, transferred from the Tenement House Department to this Department and assigned to the Topographical Bureau as a Typewriting Copyist at a salary of \$1,050 per annum.

July 1, J. Franklin Perrine, Assistant Engineer, Bureau of Sewers, salary fixed at \$1,950 per annum.

July 29, Michael J. Sullivan, transferred from the position of Foreman to that of Messenger, Topographical Bureau, at a salary of \$4 per diem.

July 30, Philip Koeune, Antonio Laino, Felice Duro, Charles Hass and Casper Mussmacher, appointed as Sweepers in the Bureau of Street Cleaning at a salary of \$2.50 per diem.

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.; Saturday, 9 a. m. to 12 m.

Telephone, 8220 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, 8220 Cortlandt.

Patrick Derry, Chief of Bureau.

BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 8220 Cortlandt.

Francis V. S. Oliver, Jr., Chief of Bureau.

Principal Office, Room 1, City Hall.

Branch Office, Room 12, Borough Hall, Brooklyn.

Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.

Branch Office, Hackett Building, Long Island City, Borough of Queens.

AQUEDUCT COMMISSIONERS.

Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.

Telephone, 1942 Worth.

The Mayor, the Comptroller, ex-officio, Commissioners John F. Cowan (President), William H. Ten Eyck, John J. Ryan and John P. Windolph; Harry W. Walker, Secretary; Walter H. Sears, Chief Engineer.

ARMORY BOARD.

Mayor George B. McClellan, the Comptroller, Herman A. Metz, the President of the Board of Aldermen, Patrick F. McGowan, Brigadier-General George Moore Smith, Brigadier-General John G. Eddy, Captain J. W. Miller, the President of the Department of Taxes and Assessments, Lawson Purdy.

Harrie 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, 3900 Worth.

ART COMMISSION.

City Hall, Room 21.

Telephone call, 1197 Cortlandt.

Robert W. de Forest, Trustee, Metropolitan Museum of Art, President; Frank D. Millet, Painter, Vice-President; John B. Pine, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George B. McClellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; Arnold W. Brunner, Architect; Charles Howland Russell, Frederic B. Pratt, Herbert Adams, Sculptor.

John Quincy Adams, Assistant Secretary.

BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue.

Telephone, 4400 Madison Square.

Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; James A. Farley, Samuel Sachs, Leopold Stern, John G. O'Keeffe, Arden M. Robbins, Robert W. Heberd, ex-officio.

BOARD OF ALDERMEN.

No. 11 City Hall, 10 a. m. to 4 p. m.; Saturdays

10 a. m. to 12 m.

Telephone, 7560 Cortlandt.

Patrick F. McGowan, President.

P. J. Scully, City Clerk.

BOARD OF ASSESSORS.

Office, No. 320 Broadway, 9 a. m. to 4 p. m.; Satur

days, 12 m.

Antonio Zucca.

Paul Weiman.

James H. Kennedy.

William H. Jasper, Secretary.

Telephone, 29, 30 and 31 Worth.

BOARD OF ELECTIONS.

Headquarters General Office, No. 107 West Forty-first Street.

Commissioners—John T. Dooling (President), Charles B. Page (Secretary), James Kane, John E. Smith.

Michael T. Daly, Chief Clerk.

Telephone, 2940 Bryant.

BOROUGH OFFICES.

Manhattan.

No. 112 West Forty-second street.

William C. Baxter, Chief Clerk.

The Bronx.

One Hundred and Thirty-eighth street and Mott avenue (Solinigen 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 Voegel, Chief Clerk.

Richmond.

Borough Hall, New Brighton, S. I.

Charles M. Schwalbe, Chief Clerk.

All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

BOARD OF ESTIMATE AND APPORTIONMENT.

The Mayor, Chairman; the Comptroller, President of the Board of Aldermen; President of the Borough of Manhattan; President of the Borough of Brooklyn; President of the Borough of The Bronx; President of the Borough of Queens; President of the Borough of Richmond.

OFFICE OF THE SECRETARY.

No. 277 Broadway, Room 1406. Telephone, 2280 Worth.

Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary. Charles V. Ade, Clerk to Board.

OFFICE OF THE CHIEF ENGINEER.

Nelson P. Lewis, Chief Engineer, No. 277 Broad

way, Room 1408. Telephone, 2281 Worth.

Arthur S. Tuttle, Engineer in charge Division of

Public Improvements, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.

Harry P. Nichols, Engineer in charge Division of

Franchises, No. 277 Broadway, Room 80. Telephone, 2282 Worth.

BOARD OF EXAMINERS.

Rooms 6027 and 6028 Metropolitan Building, No.

1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 5840 Gramercy.

Warren A. Conover, Charles Buek, Lewis Hard

ing, Charles G. Smith, Edward F. Croker, William A. Boring and George A. Just, Chairman.

Edward V. Barton, Clerk.

Board meeting every Tuesday at 2 p. m.

BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MISDEMEANANTS.

Office, No. 148 East Twentieth street.

John J. Barry, Commissioner of Correction, President.

Wm. E. Wyatt, Judge, Special Sessions, First Division.

Robert J. Wilkin, Judge, Special Sessions, Second Division.

Frederick B. House, City Magistrate, First Division.

Edward J. Dooley, City Magistrate, Second Division.

Samuel B. Hamburger, John C. Heintz, Dominick Di Dario, James F. Boyle.

Thomas R. Minnick, Secretary.

BOARD OF REVISION OF ASSESSMENTS.</h5

Julia Richman, Alfred T. Schaffler, Albert Shiels, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

BOARD OF EXAMINERS.

William H. Maxwell, City Superintendent of Schools, and James C. Byrnes, Walter L. Hervey Jerome A. O'Connell, George J. Smith, Examiners.

DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway, 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m. Telephone, 1200 Worth.

Herman A. Metz, Comptroller.

John H. McCooey and N. Taylor Phillips, Deputy Comptrollers.

Hubert L. Smith, Assistant Deputy Comptroller.

Paul Loeser, Secretary to Comptroller.

MAIN DIVISION.

H. J. Storrs, Chief Clerk, Room 11.

BOOKKEEPING DIVISION.

Frank W. Smith, Chief Accountant and Bookkeeper, Room 8.

AWARDS DIVISION.

Joseph R. Kenny, Bookkeeper in Charge, Room 1.

CONTRACT DIVISION.

John H. Andrews, Clerk in Charge, Room 86.

STOCK AND BOND DIVISION.

James J. Sullivan, Chief Stock and Bond Clerk, Room 85.

BUREAU OF AUDIT—MAIN DIVISION.

P. H. Quinn, Chief Auditor of Accounts, Room 27

LAW AND ADJUSTMENT DIVISION.

Jeremiah T. Mahoney, Auditor of Accounts, Room 185.

BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

Charles S. Hervey, Supervising Statistician and Examiner, Room 180.

CHARITABLE INSTITUTIONS DIVISION.

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

OFFICE OF THE CITY PAYMASTER.

No. 83 Chambers street and No. 65 Reade street.

John H. Timmerman, City Paymaster.

ENGINEERING DIVISION.

Stewart Building, Chambers street and Broadway. Chandler Withington, Chief Engineer, Room 55.

DIVISION OF INSPECTION.

William M. Hoge, Auditor of Accounts in Charge, Room 39.

DIVISION OF REAL ESTATE.

Mortimer J. Brown, Appraiser of Real Estate, Rooms 101, 103 and 105.

BUREAU FOR THE COLLECTION OF TAXES.

Borough of Manhattan—Stewart Building, Room 0.

David E. Austen, Receiver of Taxes.

John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.

Borough of the Bronx—Municipal Building, Third and Tremont avenues.

John B. Underhill and Stephen A. Nugent, Deputy Receivers of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-8.

Thomas J. Drennan and William Gallagher, Deputy Receivers of Taxes.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

George H. Creed and Mason O. Smedley, Deputy Receivers of Taxes.

Borough of Richmond—Borough Hall, St. George, New Brighton.

John De Morgan and F. Wilsey Owen, Deputy Receivers of Taxes.

BUREAU FOR THE COLLECTION OF ASSESSMENT AND ARREARS.

Borough of Manhattan, Stewart Building, Room 1.

Daniel Moynahan, Collector of Assessments and Arrears.

Richard E. Weldon, Deputy Collector of Assessments and Arrears.

Borough of The Bronx—Municipal Building, Rooms 1-3.

James J. Donovan, Jr., Deputy Collector of Assessments and Arrears.

Borough of Brooklyn—Mechanics' Bank Building, corner Court and Montague streets.

John M. Gray, Deputy Collector of Assessments and Arrears.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

Thomas A. Healy, Deputy Collector of Assessments and Arrears.

Borough of Richmond—St. George, New Brighton.

John J. McGann, Deputy Collector of Assessments and Arrears.

BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway, Room 141.

Peter Aitken, Collector of City Revenue and Superintendent of Markets.

David O'Brien, Deputy Collector of City Revenue.

BUREAU FOR THE EXAMINATION OF CLAIMS.

Frank J. Prial, Chief Examiner, Room 181.

BUREAU OF THE CITY CHAMBERLAIN.

Stewart Building, Chambers street and Broadway, Rooms 63 to 67.

James J. Martin, City Chamberlain.

Henry J. Walsh, Deputy Chamberlain.

Telephone, 4270 Worth.

DEPARTMENT OF HEALTH.

Southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, 9 a. m. to 4 p. m.

Burial Permit and Contagious Disease offices always open.

Telephone, 4900 Columbus.

Thomas Darlington, M. D., Commissioner of Health and President.

Alvah H. Doty, M. D.; William F. Baker, Commissioners.

Walter Bensel, M. D., Sanitary Superintendent.

Eugene W. Scheffer, Secretary.

Herman M. Biggs, M. D., General Medical Officer.

James McC. Miller, Chief Clerk.

William H. Guilfoil, M. D., Registrar of Records.

Borough of Manhattan.

Traverse R. Maxfield, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.

Charles J. Burke, M. D., Assistant Registrar of Records.

Borough of The Bronx, No. 3731 Third avenue. Alonzo Blauvelt, M. D., Acting Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

Borough of Brooklyn, Nos. 38 and 40 Clinton street. Alonzo Blauvelt, M. D., Assistant Sanitary Superintendent; Alfred T. Metcalfe, Assistant Chief Clerk; S. J. Byrne, M. D., Assistant Registrar of Records.

Borough of Queens, Nos. 372 and 374 Fulton street Jamaica. John H. Barry, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water street Stapleton, Staten Island. John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M. D., Assistant Registrar of Records.

BOROUGH OF PARKS.

Henry Smith, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

William J. Fransioi, Secretary, Offices, Arsenal, Central Park. Telephone, 201 Plaza.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn. Telephone, 2300 South.

Joseph I. Berry, Commissioner of Parks for the Borough of the Bronx.

Office, Zbrowski Mansion, Claremont Park. Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m. Telephone, 2640 Tremont.

BOROUGH OF PUBLIC CHARITIES.

PRINCIPAL OFFICE.

Foot of East Twenty-sixth street, 9 a. m. to 4 p. m. Saturdays, 12 m. Telephone, 3350 Madison Square.

Robert W. Heberd, Commissioner.

Richard C. Baker, First Deputy Commissioner.

Thomas W. Hynes, Second Deputy Commissioner for Brooklyn and Queens, Nos. 327 to 331 Schermerhorn street, Brooklyn. Telephone, 2977 Main.

J. McKee Borden, Secretary.

Plans and Specifications, Contracts, Proposals and Estimates for Work and Materials for Building, Repairs and Supplies, Bills and Accounts, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Bureau of Dependent Adults, foot of East Twenty-sixth street. Office hours, 8:30 a. m. to 4 p. m.

The Children's Bureau, No. 66 Third avenue. Office hours, 8:30 a. m. to 4 p. m.

Jeremiah Connolly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island. Telephone, 1000 Tompkinsville.

BOROUGH OF STREET CLEANING.

Nos. 13 to 21 Park row, 9 a. m. to 4 p. m. Telephone, 3863 Cortlandt.

William H. Edwards, Commissioner.

James J. Hogan, Deputy Commissioner, Borough of Manhattan.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Julian Scott, Deputy Commissioner, Borough of the Bronx.

John J. O'Brien, Chief Clerk.

BOROUGH OF TAXES AND ASSESSMENTS.

Hall of Records, corner of Chambers and Centre streets. Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Lawson Purdy, President; Frank Raymond, James H. Tully, Charles Putzel, Hugh Hastings, Charles J. McCormack, John J. Halloran. Telephone, 3900 Worth.

BOROUGH OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 21 Park Row, 9 a. m. to 4 p. m.

Telephones, Manhattan, 3820 Cortlandt; Brooklyn, 3080 Main; Queens, 439 Greenpoint; Richmond, 94 Tompkinsville; Bronx, 63 Tremont.

John H. O'Brien, Commissioner.

M. F. Loughman, Deputy Commissioner.

I. M. de Varona, Chief Engineer.

George W. Birdsall, Consulting Hydraulic Engineer.

George F. Sever, Consulting Electrical Engineer.

Charles F. Lacombe, Chief Engineer of Light and Power.

Hubert S. Wynkoop, Electrical Engineer.

Michael C. Padden, Water Register, Manhattan.

William A. Hawley, Secretary to Commissioner.

William C. Cozier, Deputy Commissioner, Borough of Brooklyn, Municipal Building, Brooklyn.

Walter E. Spear, Chief Engineer.

John W. McKay, Assistant Engineer in Charge, Borough of Richmond.

William R. McGuire, Water Register, Brooklyn.

Charles C. Marrin, Deputy Commissioner, Borough of the Bronx, Crotona Park Building, One Hundred and Seventy-seventh street and Third avenue.

Thomas M. Lynch, Water Register, The Bronx.

Charles C. Wissel, Deputy Commissioner, Borough of Queens, Hackett Building, Long Island City.

John E. Bowe, Deputy Commissioner, Borough of Richmond, Municipal Building, St. George.

BOROUGH OF POLICE.

HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Telephone, 640 Plaza, Manhattan; 2653 Main, Brooklyn.

Nicholas J. Hayes, Commissioner.

A. P. 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.

BOROUGH OF FIRE DEPARTMENT.

Office hours for all, except where otherwise noted, 9 a. m. to 4 p. m.; Saturdays, 12 m.

HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Telephone, 640 Plaza, Manhattan; 2653 Main, Brooklyn.

Edmond J. Butler, Commissioner.

W. M. Abbott, Jr., First Deputy 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. 2804, 2806 and 2808 Third Ave.

Telephone, 667 Melrose.

William B. Calvert, Superintendent.

BOROUGH OF PUBLIC SERVICE.

The Public Service Commission for the First District, Tribune Building, No. 154 Nassau street, Manhattan.

Office hours, 8 a. m. to 11 p. m., every day in the year, including holidays and Sundays.

Stated public meetings of the Commission, Tuesdays and Fridays at 11:30 a. m. in the Public Hearing Room of the Commission, third floor of the Tribune Building, unless otherwise ordered.

Commissioners—William R. Wilcox, Chairman; William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis, Counsel, George S. Cole, Secretary, Travis H. Whitney.

Telephone, 4150 Beekman.

BOROUGH OF TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street.

Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

W. M. Abbott, Jr., First Deputy Commissioner.

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, 2304 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. Sinnott, Deputy Register.
Telephone, 3900 Worth.

SHERIFF.

No. 209 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Except during July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.
Thomas F. Foley, Sheriff.
John F. Gilchrist, Under Sheriff.
Telephone, 4984 Worth.

SURROGATE.

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.
Abner C. Thomas and John P. Cahalan, Surrogates; William V. Leary, Chief Clerk.

KINGS COUNTY.**COMMISSIONER OF JURORS.**

County Court-house.
Jacob Brenner, Commissioner.
Jacob A. Livingston, Deputy Commissioner.
Albert B. Waldron, 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. Swasey, Commissioner.
D. H. Ralston, Deputy Commissioner.
Telephone, 1114 Main.
Thomas D. Mossop, Superintendent.
William J. Beattie, Assistant Superintendent.
Telephone, 1082 Main.

COUNTY CLERK.

Hall of Records, Brooklyn. Office hours, 9 a. m. to 4 p. m.; during months of July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.
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, 17, 18, 22 and 23. Court opens at 10 a. m. daily and sits until business is completed. Part I, Room No. 23; Part II., Room No. 10, 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 F. Clarke, District Attorney.
Telephone number, 2955-6-7-Main.

PUBLIC ADMINISTRATOR.

No. 44 Court street (Temple Bar), Brooklyn, 9 a. m. to 5 p. m.
Charles E. Teale, Public Administrator.
Telephone, 2840 Main.

REGISTER.

Hall of Records. Office hours, 9 a. m. to 4 p. m., excepting months of July and August; then from 9 a. m. to 2 p. m., provided for by statute.
William A. Prendergast, Register.
Frederick H. E. Ebstein, Deputy Register.
Telephone, 2830 Main.

SHERIFF.

County Court-house, Brooklyn, N. Y. 9 a. m. to 4 p. m.; Saturdays, 12 m.
Alfred T. Hobley, Sheriff.
James P. Connell, 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.
Telephone, 3954 Main.

QUEENS COUNTY.**COMMISSIONER OF JURORS.**

Office hours, 9 a. m. to 4 p. m.; July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m. Queens County Court-house, Long Island City.

John P. Balbert, Commissioner of Jurors.

Rodman Richardson, Assistant Commissioner.

Telephone, 455 Greenpoint.

COUNTY CLERK.

No. 364 Fulton street, Jamaica, Fourth Ward
Borough of Queens, City of New York.
Office open, 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m.
John Niederstein, County Clerk.
Frank C. Klingenbeck, Secretary.
Henry Walter, Jr., Deputy County Clerk.
Telephone, 151 Jamaica

COUNTY COURT.

Temporary County Court-house, Long Island City. County Court opens at 10 a. m. Trial Terms begin first Monday of each month, except July, August and September. Special Terms each Saturday, except during August and first Saturday of September. County Judge's office always open at No. 336 Fulton street, Jamaica, N. Y.

Burt J. Humphrey, County Judge.

Telephone, 286 Jamaica.

DISTRICT ATTORNEY.

Office, Queens County Court-house, Long Island City, 9 a. m. to 5 p. m.
Frederick G. De Witt, District Attorney.

Telephone, 39 Greenpoint.

PUBLIC ADMINISTRATOR.

No. 17 Cook avenue, Elmhurst.
John T. Robinson, Public Administrator, County of Queens.

Telephone, 335 Newtown.

SHERIFF.

County Court-house, Long Island City, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Herbert S. Harvey, Sheriff.

John M. Phillips, Under Sheriff.

Telephone, 43 Greenpoint (office).

Henry O. Schleth, Warden, Queens County Jail.

Telephone, 372 Greenpoint.

SURROGATE.

Daniel Noble, Surrogate.

Wm. F. Hendrickson, Clerk.

Office, No. 364 Fulton street, Jamaica.

Except on Sundays, holidays and half holidays, the office is open from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.
The calendar is called on Tuesday of each week at 10 a. m., except during the month of August.

Telephone, 397 Jamaica.

RICHMOND COUNTY.**COMMISSIONER OF JURORS.**

Village Hall, Stapleton.
Charles J. Kullman, Commissioner.
John J. McCaughey, Assistant Commissioner.
Office open from 9 a. m. until 4 p. m.; Saturdays, from 9 a. m. to 12 m.

Telephone, 81 Tompkinsville.

COUNTY CLERK.

County Office Building, Richmond, S. I., 9 a. m. to 4 p. m.
C. L. Bostwick, County Clerk.
County Court-house, Richmond, S. I., 9 a. m. to 4 p. m.
Telephone, 28 New Dorp.

COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1909.
County Courts—Stephen D. Stephens, County Judge.

First Monday of June, Grand and Trial Jury.

Second Monday of November, Grand and Trial Jury.

Fourth Wednesday of January, without a Jury.

Fourth Wednesday of February, without a Jury.

Fourth Wednesday of March, without a Jury.

Fourth Wednesday of April, without a Jury.

Fourth Wednesday of July, without a Jury.

Fourth Wednesday of September, without a Jury.

Fourth Wednesday of October, without a Jury.

Fourth Wednesday of December, without a Jury.

Surrogate's Court—Stephen D. Stephens, Surrogate.

Mondays, at the Borough Hall, St. George, at 10:30 o'clock a. m.

Tuesdays, at the Borough Hall, St. George, at 10:30 o'clock a. m.

Wednesdays, at the Surrogate's Office, Richmond at 10:30 o'clock a. m.

DISTRICT ATTORNEY.

Borough Hall, St. George, S. I.
Samuel H. Evans.

Telephone, 50 Tompkinsville.

SHERIFF.

County Court-house, Richmond, S. I.
Office hours, 9 a. m. to 4 p. m.

Joseph J. Barth.

THE COURTS.**APPELLATE DIVISION OF THE SUPREME COURT.****FIRST JUDICIAL DEPARTMENT.**

Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 1 p. m. (Friday, Motion day at 10:30 a. m.)

Edward Patterson, Presiding Justice; George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, James W. Houghton, Francis M. Scott, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.

Clerk's Office opens at 9 a. m.

Telephone, 3840 Madison Square.

SUPREME COURT—FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10:15 a. m. to 4 p. m.

Special Term, Part I. (motions), Room 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. 6.

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. —.

Trial Term, Part VIII., Room No. 23.

Trial Term, Part IX., Room No. 35.

Trial Term, Part X., Room No. 26.

Trial Term, Part XI., Room No. 27.

Trial Term, Part XII., Room No. —.

Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.

Trial Term, Part XIV., Room No. 28.

Trial Term, Part XV., Room No. 37.

Trial Term, Part XVI., Room No. —.

Trial Term, Part XVII., Room No. 20.

Trial Term, Part XVIII., Room No. 29.

Appellate Term, Room No. 29.

Naturalization Bureau, Room No. 38, third floor.

Assignment Bureau, room on mezzanine floor northeast.

Clerks in attendance from 10 a. m. to 4 p. m.

Clerks in attendance from 10 a. m. to 4 p. m.

Clerk's Office, Special Term, Part I. (motions), Room No. 15.

Clerk's Office, Special Term, Part II. (ex parte business), ground floor, southeast corner.

Clerk's Office, Special Term, Calendar, ground floor, south.

Clerk's Office, Trial Term, Calendar, room northeast corner, second floor, east.

Clerk's Office, Appellate Term, room southwest corner, third floor.

Trial Term, Part I. (criminal business).

Criminal Court-house, Centre street.

Justices—Charles H. Truax, Charles F. MacLean, Henry Bischoff, Leonard A. Giegerich, Henry Dugro, Henry A. Gildersleeve, James Fitzgerald, James A. O'Gorman, James A. Blanchard, Samuel Greenbaum, Edward E. McCall, Edward A. Amend, Vernon M. Davis, Victor J. Dowling, Joseph E. Newburger, John W. Goff, Samuel Seabury, M. Warley Platzen, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Mitchell L. Erlanger, Charles L. Guy, James W. Gerard, Irving Lehman.

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. McGee, General Clerk.

Telephone, 5460 Main.

CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.

Court opens at 10:30 a. m.

Peter J. Dooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 6064 Franklin.

COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre Elm, White and Franklin streets.

Court opens at 10:30 a. m.

Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swann, Joseph F. Mutiqueen, James T. Malone, Judges of the Court of General Sessions.

Edward R. Carroll, Clerk.

Court's Office open from

DEPARTMENT OF DOCKS AND FERRIES.

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

THURSDAY, SEPTEMBER 16, 1909,

CONTRACT NO. 1194.
FOR FURNISHING AND DELIVERING MANILA ROPE AND MARLINE.

The time for the completion of the work and the full performance of the contract is on or before the expiration of ninety (90) calendar days.

The amount of security required is Four Thousand Dollars (\$4,000).

Bidders will state a price per pound for furnishing and delivering all of the material called for, by which price the bids will be tested, and award, if made, will be made to the bidder whose price per pound is the lowest and whose bid is regular in all respects.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner.

Dated September 2, 1909.

s3,16
See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

THURSDAY, SEPTEMBER 16, 1909,

CONTRACT NO. 1191.
FOR PREPARING FOR AND FURNISHING AND INSTALLING A NEW BOILER IN THE TUG "BROOKLYN," COMPLETE, WITH ALL APPURTENANCES.

The time for the completion of the work and the full performance of the contract is on or before the expiration of one hundred and eighty (180) calendar days.

The amount of security required is Three Thousand Dollars (\$3,000).

Bidders will state a price for furnishing all of the labor and material called for, as the contract is entire and for a complete job, and, if awarded, will be awarded to the bidder whose price is the lowest for doing all of the work and whose bid is regular in all respects.

Work must be done at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the said Department.

ALLEN N. SPOONER, Commissioner.

Dated September 2, 1909.

s3,16
See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

TUESDAY, SEPTEMBER 14, 1909.

Borough of Manhattan.

CONTRACT No. 1195.
FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND ERECTING APPLIANCES, ETC., TO COMPLETE THE ELECTRIC INSTALLATION AT THE DEPARTMENT YARDS AT WEST FIFTY-SEVENTH STREET, NORTH RIVER, AND EAST TWENTY-FOURTH STREET, EAST RIVER.

The time for the completion of the work and the full performance of the contract is on or before the expiration of ninety (90) calendar days.

The amount of security required is Two Thousand Dollars (\$2,000).

The bidder will state a price for doing all of the work described and specified, as the contract is entire and for a complete job, and, if awarded, will be awarded to the bidder who is lowest for doing all of the work and whose bid is regular in all respects.

Work must be done at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the said Department.

DENIS A. JUDGE,

Deputy and Acting Commissioner.

Dated August 30, 1909.

a31,s14
See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

MONDAY, SEPTEMBER 13, 1909.

CONTRACT NO. 1162.
FOR FURNISHING AND DELIVERING IRON, STEEL, PIPE VALVES, LUMBER, RUBBER GOODS, SHIP CHANDLERY, PAINTS, OILS, ELECTRICAL SUPPLIES, ETC.

The time for the completion of the work and the full performance of the contract is on or before the expiration of one hundred and eighty (180) calendar days.

The amount of security required is as follows: Class 1—Iron, steel, pipe valves, etc., the sum of Fifteen Hundred Dollars (\$1,500).

Class 2—Lumber, the sum of Six Hundred Dollars (\$600).

Class 3—Rubber Goods, the sum of Twenty-five Hundred Dollars (\$2,500).

Class 4—Ship chandlery, the sum of Four Thousand Dollars (\$4,000).

Class 5—Paints, oils, etc., the sum of two Thousand Dollars (\$2,000).

Class 6—Electrical supplies, the sum of One Thousand Dollars (\$1,000).

Bidders will state a total price for furnishing and delivering all of the material called for in any class upon which a bid is submitted, by which price the bids will be tested and awards, if made, will be made in each class to the bidder whose total price is the lowest in that particular

class and whose bid is regular in all respects. Each class of the contract will be awarded as a separate 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 said Department.

DENIS A. JUDGE,

Deputy and Acting Commissioner.

Dated August 30, 1909.

The Engineer's estimate of the quantities is as follows:

8,150 square yards of asphalt pavement (five years' maintenance).

20 square yards of old stone pavement, to be relaid.

1,130 cubic yards of concrete for pavement foundation.

1,220 linear feet of new curbstone, furnished and set in concrete.

3,100 linear feet of old curbstone, reset in concrete.

22 noiseless covers and heads, complete, for sewer manholes.

The time for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Six Thousand Dollars (\$6,000).

No. 3. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HARRISON AVENUE, FROM HEWES STREET TO DIVISION AVENUE, AND THE PLAZA BOUNDED BY BROADWAY, DIVISION AVENUE AND HOOVER STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

1,870 square yards of asphalt pavement, outside of railroad area (5 years' maintenance).

230 square yards of asphalt pavement, within railroad area (no maintenance).

260 cubic yards of concrete for pavement foundation, outside of railroad area.

35 cubic yards of concrete for pavement foundation, within railroad area.

620 linear feet of new curbstone, furnished and set in concrete.

190 linear feet of old curbstone, reset in concrete.

4 noiseless covers and heads, complete, for sewer manholes.

The time for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Six Thousand Dollars (\$6,000).

No. 4. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF LINDEN STREET, FROM BUSHWICK AVENUE TO HAMBURG AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

6,200 square yards of asphalt pavement (5 years' maintenance).

20 square yards of old stone pavement, to be relaid.

865 cubic yards of concrete, for pavement foundation.

2,980 linear feet of new curbstone, furnished and set in concrete.

740 linear feet of old curbstone, reset in concrete.

16 noiseless covers and heads, complete, for sewer manholes.

The time 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. 5. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF PACIFIC STREET, FROM ROCHESTER AVENUE TO BUFFALO AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

6,200 square yards of asphalt pavement (5 years' maintenance).

20 square yards of old stone pavement, to be relaid.

865 cubic yards of concrete, for pavement foundation.

2,980 linear feet of new curbstone, furnished and set in concrete.

740 linear feet of old curbstone, reset in concrete.

16 noiseless covers and heads, complete, for sewer manholes.

The time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Five Thousand Dollars (\$5,000).

No. 6. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF PACIFIC STREET, FROM ROCHESTER AVENUE TO BUFFALO AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

2,700 square yards of asphalt pavement (5 years' maintenance).

375 cubic yards of concrete, for pavement foundation.

570 linear feet of new curbstone, furnished and set in concrete.

860 linear feet of old curbstone, reset in concrete.

7 noiseless covers and heads, complete, for sewer manholes.

The time 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. 6. FOR GRADING LOT ON THE SOUTH SIDE OF SENATOR STREET, BETWEEN FOURTH AVENUE AND FIFTH AVENUE, KNOWN AS LOT NO. 28, BLOCK 585.

The Engineer's estimate of the quantity is as follows:

1,011 cubic yards of earth excavation.

The time for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is One Hundred and Fifty Dollars (\$150).

No. 7. FOR GRADING PORTIONS OF THE LOTS ON THE NORTH SIDE OF PROSPECT AVENUE, BETWEEN TENTH AVENUE AND ELEVENTH AVENUE, KNOWN AS LOTS NOS. 50, 52, 59, 60, 61, 63, 65, 66, 67, 68, 69, 70, 71, 72, 73 AND 74, BLOCK 1116.

The Engineer's estimate of the quantity is as follows:

2,566 cubic yards of earth excavation.

The time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Four Hundred Dollars (\$400).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square yard, cubic yard, 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 at the office of the Bureau of Highways, the Borough of Brooklyn, Room No. 14, Municipal Building.

BIRD S. COLER, President.

Dated August 30, 1909.

s2,15
See General Instructions to Bidders on the last page, last column, of the "City Record."

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 22, 1906; Amended March 1, 1906; November 20, 1906; February 26, 1907, and March 5, 1908.

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, SEPTEMBER 15, 1909,

Borough of Brooklyn.

No. 1. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF BROOKLYN AVENUE, FROM FULTON STREET TO ATLANTIC AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantities is as follows:

2,430 square yards of asphalt pavement (five years' maintenance).

10 square yards of old stone pavement, to be relaid.

340 cubic yards of concrete for pavement foundation.

1,000 linear feet of new curbstone, furnished and set in concrete.

180 linear feet of old curbstone, reset in concrete.

4 noiseless covers and heads, complete, for sewer manholes.

The time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Nineteen Hundred Dollars (\$1,900).

No. 2. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF DEAN STREET, FROM ROCHESTER AVENUE TO HOWARD AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time allowed for the completion of the work and full performance of the contract will be until October 1, 1909.

The amount of security required will be Six Hundred Dollars (\$600).

Bidders will state a total price for furnishing and delivering all of the material called for in any class upon which a bid is submitted, by which price the bids will be tested and awards, if made, will be made in each class to the bidder whose total price is the lowest in that particular

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed.

The bids will be compared and the contract awarded at a lump sum.

Blank forms and further information may be obtained at the Bureau of Public Buildings and Offices, Room No. 29, Municipal Building, the Borough of Brooklyn.

BIRD S. COLER, President.

Dated August

cations or schedules, by which the bids will be tested.

The bids will be compared and the contract awarded for all the work, articles, materials and supplies contained in the specifications or schedules attached thereto.

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 thereto at the office of the Commissioner, and any further information can be obtained at the office of the Department for the Borough of Brooklyn, Room 25, Municipal Building.

JOHN H. O'BRIEN,
Commissioner of Water Supply,
Gas and Electricity.
Dated New York, September 1, 1909.

s2,15

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF TAXES AND ASSESSMENTS.

PUBLIC NOTICE IS HEREBY GIVEN, PURSUANT to section 39 of the Tax Law of the State of New York, that the assessment roll of assessment in The City of New York, of shares of stocks of banks and banking associations for the year 1909, has been finally completed and filed on September 1, 1909, in the office of the Clerk of The City of New York, in the City Hall, Borough of Manhattan, City of New York, where it will remain open to public inspection for fifteen days.

Dated September 1, 1909.
LAWSON PURDY, President;
FRANK RAYMOND,
JAMES H. TULLY,
CHARLES PUTZEL,
HUGH HASTINGS,
CHARLES J. MCGORMACK,
JOHN J. HALLERAN,
Commissioners of Taxes and Assessments.

s2,15

BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRITTON, 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.

TUESDAY, SEPTEMBER 14, 1909,
Borough of Richmond.

No. 2. FOR FURNISHING AND DELIVERING FIVE THOUSAND (5,000) TONS OF ONE AND ONE-HALF (1 1/2) INCH AND THREE QUARTER (3 1/4) INCH BROKEN STONE AND SCREENINGS OF TRAP ROCK, OR STATEN ISLAND SYENITE, AT SUCH POINTS AND IN SUCH QUANTITIES FROM TIME TO TIME AS THE SUPERINTENDENT OF HIGHWAYS MAY DIRECT UPON THE ROADS WITHIN THE PORTION OF THE BOROUGH OF RICHMOND KNOWN AS STONE DISTRICT NO. 1, AND BOUNDED AS FOLLOWS: NORTH BY THE KILL VON KULL; WEST BY THE ARTHUR KILL OR STATEN ISLAND SOUND TO RICHMOND TURNPIKE; THENCE TO UNION AVENUE, TO OLD STONE ROAD; NORTH ALONG OLD STONE ROAD TO ROCKLAND AVENUE, TO MANOR ROAD, TO RICHMOND TURNPIKE, AND THENCE ALONG RICHMOND TURNPIKE EASTERLY TO CLOVE ROAD, TO BARD AVENUE, TO THE KILL VON KULL. ALL BOUNDING ROADS NAMED IN THE ABOVE DESCRIPTION ARE INCLUDED IN THIS DISTRICT.

The time for the completion of the work and the full performance of the contract is until December 15, 1909.

The amount of security required is Three Thousand Five Hundred Dollars (\$3,500).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to 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 thereto 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, August 30, 1909.

s1,14

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 BRITTON, NEW YORK CITY.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Richmond at the above office, until 12 o'clock noon

TUESDAY, SEPTEMBER 14, 1909,
Borough of Richmond.

No. 1. FOR FURNISHING AND DELIVERING SIX THOUSAND FIVE HUNDRED (6,500) GALLONS OF MACADAM ROAD BINDER, WITH ASPHALT AS BASE, IN TANK CAR AT CLIFTON, STATEN ISLAND, AND SIDING.

The time for the completion of the work and the full performance of the contract is twenty (20) days.

The amount of security required is Three Hundred Dollars (\$300).

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 thereto 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, August 27, 1909.

s1,14

See General Instructions to Bidders on the last page, last column, of the "City Record."

BELLEVUE AND ALLIED HOSPITALS.

BELLEVUE AND ALLIED HOSPITALS, DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 1:30 o'clock p. m.

TUESDAY, SEPTEMBER 14, 1909,
FOR BLANKETS.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid.

The time for the delivery of the supplies and the full performance of the contract is within twenty-one days from the date of the signing of the contract.

The bidder must submit a sample with the bid.

The bids will be read from the total, and will be compared and awarded to the lowest bidder as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where the bids and deposits are also delivered.

JOHN G. O'KEEFFE, Acting President of the Board of Trustees, Bellevue and Allied Hospitals.

Dated September 2, 1909.

FIFTY-SIXTH STREET, BOROUGH OF MANHATTAN.

The time for the completion of the work and the full performance of the contract is sixty (60) days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Commissioner.

Dated August 19, 1909.

a20,s7

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH 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

TUESDAY, SEPTEMBER 7, 1909,
Borough of Manhattan.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ADDITIONS AND ALTERATIONS TO STOREHOUSE, LOCATED AT NO. 20 ELDRIDGE STREET, BOROUGH OF MANHATTAN.

The time for the completion of the work and the full performance of the contract is forty-five (45) days.

The amount of security required is Eight Hundred Dollars (\$800).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Fire Commissioner.

Dated August 19, 1909.

a20,s7

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH 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

TUESDAY, SEPTEMBER 7, 1909,
Borough of Brooklyn.

NO. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRS TO QUARTERS OF ENGINE COMPANY 140, LOCATED ON PROSPECT AVENUE, NEAR GREENWOOD AVENUE, BOROUGH OF BROOKLYN.

The time for the completion of the work and the full performance of the contract is forty-five (45) days.

The amount of security required is Twelve Hundred Dollars (\$1,200).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Commissioner.

Dated August 19, 1909.

a20,s7

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, SEPTEMBER 9, 1909,
Borough of The Bronx.

FOR FURNISHING AND DELIVERING VITRIFIED STONEWARE DRAINPIPE (No. 2, 1909) FOR PARKS, BOROUGH OF THE BRONX.

The time allowed for delivery of the articles, materials and supplies and the performance of the contract is thirty (30) days.

The amount of security required is One Hundred Dollars (\$100).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, The Bronx.

HENRY SMITH, President;
JOSEPH I. BERRY,
MICHAEL J. KENNEDY,
Commissioners of Parks.

a28,s9

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, SEPTEMBER 9, 1909,
Borough of The Bronx.

FOR FURNISHING AND DELIVERING FOUR THOUSAND (4,000) LINEAR FEET SIX-INCH CAST-IRON WATER PIPE FOR PARKS (BOTANICAL GARDEN), BOROUGH OF THE BRONX.

The time allowed for the delivery of the articles, materials and supplies and the performance of the contract is ninety (90) days.

The amount of security required is Two Thousand Dollars (\$2,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, The Bronx.

HENRY SMITH, President;
JOSEPH I. BERRY,
MICHAEL J. KENNEDY,
Commissioners of Parks.

a28,s9

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2:30 o'clock p. m. on

TUESDAY, SEPTEMBER 7, 1909,
FOR FURNISHING AND DELIVERING SIXTY-THREE THOUSAND (63,000) VITRIFIED BRICK, EQUAL TO SAMPLE.

The time for the performance of the contract is during the year 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price, per thousand, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.
The City of New York, August 20, 1909.

a25,s7

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 QUEENS:

FIRST WARD.

POTTER AVENUE—SEWER, from a point 100 feet west of Barclay street to Crescent street, and CRESCENT STREET—SEWER, from Potter avenue to Hoyt avenue. Area of assessment: Both sides of Potter avenue, from Second avenue to Barclay street; both sides of Crescent street, from Hoyt avenue to Wolcott avenue; both sides of Ditmars avenue, from Hallett street to Sixth avenue; both sides of Davidson street, Muirson place and Phillips street, from Hallett street to a point about 150 feet west of Van Alst avenue; both sides of Pleasure place, from Second avenue to Lawrence street; both sides of Woolsey avenue, from Second avenue to Van Alst avenue; both sides of Van Alst avenue and Hallett street, from Woolsey avenue to Ditmars avenue; both sides of Howland street, Goodrich street and Merchant street, commencing about 425 feet south of Woolsey avenue and extending to Wolcott avenue; both sides of Chauncey street, commencing about 375 feet south of Woolsey avenue and extending to Howland street, Goodrich street and Merchant street; both sides of Lawrence street, commencing about 375 feet south of Woolsey avenue and extending about 425 feet north of Ditmars avenue; both sides of Second avenue, extending about 425 feet south of Ditmars avenue; both sides of Fourth and Sixth avenues, from Potter avenue to Ditmars avenue,

—that the same was confirmed by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry, the same will be collected by the Board of Assessors August 31, 1909, and entered August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears

street; both sides of Twelfth street, from Brighton avenue running west to the end of the street; both sides of Eleventh street, from York avenue running west to end of street; both sides of Tenth street, from York avenue running west to the end of the street; both sides of Linden street, from Tenth street to a point 120 feet north; both sides of an unknown street, from Brighton avenue running to a point about 325 feet westerly.

—that the same was confirmed by the Board of Assessors August 31, 1909, and entered on August 31, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest shall be collected thereon, as provided in section 1019 of said 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 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 Borough Hall, St. George, Borough of Richmond, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before October 30, 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, August 31, 1909.

s2,16

INTEREST ON CITY BONDS AND STOCK.

THE INTEREST DUE ON OCTOBER 1, 1909, on the Registered Bonds and Stocks of the City of New York will be paid on that day by the Comptroller, at his office in the Stewart Building, corner of Broadway and Chambers street (Room 85).

The Transfer Books thereof will be closed from September 15 to October 1, 1909.

The interest due on October 1, 1909, on the Coupon Bonds and Stock of the present and former City of New York will be paid on that day by the Guaranty Trust Company, Nos. 28 and 30 Nassau street.

The interest due on October 1, 1909, on coupon bonds of other corporations now included in the City of New York will be paid on that day at the office of the Comptroller.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, September 1, 1909.

s2,01

DEPARTMENT OF FINANCE, BUREAU FOR THE COLLECTION OF TAXES, NEW YORK, September 1, 1909.

NOTICE TO TAXPAYERS.

TAXPAYERS WHO DESIRE TO OBTAIN their bills promptly should make immediate written requisition (blanks may be procured in the Borough offices), stating their property by section or ward, block and lot or man number, making copy of same from their bills of last year.

If a taxpayer is assessed for personal tax, the requisition should also request bill for such tax.

Each requisition should be accompanied by an envelope bearing the proper address of the applicant, AND WITH RETURN POSTAGE PREPAID.

In case of any doubt in regard to ward, section, block or lot number, taxpayers should take their deeds to the Department of Taxes and Assessments and have their property located on the maps of that Department, and forward to the Deputy Receiver of Taxes, with the requisition, a certified memorandum of their property, which will be furnished by the Department of Taxes and Assessments.

Taxpayers in this manner will receive their bills returned by mail at the earliest possible moment, and avoid any delay caused by waiting in lines, as required in case of personal application.

The requisition must be addressed and mailed to the Deputy Receiver of Taxes in whichever Borough the property is located, as follows:

John J. McDonough, No. 57 Chambers street, Borough of Manhattan, New York.

John B. Underhill, corner of Third and Tremont avenues, Borough of The Bronx, New York.

Thomas J. Drennan, Municipal Building, Borough of Brooklyn, New York.

George H. Creed, corner of Jackson avenue and Fifth street, Long Island City, Borough of Queens, New York.

John De Morgan, Borough Hall, St. George, Staten Island, Borough of Richmond, New York. After receiving the bills, the taxpayer will draw a check for the amount to the order of the Receiver of Taxes and mail bill and check, with an addressed envelope, with the return postage prepaid, to the Deputy Receiver in which-ever Borough the property is located.

NO REBATES ALLOWED.

Checks should be mailed as soon as possible after the bills have been received by the taxpayer.

DAVID E. AUSTEN, Receiver of Taxes.
s1,30

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.

ELM STREET—REGULATING, GRADING, CURBING AND FLAGGING, from Sherman street to the Boulevard. Area of assessment: Both sides of Elm street, from Sherman street to the Boulevard, and to the extent of half the block at the intersecting streets.

ELM STREET—REGULATING, GRADING, CURBING AND FLAGGING, from Academy street to Second avenue. Area of assessment:

Both sides of Elm street, from Academy street to Second avenue, and to the extent of half the block at the intersecting streets.

FOURTEENTH AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAVING CROSSWALKS, from Broadway to Newtown road. Area of assessment: Both sides of Fourteenth avenue, from Broadway to Newtown road, and to the extent of half the block at the intersecting streets.

FOURTEENTH AVENUE—GRADING, CURBING AND FLAGGING, from Graham avenue to Broadway. Area of assessment: Both sides of Fourteenth avenue, from Graham avenue to Broadway, and to the extent of half the block at the intersecting streets.

SECOND WARD.

GROVER STREET—PAVING, from a point about 200 feet north of Onderdonk avenue to Woodward avenue. Area of assessment: Both sides of Grover street, from a point about 200 feet north of Onderdonk avenue to Woodward avenue, and to the extent of half the block at the intersecting streets.

HARMON STREET—REGULATING, GRADING, CURBING AND PAVING, from Grandview avenue to Kings County line. Area of assessment: Both sides of Harmon street, from Grandview avenue to Kings County line, and to the extent of half the block at the intersecting streets.

—that the same were confirmed by the Board of Assessors August 24, 1909, and entered on August 24, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for 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 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 October 23, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, August 24, 1909.

a26,s9

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, August 24, 1909.

a26,s9

NOTICE TO PROPERTY OWNERS.

NOTICES OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

IN PURSUANCE OF SECTION 1005 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice of the confirmation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of assessment for OPENING AND ACQUIRING TITLE to the following named street in the BOROUGH OF BROOKLYN:

TWENTY-NINTH AND THIRTY-SECOND WARDS, SECTIONS 15 AND 24.

EAST NINETY-FOURTH STREET—OPENING, between Sea View and East New York avenues. Confirmed November 9, 1908; entered August 19, 1909. Area of assessment includes 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 on the southerly side of East New York avenue where the same is intersected by the centre line of the block between East Ninety-fourth street and East Ninety-fifth street running thence southerly and along the centre line of the blocks between East Ninety-fourth street and East Ninety-fifth street to the northerly side of Sea View avenue; running thence westerly along the northerly side of Sea View avenue to the centre line of the block between East Ninety-third street and East Ninety-fourth street; running thence northerly and along the centre line of the blocks between East Ninety-third street and East Ninety-fourth street to the southerly side of East New York avenue; running thence easterly along the southerly side of East New York avenue to the point of 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, 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, "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, in the Mechanics Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before October 18, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, August 19, 1909.

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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:

TWENTY-FOURTH WARD, SECTION 5, AND TWENTY-FIFTH WARD, SECTION 6.

FENCING VACANT LOTS on LINCOLN PLACE, north side, between Rogers and Nostrand avenues; on BERGEN STREET, north side, between Buffalo and Ralph avenues; on ATLANTIC AVENUE, south side, and on PACIFIC STREET, south side, between Utica and Rochester avenues; on ROCHESTER AVENUE, west side, between Atlantic avenue and Dean street; northeast corner of ROCHESTER AVENUE AND PACIFIC STREET; northwest corner of ATLANTIC AVENUE AND OLIVE PLACE; north side of PACIFIC STREET, and south side of ATLANTIC AVENUE, between Ralph and Howard avenues; on ST. MARKS AVENUE, north side, between Hopkinson and Saratoga avenues; on SARATOGA AVENUE, east side, between St. Marks avenue and Bergen street; northeast corner of ST. MARKS AVENUE AND SARATOGA AVENUE. Area of assessment: North side of Lincoln place, between Rogers and Nostrand avenues; north side of Bergen street, between Buffalo and Ralph avenues, Lot No. 73, Block 1351; south side of Atlantic avenue, between Utica and Rochester avenues, and west side of Rochester avenue, between Atlantic avenue and Dean street; and south side of Pacific street, between Utica and Rochester avenues; northwest corner of Utica and Pacific street; northwest corner of Atlantic avenue and Olive place; north side of Pacific street and south side of Atlantic avenue, between Ralph and Howard avenues; north side of St. Marks avenue, between Saratoga avenue and Hopkinson avenue; east side of Saratoga avenue, between St. Marks avenue and Bergen street, and northwest corner of St. Marks avenue and Saratoga avenue.

—that the same was confirmed by the Board of Assessors on August 24, 1909, and entered on August 24, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for 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, "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, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before October 23, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, August 24, 1909.

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CITY OF NEW YORK, DEPARTMENT OF FINANCE, BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS, ROOM H, NO. 280 BROADWAY, BOROUGH OF MANHATTAN.

NOTICE OF CONTINUATION OF MANHATTAN TAX SALE.

THE SALE OF THE LIENS FOR UNPAID taxes, assessments and water rents for the Borough of Manhattan, as to liens remaining unsold at the termination of the sales of June 7, 10, 17, July 1, 15, and August 19, 1909, has been continued to

MONDAY, SEPTEMBER 20, 1909,

at 10 a. m., pursuant to section 1028 of the Greater New York Charter, and will be continued at that time at the Aldermanic Chamber, in the City Hall, as heretofore.

DANIEL MOYNAHAN,
Collector of Assessments and Arrears.
Dated August 19, 1909.

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UNTIL FURTHER NOTICE SURETY COMPANIES will be accepted as sufficient upon the following contracts to the amounts named: Supplies of Any Description, Including Gas and Electricity.

One company on a bond up to \$50,000. When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated September 16, 1909.

Construction.

One company on a bond up to \$25,000. Including regulating, grading, paving, sewers, maintenance, dredging, construction of parks, parkways, docks, buildings, bridges, tunnels, aqueducts, repairs, heating, ventilating, plumbing, etc., etc.

When such company is authorized to write that amount as per letter of Comptroller to the surety companies, dated September 16, 1909.

Asphalt, Asphalt Block and Wood Block Pavements.

Two companies will be required on any and every bond up to amount authorized by letter of Comptroller to the surety companies, dated September 16, 1909.

Dated June 19, 1909.

H. A. METZ, Comptroller.

BOROUGH OF MANHATTAN.

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

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Manhattan at the City Hall, Room 16, until 2 o'clock p. m. on

WEDNESDAY, SEPTEMBER 8, 1909.

FOR FURNISHING AND DELIVERING: No. 1. CAST IRON SIGN POSTS, WITH FLANGE.

No. 2. CAST IRON SIGN POSTS, WITH GROUND PIECE.

No. 3. CAST IRON CRISS-CROSS SIGN HOLDERS, WITH STANDARD.

No. 4. CAST IRON STREET SIGN BOXES, WITH CLAMPS.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1909.

The amount of security required will be Three Thousand Dollars (\$3,000).

The bidder will state the price for each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item.

Blank forms and specifications may be had at the office of the President of the Borough, Room 14, City Hall, Borough of Manhattan.

JOHN F. AHEARN, President.
The City of New York, August 27, 1909.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

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 219, 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.

2,400 linear feet of new curbstone, furnished and set.
 9,150 square feet of new flagging, furnished and laid.
 1,325 square feet of new bridgestone, for cross-walks, furnished and laid.
 50 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.
 100 linear feet of vitrified stoneware pipe, 12 inches in diameter.
 130 linear feet of guard rail, in place.
 The time allowed for the completion of the work will be one hundred and twenty-five (125) working days.
 The amount of security required will be Four Thousand Five Hundred Dollars (\$4,500).

No. 2. FOR REGULATING, GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN BURNETT PLACE, FROM GARRISON AVENUE TO TIFFANY STREET.

The Engineer's estimate of the work is as follows:

250 cubic yards of excavation of all kinds.
 3,100 cubic yards of filling.
 1,250 linear feet of new curbstone, furnished and set.
 5,250 square feet of new flagging, furnished and laid.
 275 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.

1,200 linear feet of guard rail in place.
 The time allowed for the completion of the work will be one hundred (100) working days.
 The amount of security required will be Three Thousand Dollars (\$3,000).

No. 3. FOR PAVING WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION AND WITH GRANITE BLOCKS ON A SAND FOUNDATION THE ROADWAY OF JENNINGS STREET, FROM STEBBINS AVENUE TO WEST FARMS ROAD, AND SETTING CURB WHERE NECESSARY.

The Engineer's estimate of the work is as follows:

2,695 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

598 cubic yards of concrete, including mortar bed.

500 linear feet of new curbstone, furnished and set in concrete.

3,945 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

2,270 square feet of old bridgestone, rejoined and relaid.

5,135 square yards of new granite block pavement, on a sand foundation, laid with sand joints, and keeping the same in repair for one year from date of acceptance.

The time allowed for the completion of the work will be forty (40) consecutive working days.

The amount of security required will be Seven Thousand Dollars (\$7,000).

No. 4. FOR CONSTRUCTING AN OUTLET SEWER AND APPURTENANCES IN WHITE PLAINS ROAD, BETWEEN EAST RIVER AND EAST ONE HUNDRED AND FIFTY-SECOND STREET; IN EAST ONE HUNDRED AND FIFTY-SECOND STREET, BETWEEN WHITE PLAINS ROAD AND AVENUE B; IN AVENUE B, BETWEEN EAST ONE HUNDRED AND FIFTY-SECOND STREET AND LAFAYETTE AVENUE (EAST ONE HUNDRED AND FIFTY-SIXTH STREET), AND IN LAFAYETTE AVENUE (EAST ONE HUNDRED AND FIFTY-SIXTH STREET), BETWEEN AVENUE B AND AVENUE A.

The Engineer's estimate of the work is as follows:

18 linear feet of pipe sewer, 30-inch.

192 linear feet of pipe sewer, 24-inch.

237 linear feet of pipe sewer, 18-inch.

92 linear feet of pipe sewer, 15-inch.

435 linear feet of pipe sewer, 12-inch.

1,340 spurs for house connections.

103 manholes, complete.

116,300 cubic yards of excavation of all kinds.

35 cubic yards of brick masonry.

32,500 cubic yards of Class "A" concrete.

6,500 cubic yards of Class "B" concrete.

4,500 cubic yards of Class "D" concrete.

5,200 cubic yards of broken stone.

895,000 feet (B.M.) of timber for foundations and sheeting left in place.

112,300 linear feet of piles.

3,050,000 pounds of steel bars for reinforcing concrete (3/4-inch to 1 1/4-inch).

261,000 pounds of structural steel.

6,600 square feet of wire netting, 2-inch by 2-inch mesh, No. 14 gauge.

1,000 linear feet of 12-inch to 24-inch drain pipe.

3,400 linear feet of 6-inch pipe as risers for house connections, including the surrounding and supporting Class "C" concrete.

330 linear feet of wrought iron fence.

90 square yards of vitrified brick pavement.

The time allowed for the completion of the work will be six hundred (600) working days.

The amount of security required will be Three Hundred Thousand Dollars (\$300,000).

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. HAFFEN, President,

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See General Instructions to Bidders on the last page, last column, of the "City Record."

BOARD OF ESTIMATE AND APPORTIONMENT.

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 Queens Lighting Company has, under date of June 7, 1907, made application to this Board for a grant of the right, privilege and franchise to construct, maintain and operate pipes, mains, conductors and necessary appliances in, under and along the streets, avenues, highways and public places within that portion of the Borough of Queens as described in said petition for the purpose of supplying gas for lighting the streets and to public and private consumers; and

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

Whereas, In pursuance to such laws this Board adopted a resolution 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 for at least two days in the New York "Daily News" and the New York "Times," newspapers designated by the Mayor, and 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 duly made inquiry as to the money value of the franchise or right applied for and the adequacy of the compensation proposed to be paid therefor; and

Whereas, On July 8, 1907, this Board, in pursuance of law, duly adopted a resolution fixing September 20, 1907, as a date for a public hearing on the form of proposed contract for the grant of the franchise applied for by the Company, which hearing was duly advertised according to law; and

Whereas, Said public hearing was held September 20, 1907; and

Whereas, At a meeting held October 4, 1907, this Board duly adopted a resolution approving the said form of proposed contract and authorizing the Mayor to execute the same in the name and on behalf of The City of New York; which said resolution was transmitted to the Mayor for his approval; and

Whereas, At the meeting of this Board held October 11, 1907, the Mayor was duly requested to return and did return to this Board the said resolution adopted October 4, 1907, whereupon the vote by which the same was adopted on October 4, 1907, was reconsidered and the matter referred to the Comptroller; and

Whereas, The Comptroller on June 25, 1909, submitted to this Board a report recommending certain changes to the said form of proposed contract, including an increase in the compensation to be paid therefor, and suggesting that the resolution of October 4, 1907, be rescinded and a new resolution approving of a contract amended in accordance with his recommendations be adopted; and

Whereas, Said resolution of October 4, 1907, has been rescinded at the meeting held this date; 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 Queens Lighting Company and the adequacy of the compensation proposed to be paid therefor; now therefore it is

Resolved, That the following form of the resolution for the grant of the franchise or right applied for by the Queens Lighting Company, containing the form of proposed contract as amended in accordance with the report of the Comptroller 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 Queens Lighting 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 and charges upon and subject to the terms and conditions in said proposed form of contract contained, and that the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

Proposed Form of Contract.

This contract, made and entered into this day of September, 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the Queens Lighting Company, a 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 lay, construct, maintain and operate suitable pipes, mains or other conductors, with the necessary service pipes and connections thereto, for conducting gas through the streets, lanes, alleys, squares and highways now open or which may hereafter be opened in that portion of the Third and Fourth Wards of the Borough of Queens, as constituted by section 1581 of chapter 466 of the Laws of 1901 (the Greater New York Charter), 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 lay, construct, maintain and operate suitable pipes, mains or other conductors, with the necessary service pipes and connections thereto, for conducting gas through the streets, lanes, alleys, squares and highways now open or which may hereafter be opened in that portion of the Third and Fourth Wards of the Borough of Queens, as constituted by section 1581 of chapter 466 of the Laws of 1901 (the Greater New York Charter), party of the second part, witnesseth:

Commencing at the point on the southerly shore of Little Neck Bay, where the boundary line between The City of New York and the County of Nassau intersects the same; thence southerly along said southerly shore of Little Neck Bay to the creek known as Alley Creek; thence southerly along the line of the centre of said Alley Creek to a point where the same, extended, would meet West Alley road; thence westerly along said West Alley road to where the same intersects and joins Rocky Hill road; thence southerly along said Rocky Hill road to the point where the same intersects and joins Black Stump road; thence westerly along said Black Stump road to a point where the same intersects and joins the road known as Brushville road and Holliswood avenue; thence southerly along said road known as the Brushville road and Holliswood avenue to a point where the continuation of the same is known as Flushing avenue; thence continuing southerly along said Flushing avenue to point where the same joins and intersects Hillside avenue; thence easterly along said Hillside avenue to a point where the same joins and intersects Carpenter avenue; thence southerly and southwesterly along said Carpenter avenue to a point where the same joins and intersects Pocahontas avenue; thence southwesterly along said Pocahontas avenue to where the same joins and intersects the right of way of the Long Island Railroad Company, otherwise known as Atlantic avenue, Farmers avenue and a road known as the Old Country road or Hollis road; thence southerly across said road known as the Old Country road or Hollis road to Farmers avenue; thence southerly along said Farmers avenue to a point where the same meets Locust avenue at or near Central avenue; thence southwesterly along said Locust avenue to a point where the same joins and intersects the road known as Rockaway road; thence northwesterly along said Rockaway road to a point where the same joins and intersects the road known as the Three Mile Mill road; thence southwesterly along said Three Mile Mill road to a point where the same reaches Jamaica Bay, near Cornell's Creek; thence easterly along the northerly shore of Jamaica Bay to the boundary line between The City of New York and the County of Nassau; thence northeasterly along said boundary line between The City of New York and the County of Nassau, as at present constituted, to the point of place of beginning. Being all that portion of the Third and Fourth Wards of the Borough of Queens, City of New York, embraced within such boundaries, as more clearly shown on the map or plan attached to this contract and certified to by the President of the Company, and dated June 4, 1907.

Sec. 2. The grant of this privilege is in consideration of and subject to and conditioned upon the performance and observance of the following conditions:

First—The said right to lay, construct, maintain and operate pipes, mains or other conductors for conducting gas in the above-described territory shall be held and enjoyed by the Company, its successors or assigns, from the date when this contract is signed by the Mayor until the twenty-seventh day of October, nineteen hundred and thirty-one, with the privilege of renewal of said contract for a further period of twenty-five (25) years upon a fair revaluation of said right and privilege. Such revaluation shall be of the right and privilege to maintain and operate such a gas system by itself, and is not to include any valuation derived from the ownership, operation or control of any other gas, electric, or other system used for the purpose of supplying light, heat or power, by the Company, its successors or assigns.

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 the annual sum to be paid by the Company to the City under such renewal shall not be less than the sum required to be paid during the last year of this original contract.

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with such other fixing the rate of such compensation at such amount as shall be reasonable, but no annual sum thus fixed shall in any event be less than the sum required to be paid by the Company to the City during the last year of this original contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate at such amount as shall be determined by 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 the books of the Company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum to be paid thereunder shall, in any event, be less than the sum required to be paid for the last year of this original contract. If, in any case, the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Second—Upon the termination of this original contract, or if the same is renewed, then upon the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, if the Board shall so elect, the mains, service pipes and street lamps erected and located by the Company in the territory designated in Section 1 of this contract, including all property erected or located by it in the public streets or roads of the City, as the same now exist or may be extended, and in all new streets or roads which may be hereafter opened in that portion of the Borough of Queens, constructed pursuant to this contract, shall become the property of the City, without compensation therefor, and the same may be used by the City for any purpose whatsoever. If the Board shall so elect, upon the termination of this grant for any cause, the plant and property erected and located by the Company pursuant to this contract, in that portion of the Borough of Queens as bounded and described in Section 1 of this contract, including the buildings, plants, holders, meters, house fittings and all property not situated in the public streets or roads used by the Company in the manufacture and distribution of gas to street lamps and public and private buildings in said territory, shall become and be the property of the City on payment to the Company of the value of the same, as fixed by three disinterested freeholders, appointed and paid in the same manner and with the same powers as appraisers appointed upon any renewal of this original contract, as above set forth, but such valuation shall in no case be greater than the value of such property, as shown by the last report submitted by the Company to the Board, as required by the terms of this contract, and shall not include any compensation for any value which such property may have by reason of this grant.

If, however, at the termination of this grant for any cause, as aforesaid, the City, by the Board, shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of its pipes, mains and conductors from all the streets and public places within the limits of the territory in which it is authorized to operate by this contract.

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

1. Five thousand dollars (\$5,000) in cash within thirty days after the signing of this contract.

2. During the period between the date on which this contract is signed by the Mayor and the twenty-seventh day of October, nineteen hundred and eleven, an annual sum which shall in no case be less than two hundred and fifty dollars (\$250), and which shall be equal to one (1) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of two hundred and fifty dollars (\$250).

3. During the succeeding five years of this original contract an annual sum which shall in no case be less than five hundred dollars (\$500), and which shall be equal to one (1) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of five hundred dollars (\$500).

4. During the succeeding five years of this original contract an annual sum which shall in no case be less than one thousand dollars

(\$1,000), and which shall be equal to two (2) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of one thousand dollars (\$1,000).

5. During the succeeding five years of this original contract an annual sum which shall in no case be less than one thousand five hundred dollars (\$1,500), and which shall be equal to three (3) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of one thousand five hundred dollars (\$1,500).

6. During the last five years of this original contract an annual sum which shall in no case be less than two thousand five hundred dollars (\$2,500), and which shall be equal to five (5) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of two thousand five hundred dollars (\$2,500).

All the sums herein provided for shall be paid into the treasury of The City of New York on November 1 of each year, and shall be for the amount due to September 30 next preceding.

Fourth—The said annual charge or payments shall continue throughout the whole term of the privilege hereby granted, whether original or renewal, as hereinbefore provided, notwithstanding any clause in any statute or in the charter of any gas or other company providing for payments for similar rights or franchises at a different rate, and no transfer, sale, assignment, lease, or sublease of the rights or franchises hereby granted, whether original or renewal, or any part thereof, shall be valid or effectual for any purpose unless the said transfer, sale, assignment, lease or sublease shall contain a covenant on the part of the transferee, purchaser, assignee or lessee that the same is subject to all the conditions of this contract, and that the transferee, purchaser, assignee or lessee will be bound by all of said conditions, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said transferee, purchaser, assignee or lessee waives any more favorable conditions created by said statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

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

Fifth—The plant, manufactory or works of this Company which may be erected under the privilege contained in and granted by this contract for the purpose of manufacturing and furnishing gas, shall be constructed so as not to be in any way detrimental to the public health, nor otherwise create a nuisance. Before the construction of any plant, holder or other apparatus used in the manufacture or storage of gas the Company shall obtain the approval of the Board to the location and the plans for the construction of the same.

Sixth—The Company shall construct, maintain and operate its gas system, mains, conductors, service connections and pipes subject to the supervision, control and inspection and to the entire satisfaction of the proper authorities of the City who have jurisdiction in such matters, under the Charter or ordinances of the City, or under the provisions of this contract, and the entire expense of such supervision, control and inspection shall be borne by the Company.

Before opening any street, lane, alley or public place to lay or begin the laying of any mains, conductors, pipes or service connections, the Company

the Company, this grant shall cease and determine.

Ninth.—In the event that the City finds it necessary to change the grade or line of any street, road or avenue now existing, or which may hereafter be opened in any part of the Borough of Queens, or place therein any new structures, or change the location of any structure therein, the Company agrees that it will make no claim or attempt to obtain any compensation for its expense in relaying or replacing its mains, if the same is necessary to conform to such improvement in or of such street, road or avenue, in the territory in which it is hereby granted the right to lay its mains.

Tenth.—The Company shall, upon being directed to do so by the Commissioner of Water Supply, Gas and Electricity, extend its main to such places and along such streets as he may direct, but shall not be required to lay a greater length of main or conductor during any one year than that hereinbefore prescribed; provided, however, that if any public building or public lamp is situated within one hundred (100) feet of any main or conductor of the Company in a public street, avenue or highway, then and in that case the Company shall be required to extend the same, in addition to the above, in compliance with section 62 of the Transportation Corporations Law (chapter 219 of the Laws of 1909), and a public lamp shall be deemed a building or premise within the meaning of such section.

Eleventh.—The Company, within three (3) months after the signing of this contract by the Mayor, shall commence the construction of a gas works, including all the appurtenances necessary thereto, of a sufficient capacity to furnish at least forty million (40,000,000) cubic feet of gas per annum, and shall complete the same within twelve (12) months thereafter. This gas works shall be constructed within the boundaries of the territory within which it is granted the right to operate by this contract, and a failure to complete the same within the time limited shall result in the forfeiture of this franchise without legal or equitable proceedings; provided that such period may be extended by the Board for a period or periods not exceeding in the aggregate twelve (12) months; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any Court or by works of public improvement, or from other causes not within the control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company; and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless, upon the request of the Board, the Company shall, in writing, consent that the Board, either in its own name as a party, or in the name of the City, as a party, may intervene in such proceedings.

The gas plant, mains and all appurtenances thereto shall be constructed and operated in the latest approved manner, and shall be operated with the most modern and improved appliances. The gas furnished by the Company shall be of the best quality, and the supply shall be continuous for twenty-four hours in each day during the term of this contract, or any renewal thereof, except for interruption from unavoidable causes over which the Company shall have no control.

Twelfth.—The Company shall file with the Board, on or before the 1st day of November in each year, a map, plan or diagram, showing the boundaries of the territory in which the Company is authorized to lay its mains by this contract, upon which shall be plainly marked in black the mains laid up to September 30 of the year preceding, and in red the mains laid during the year ending on the 30th day of September next preceding the date of the filing of such map, plan or diagram. This map, plan or diagram shall have a statement thereon of the number of miles of mains laid up to the 30th day of September of the preceding year, and of the number of miles of mains laid during the year ending on the 30th day of September next preceding the date of the filing of the same, in the words and figures following, viz.:

Number of miles of mains laid up to September 30, 19 : miles, feet.

Number of miles of mains laid during the year ending September 30, 19 : miles, feet, and shall be certified by the Secretary of Company. Copies of this map, plan or diagram shall also be filed in the office of the Department of Water Supply, Gas and Electricity, and in the office of the President of the Borough of Queens.

Thirteenth.—The gas to be furnished by the Company shall be of the standard at present fixed by law. Said gas shall have an illuminating power of not less than twenty-two sperm candles of six to a pound, burning at the rate of one hundred and twenty grains of spermaceti per hour, tested at a distance of not less than one mile from the distributing holder by a burner consuming five cubic feet of gas per hour by a flat flame burner giving greatest results at not less than four-tenths of an inch pressure at the point of ignition, and each one hundred cubic feet of gas shall not contain more than five grains of ammonia, nor more than twenty grains of sulphur, nor more than a trace of sulphurated hydrogen. Provided, however, that should a new process be hereafter generally used to manufacture gas of a higher standard than the gas at present manufactured by the Company, then the Company binds itself to furnish gas equal to that furnished by such new process, should the same be ordered by the Board. And the Company further binds itself to furnish gas of superior candle-power and quality to that herein set forth or ordered by the Board whenever required to do so by any general or local act of the Legislature, and such act shall be deemed a modification of this agreement, but no act providing for the furnishing of an inferior quality of gas shall be deemed to in any way affect the provisions of this agreement. The pressure of said gas shall not exceed that fixed by law.

Fourteenth.—The Company agrees to provide and furnish to the Department of Water Supply, Gas and Electricity the necessary apparatus and station to conduct tests to ascertain the pressure and quality of the gas furnished by it, if required to do so by the Commissioner of Water Supply, Gas and Electricity. Should any tests made by the said Commissioner of gas furnished by the Company show that said gas is of an inferior quality or other than that specified herein, or is being furnished at a pressure exceeding that fixed by law, the Company shall immediately remedy such defect upon notice from said Commissioner.

Fifteenth.—The rates to be charged by the Company in the Borough of Queens for gas furnished by it to the City and to private consumers shall never be in excess of the following, and it is agreed that the same may be reduced by the Board, as hereinafter provided:

For gas furnished to the City for street lighting, to be used in its public buildings, or for

gas furnished to any other public buildings located in the Borough of Queens, the sum of seventy-five cents per thousand cubic feet.

For furnishing gas to open-flame lamps, consuming three cubic feet of gas per hour, and burning for a period of three thousand nine hundred and fifty hours in any one year, for each lamp, at each lamp, including the lighting, extinguishing, cleaning, repairing, reglazing, and painting of lanterns and lamp-irons, the furnishing, repairing and replacing of cocks, tubes and burners, the replacing of cross-heads, lamp-irons and lanterns, and the replacing and repairing of lamp-posts when owned by the Company, a sum not to exceed seventeen dollars (\$17) per year, and for similar services to other open-flame lamps and burning a different number of cubic feet per hour, or a different number of hours per year, at proportionate rates.

For furnishing and connecting, ready for use, each mantle gas lamp with improved burner appliances and incandescent mantles, including cocks, tubes, burners, mantles, globes, chimneys, rods, regulating apparatus and all appurtenances necessary for each lamp, at each lamp, and also operating and maintaining it, including illuminant, the operation and maintenance to include the lighting, extinguishing, cleaning, reglazing, repairing and painting of lanterns and lamp-irons, the furnishing, repairing and replacing of cocks, tubes, burner appliances, mantles, chimneys, globes, rods, regulating apparatus, lanterns, lamp-irons, frames and cross-heads thereto, and repairing and replacing of lamp-posts when owned by the Company, a sum not to exceed twenty-five dollars (\$25) for every such lamp not consuming more than three and one-half (3½) cubic feet of gas per hour for three thousand nine hundred and fifty hours in any one year, and for similar services to mantle lamps burning a different number of cubic feet per hour or a different number of hours per year at proportionate rates.

For furnishing illuminating material other than gas for each lamp, at each lamp, including the lighting, extinguishing, cleaning, repairing, reglazing and painting of lanterns and lamp-irons, the furnishing, repairing and replacing of cocks, tubes, burners, burning appliances, lamp-posts, lanterns, lamp-irons and cross-heads thereto, the sum of twenty dollars (\$20) per lamp, burning three thousand nine hundred and fifty hours in any one year, and for similar service for a greater number of hours at proportionate rates.

For supplying illuminating material other than gas to, and for furnishing and connecting ready for use, each mantle lamp, with improved burner appliances and incandescent mantles, including cocks, tubes, burners, mantles, globes, chimneys, rods, regulating apparatus, lanterns, lamp-irons, frames and cross-heads thereto, and repairing and replacing of lamp-posts when owned by the Company, a sum not to exceed twenty-five dollars (\$25) for every such lamp not consuming more than three and one-half (3½) cubic feet of gas per hour for three thousand nine hundred and fifty hours in any one year, and for similar services to mantle lamps burning a different number of cubic feet per hour or a different number of hours per year at proportionate rates.

For gas furnished to private consumers in that portion of the territory in which the Company is hereby granted the right to lay its mains lying in the Third Ward of the Borough of Queens, one dollar and ten cents per thousand cubic feet during the year nineteen hundred and nine; one dollar and five cents per thousand cubic feet during the year nineteen hundred and ten, and one dollar thereafter, and in that portion of the territory in which the Company is hereby granted the right to lay its mains lying in the Fourth Ward of the Borough of Queens, the sum of one dollar per thousand cubic feet.

The Company also agrees that if in the future any new or improved style of street lighting is available for use it will furnish the same throughout the territory in which it is hereby granted the right to operate at such reasonable prices as may be fixed by the Board, subject to the provisions of this contract.

Sixteenth.—The Company shall supply gas to the public buildings and public lamps of all types situated on the line or lines of the mains of said Company throughout the territory in which it is hereby granted the right to lay its mains and furnish open flame and mantle naphtha lamps, where such mains are not laid, if required by the Commissioner of Water Supply, Gas and Electricity, and said public buildings and lamps shall be lighted when required by the City at rates not to exceed those hereinbefore set forth, or as may be hereafter established by the Board. As a condition of this contract the Company binds itself to submit bids or proposals for lighting the public buildings and furnishing and lighting public lamps of all types in the entire territory in which it is granted the right to operate by this contract along the lines of its mains as they exist or may be extended, whenever the same are advertised or called for by the Commissioner of Water Supply, Gas and Electricity, or his successor in authority, at rates not exceeding those above set forth, or which may be hereafter established by the Board.

Seventeenth.—The Company shall also, in any and all bids or pronouncements which it may hereafter submit for lighting public buildings and lamps in the Borough of Queens, agree to repair such lamp-posts as belong to the City or may be acquired or erected by it, and erect new ones at prices not to exceed the following, except as provided elsewhere in this paragraph:

For each lamp-post straightened, the sum of one dollar and fifty cents (\$1.50).

For each column re-leaded, the sum of one dollar and fifty cents (\$1.50).

For each column recalculated, the sum of one dollar (\$1).

For each column refitted, the sum of three dollars and fifty cents (\$3.50).

For each service pipe refitted, the sum of six dollars (\$6).

For each standpipe refitted the sum of four dollars (\$4).

For discontinuing service per lamp, the sum of two dollars (\$2).

For each lamp-post removed, the sum of three dollars and fifty cents (\$3.50).

For each lamp-post reset, the sum of ten dollars (\$10).

For each lamp-post painted, the sum of twenty-five cents (25c.) per coat.

For the erection of each new lamp-post, complete (with service and standpipes when for gas), and with cross-heads, lamp-irons and lanterns in place, the sum of ten dollars (\$10).

For the sale to the City of the gas lamp-posts with gas lamps belonging to the Company, erected ready for use complete with service and standpipes connected, all in good repair, per post, the sum of eight dollars (\$8).

The Company may submit bids for any or all of these items at prices not to exceed twenty-five per cent. in excess of those above set forth, or which may be hereafter fixed by the Board, whenever in the opinion of the Commissioner of Water Supply, Gas and Electricity these prices appear to be insufficient.

Eighteenth.—During the term of this contract or any renewal thereof the Board shall have the

power to regulate and fix the maximum and minimum rates to be charged by the Company throughout the territory in which it is hereby granted the right to lay its mains for gas for private lighting, provided such rates shall be reasonable and fair.

The maximum rates herein fixed for public lighting and for repairs and replacements of street lamps and posts shall continue until October 27, 1911, at which time and at the end of each period of five years thereafter during the term of the contract or any renewal thereof, the Board shall have the power to reduce such rates, provided such reduced rates shall be reasonable and fair.

Nineteenth.—The Company shall supply gas to all applicants in the territory in which it is authorized to operate, not in arrears for prior bills, owning or occupying premises on streets in which gas mains or conductors are laid, and where the Company has not laid mains or conductors it shall lay the same upon the application, in writing, of the owner or occupant of any building or premises within one hundred feet of any main laid by it, provided he shall pay all money due from him to the Company. The Company, however, shall not refuse to supply gas to any person owning or occupying premises on the line of its mains or to extend its mains for that purpose if there be any rent or compensation in arrear for gas supplied, or for pipes or fittings, furnished to a former occupant thereof, unless such owner applying for a supply of gas shall have undertaken or agreed with the former occupant to pay or to exonerate him from the payment of such arrears, and shall refuse and neglect to pay the same; and if for the space of ten days after such application, and the deposit of a reasonable sum as security, if required, in pursuance of section 63 of the Transportation Corporation Law, the Company shall refuse or neglect to supply gas as required, said Company shall forfeit and pay to the applicant the sum of ten dollars, and the further sum of five dollars for every day thereafter during which such refusal or neglect shall continue; provided that the Company shall not be required to lay service pipes for the purpose of supplying gas to any applicant where the ground in which such pipe is required to be laid shall be frozen or shall otherwise, in the opinion of the Board, present serious obstacles to laying the same; nor unless the applicant, if required, shall deposit in advance with the Company a sum of money sufficient to pay the cost of his portion of the pipe required to be laid, and the expense of laying such portion.

The Company shall not require or receive any deposit or advance payment in excess of what is reasonably necessary to insure payment of current bills, and on such amounts so paid the Company shall pay interest at the statutory rate. Any consumer or person who desires to be connected with the mains of the Company can apply to the Board to compel the Company to comply with the provisions of this contract, and all orders of the Board made on the request of any such consumer or person shall be complied with by the Company.

The provisions herein made in regard to a penalty for refusal to comply with the provisions of this subdivision of the contract, and requiring the payment of interest on deposits made by consumers, may, in the event of the refusal of the Company to comply with any order of the Board, on complaint made in regard thereto, be deducted from the security fund to be deposited with the Comptroller, as hereinafter provided, and the Comptroller is authorized to deduct the amount from the said fund and pay the same to the claimant, on being directed to do so by the Board.

The repeal or amendment of section 62 of the Transportation Corporations Law, requiring the Company to extend its mains to supply gas to any building within one hundred feet of its existing mains, upon application for the same, shall not be deemed to in any way affect the provisions of this contract, except that if such amendment requires the Company to do something in addition to or not inconsistent with the provisions of this contract, then, and in that case, the Company shall comply with both of the provisions of this contract and the laws of the State in regard to such extensions.

Twenty-first.—The Company shall assume all liability to persons or property by reason of the construction or operation of the system authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or defaults of the Company.

Twenty-second.—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, either by the act of the Company, its successors or assigns, or by operation of law, whether under the provisions of the statute relating to the consolidation, merger or sale of corporations or otherwise, to any person or corporation whatsoever, nor shall the Company, its successors or assigns, in any manner consolidate or pool its stock, business or interests, or enter into any agreement for a division of business, interest or territory, or to prevent competition or a reduction in rates, or acquire, own or make use of or in any manner exercise control over any of the rights, privileges, franchises or stock, or use, own, control or operate any of the property, works, plants or appliances of any such persons or corporations without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in any wise notwithstanding, and the granting, giving, or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents. Nothing herein contained shall apply to any mortgage or mere lienor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

In the event of any consolidation, sale or merger with any other gas company operating in the same territory whereby any duplication of plant or mains shall be effected, such duplication shall not be included in the assets on which a return is to be provided in fixing a reasonable rate.

Twenty-third.—The Company hereby agrees and stipulates that any and all rights which by its incorporation it may now have or may hereafter acquire, under the law, as it now exists or may be hereafter amended or altered, whereby it may purchase, acquire or hold stock, bonds or other evidence of indebtedness in any other corporation, are hereby waived; but the Company may exercise such rights upon acquiring the consent of the Board so to do, under such conditions as it may impose.

Twenty-fourth.—The Company shall submit a report duly verified to the Board not later than November 1 of each year, for the year ending September 30 next preceding, which shall show the following:

1. Capital authorized—
 - (a) Preferred stock.
 - (b) Common stock.
 - (c) Bonds (classes to be specified).
 - (d) Debentures.
2. Capital issued—
 - (a) Preferred stock.
 - (b) Common stock.

(c) Bonds (classes to be specified).

(d) Debentures.

3. Amount of sinking fund.

4. Amount and rate of dividends paid during year.

5. Amounts and rates of interest paid on the various classes of bonds during the year.

6. Capacity attached to piping—

- (a) Miles of mains.
- (b) Street lights.
1. Open flame.
2. Mantle lights.

(c) House lights.

(d) Meters.

(e) Number of consumers for light.

7. Highest price received for gas, per thousand cubic feet.

8. Average price received for gas per thousand cubic feet.

9. Authorized price per thousand cubic feet.

10. Amount of gas manufactured during the year.

11. Amount of gas sold during the year.

12. Detailed statement of total cost of manufacture and distribution of entire amount of gas during year, showing also cost of manufacture and distribution of same per thousand cubic feet.

13. Balance sheet showing assets and liabilities in detail.

14. Detailed statement of cost of property situated in the Borough of Queens, showing miles and size of mains, number of meters, holders, buildings, machinery, manufactures, interior piping, lamps, service connections, etc., and cost of same, including separately, value of franchise.

15. Detailed statement of amount of depreciation on above.

16. Detailed statement of present value of above.

17. Statement showing stock and bonds owned in other companies, setting forth name of companies, date of acquiring stock, par value, amount paid for and present value of same.

18. Statement showing number and location of factories and holders.

A detailed statement showing the kinds and quantities of residuals and the prices received for the same.

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

For failure to comply with the foregoing, the Company shall pay a penalty of twenty-five dollars (\$25) per day until such statement or copy of such report is rendered, and in default of such payment, the same, upon order of the Board, may be deducted from the security fund to be deposited by the Company with the Comptroller, as hereinafter provided.

Twenty-fourth.—If the said Company, its successors or assigns, shall fail to give efficient public service at the rates herein fixed, or fail to maintain the standard fixed by the Board or by law, as set forth above, for the quality of gas furnished by it to the City or private consumers, or exceeds the maximum pressure allowed by law, or fail to maintain its structures in good condition throughout the full term of its occupancy of such streets, or fail to comply with any provisions of this contract, the Board may give written notice to the said Company, specifying any default on the part of said Company, and requiring said Company to remedy the same within a reasonable time, and upon the failure of the Company to remedy said default within a reasonable time said Company shall for each day thereafter during which the default or defect remains pay to the City the sum of one hundred dollars (\$100), as fixed or liquidated damages, or the said City, in case such structures which may affect the surface of the streets, shall not put in good condition within a reasonable time after notice by the Board, as aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the said Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, or in default of such payment, the same shall be a proper charge against and may be deducted from the security fund to be deposited with the Comptroller as hereinafter provided.

If, for a period of two consecutive weeks, the gas system of the Company shall not be operated, the Board may declare the right and franchise granted by this contract terminated without further proceedings in law or in equity, if it shall appear, in the judgment of said Board, that the same was not operated through the fault of the Company.

The Company shall, in the exercising of any and all the rights conferred on it by this contract, comply with all the provisions of chapter 429 of the Laws of 1907, establishing the "Public Service Commissions" of the State of New York, and all acts amendatory or additional thereto, and shall immediately upon obtaining the same, furnish to the Board, for filing among its records, a copy of the certificate required to be obtained by the Company under section 68 of such act, certified by the Commission having jurisdiction over the Company. Nothing in this contract shall be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the laws of the State.

Twenty-fifth.—The Company shall, at all times keep accurate books of account and shall, on or before November 1 in 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. Such report shall contain a statement of the gross receipts from all business done by the Company, together with such other information and in such form and detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report and may examine its officers under oath.

And the said Comptroller shall at all times have access to the plant of said Company, and on reasonable notice be provided with an inventory thereof.

Twenty-sixth.—In case of any violation or breach or failure to comply with any of the provisions of this contract, the same may be forfeited by a suit brought by the Corporation Counsel on notice of ten days to the Company, or at the option of the Board, by resolution of said Board, which said resolution may contain a provision to the effect that all property constructed and in use by virtue of this grant shall thereupon become the property of the City without proceedings at law or in equity.

Twenty-seventh.—This grant is upon the express condition that the Company, within thirty (30) days after the execution of this contract and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of the City the sum of one thousand five hundred dollars (\$1,500), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of the terms and conditions of the contract, especially those which relate to the payment of the annual charge for the franchise granted, in default of which payment of

officials, made pursuant to the terms of this contract, or under the authority of any laws or ordinances now or hereafter in force, in such case and in any of these events the Company shall pay to the Comptroller of the City a penalty of one hundred and twenty-five dollars (\$125) for each violation.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its president, to appear before him on a certain day not less than ten days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears, in the judgment of the Comptroller, to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and, without legal procedure, withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund, the Company shall, upon ten days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of one thousand five hundred dollars (\$1,500), and in default thereof the contract may be revoked at the option of the Board, acting in behalf of the City. No action or proceeding or rights under the provisions of the grant shall affect any other legal rights, remedies or causes of action belonging to the City.

Twenty-eighth—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 the powers, rights and duties herein reserved to or prescribed for the Board or other authorities, officer or officers.

Twenty-ninth—The words "notice," "demand" or "direction," wherever used in this contract, shall be deemed to mean a written notice, demand or direction. Every such notice, demand or direction to be served upon the Company shall be delivered at such office in The City of New York 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 of New York. Delivery or mailing of such notice, demand or direction as and when above provided shall be equivalent to direct personal notice, demand or direction, and shall be deemed to have been given at the time of delivery or mailing.

Thirtieth—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 of the territory in which the Company is authorized to operate by this contract, and nothing contained herein shall be deemed to affect in any way the right of the City to grant a similar privilege upon the same or other terms and conditions to any other person or corporation in any part of the Borough of Queens.

Thirty-first—Whenever this contract requires the Company to do or refrain from doing something in addition to or not inconsistent with the laws of the State or the ordinances of the City, the Company shall be bound to observe the provisions of the contract or any amendments or modifications of the same. This provision shall be deemed to apply to any and all orders, requests and directions of all local authorities vested with powers by this contract, in addition to those conferred upon such authorities by the laws of the State and the ordinances of the City.

Sec. 3. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,
By....., Mayor.
(Corporate Seal.)

Attest:
....., City Clerk.
QUEENS LIGHTING COMPANY,
By....., President.
(Seal.)

Attest:
....., Secretary.

(Here add acknowledgments.)
Resolved, That the results of the inquiry made by this Board as to the money value of the franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, including the provisions as to rates 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 Queens Lighting 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 September 17, 1909, in the City Record, and at least twice during the ten days immediately prior to September 17, 1909, in two daily newspapers to be designated by the Mayor thereof, and published in The City of New York, at the expense of the Queens Lighting 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 Queens Lighting 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 resolutions 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 September 17, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

(Flushing "Evening Journal" and Long Island City "Daily Star" designated.)

JOSEPH HAAG, Secretary.

Dated New York, July 2, 1909.

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1909, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate two additional tracks under and across South street, St. George, two tracks across Central avenue, Union avenue, Harbor road and South avenue, and one track across Richmond terrace, near Hollands Hook, Borough of Richmond; and

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

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

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for and proposed to be granted to the Staten Island Rapid Transit Railway Company and the adequacy of the compensation proposed to be paid therefor; now therefore, it is

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

Proposed Form of Contract.

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

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

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

Whereas, The Commissioners of the Sinking Fund, at their meeting held April 5, 1909, did, in accordance with the provisions of section 205a of the Greater New York Charter, as enacted by chapter 302 of the Laws of 1907, adopt a resolution authorizing this exchange, subject, however, to the approval of the Board; and

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

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

In consideration of the said exchange of properties and of the mutual covenants and agreements herein contained, and in accordance with the resolution of the Board, adopted June 12, 1908, referred to above, the parties hereto do hereby covenant and agree, as follows:

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate—

(a) Two additional tracks across and under South street, near Jay street, First Ward, Borough of Richmond, within the lines of said South street as the same is now laid out or may hereafter be widened, said tracks to be constructed immediately to the west of the present two tracks of the Company crossing under South street at this point and constituting the existing right of way of the Company under said South street. All as shown on a map entitled: "Map Showing Proposed Tracks Under and Across South Street, in the First Ward, Borough of Richmond, City of New York, to Accompany Petition of The Staten Island Rapid Transit Railway Company to the Board of Estimate and Apportionment. Dated April 14, 1909."

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

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

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

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

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

First—The said right to construct, maintain and operate said railroad tracks shall be held and enjoyed by the Company for the term of

twenty-five (25) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

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

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

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six (6) months prior to the expiration of this original contract, and their report shall be filed with the Board within three (3) months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and 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 valuation so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall, in any event, be less than the sum required to be paid for the last year of this original contract. If in any case the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

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

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

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

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

All annual charges as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding. Provided that the first annual payment shall be only for that portion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following shall bear to the whole of one year.

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

Third—The annual charges or payments herein provided for shall continue throughout the whole term of this contract (whether original or renewal), notwithstanding any clause in any statute or in the charter of any railroad or railway company providing for payment for railroad or railway rights or franchises at a different rate, and no assignment, lease or sublease of the rights or privileges hereby granted, or 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, especially said conditions as to payments, and the removal of the tracks herein authorized from the surface of the streets crossed by the same, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

Fourth—The consent hereby given shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall title, interest or property therein pass to or vest in any other person or corporation whatsoever, either by the acts of the said grantee, its successors or assigns, or by operation of law, without the consent in writing of the City, acting by the Board, or its successors in authority.

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

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

Sixth—The Company shall commence the construction of the tracks herein authorized under South street, First Ward, within three (3) years, and complete the same within five (5) years from the date upon which this contract is signed by the Mayor, and shall commence and complete

the construction of the other tracks herein authorized within two (2) years from such date, otherwise the rights herein granted shall cease and determine as to such tracks not so constructed. In the event of the rights so ceasing, the Company shall not be required to make any further payments for the privilege of constructing and maintaining said tracks under this contract, but shall continue paying to the City the sum fixed by this contract for each crossing which it constructs within the time limit herein fixed.

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

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

(b) All changes in sewer or other subsurface structures made necessary by the construction of the railroad tracks, including the laying or re-laying of pipes, conduits, sewers or other structures.

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

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

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

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

Tenth—Said grantee shall be liable for all damages to persons or property, including the street and subsurface structures therein, by reason of the construction and operation or maintenance of said railroad tracks, and it is a condition of this contract that The City of New York assumes no liability to either person or property on account of this contract.

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

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

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

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

Fifteenth—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights hereby conferred, shall deposit with the Comptroller of the City the sum of one thousand dollars (\$1,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privileges hereby granted, the repairs of street pavement, and the removal of those tracks laid on the surface of the streets at its own expense as herein provided, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten (10) days' notice in writing to the Company; or in case of failure to keep the other terms and conditions of this contract, the Company shall pay a penalty of ten dollars (\$10) per day for each day of violation.

The procedure for the imposition and collection of the penalties in this contract shall be as follows:

The Board, on complaint made, shall give notice to the Company, directing its President or other officer to appear before the Board on a certain day not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provision. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, and without legal procedure direct the Comptroller to withdraw the amount of said penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the City a sum sufficient to restore said security fund to the original amount of one thousand dollars (\$1,000), and in default thereof this contract shall be annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under this or any other provision of this contract shall

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 Staten Island Rapid Transit Railway Company has, under date of April 14,

affect any other legal rights, remedies or causes of action belonging to the City.

Sixteenth—In case of any violation, or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten (10) days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railroad tracks constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

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

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

See. 3. The City hereby agrees that it will construct a portal to the proposed new tunnel required for the construction of the tracks herein authorized under South street, in the First Ward of the Borough of Richmond. Said portal is estimated to cost not exceeding four thousand seven hundred dollars (\$4,700) in excess of the cost to the City of building a solid retaining wall at this point, as was heretofore proposed. All and every other expense in connection with the rights hereby granted shall be borne and paid for by the Company.

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

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

THE CITY OF NEW YORK,
(SEAL) By Mayor.

Attest: City Clerk.

THE STATEN ISLAND RAPID TRANSIT RAILWAY COMPANY,
By Vice-President.

Attest: Secretary.

(Here add acknowledgments.)

Resolved, That the results of the inquiry made by this Board as to the money value of the franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor and of the terms and conditions, including the 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 the franchise or right applied for by the Staten Island Rapid Transit Railway Company and the said form of a proposed contract for the grant of such franchise or rights, containing said results of such inquiry after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, September 17, 1909, in the City Record, and at least twice during the ten (10) days immediately prior to Friday, September 17, 1909, in two daily newspapers to be designated by the Mayor therefor and published in the City of New York, at the expense of The Staten Island Rapid Transit Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by The Staten Island Rapid Transit Railway Company and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, September 17, 1909, at 10.30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

("Staten Island World" and "Staten Islander" designated.)

JOSEPH HAAG, Secretary.

Dated New York, June 11, 1909.

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COMMISSIONERS OF THE SINKING FUND.

PUBLIC NOTICE IS HEREBY GIVEN that the Commissioners of the Sinking Fund, in accordance with the provisions of chapter 372 of the Laws of 1907, will hold a public hearing in Room 16, City Hall, Borough of Manhattan, at 11 o'clock in the forenoon, on Wednesday, September 22, 1909, relative to the request of the Commissioners of Docks that the Commissioners of the Sinking Fund assent to the institution of condemnation proceedings for the following described property:

All the wharfage rights, terms, easements, emoluments and privileges, not now owned by The City of New York, and appurtenant to the following described piers and bulkheads, situated on the East River, Borough of Manhattan, City of New York, viz.:

Parcel "A."

Pier (old) No. 45, or Jefferson street pier west, bounded and described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street where the westerly side of Pier (old) No. 45 intersects the same, said point being distant 135.51 feet easterly along said bulkhead from a point where the southerly prolongation of the easterly line of Rutgers slip would intersect the

same; running thence easterly along the inner or northerly end of said pier and along the bulkhead in the rear of the same about 40 feet to the easterly side of Pier (old) No. 45, as it existed before widening; thence southerly and along the easterly side of Pier (old) No. 45 as it existed before widening, a distance of about 225 feet to an angle point in said easterly side; thence defecting to the left and still along the easterly side about 180 feet to the outer or southerly side of pier; thence westerly and along the outer or southerly side of said pier a distance of about 49.38 feet to the westerly side of Pier (old) No. 45; thence northerly and along the westerly side of Pier (old) No. 45 a distance of 405.28 feet to the point or place of beginning.

Parcel "B."

Pier (old) No. 49, or Montgomery street pier west, bounded and described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street where the westerly side of Pier (old) No. 49 intersects the same, said point being distant about 117.84 feet easterly along said bulkhead from a point where the southerly prolongation of the easterly side of Clinton street would intersect the same; running thence easterly along the outer or northerly end of said pier and along the bulkhead in the rear of the same about 35.05 feet to the easterly side of said pier; thence southerly and along the easterly side of Pier (old) No. 49 a distance of 326.35 feet to the outer or southerly end of said pier; thence westerly and along the outer or southerly end of said pier a distance of 35.24 feet to the westerly side of said pier; thence northerly and along the westerly side of said pier a distance of 323.59 feet to the point or place of beginning.

Parcel "C."

The bulkhead, dock or wharf property between the southerly prolongation of the easterly side of Rutgers slip and Pier (old) 45 or Jefferson street pier west, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street at its intersection with the easterly line prolonged of Rutgers slip; running thence easterly and along said bulkhead 135.51 feet to the westerly side of Pier (old) 45.

Parcel "D."

The bulkhead, dock or wharf property between Pier (old) 45 or Jefferson street pier west, as it existed before widening, and the southerly prolongation of the easterly line of Jefferson street, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street where the southerly prolongation of the westerly line of Jefferson street intersects same; running thence westerly and along said bulkhead about 121.02 feet to a point in the bulkhead where the easterly line of Pier (old) 45, as it existed before widening, intersects same.

Parcel "E."

The bulkhead, dock or wharf property between the southerly prolongation of the easterly line of Jefferson street and the property formerly owned by Mary Bell, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street where the southerly prolongation of the easterly line of Jefferson street intersects same; running thence easterly and along said bulkhead 96.21 feet to a point in the bulkhead where the southerly prolongation of the westerly line of the property formerly owned by Mary Bell intersects same.

Parcel "F."

The bulkhead, dock or wharf property between the properties formerly owned by Mary Bell and Joseph Keese, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of South street where the southerly line of property formerly owned by Joseph Keese intersects same, said point being distant about 48.03 feet westerly from the southerly prolongation of the westerly side of Clinton street; running thence westerly and along said bulkhead about 73.05 feet to the southerly prolongation of the easterly line of property formerly owned by Mary Bell.

Parcel "G."

The bulkhead, dock or wharf property between the property formerly owned by Amelia Stuyvesant and Pier (old) 49 or Montgomery street pier west, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of Pier (old) 49 or Montgomery street pier west intersects same, distant 117.84 feet easterly from a point in said bulkhead where the southerly prolongation of the easterly side of Clinton street intersects same; running thence westerly and along said bulkhead 29.34 feet to a point in said bulkhead where the southerly prolongation of the easterly line of property formerly owned by Amelia Stuyvesant intersects same.

Parcel "H."

The bulkhead, dock or wharf property between Pier (old) 49 and the westerly line of property formerly owned by the New York, New Haven and Hartford Railroad Company, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of Pier (old) 49 or Montgomery street pier west intersects same, distant 152.89 feet easterly from a point in said bulkhead where the southerly prolongation of the easterly side of Clinton street intersects same; running thence easterly and along said bulkhead about 29.29 feet to a point in said bulkhead where the southerly prolongation of the westerly line of property formerly owned by the New York, New Haven and Hartford Railroad Company intersects same.

Parcel "I."

The bulkhead, dock or wharf property between the property formerly owned by the New York, New Haven and Hartford Railroad Company, described as follows:

Beginning at a point in the present bulkhead in the vicinity of the southerly line of Pier (old) 49 or Montgomery street pier west intersects same, said point being distant 135.51 feet easterly along said bulkhead from a point where the southerly prolongation of the easterly line of Rutgers slip would intersect the

second street and the southerly ferry slip to East Twenty-third street, Manhattan, with the southerly prolongation of the easterly side of the northerly ferry waiting room at the foot of Broadway;

Running thence westerly along the easterly prolongation of the southerly side and along the southerly side of said crib pier 370 feet, more or less, to the outshore end of said crib pier;

Running thence northerly along the outshore end of said crib pier 40 feet, more or less, to the northerly side of said crib pier;

Running thence easterly in a meandering line 254 feet, more or less, along the northerly side of said crib pier to the intersection of the northerly side of said crib pier with the northerly prolongation of the westerly side of said waiting room;

Running thence southerly along the northerly side of said waiting room 118 feet, more or less, to the easterly side of said waiting room;

Running thence southerly along the easterly side of said waiting room and its southerly prolongation 36 feet, more or less, to the point or place of beginning.

P. F. McGOWAN, Acting Chairman, Commissioners of the Sinking Fund.

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POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK, NO. 300 MULBERRY STREET, BOROUGH OF MANHATTAN.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Police Commissioner of the Police Department of The City of New York at the Bookkeeper's Office, Central Department, until 10 o'clock a. m.

TUESDAY, SEPTEMBER 7, 1909,

FOR COMPLETING CONTRACT EXECUTED BY NEW YORK STEAM FITTING COMPANY, FEBRUARY 18, 1905, WHICH WAS DECLARED ABANDONED, FOR FURNISHING ALL THE LABOR AND FURNISHING AND ERECTING ALL THE MATERIALS NECESSARY TO INSTALL THE HEATING AND VENTILATING SYSTEM, BOILERS AND STEAM PIPING IN THE NEW BUILDING, TO BE ERECTED ON THE BLOCK BOUNDED BY GRAND, CENTRE AND BROOME STREETS AND CENTRE MARKET PLACE, BOROUGH OF MANHATTAN, FOR HEADQUARTERS FOR THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time allowed for the erection and completion of the entire work will be fifty (50) working days.

The amount of security required will be fifty per cent. (50%) of the amount of bid or estimate.

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 Police Commissioner.

For particulars as to the quantity and quality of the supplies or the nature and extent of the work required or of the materials to be furnished, bidders are referred to the specifications and lists of materials, supplies and apparatus to be furnished, and to the plans on file at the office of F. L. V. Hoppin, Architect, No. 244 Fifth avenue, Borough of Manhattan, where blank forms for making bids or estimates, with the proper envelope in which to inclose the same, may be obtained.

The bidder shall state one aggregate price for the whole work described and specified, as the contract is entire and for a complete job.

Bidders will write out the total amount of their estimates, in addition to inserting the same in figures.

WILLIAM F. BAKER, Commissioner.
New York, August 25, 1909.

a25.s7

See General Instructions to Bidders on the last page, last column, of the "City Record."

POLICE DEPARTMENT—CITY OF NEW YORK.
OWNERS WANTED BY THE PROPERTY OWNER
Clerk of the Police Department of The City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

WILLIAM F. BAKER,
Police Commissioner.

POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY OWNER
Clerk of the Police Department of The City of New York—Office, No. 209 State street, Borough of Brooklyn—for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

WILLIAM F. BAKER,
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.

SUPREME COURT—FIRST DEPARTMENT.

FIRST DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of AUSTIN PLACE (although not yet named by proper authority), from St. Joseph street to intersection with East One Hundred and Forty-ninth street, in the Twenty-third Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, 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 supplemental and amended estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and here-

FRANK L. POLK, President;
R. ROSS APPLETON,
ARTHUR J. O'KEEFE,
Commissioners.

ditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 21st day of September, 1909, 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 22d day of September, 1909, at 4 o'clock p.m.

Second.—That the abstracts of our supplemental and amended estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 1st day of October, 1909.

Third.—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, 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 easterly side of the Southern boulevard with the middle line of the block between St. Joseph street and Crane street; running thence easterly along the said middle line of the block between St. Joseph street and Crane street and its prolongation easterly to the easterly side of Timpson place; thence northerly and northeasterly along the easterly and southeasterly sides of Timpson place to its intersection with the northwesterly side of Whitlock avenue; thence southwesterly along the said northwesterly side of Whitlock avenue to its junction with the easterly side of the Southern boulevard; thence northerly along the easterly side of the Southern boulevard to the point or place of beginning: excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth.—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 18th day of November, 1909, at the opening of the Court on that day.

Fifth.—In case, however, objections are filed to any of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 13, 1909.

T. CHANNON PRESS, Chairman;
JAMES H. GOGGIN,
JACOB DUX.

JOHN P. DUNN, Clerk.

a31,s20

FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the northerly side of EAST ONE HUNDRED AND FORTY-FIRST STREET, between Cypress avenue and Powers avenue, in the Borough of The Bronx, in The City of New York, duly selected as a site for school purposes, according to law.

PURSUANT TO THE STATUTES IN SUCH case made and provided, notice is hereby given that it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court, at a Special Term, to be held in Part I. thereof, at the County Court House, in the Borough of Manhattan, in The City of New York, on the 10th day of September, 1909, at the opening of Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate and Appraisal in the above entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The City of New York to certain lands and premises with the buildings thereon and the appurtenances thereto situated at the northeast corner of East One Hundred and Forty-first street and Cypress avenue, and extending easterly to Powers avenue on the northerly side of One Hundred and Forty-first street, in the Borough of The Bronx, of The City of New York, in fee simple absolute, the same to be converted, appropriated and used for school purposes, according to law.

Said lands and premises so to be acquired are bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of East One Hundred and Forty-first street with the easterly line of Cypress avenue, and running thence northerly along the easterly line of Cypress avenue, 191 feet 9 inches; thence easterly, 200 feet to the westerly line of Powers avenue; thence southerly along the westerly line of Powers avenue, 217 feet to the northerly line of East One Hundred and Forty-first street; thence westerly along the northerly line of East One Hundred and Forty-first street, 200.82 feet to the easterly line of Cypress avenue, the point or place of beginning.

Dated New York, August 30, 1909.

FRANCIS K. PENDLETON.

Corporation Counsel.

Hall of Records, Centre and Chambers streets, Borough of Manhattan, New York City.

a30,s10

SUPREME COURT—THIRD JUDICIAL DISTRICT.

THIRD JUDICIAL DISTRICT.

ULSTER COUNTY.

Ashokan Reservoir, Section No. 7.

Towns of Olive and Hurley, Ulster County.

In the matter of the application and petition of J. Edward Simons, Charles N. Chadwick and Charles A. Shaw, constituting the Board of Water Supply of The City of New York, to acquire real estate for and on behalf of The City of New York, under chapter 724 of the Laws of 1905, and the acts amendatory thereof, in the Towns of Olive and Hurley, Ulster County, N. Y., for the purpose of providing an additional supply of pure and wholesome water for the use of The City of New York.

PUBLIC NOTICE IS HEREBY GIVEN that the third separate report of James Jenkins, Joseph D. Baucus and Peter C. Black, who were appointed Commissioners of Appraisal in the above entitled matter by an order of this Court, made at a Special Term thereof held at the Court House in the City of Kingston, Ulster County, N. Y., June 29, 1908, was filed in the office of the Clerk of the County of Ulster on the 12th day of June, 1909, and affects Parcels Nos. three hundred and nine (309), two hundred and fifty-two (252), three hundred and ten (310), two hundred and seventy-six (276), two hundred and ninety-three (293) and three hundred and five (305), shown on the map in this proceeding.

Notice is further given that an application will be made at a Special Term of the Supreme Court of the State of New York, to be held in and for the Third Judicial District, at the Court House, in the City of Kingston, Ulster County, N. Y., on the 18th day of September, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, for an order confirming said report and for such other and further relief as may be just.

Reserving to The City of New York the right to oppose the confirmation of any or all parcels contained in said report.

Dated New York, August 23, 1909.

FRANCIS KEY PENDLETON,

Corporation Counsel.

Hall of Records, New York City.

a28,s18

THIRD JUDICIAL DISTRICT.

ULSTER COUNTY.

Ashokan Reservoir, Section No. 12.

Town of Olive, Ulster County.

In the matter of the application and petition of John A. Bensel, Charles N. Chadwick and Charles A. Shaw, constituting the Board of Water Supply of The City of New York, to acquire real estate for and on behalf of The City of New York, under chapter 724 of the Laws of 1905, and the acts amendatory thereof, in the Town of Olive, Ulster County, N. Y., for the purpose of providing an additional supply of pure and wholesome water for the use of The City of New York.

PUBLIC NOTICE IS HEREBY GIVEN that the order of confirmation of the first separate report of John Scanlon, Joseph M. Fowler and Edward H. Nicoll, who were appointed Commissioners of Appraisal in the above-entitled matter by an order of this Court, made at a Special Term thereof, held at the City Hall, in the City of Albany, N. Y., February 27, 1909, was filed in the office of the Clerk of the County of Ulster at Kingston, N. Y., on the 3d day of August, 1909, and affects Parcels Numbers five hundred ninety-seven (597), five hundred eighty-nine (589), five hundred sixty-nine (569), five hundred fifty-one (551), five hundred seventy-four (574), five hundred sixty-five (565), five hundred ninety-eight (598), five hundred fifty-two (552), five hundred fifty-eight (558), five hundred eighty-two (582), five hundred ninety-three (593) and five hundred ninety-nine (599), shown on the map and supplemental maps in this proceeding.

Dated New York, August 19, 1909.

FRANCIS KEY PENDLETON,

Corporation Counsel.

Hall of Records, New York City.

a28,s18

SUPREME COURT—NINTH JUDICIAL DISTRICT.

NINTH JUDICIAL DISTRICT, WESTCHESTER COUNTY.

SOUTHERN AQUEDUCT DEPARTMENT, CATSKILL AQUEDUCT, SECTION NO. 15.

Towns of Mt. Pleasant and Greenburg.

Notice of Application for the Appointment of Commissioners of Appraisal.

PUBLIC NOTICE IS HEREBY GIVEN that it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal under chapter 724 of the Laws of 1905 as amended, and the acts relating thereto.

Such application will be made to the Supreme Court at a Special Term thereof to be held in and for the Ninth Judicial District, at the Judge's Chambers, in Nyack, Rockland County, N. Y., on the 25th day of September, 1909, at 10 o'clock in the forenoon of that day or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the County of Westchester, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by said act and the acts amendatory thereof.

The following is a description of the real estate to be acquired, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Towns of Mt. Pleasant and Greenburg, County of Westchester, and State of New York, shown on a map entitled "Southern Aqueduct Department, Section No. 15, Board of Water Supply of The City of New York, Map of real estate situated in the Towns of Mt. Pleasant and Greenburg, County of Westchester, and State of New York, to be acquired by The City of New York, under the provisions of chapter 724 of the Laws of 1905 as amended, for the construction of Catskill Aqueduct and appurtenances, from Kensico Reservoir, taking line near Lakehurst Villa Park, to Elmsford," which map was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on the 7th day of July, 1909, as Map No. 1683, which parcels are bounded and described as follows:

First Part.

Beginning at the most westerly point of Charles street (between Adaline and Columbus avenues), and running thence north 13 degrees 50 minutes west 373.5 feet, on a curve of 270 feet radius to the left 142.9 feet, and north 44 degrees 10 minutes west 451.5 feet, to a point in the southerly line of Upper Cross road, leading from Mt. Pleasant Cemetery station to Kensico; thence along said line north 81 degrees 40 minutes east 74 feet; thence south 44 degrees 10 minutes east 402.8 feet, on a curve of 330 feet radius to the right 174.7 feet, and south 13 degrees 50 minutes east 374.8 feet, to a point in the northerly line of before-mentioned Charles street; thence along said line south 77 degrees 20 minutes west 60 feet to the point or place of beginning.

Second Part.

Beginning at the northeast corner of Parcel No. 1009, in the westerly line of Real Estate Section No. 9, Southern Aqueduct Department, Kensico Reservoir (the map of which section was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on the 6th day of April, 1908, as Map No. 1791), and running thence along the easterly lines of said Parcel No. 1009 and Parcels Nos. 1008 and 1007, partly along said westerly section line and partly along the westerly line of Real Estate Section No. 8, Southern Aqueduct Department, Kensico Reservoir (the map of which section was filed in the office of the Register, County of Westchester, at White Plains, N. Y., on the 3d day of December, 1907, as Map No. 1767), south 2 degrees 13 minutes east 374.6 feet, south 45 degrees 1,167.3 feet, and due south 411 feet, crossing Tarrytown road, to the southeast corner of said Parcel No. 1007; thence along the southerly line of same, south 88 degrees 58 minutes west 264.7 feet, to the southwest corner of said parcel, in the easterly line of a road leading from Valhalla to Pleasantville; thence along the said road line and the westerly line of said parcel, north 4 degrees 25 minutes west 118 feet, and north 3 degrees 15 minutes west 282.6 feet, to the southeast corner of said road and before-mentioned Tarrytown road, in the southerly line of Parcel No. 1008; thence partly along said parcel line, north 47 degrees 49 minutes west 59.1 feet, to the northwest corner of said roads, in the southerly line of before-mentioned Parcel No. 1009; thence partly along said parcel line and along the northerly line of said Tarrytown road, north 84 degrees 55 minutes west 100.3 feet; thence continuing along the southerly line of Parcel No. 1009, and running along the southerly lines of Parcels Nos. 1010, 1012 and 1013 the following courses and distances: North 1 degree 17 minutes east 356.2 feet, north 34 degrees 23 minutes west 318.7 feet, south 55 degrees 45 minutes west 497.4 feet; south 32 degrees 16 minutes west 270 feet, north 80 degrees 42 minutes west 230 feet, north 32 degrees 16 minutes east 270 feet, north 80 degrees 42 minutes west 283 feet, north 9 degrees 18 minutes east 200 feet, north 80 degrees 42 minutes west 223.3 feet, north 75 degrees 30 minutes west 61.4 feet, south 69 degrees 57 minutes west 362.7 feet, north 20 degrees 3 minutes west 25 feet (along the centre line of a road leading from Valhalla to Hawthorne), south 69 degrees 57 minutes west 1,442.1 feet, crossing the Harlem Division of the New York Central and Hudson River Railroad Company, south 31 degrees 39 minutes west 206 feet, south 76 degrees 39 minutes west 70.7 feet, and south 31 degrees 39 minutes west 842 feet, to the most easterly point of Parcel No. 1014, in the easterly line of another road leading from Valhalla to Hawthorne; thence partly along the easterly line of said parcel, south 31 degrees 39 minutes west 19.7 feet, to the most easterly point of Parcel No. 1015, in the centre of the last-mentioned road; thence partly along the easterly lines of said Parcel No. 1015 and Parcels Nos. 1016 and 1017, the following courses and distances: South 31 degrees 39 minutes west 1,744.6 feet, south 41 degrees 12 minutes east 90.8 feet, south 34 degrees 58 minutes west 94.9 feet, south 30 degrees 34 minutes east 473.8 feet, south 36 degrees 4 minutes east 201.8 feet, and south 39 degrees 17 minutes east 92 feet, to the most easterly point of said Parcel No. 1017, in the centre of a road leading from Kensico Cemetery station to Valhalla; thence along the centre line of said road, and continuing along the easterly line of Parcel No. 1017, south 16 degrees 44 minutes west 30.1 feet, to the most southerly point of said parcel; thence partly along the westerly line of same, and again partly along the easterly line of before-mentioned Parcel No. 1016, the following courses and distances: North 39 degrees 17 minutes west 109.5 feet, north 36 degrees 4 minutes west 203.7 feet, north 30 degrees 34 minutes west 178 feet, south 31 degrees 39 minutes west 253.8 feet, north 42 degrees 27 minutes west 155.1 feet, north 42 degrees 30 minutes west 91.4 feet, north 35 degrees 2 minutes west 54.1 feet, north 14 degrees 9 minutes west 191.8 feet, and south 31 degrees 39 minutes west 2,124.7 feet, to the northerly corner of Parcel No. 1018, in the easterly line of Lower Cross road leading from Eastview to Valhalla; thence along the easterly line of said parcel, south 31 degrees 39 minutes west 46.2 feet, crossing the line between the Towns of Mt. Pleasant and Greenburg, to the northeast corner of Parcel No. 1019, in the southerly line of said Lower Cross road; thence along the easterly line of said parcel and partly along the easterly line of Parcel No. 1021, along the easterly line of Parcel No. 1022, partly along the northerly line of Parcel No. 1032, along the easterly lines of the last-mentioned parcel and Parcels Nos. 1033 to 1038, both inclusive, and along the southerly line of said Parcel No. 1038, the following courses, distances and curve: South 13 degrees 21 minutes east 106.1 feet, south 31 degrees 39 minutes west 208.9 feet, south 4 degrees 59 minutes west 89.8 feet, south 21 degrees 42 minutes east 261.8 feet, south 3 degrees 42 minutes east 48.2 feet, south 56 minutes west 866.6 feet, south 17 degrees 14 minutes east 67.5 feet, south 2 degrees 12 minutes east 78.1 feet, south 8 degrees 4 minutes east 138.9 feet, south 2 degrees 6 minutes west 41 feet, south 2 degrees 29 minutes east 195.7 feet, south 9 degrees 24 minutes east 39.5 feet, south 80 degrees 36 minutes west 23.8 feet, south 34 degrees 37 minutes west 987 feet, on a curve of 641.8 feet radius to the left 453.4 feet, south 5 degrees 52 minutes east 116.4 feet, north 80 degrees 33 minutes east 44.4 feet, north 85 degrees 59 minutes east 11.4 feet, south 4 degrees 7 minutes east 626.8 feet, and south 85 degrees 53 minutes west 100 feet, to the southwest corner of said Parcel No. 1038, in the easterly line of See avenue, said point being also in the easterly line of Parcel No. 1039; thence partly along said parcel line and along said easterly avenue line and the same produced, south 4 degrees 7 minutes east 100 feet, to the southeast corner of said avenue and Payne street; thence along the southerly line produced of said street, south 85 degrees 53 minutes west 25 feet, to the point of intersection of same with the centre line of before-mentioned See avenue; thence along said centre line and continuing along the easterly line of Parcel No. 1039, south 4 degrees 7 minutes east 150 feet; thence continuing along said easterly parcel line, south 85 degrees 53 minutes west 25 feet, to the southeast corner of said parcel; thence along the westerly line of said parcel line and along the westerly line of said road line and its production, north 45 degrees 45 minutes west 125 feet, to the southwest corner of said parcel, at the southwest corner of said parcel; thence along the westerly line of same and before-mentioned Parcel No. 1087; thence along the easterly line of said parcel, south 36 degrees west 99.8 feet, to the southeast corner of same, in the northerly line of Hartsdale road; thence along said road line and the southerly line of said parcel, north 78 degrees 22 minutes west 54.9 feet, to the southwest corner of said parcel; thence along the westerly line of same, north 36 degrees east 129.7 feet to the northwest corner of same, in the southerly line of before-mentioned Parcel No. 1081; thence partly along said parcel line, south 29 degrees 36 minutes west 26 feet, to a point in the centre of said parcel road; thence along the easterly line of said parcel, south 1 degree 25 minutes east 231.5 feet, south 5 degrees 43 minutes east 178.4 feet, south 17 degrees 54 minutes east 474.2 feet, south 24 degrees 34 minutes east 209 feet, and south 29 degrees 36 minutes west 1,197.6 feet, crossing a highway, Chester and Cheever avenues and Valley street, to the most southerly point of said Parcel No. 1078, in the northerly line of before-mentioned Tarrytown road, said point being also in the easterly line of before-mentioned Parcel No. 1078, again partly along the easterly line of Parcel No. 1076, along the easterly line of Parcel No. 1078, the following courses and distances: South 88 degrees 35 minutes west 31.5 feet, south 1 degree 25 minutes east 231.5 feet, south 5 degrees 43 minutes east 178.4 feet, south 17 degrees 54 minutes east 474.2 feet, south 24 degrees 34 minutes east 209 feet, and south 29 degrees 36 minutes west 1,197.6 feet, crossing a highway, Chester and Cheever avenues and Valley street, to the most southerly point of said Parcel No. 1078, in the northerly line of before-mentioned Tarrytown road, said point being also in the easterly line of before-mentioned Parcel No. 1078, again partly along the easterly line of Parcel No. 1076, along the easterly line of Parcel No. 1078, the following courses and distances: South 88 degrees 35 minutes west 31.5 feet, south 1 degree 25 minutes east 231.5 feet, south 5 degrees 43 minutes east 178.4 feet, south 17 degrees 54 minutes east 474.2 feet, south 24 degrees 34 minutes east 209 feet, and south 29 degrees 36 minutes west 1,197.6 feet, crossing a highway, Chester and Cheever avenues and Valley street, to the most southerly point of said Parcel No. 1078, in the northerly line of before-mentioned Tarrytown road, said point being also in the easterly line of before-mentioned Parcel No. 1078, again partly along the easterly line of Parcel No. 1076, along the easterly line of Parcel No. 1078, the following courses and distances: South 88 degrees 35 minutes west 31.5 feet, south 1 degree 25 minutes east 231.5 feet, south 5 degrees 43 minutes east 178.4 feet, south 17 degrees 54 minutes east 474.2 feet, south 24 degrees 34 minutes east 209 feet, and south 29 degrees 36 minutes west 1,197.6 feet, crossing a highway, Chester and Cheever avenues and Valley street, to the most southerly point of said Parcel No. 1078, in the northerly line of before-mentioned Tarrytown road, said point being also in the easterly line of before-mentioned Parcel No. 1078, again partly along the easterly line of Parcel No. 1076, along the easterly line of Parcel No. 1078, the following courses and distances: South 88 degrees 35 minutes west 31.5 feet, south 1 degree 25 minutes east 231.5 feet, south 5 degrees 43 minutes east 178.4 feet, south 17 degrees 54 minutes east 474.2 feet, south 24 degrees 34 minutes east 209 feet, and south 29 degrees 36 minutes west 1,197.6 feet, crossing a highway, Chester and Cheever avenues and Valley street, to the most southerly point of said Parcel No. 1078, in the northerly line of before-mentioned Tarrytown road, said point being also in the easterly line of before-

line of same, south 70 degrees 8 minutes east 200.7 feet, recrossing Saw Mill River and the Putnam Division of the New York Central and Hudson River Railroad Company, to a point in the northerly line of said Tarrytown road; thence along said road line and continuing along the northerly line of said Parcel No. 1080, the following courses and distances: South 69 degrees 43 minutes east 65.4 feet, crossing Saw Mill River road, south 68 degrees 40 minutes east 238.6 feet, south 67 degrees 53 minutes east 111.7 feet, crossing Stone avenue, south 67 degrees 48 minutes east 454.4 feet, crossing Lawn and Hillside avenues, south 51 degrees 30 minutes east 1,450.2 feet, crossing Mortimer, Goodwin, Everts, Perkins and French avenues, south 49 degrees 31 minutes east 724.6 feet, crossing Robbins avenue, a road, and Knollwood avenue, and south 44 degrees 12 minutes east 95.1 feet, to the most westerly point of Parcel No. 1079; thence partly along the northerly line of said parcel, north 45 degrees 48 minutes east 105 feet, south 44 degrees 12 minutes east 63.2 feet, and north 45 degrees 48 minutes east 97 feet, to the most northerly point of said parcel, in the westerly line of before-mentioned Parcel No. 1076, in the southerly line of before-mentioned Valley street; thence partly along said westerly line, north 29 degrees 36 minutes east 51.7 feet, to the southwest corner of Parcel No. 1075, in the northerly line of said street; thence along the westerly line of said parcel, north 29 degrees 36 minutes east 206.7 feet, to the most northerly point of same, in the southerly line of Ridgeside street, at another point in the westerly line of before-mentioned Parcel No. 1076; thence partly along said parcel line, north 29 degrees 36 minutes east 51.7 feet, to the southwest corner of before-mentioned Parcel No. 1074, in the northerly line of the last-mentioned street; thence along the westerly line of said parcel, north 29 degrees 36 minutes east 201.3 feet, to the most westerly point of before-mentioned Parcel No. 1071, in the southerly line of the before-mentioned highway; thence along the westerly lines of said parcel and Parcel No. 1070, and partly along the westerly line of Parcel No. 1069, north 29 degrees 36 minutes east 166.4 feet, recrossing said highway, to a point in the centre of Glenartney street; thence along the centre line of said street, north 13 degrees 53 minutes west 130.8 feet; thence continuing along the westerly line of Parcel No. 1069, north 29 degrees 36 minutes east 36.3 feet, to the most northerly point of said parcel, in the easterly line of the last-mentioned street, said point being also in the westerly line of before-mentioned Parcel No. 1067; thence partly along said westerly parcel line, north 29 degrees 36 minutes east 118.2 feet, north 17 degrees 54 minutes west 525.6 feet, and south 72 degrees 6 minutes west 28.7 feet, to the southeast corner of before-mentioned Parcel No. 1066, in the easterly line of the westerly part of before-mentioned Knollwood road; thence along the southerly and partly along the westerly lines of said Parcel No. 1066, south 72 degrees 6 minutes west 15.9 feet, and north 13 degrees 53 minutes west 60.4 feet, to a point in the westerly line of said road; thence along said road line and continuing along the westerly line of Parcel No. 1066, on a curve of 175 feet radius to the left, 79.5 feet, on a curve of 579.5 feet radius to the right, 163.6 feet, and on a curve of 1,038.8 feet radius to the right, 13.5 feet, to the most southerly point of Parcel No. 1065; thence along the westerly and partly along the northerly lines of said parcel, along the westerly line of Parcel No. 1064, partly along the westerly and northerly lines of before-mentioned Parcel No. 1063, and along the westerly line of Parcel No. 1062, the following courses, distances and curves: North 1 degree 25 minutes west 146.7 feet, on a curve of 806.8 feet radius to the right, 229.7 feet; north 84 degrees 48 minutes east 11 feet, north 21 degrees 21 minutes east 195.9 feet, north 4 degrees 7 minutes west 66.2 feet, north 85 degrees 53 minutes east 31.5 feet, and north 21 degrees 21 minutes east 159.2 feet, to the most northerly point of said Parcel No. 1062, in the westerly line of before-mentioned Endicott avenue, said point being also in the westerly line of before-mentioned Parcel No. 1059; thence partly along said parcel line and along said westerly avenue line, north 4 degrees 7 minutes west 11.2 feet, to the southeast corner of Parcel No. 1061; thence along the southerly line of said parcel, south 85 degrees 53 minutes west 200 feet, to the southwest corner of same, in the easterly line of Abbott avenue; thence along said avenue line, the easterly line of said parcel, and again partly along the easterly line of Parcel No. 1059, north 4 degrees 7 minutes west 70 feet, crossing before-mentioned Dimock street, to the northeast corner of said street and Abbott avenue; thence along the northerly line of said street and its production, north 85 degrees 53 minutes east 225 feet, to the point of intersection of said produced street line with the centre line of before-mentioned Endicott avenue; thence along said centre line, and still continuing along the westerly line of Parcel No. 1059, north 4 degrees 7 minutes west 400.5 feet, to the northwest corner of said parcel, in the southerly line of before-mentioned Parcel No. 1056; thence partly along the southerly line of Parcel No. 1055, along the westerly lines of said Parcel No. 1055 and Parcels Nos. 1054 and 1053, and along the northerly line of said Parcel No. 1053, the following courses, distances and curves: North 27 degrees 19 minutes west 112.5 feet, on a curve of 450 feet radius to the left, 79.5 feet; north 80 degrees 58 minutes west 59.1 feet, north 27 degrees 19 minutes west 109.7 feet, on a curve of 275 feet radius to the right, 168.3 feet; north 7 degrees 45 minutes east 396.8 feet, south 81 degrees 58 minutes west 60 feet, north 4 degrees 7 minutes west 84.7 feet, and north 85 degrees 53 minutes east 100 feet, to the northeast corner of said Parcel No. 1053, in the westerly line of before-mentioned Endicott avenue; thence along said westerly parcel line, north 4 degrees 7 minutes west 75 feet; thence north 85 degrees 53 minutes east 25 feet, to the northwest corner of Parcel No. 1046; thence along the northerly line of said parcel, partly along the westerly line of Parcel No. 1044, and along the westerly and northerly lines of Parcel No. 1043, north 85 degrees 53 minutes east 100 feet, north 4 degrees 7 minutes west 150 feet, and north 85 degrees 53 minutes east 100 feet, to the northeast corner of said Parcel No. 1043, in the westerly line of before-mentioned Parcel No. 1039, in the westerly line of before-mentioned Bryant avenue; thence along said avenue line and partly along said westerly parcel line, north 4 degrees 7 minutes west 75 feet, to the southwest corner of said avenue and before-mentioned Payne street; thence along the southerly line produced of said street, north 85 degrees 53 minutes east 25 feet, to the point

of intersection of said produced line with the centre line of said Bryant avenue; thence along said centre line, north 4 degrees 7 minutes west 100 feet; thence continuing along the westerly line of Parcel No. 1039, north 85 degrees 53 minutes east 25 feet, to the northwest corner of said Parcel No. 1031; thence along the northerly line of said parcel, the westerly lines of parcels numbered from 1029 to 1023, both inclusive, partly along the northerly line of said Parcel No. 1023, along the westerly lines of before-mentioned Parcels Nos. 1022 and 1021, partly along the southerly and along the westerly lines of Parcel No. 1020, and partly along the westerly line of before-mentioned Parcel No. 1019, the following courses, distances and curves: North 85 degrees 53 minutes east 100 feet, north 4 degrees 7 minutes west 616.2 feet, north 83 degrees 57 minutes east 44.5 feet, north 5 degrees 52 minutes west 116.9 feet, on a curve of 791.8 feet radius to the right, 559.4 feet; north 34 degrees 37 minutes east 654.4 feet, north 25 degrees 55 minutes east 177.5 feet, north 17 degrees 46 minutes west 134.4 feet, north 50 degrees 43 minutes east 99.3 feet, north 1 degree 15 minutes east 698.6 feet, south 80 degrees 58 minutes west 148.3 feet, north 3 degrees 30 minutes west 725.6 feet, north 13 degrees 15 minutes east 349.3 feet, north 14 degrees 28 minutes west 320.2 feet, north 22 degrees 21 minutes east 239.7 feet, and north 5 degrees 28 minutes west 230.1 feet, to the southwest corner of before-mentioned Parcel No. 1018, in the southerly line of before-mentioned Lower Cross road; thence along the westerly line of said parcel, north 5 degrees 28 minutes west 19 feet, and north 31 degrees 6 minutes east 36.8 feet, recrossing the before-mentioned line between the Towns of Mt. Pleasant and Greenburg, to the northwest corner of said parcel, in the northerly line of said Lower Cross road; thence along said northerly road line and partly along the northerly line of said parcel, south 58 degrees 54 minutes east 13.9 feet, south 56 degrees 5 minutes east 78 feet, south 55 degrees 28 minutes east 100.7 feet, and south 55 degrees 57 minutes east 55.3 feet, to the southwest corner of before-mentioned Parcel No. 1016; thence along the westerly lines of said parcel and before-mentioned Parcel No. 1015, north 31 degrees 39 minutes east 2,183.2 feet, north 13 degrees 56 minutes west 70 feet, north 31 degrees 39 minutes east 190 feet, south 45 degrees 56 minutes east 51.2 feet, and north 31 degrees 39 minutes east 1,765.7 feet, to the most westerly point of before-mentioned Parcel No. 1014, in the centre of the last-mentioned road leading from Hawthorne to Valhalla; thence partly along the westerly lines of said parcel and before-mentioned Parcel No. 1013, along the northerly lines of said Parcel No. 1013 and before-mentioned Parcel No. 1012, and partly along the northerly line of before-mentioned Parcel No. 1010, the following courses, distances and curves: North 31 degrees 19 minutes east 828.2 feet, north 13 degrees 21 minutes west 106.1 feet, north 31 degrees 39 minutes east 241.7 feet, north 69 degrees 57 minutes east 173.7 feet, north 24 degrees 57 minutes east 282.8 feet, north 69 degrees 57 minutes east 310 feet, south 20 degrees 3 minutes east 225 feet, north 69 degrees 57 minutes east 804.4 feet, recrossing the Harlem Division of the New York Central and Hudson River Railroad Company, to a point in the centre of the before-mentioned road leading from Valhalla to Hawthorne; thence along the centre line of said road, north 20 degrees 3 minutes west 25 feet; thence continuing along the northerly line of Parcel No. 1010 and running partly along the westerly line of Parcel No. 1011, north 69 degrees 57 minutes east 133 feet, north 60 degrees 27 minutes west 34.1 feet, and north 37 degrees 36 minutes west 318.8 feet, to another point in the centre of the last-mentioned road; thence along the centre line of said road and continuing along the westerly line of Parcel No. 1011, north 17 degrees 58 minutes west 53.5 feet, and north 22 degrees 14 minutes west 120.9 feet, to the most northerly point of said parcel; thence along the easterly line of same, again partly along the northerly line of before-mentioned Parcel No. 1010, and partly along the northerly line of before-mentioned Parcel No. 1009, the following courses and distances: South 37 degrees 7 minutes west 11.2 feet, to the southeast corner of Parcel No. 1061; thence along the southerly line of said parcel, south 85 degrees 53 minutes west 200 feet, to the southwest corner of same, in the easterly line of Abbott avenue; thence along said avenue line, the easterly line of said parcel, and again partly along the easterly line of Parcel No. 1059, north 4 degrees 7 minutes west 112 feet, to the southeast corner of Parcel No. 1061; thence along the southerly line of said parcel, south 85 degrees 53 minutes west 200 feet, to the southwest corner of same, in the easterly line of Abbott avenue; thence along said avenue line, the easterly line of said parcel, and again partly along the easterly line of Parcel No. 1059, north 4 degrees 7 minutes west 112 feet, to the southeast corner of Parcel No. 1061; thence along the southerly line of said parcel, south 82 degrees 45 minutes west 4 feet, to the southwest corner of said parcel; thence partly along the westerly line of same, along the southerly and westerly lines of Parcel No. 1056, partly along the westerly line of Parcel No. 1055, along the westerly lines of said Parcel No. 1055 and Parcels Nos. 1054 and 1053, and along the northerly line of said Parcel No. 1053, the following courses, distances and curves: North 27 degrees 19 minutes west 112.5 feet, on a curve of 450 feet radius to the left, 79.5 feet; north 80 degrees 58 minutes west 59.1 feet, north 27 degrees 19 minutes west 109.7 feet, on a curve of 275 feet radius to the right, 168.3 feet; north 7 degrees 45 minutes east 396.8 feet, south 81 degrees 58 minutes west 60 feet, north 4 degrees 7 minutes west 84.7 feet, and north 85 degrees 53 minutes east 100 feet, to the northeast corner of said Parcel No. 1053, in the westerly line of before-mentioned Endicott avenue; thence along said westerly parcel line, north 4 degrees 7 minutes west 75 feet; thence north 85 degrees 53 minutes east 25 feet, to the northwest corner of Parcel No. 1046; thence along the northerly line of said parcel, partly along the westerly line of Parcel No. 1044, and along the westerly and northerly lines of Parcel No. 1043, north 85 degrees 53 minutes east 100 feet, north 4 degrees 7 minutes west 150 feet, and north 85 degrees 53 minutes east 100 feet, to the northeast corner of said Parcel No. 1043, in the westerly line of before-mentioned Parcel No. 1039, in the westerly line of before-mentioned Bryant avenue; thence along said avenue line and partly along said westerly parcel line, north 4 degrees 7 minutes west 75 feet, to the southwest corner of said street and before-mentioned Payne street; thence along the southerly line produced of said street, north 85 degrees 53 minutes east 25 feet, to the point

of application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal under chapter 724 of the Laws of 1905 as amended, and the acts relating thereto. Such application will be made to the Supreme Court at a Special Term thereof to be held in and for the Ninth Judicial District, at the Judge's Chambers, in Nyack, Rockland County, N. Y., on the 25th day of September, 1909, at 10 o'clock in the forenoon of that day or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of whom shall reside in the County of Westchester, to act as Commissioners of Appraisal under said act and discharge the duties conferred by said act and the acts amendatory thereof. The following is a description of the real estate to be acquired, together with a reference to the date and place of filing the map: All those certain pieces or parcels of real estate situated in the Town of Greenburg and City of Yonkers, County of Westchester, and State of New York, shown on a map entitled "Southern Aqueduct Department, Section No. 16, Board of Water Supply of The City of New York, Map of real estate situated in the Town of Greenburg and City of Yonkers, County of Westchester, and State of New York, to be acquired by The City of New York, under the provisions of chapter 724 of the Laws of 1905 as amended, for the construction of Catskill Aqueduct and appurtenances, from Elmsford to Hill View Reservoir taking line," which map was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on the 7th day of July, 1909, as Map No. 1864, which parcels are bounded and described as follows:

First Part.

Beginning at the southwest corner of Parcel No. 1087, of Real Estate Section No. 15, Southern Aqueduct Department (the map of which section was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on the 7th day of July 1909, as Map No. 1863), said point being also the northwest corner of Parcel No. 1088 of the section hereby described, in the northerly line of Hartsdale road (leading from Elmsford to Hartsdale), and running thence along said road line, the northerly line of the last-mentioned parcel, and the southerly line of said Parcel No. 1087, south 78 degrees 22 minutes east 54.9 feet, to the northeast corner of said Parcel No. 1088, to the northeast corner of Parcel No. 1089, in the northerly line of said road; thence along the easterly line of said road; thence along the easterly lines of said parcel and Parcel No. 1090, and partly along the easterly line of before-mentioned Parcel No. 1091, the following courses, distances and curves: South 36 degrees west 1,840.1 feet, south 54 degrees east 75 feet, south 36 degrees west 391.7 feet, south 24 degrees 35 minutes west 97.3 feet, south 13 degrees 46 minutes east 1,146.6 feet, on a curve of 791.8 feet radius to the right, 622.3 feet, and south 31 degrees 16 minutes west 222.2 feet, south 21 degrees 41 minutes west 400.8 feet, south 87 degrees 19 minutes east 140.4 feet, south 2 degrees 41 minutes west 30 feet, south 84 degrees 33 minutes west 141.4 feet, south 2 degrees 41 minutes west 893.6 feet, on a curve of 275 feet radius to the right, 141.6 feet; south 32 degrees 12 minutes west 618.3 feet, south 25 degrees 19 minutes west 281.5 feet, south 20 degrees 45 minutes east 225.1 feet, south 23 minutes west 418.4 feet, south 22 degrees 16 minutes west 245 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 49 degrees 28 minutes west 250.4 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees 47 minutes west 674.7 feet, north 64 degrees 13 minutes west 25 feet, and south 25 degrees 47 minutes west 2,286.1 feet, to the northeast corner of Parcel No. 1135, in the centre of Tuckahoe road (leading from Yonkers to Tuckahoe); thence along the easterly line of said parcel, south 25 degrees 47 minutes west 57 feet, south 13 degrees 16 minutes west 418.4 feet, south 35 degrees 20 minutes west 390.4 feet, south 59 degrees 10 minutes west 301.1 feet, south 78 degrees 56 minutes east 196.2 feet, south 29 degrees 37 minutes east 105.7 feet, south 17 degrees 31 minutes west 111.4 feet, south 1 degree 46 minutes east 75.5 feet, south 21 degrees 4 minutes east 483.2 feet, on a curve of 5,537.1 feet radius to the right, 70 feet; north 31 degrees 4 minutes west 626.2 feet, north 72 degrees 30 minutes west 107.2 feet, south 17 degrees 30 minutes west 60.4 feet, south 15 degrees 37 minutes west 454.2 feet, south 55 degrees 12 minutes west 191.8 feet, south 25 degrees

