

the complete electric light wiring system in the Superintendent's residence, Randalls Island, New York, including all fixtures and connections except electric globes, as per plans and specifications, all of the above to be of the best grade of material and labor throughout and installed in accordance with the rules and requirements of the Department of Water Supply, Gas and Electricity, whose certificate shall be furnished on completion of work, for the sum of two hundred and forty-two dollars (\$242) (there were two other propositions received, as follows: Perfection Electrical Manufacturing and Supply Company, \$255.50; the Ideal Electrical Contracting Company, \$280), is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. MCKEE BORDEN, Secretary.

Department of Public Charities of The City of New York, foot of East Twenty-sixth street, New York, December 15, 1908.

Mr. A. S. Traub, No. 215 West One Hundred and Twenty-fifth street, City. Dear Sir—Your proposition of December 8, 1908, to construct sculleries on the first, second and third floors of the balconies on Ward 15, Randalls Island, in accordance with plan, for the sum of eight hundred and sixteen dollars (\$816), as per enclosed specification (extra on contract), is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. MCKEE BORDEN, Secretary.

The following proposals of December 17 were accepted December 21, 1908:

Thomas J. White, No. 38 Wallabout Market, Brooklyn, N. Y., for Line No. 50, 7,980 pounds of fowl, at 12½ cents, \$997.50.

John W. Walker Company, No. 204 Front street, New York City, for Line No. 39, 101,750 box oysters, at 68 cents per hundred, \$691.90.

Sheffield-Farms-Slawson-Decker Company, No. 524 West Fifty-seventh street, New York City, for Line No. 31, 3,900 quarts cream, at 22 cents, \$85.8.

P. W. Murphy, No. 136 Court street, New York City, for Line No. 43, 45,000 box oysters, at 60 cents per hundred, \$270. Line No. 44, 24,300 hard clams, at 60 cents per hundred, \$145.80.

Beakes Dairy Company, No. 206 East Twelfth street, New York City, for Line No. 32, 3,100 quarts buttermilk, at 3 cents, \$93.

#### MORGUE.

Foot of East Twenty-sixth Street.

New York, December 18, 1908. Description of unknown man, from Sedgwick avenue and One Hundred and Seventy-first street—Age, about 25 years; height, 5 feet 8 inches; weight, about 160 pounds; color, white; eyes, gray; hair, brown; smooth face. Clothing: One dark gray sack coat, gray striped vest, blue overalls, blue serge pants, black outing shirt, yellow cotton undershirt, black derby hat, black elastic garter shoes. Condition of body, good. Remarks: Three fingers on right hand missing. No. 7590. Coroner McDonald. Geo. W. Meeks, Superintendent.

#### BOARD OF EDUCATION.

A stated meeting of the Board of Education was held on Wednesday, November 11, 1908, at 4 o'clock p. m., at the hall of the Board, Park avenue and Fifty-ninth street, Borough of Manhattan.

Present—Egerton L. Winthrop, Jr., President, and the following members:

Mr. Aldcroft, Mr. Barrett, Dr. Bruce, Mr. Cosgrove, Mr. Coudert, Mr. Cunnion, Mr. DeLaney, Mr. Donnelly, Mr. Dresser, Mr. Ferris, Mr. Freifeld, Mr. Greene, Mr. Haase, Mr. Harrison, Dr. Haupt, Mr. Higgins, Mr. Hollick, Mr. Ingalls, Mr. Jonas, Mr. Kanzer, Mr. Katzenberg, Mr. Kelley, Mr. Man, Mr. May, Dr. McDonald, Mr. O'Donohue, Mr. Partridge, Mr. Schaede, Mr. Sherman, Mr. A. Stern, Mr. M. S. Stern, Mr. C. J. Sullivan, Mr. M. J. Sullivan, Mr. Suydam, Mr. Thomas, Mr. Wilsey, Mr. Wingate—38.

Also City Superintendent Maxwell.

Absent—Mr. Crowninshield, Mr. Everett, Mr. Francolini, Mr. Gillespie, Mr. March, Mr. Somers, Mr. Thompson, Mr. Vandenhoff—8.

Contracts were awarded as follows:

Appropriating the sum of fifty-three thousand four hundred and thirty-six dollars (\$53,436) from the following-named funds; said sum to be applied in payment of the contracts to be entered into by the Committee on Buildings for and on behalf of the Board of Education, with the following named contractors, for the purposes mentioned and in the sums specified:

Special School Fund, 1908, General Repairs:

##### BOROUGH OF THE BRONX.

For Item 1, Installing Reinforced Concrete Prism Pavement Lights; Item 2, Rearranging Ceiling Sash of Auditorium; Item 3, Erecting Iron Railings and Gates at Public School 37.

Item 1—(No bids received).

Item 2—Duncan Stewart..... \$200 00

Item 3—Joseph Buellesbach ..... 689 00

..... \$889 00

For Additions to Building and Alterations to the Site of Morris High School.

Charles Cochran ..... 2,100 00

..... \$2,989 00

\$2,989 00

Corporate Stock, bond issue authorized by Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment:

##### BOROUGH OF MANHATTAN.

For Installing Heating and Ventilating Apparatus in New Public School 114.

Blake & Williams ..... 48,284 00

Subtile No. 4.

Special School Fund, 1908, Support of Nautical School:

##### BOROUGH OF MANHATTAN.

For Erecting Deckhouses, Partitions, etc., on the Training Ship "Newport," and also on Recreation Pier at the Foot of East Twenty-fourth Street.

Peter Corley ..... 2,163 00

\$53,436 00

—requisition for the sum of forty-eight thousand two hundred and eighty-four dollars (\$48,284) being hereby made upon the Comptroller.

But no part of said appropriation authorized by this resolution to be paid until the Committee on Buildings shall have filed the contracts to be entered into by it, for and on behalf of the Board of Education, with the contractors named; said contracts to be in the form approved by the Corporation Counsel, and with such security for the faithful performance of the same as shall be satisfactory to the Comptroller; the rules of this Board in regard thereto, and as to the payments to be made on account thereof, to be complied with.

Amending the second resolution of the Committee on Finance (see Journal, 1908, page 2159) by striking therefrom the words and figures "two hundred and forty-nine dollars and twenty cents (\$249.20)," and inserting the words and figures "two hundred and ten dollars (\$210)."

Approving and ratifying the action of the Committee on Supplies in appointing Miss Lillian Straehle, of No. 716 East One Hundred and Seventy-eighth street, The Bronx, as Stenographer and Typewriter in the Bureau of Buildings, for a temporary period beginning October 20 and ending November 8, 1908, with salary at the rate of \$750 per annum, and the action of the Committee on Supplies in transferring Miss Mary E. Roarke, Stenographer and Typewriter, from the office of the Deputy Superintendent of School Buildings for the Borough of Queens to the main office of the Bureau of Buildings, without change in salary, the transfer taking effect November 9, 1908, and in appointing Miss Lillian Straehle as Stenographer and Typewriter in the office of the Deputy Superintendent of School Buildings for the Borough of Queens, with salary at the rate of \$600 per annum, her appointment taking effect November 9, 1908.

Approving and ratifying the action of the Committee on Supplies in appointing the following named persons, who were certified by the Municipal Civil Service Commission as eligible for appointment, as first grade Clerks in the Bureau of Audit and Accounts, with salary at the rate of \$300 per annum each, the appointments taking effect on the dates indicated:

James J. Smith, No. 226 West Sixteenth street, Manhattan, October 20, 1908.

James T. Reilly, No. 120 Eagle street, Brooklyn, October 20, 1908.

John F. Higgins, Two Hundred and Ninth street and Perry avenue, The Bronx, October 20, 1908.

Thomas J. Madden, No. 508 West Thirty-fourth street, Manhattan, October 27, 1908.

Approving and ratifying the action of the Committee on Supplies in promoting Miss Henrietta Herrman, Stenographer and Typewriter (Clerk to the Local School Boards of Districts Nos. 33 and 35 and to District Superintendent Strachan), from Grade 1 (\$600) to Grade 1A (\$750), to take effect November 19, 1908, subject to the rules and regulations of the Municipal Civil Service Commission (the grades specified being those which appear in the schedule for the clerical service adopted by the Board of Estimate and Apportionment and pending before the Board of Aldermen).

Amending the schedule of licenses appearing in subdivision 1 of section 66 of the By-Laws of the Board of Education, headed "Evening High School Licenses," by adding thereto the following: Laboratory Assistant.

Selecting and determining as a site for school purposes the following described lands and premises on Pierce and Repelje avenues and Briell street, Long Island City, in Local School Board District No. 41, Borough of Queens, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$13,600.

Selecting and determining as a site for school purposes the following described lands and premises on Kolyer avenue and Lark street, Maspeth, in Local School Board District No. 41, Borough of Queens, the assessed valuation of which, with other property, as shown by the books of record on file in the Department of Taxes and Assessments, is \$4,500.

Selecting and determining as a site for school purposes the following described interior plot of land, adjoining the site of Public School 56, on Orchard avenue and Elm street, Richmond Hill, in Local School Board District No. 44, Borough of Queens, the assessed valuation of which, with other property, as shown by the books of record on file in the Department of Taxes and Assessments, is \$4,000.

Selecting and determining as a site for school purposes the following described lands and premises on Onderdonk and Willoughby avenues and Starr street, Metropolitan, in Local School Board District No. 41, Borough of Queens, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$9,400.

Approving the action of the Board of Superintendents in transferring Joseph Iannelli, Jr. (Schedule VI.), a Teacher in Public School 180, District No. 1, to Public School 23, District No. 1, to take effect November 16, 1908.

Appointing the following named persons as Assistants to Principals in the districts designated, said persons to be assigned by the Board of Superintendents to the schools indicated opposite their names, the appointments to take effect November 16, 1908:

##### Schedule II. (a).

Name	District	School	Name	District	School
Emelyn Wilson	22	5 B.	Sarah Johnston	29	44
Mary B. Scott	9	8	Martha M. Wilson	38	80
Mary L. Holm	1	23	Gertrude H. Woolley	30	82
Sarah J. Wilson	3	62 Gr.	Catherine I. Tillman	37	101
Isabella M. Donaldson	12	73	Christina M. Graham	39	109 G.
Blanche M. Klein	6	91	Freda Freifeld	37	131
Amanda L. Ryan (Mrs.)	16	109	Bernice E. Kysor	42	15
Teresa G. Keenan	22	186	Louise F. Specht	42	16
Mary Woodlock	27	4	Louise C. Treyz	41	83
Julia C. Detlefson	35	24			

Appointing the following named persons as Assistants to Principals in the districts designated, said persons to be assigned by the Board of Superintendents to the schools indicated opposite their names, the appointments to take effect November 16, 1908:

##### Schedule II. (b).

Name	District	School	Name	District	School
Adolph Mischlich	12	18	T. Adrian Curtis	25	40
Hugh J. Smallen	25	28	Robert G. Powers	25	42
Harold Peyer	22	37	Thomas J. Donohue	23	43

Appointing Hugo Felsner a Teacher of German for the elementary schools of The City of New York, and that his appointment be considered as in effect from and after November 2, 1908.

Appointing Michael A. Jones an Assistant Inspector of Public School Athletics, Schedule XIII. (c), his appointment to take effect November 16, 1908.

Approving the plan proposed by the Subcommittee on Public Schools Celebration for exercises in all the public schools of this City on February 12, 1909, to mark the one hundredth anniversary of the birth of Abraham Lincoln, authorizing and requesting the City Superintendent of Schools to co-operate in every way possible with said Subcommittee and to take such steps as may be necessary and advisable to carry said plan into effect, and suspending any provisions of the By-Laws inconsistent herewith for the purpose of this resolution.

Granting, in accordance with the recommendation submitted by the Board of Superintendents, permission to the Principal of Public School 51, Borough of Manhattan, to open a lunch counter in said school during the noon hour each day, no expense in connection therewith to be incurred by the Board of Education and the arrangement to be continued during the pleasure of the Board of Education.

Approving the action of the Committee on Special Schools in finding Charles Morris, truckman, employed at the New York Parental School, guilty of the charges of neglect of duty and misconduct preferred against him by Edward B. Shallow, Associate City Superintendent of Schools. Dismissing said Charles Morris from the service of the Board of Education of The City of New York.

Approving and ratifying the action of the Committee on Care of Buildings in finding William F. McCusker, Janitor of Public School 159, Borough of Manhattan, guilty of the violations of the By-Laws alleged in specifications one, two, four and five of the charges preferred against him by A. J. Maguire, Supervisor of Janitors, and in fining him ten days' pay.

Approving and ratifying the action of the Executive Committee on the Nautical School in accepting the resignation of Mr. Charles E. Littlefield, senior Instructor in the New York Nautical School, taking effect October 31, 1908, and in granting him a leave of absence, with pay, to that date.

Approving and ratifying the action of the Executive Committee on the Nautical School in accepting the resignation of Mr. Albert D. Dorey, junior Instructor in the New York Nautical School, taking effect October 15, 1908.

Approving and ratifying the action of the Executive Committee on the Nautical School in appointing Mr. Felix E. Gross as senior Instructor in the New York Nautical School, at a salary of \$2,000 per annum, the appointment to take effect November 12, 1908.

Requesting the Board of Estimate and Apportionment to approve the following transfers:

From the Special School Fund for the year 1908 and from the items contained therein, entitled as follows:

Transportation, Borough of Richmond.....	\$2,000 00
Care of School Buildings and Grounds.....	6,322 62
	<u>\$8,322 62</u>

—which items are in excess of their requirements, to the items also contained within the Special School Fund for the year 1908, as follows:	
Transportation, Borough of Manhattan.....	\$14 60
Transportation, Borough of The Bronx.....	2,358 60
Transportation, Borough of Brooklyn.....	507 20
Transportation, Borough of Queens.....	5,442 22
	<u>\$8,322 62</u>

—which items are insufficient for their purposes.

Requesting the Board of Estimate and Apportionment to transfer the sum of two hundred and sixty-four dollars and sixty-one cents (\$1,264.61) from the Special School Fund for the year 1908 and from the item contained therein entitled Supplies, Borough of Richmond, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1908 entitled Water, Borough of Richmond, which item is insufficient for its purposes.

Appropriating the sum of sixty dollars (\$60) from premiums derived from the sale of Corporate Stock, sections 47 and 169 of the revised Charter, said sum to be applied in payment of the bill of Homer L. Bartlett, dated November 21, 1907, for survey of the proposed school site on Coney Island and Elm avenues and East Twelfth street, adjoining Public School 99, Borough of Brooklyn; said bill having been incurred by the Comptroller of The City of New York in connection with the acquisition of the before mentioned property for the use of this Department.

Appropriating the sum of four hundred and twenty-three dollars (\$423) from Corporate Stock, Bond issue authorized by Board of Estimate and Apportionment March 13, 1908, as amended October 30, 1908, Education, Department of, Parental School, Interior Construction and Equipment, Queens, subtitle 2, said sum to be applied in payment for extra cost to the New York Sewage Disposal Company, contractors for installing a sewage disposal plant at the New York Parental School, Borough of Queens, said work consisting of furnishing cover for aerating chamber, wire baskets, vent stack, etc.; requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of one thousand nine hundred and seventy-eight dollars and forty cents (\$1,978.40) from Corporate Stock, Bond issue authorized by the Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment, Brooklyn, subtitle 12, said sum to be applied in payment of bills to be incurred by the Committee on Buildings with the Superintendent of State Prisons for furniture for Public School 131, Addition, Borough of Brooklyn, as follows:

425 pieces Capitol adjustable desks and seats.....	\$1,816 40
8 Teachers' desks .....	104 00
16 chairs, style A, saddle seats.....	32 00
8 chairs, style B, saddle seats.....	26 00
	<u>\$1,978 40</u>

—requisition for said sum being hereby made upon the Comptroller.

Setting aside the following amounts from the accounts indicated for expenditure under the direction of the Committee on Buildings, as set forth in section 31 of the By-Laws:

From Pianos and Repairs of, 1908, Borough of Manhattan, from Main Account to Committee Account.....	\$250 00
From Pianos and Repairs of, 1908, Borough of The Bronx, from Main Account to Committee Account.....	212 00

Appropriating the sum of three hundred and eighty-five dollars (\$385) from the following named funds, said sum to be applied in full payment for extra cost to the contractors for additional work in connection with their contracts, as follows:

Corporate Stock, bond issue authorized by Board of Estimate and Apportionment April 24, 1908, School Building Fund, Construction and Improvement:

BOROUGH OF BROOKLYN.	
For the General Construction, etc., of Addition to and Alterations in Public School 84, James MacArthur, for erecting partitions to provide coal rooms and furnishing Spanish brown.....	\$180 00
Subtitle No. 4.	
Special School Fund, 1908, General Repairs—	

#### BOROUGH OF QUEENS.

For Electric Work at Public School 31, Griffin & Co., for changing surface conduits.....	\$25 00
For Repairs and Fireproof Stairs at Public School 59, Inter-City Contracting Company, for providing concrete walls, re-setting flagging and erecting temporary partitions.....	180 00
	<u>205 00</u>
	<u>\$385 00</u>

—requisition for the sum of one hundred and eighty dollars (\$180) being hereby made upon the Comptroller.

Approving and ratifying the action of the Committee on Buildings in deciding to dispense with the services of the following named Inspectors in the Bureau of School Buildings at the close of business on Saturday, November 14, 1908, for the reason that lack of work renders their positions unnecessary after said date:

John McPherson, Inspector of Masonry and Carpentry; Francis T. Flood, Inspector of Masonry and Carpentry; Thomas D. Reilly, Mason Inspector; Thomas G. Dobbins, Mason Inspector; Patrick Tuite, Repair Inspector; John A. Miller, Inspector; John Kelly, Inspector.

Approving the plans for the restoration of the fourth story of public school 20, Borough of Queens.

Concurring in the action of the Committee on Buildings, taken November 9, 1908, in deciding that the work under the contracts of Le Baron B. Johnson for alterations and additions to the electric equipment at public schools 160 and 92, Borough of Manhattan, is unnecessarily and unreasonably delayed, that said contractor is wilfully violating the conditions and covenants of said contract, and that the work is not being done according to the terms thereof.

Declaring the contracts of Le Baron B. Johnson for alterations and additions to the electric equipment at public schools 160 and 92, Borough of Manhattan, the Empire State Surety Company, sureties, voided and forfeited for non-compliance with the terms thereof.

Authorizing the Chairman of the Committee on Buildings to serve formal notice to the foregoing effect upon the said Le Baron B. Johnson and his sureties; and authorizing the Superintendent of School Buildings to take possession of the said above mentioned work and to provide for the completion of the same.

Approving and ratifying the action of the Committee on Buildings in increasing the compensation of John C. Rosse, Electrical Inspector, from \$30 to \$33 per week, in accordance with the schedule of salaries adopted by the Board of Education on January 23, 1907 (see Journal, pages 150-154), the increased rate to take effect on December 4, 1908, on which date said Inspector will complete three years of continuous and meritorious service.

Suspending subdivisions 2 and 4 of section 31 of the By-Laws, for the purpose of paying the following bills, incurred under circumstances of an emergency nature:

John J. Fleming, public school 169, Manhattan, repairing service pipe..... \$425 23

Louis Moeschen, public school 49, Manhattan, repairing defective gaspope, etc. 66 36

Mitchell & McMein, public school 104, Manhattan, repairing leak in water pipe .....	100 83
J. F. Elliott & Bro., public school 172, Manhattan, removing obstruction.....	58 45
H. Sacks, De Witt Clinton High School, Manhattan, removing obstruction, etc. ....	95 53
George Steck & Co., public school 180, Manhattan, repairing piano.....	100 00
George Steck & Co., public school 31, Manhattan, repairing piano.....	15 00
George Steck & Co., public school 168, Manhattan, repairing piano.....	75 00
George Steck & Co., public school 166, Manhattan, repairing piano.....	15 00
George Steck & Co., public school 58, Queens, repairing piano.....	80 00
George Steck & Co., public school 1, Queens, repairing piano.....	70 00
George Steck & Co., public school 5, The Bronx, repairing piano.....	10 00
Hardman, Peck & Co., public school 50, Manhattan, repairing piano.....	75 00
Hardman, Peck & Co., public school 19, Manhattan, repairing piano.....	25 00
Hardman, Peck & Co., public school 13, The Bronx, repairing piano.....	75 00
Hardman, Peck & Co., public school 5, Queens, repairing piano.....	75 00
William Knabe & Co., public school 27, The Bronx, repairing piano.....	75 00
William Knabe & Co., public school 31, The Bronx, repairing piano.....	10 00
Sohmer & Co., public school 86, Manhattan, repairing piano.....	90 00
Sohmer & Co., public school 58, Manhattan, repairing piano.....	65 00

The following preambles and resolutions were adopted:

Whereas, At a meeting of the Board of Education held on October 28, 1908 (see Journal, page 2123), a request was made for the transfer of John P. Barrett, Pruner and Climber in the Department of Parks, to the position of Cleaner in the Department of Education, to fill a vacancy, which request has since been approved by the Municipal Civil Service Commission, and Mr. Barrett has been assigned to duty in the Bureau of Supplies; therefore be it

Resolved, That the action of the Committee on Supplies in assigning to duty on November 9, 1908, John P. Barrett, who was transferred from the position of Pruner and Climber in the Department of Parks to that of Cleaner in the Bureau of Supplies of the Board of Education, at a salary of \$600 per annum, be, and it is hereby, approved and ratified.

Whereas, By a resolution adopted by the Board of Education on September 9, 1908 (see Journal, pages 1914-15), the Supervisor of Lectures was empowered to arrange for securing halls in the vicinity of Public Schools 98 and 108, Borough of Brooklyn, in which to hold the lectures arranged to be given in said schools, until the completion of the repairs to the same; and

Whereas, Arrangements have been made for the use of the Arlington Avenue Presbyterian Church and the Sheepshead Bay Methodist Episcopal Church; therefore be it

Resolved, That the Commissioners of the Sinking Fund be and they hereby are requested to authorize the hiring of the Arlington Avenue Presbyterian Church, located at the corner of Arlington avenue and Elton street, Borough of Brooklyn, and of the Sheepshead Bay Methodist Episcopal Church, located at the corner of Ocean and Voorhees avenues, Borough of Brooklyn, for public lecture purposes, once weekly, at a rental of \$10 each per night, including light, heat and janitor service, and to authorize the Comptroller to pay the rental of said churches without the necessity of entering into leases therefor.

Whereas, Mr. William Kenny, Janitor of Public School 8, Borough of Manhattan, died on October 31, 1908; and

Whereas, Mr. Kenny was in the employ of the Board of Education for thirty-six years, during which time he rendered faithful and satisfactory service; therefore be it

Resolved, That the Board of Education hereby places on record an expression of its sorrow at the death of Mr. Kenny; and be it further

Resolved, That a copy of the foregoing preamble and resolution be transmitted to the family of Mr. Kenny.

Excusing the absence on June 29 and 30, 1908, of Nina M. Loper, a Teacher in Public School 15, Borough of Manhattan, caused by attendance at the convention of the National Education Association, with pay, and suspending all provisions of the By-Laws inconsistent herewith for the purpose of this resolution.

Approving and ratifying the action of the Committee on Care of Buildings in assigning Room No. 514 in the Hall of the Board of Education for the use of the Committee on Elementary Schools and of other committees which have heretofore used Room No. 519, and also for the use of the Board of Superintendents; in assigning Rooms No. 517 and No. 519 to Associate City Superintendent Stevens; in assigning Room No. 511 to Associate City Superintendent Edson; in transferring the Inspector of Ungraded Classes and the Director of Cooking from Rooms No. 525 and No. 527 to the third floor, and in assigning one of these rooms to Associate City Superintendent Walsh; in transferring the offices of the physicians of the Board of Education to the ninth floor, and in assigning Rooms No. 621 and No. 623 to the Bureau of Audit and Accounts, and authorizing the Committee on Buildings to provide the necessary partitions, etc., on the third and ninth floors, and also on the second floor, which has been heretofore assigned for the use of the President and the Secretary, and on the first floor, which has been assigned to the Bureau of Supplies, and to make such other changes, etc., as may be found necessary.

Approving and ratifying the action of the Committee on Care of Buildings in appointing John Oschmann, Jr., and Robert Lowrie as Cleaners in the Morris High School, Borough of The Bronx, taking effect November 9, 1908, at an annual salary of \$480 each, their names having been selected from an eligible list submitted by the Municipal Civil Service Commission.

Approving and ratifying the action of the Committee on Care of Buildings in transferring the following named persons to the schools indicated, taking effect on the dates indicated:

John J. Goff, Janitor-Engineer, from Public School 28, Manhattan, to Public School 51, Manhattan; annual salary, \$3,504; taking effect November 6, 1908.

William B. Anderson, Janitor, from Public School 51, Manhattan, to Public School 28, Manhattan; annual salary, \$2,058; taking effect November 6, 1908.

Henry Richmond, Janitor, from Public School 13, Manhattan, to Public School 12, Manhattan; annual salary, \$2,664; taking effect November 1, 1908.

James B. Campion, Janitor, from Public School 12, Richmond, to Public School 3, Richmond; annual salary, \$1,644; taking effect November 1, 1908.

Bernard Lane, Janitor, from Public School 3, Richmond, to Public School 12, Richmond; annual salary, \$1,368; taking effect November 1, 1908.

Charles Paton, Janitor, from Public School 162, Manhattan, to Public School 114, Brooklyn; annual salary, \$2,508; taking effect November 1, 1908.

John Maher, Janitor, from Public School 12, Manhattan, to Public School 108, Manhattan; annual salary, \$1,122; taking effect November 1, 1908.

Harrison Johnson, Cleaner, from Public School 12, Richmond, to Public School 14, Richmond; annual salary, \$540; taking effect November 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in assigning the following named Janitors to the care of public schools, temporarily, they to receive the salary of the position, less the rent allowance, in each instance:

Eugene Brown, assigned to Public School 138, Brooklyn, taking effect November 1, 1908.

James Carroll, assigned to Public School 13, Manhattan, taking effect November 1, 1908.

John Fleming, assigned to Public School 6, Brooklyn, taking effect November 5, 1908.

George F. Haller, assigned to Public School 8, Manhattan, taking effect November 1, 1908.

George L. Rice, assigned to Public School 162, Manhattan, taking effect November 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in fixing the compensation attached to the position of Janitor of Public School 12, Borough of Richmond, at the rate of \$1,368 per annum, less the salary of one female Civil Service Cleaner, taking effect November 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the temporary salary allowed to the Janitor of Public School 89 (new), Borough of Queens, from \$200 to \$260 per month, taking effect November 11, 1908, so as to enable him to employ a Fireman.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the compensation of the Janitor of Public School 36, Borough of The Bronx, for the care of the annex to said school from \$50 per annum to \$35 per month for the period commencing October 26, 1908 (on which date said annex was reoccupied for

school purposes), and ending April 30, 1909, both dates inclusive, the compensation after said last mentioned date to be at the rate of \$15 per month.

Approving and ratifying the action of the President in suspending from duty, without pay, on November 5, 1908, Patrick Freeman, Janitor of Public School 6, Borough of Brooklyn, pending the trial of charges.

Approving and ratifying the action of the Committee on Care of Buildings in granting permission to the Public Education Association of Richmond Borough to use Public Schools 14 and 17, Borough of Richmond, for the purpose of giving free concerts on Sunday afternoons during the months of October, November and December, 1908, and January, February, March, April, May and June, 1909.

Approving the action of the Committee on Care of Buildings in accepting the resignation of Henry A. Menien, Cleaner in the Morris High School, Borough of The Bronx, taking effect October 22, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in discontinuing the compensation paid to the Janitor of Public School 13 (old), Borough of Richmond, from and after September 15, 1908, and in allowing said Janitor a temporary salary at the rate of \$200 per month for the care of both the old and new buildings of said school, taking effect September 16, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in paying the Janitor of Public School 159, Borough of Brooklyn, a temporary salary at the rate of \$150 per month for the care of said school building, taking effect October 16, 1908, the temporary salary to be paid until the building is fully occupied.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the compensation paid to the Janitors of the following named school buildings to the amount indicated in each instance, taking effect on the dates mentioned, the increase being due to additional paved surface, sidewalks, etc., to care for:

Public School 3, Manhattan; present salary, \$3,564; proposed salary, \$3,588; taking effect November 1, 1908.

Public School 13, Manhattan; present salary, \$3,300; proposed salary, \$3,324; taking effect November 1, 1908.

Public School 4, The Bronx; present salary, \$3,912; proposed salary, \$4,032; taking effect May 1, 1908.

Public School 35, Brooklyn; present salary, \$3,096; proposed salary, \$3,120; taking effect November 1, 1908.

On motion, all absent members were excused for non-attendance at this meeting.

On motion, the Board adjourned at 6:02 o'clock p. m.

A. EMERSON PALMER, Secretary.

#### BOARD OF EDUCATION.

A stated meeting of the Board of Education was held on Wednesday, November 25, 1908, at 4 o'clock p. m., at the hall of the Board, Park avenue and Fifty-ninth street, Borough of Manhattan.

Present—Egerton L. Winthrop, Jr., President, and the following members:

Mr. Aldcroft, Mr. Barrett, Dr. Bruce, Mr. Cosgrove, Mr. Coudert, Mr. Cunnion, Mr. DeLaney, Mr. Donnelly, Mr. Dresser, Mr. Ferris, Mr. Freifeld, Mr. Greene, Mr. Haase, Mr. Harrison, Dr. Haupt, Mr. Higgins, Mr. Ingalls, Mr. Jonas, Mr. Kanzler, Mr. Katzenberg, Mr. Kelley, Mr. Man, Mr. March, Dr. McDonald, Mr. Schaeble, Mr. Sherman, Mr. Somers, Mr. A. Stern, Mr. M. S. Stern, Mr. C. J. Sullivan, Mr. J. E. Sullivan, Mr. Thompson, Mr. Wilsey, Mr. Wingate—35.

Also City Superintendent Maxwell.

Absent—Mr. Crowninshield, Mr. Francolini, Mr. Gillespie, Mr. Hollick, Mr. May, Mr. O'Donohue, Mr. Partridge, Mr. M. J. Sullivan, Mr. Stuydam, Mr. Thomas, Mr. Vandenhoff—11.

Rescinding the report adopted by the Board of Education on October 28, 1908 (see Journal, page 2115), relative to the retirement of Paul C. Martin, a Teacher in the Boys' High School, to take effect February 1, 1909, and retiring, in accordance with the recommendation contained in a communication from the Board of Retirement, Paul C. Martin, pursuant to section 1092 of the Revised Charter, as amended, to take effect September 1, 1909.

Retiring the following persons named in the communication submitted by the Board of Retirement under date of November 23, 1908, pursuant to the provisions of section 1092 of the Revised Charter, as amended, such retirement to take effect February 1, 1909, the annuity in each case to be one-half of the salary at date of retirement, unless otherwise provided for by law; and directing the Auditor of the Board of Education to compute the amount of annuity to which each of such persons is entitled, respectively:

#### BOROUGH OF MANHATTAN.

Ella Coddington, Public School 103; appointed January 1, 1879; experience in New York City public schools, 30 years 1 month.

Hilma A. Johnson, Public School 91; appointed October 20, 1887; experience in New York City public schools, 34 years 3 months.

Anna M. McGean, Public School 141, appointed February 26, 1873; experience in New York City public schools, 35 years 11 months.

#### BOROUGH OF BROOKLYN.

Alice Goodridge, Public School 145; appointed June 1, 1888; experience in New York City public schools, 20 years 8 months; outside experience, 3 months.

Contracts were awarded as follows:

Appropriating the sum of thirty-six thousand seven hundred and fifty-two dollars (\$36,752) from the following named funds, said sum to be applied in payment of the contracts to be entered into by the Committee on Buildings, for and on behalf of the Board of Education, with the following named contractors, for the purposes mentioned and in the sums specified:

Corporate Stock, bond issue authorized by Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment:

#### BOROUGH OF BROOKLYN.

For Furniture for New Public School 156.

Item 1—The Manhattan Supply Company.....	\$4,093 00
Item 2—Superior Manufacturing Company.....	1,000 00
Item 3—The E. J. Johnson Company.....	2,745 00
Item 4—Superior Manufacturing Company.....	2,411 00
Item 5—American Seating Company.....	17,890 00
<b>Subtotal No. 8.</b>	
For Furniture for New Public School 158.	
Item 1—The Manhattan Supply Company.....	\$1,997 00
Item 2—Superior Manufacturing Company.....	1,100 00
Item 3—Wm. G. Hill.....	1,679 00
Item 4—Superior Manufacturing Company.....	930 00
<b>Subtotal No. 10.</b>	
<b>Athletic fields under jurisdiction of Board of Education:</b>	
<b>BOROUGH OF QUEENS.</b>	
For Furniture, Equipment, etc., for the Athletic Field.	
Narragansett Machine Company .....	1,350 00
<b>Total Corporate Stock .....</b>	
Special School Fund, 1908, General Repairs:	\$35,195 00

#### BOROUGH OF THE BRONX.

For Additions, Repairs and Alterations to Heating Apparatus in

Public School 14.

The Concourse Construction Company.....

1,557 00

**\$36,752 00**

—requisition for the sum of thirty-five thousand one hundred and ninety-five dollars (\$35,195) being hereby made upon the Comptroller.

But no part of said appropriation authorized by this resolution to be paid until the Committee on Buildings shall have filed the contracts to be entered into by it, for and on behalf of the Board of Education, with the contractors named, said contracts to be in the form approved by the Corporation Counsel, and with such security for the faithful performance of the same as shall be satisfactory to the Comptroller, the rules of this Board in regard thereto, and as to the payments to be made on account thereof, to be complied with.

Appropriating the sum of one thousand six hundred and ninety-four dollars (\$1,694) from the Special School Fund of the Department of Education for the current year, and from the item contained therein entitled General Repairs, said sum to be applied in payment of the contract to be entered into by the Committee on Buildings, for and on behalf of the Board of Education, with the following named contractors, for the purpose mentioned and in the sum specified:

BOROUGH OF THE BRONX.  
For Installing Reinforced Concrete Lens Pavement Lights at Public School 37.  
American 3-Way Prism Company..... \$1,694 00

But no part of said appropriation authorized by this resolution to be paid until the Committee on Buildings shall have filed the contract to be entered into by it, for and on behalf of the Board of Education, with the contractors named, said contract to be in the form approved by the Corporation Counsel, and with such security for the faithful performance of the same as shall be satisfactory to the Comptroller, the rules of this Board in regard thereto, and as to the payments to be made on account thereof, to be complied with.

Approving and ratifying the action of the Committee on Supplies in appointing Miss Retta A. Pfau, whose name was certified by the Municipal Civil Service Commission as eligible for appointment, as temporary Telephone Switchboard Operator at the Hall of the Board of Education, to serve during the incapacity of Miss Mary B. Starck on account of illness, at a salary of \$600 per annum, the appointment taking effect November 23, 1908.

Requesting the New York Charter Commission to recommend an amendment to the educational chapter of the Charter providing that the Board of Education shall have power to require from pupils entering evening technical or trade schools a deposit not exceeding two dollars each, said deposit to be returned or used in such way as the Board of Education may prescribe; and directing the Committee on By-laws and Legislation to prepare the appropriate amendment to the Charter and submit the same to the New York Charter Commission.

Giving to the Committee on By-laws and Legislation general supervision of charges which may be preferred against officials and employees of the Board of Education, and the trial of the same, and authorizing said Committee to assign a member of the Board who is a lawyer to act as counsel in any case upon the request of the Committee having jurisdiction in the premises.

Making, in accordance with the recommendation of the Board of Superintendents, the class of children taught in the outdoor day camp for tuberculosis patients on the ferryboat moored off Bellevue Hospital grounds a part of the organization of Public School 14, Borough of Manhattan.

Designating, in accordance with the recommendation of the Board of Superintendents, William Krampner to take charge of the evening sessions of Public School 120, Borough of Manhattan, and that he be paid at the rate provided for principals of elementary evening schools.

Making, in accordance with the recommendation of the Board of Superintendents, Public School 22, The Bronx, an annex to Public School 30, The Bronx.

Authorizing the Board of Superintendents to use such classrooms as are not necessary for elementary school purposes in public School 153, Brooklyn, as an annex to the Erasmus Hall High School, from February 1, 1909, and that said Board be also authorized to use one of the wings now being erected as an addition to Public School 64, Brooklyn, for high school purposes, on and after February 1, 1909.

Approving the action of the Board of Superintendents in transferring, at her own request, Florence A. Crawford, a Teacher in Public School 133, Borough of Brooklyn, from the rank and pay of Schedule IV. to the rank and pay of Schedule III., from November 1, 1908.

Promoting and transferring the following named teachers as indicated below, the promotions and transfers to take effect December 1, 1908:

Name.	From Schedule VI. to Schedule VII.		From Schedule III. to Schedule IV.	
	District.	School.	District.	School.
Louis R. Lawyer.....	19	10 B	6	25
John T. Manning.....	25	8	26	36
John D. Moffett.....	31	17	36	155
Jennie Carney .....	17	168 P	3	62 Gr

Approving the action of the Board of Superintendents in transferring the following named Teachers as indicated below, to take effect December 1, 1908, except where otherwise indicated:

BOROUGH OF MANHATTAN.				
Schedule VI.				
Name.	From		To	
Jacob J. Shufro.....	3	62 Gr	8	14
Emanuel Gold .....	21	39 B	15	77 B
Robert Robinson .....	6	20	16	109

Schedule III.				
Ida Finkelstein .....	3	75	3	42
Helen V. Foley .....	46	5	11	51
Mabel Earl .....	21	39 P	2	65 B
Mary Hall .....	20	163	20	78
Anna S. Tobin.....	1	44	17	83
Annie Moore .....	20	103	17	83
Agnes L. Smith.....	7	36	16	86
Clare A. McDonald.....	37	136	14	87
Mary E. Daniels.....	7	188 G	21	90
Laura E. Costello.....	22	169	20	103
Florence M. Coligan.....	3	42	20	159
Anna R. Rush.....	41	74	20	163
Miriam A. Grasse.....	19	10 B	22	160
Edna Magnus .....	17	83	7	188 G
Katharine E. Cahill.....	6	91	17	171
Mary C. Buckley.....	4	12	17	171

Kindergartners—Schedule III.				
Ida F. Warrack.....	9	124	9	3
Helen L. Knight.....	25	28	5	4
Estelle M. Weingart.....	21	39 P	16	66

BOROUGH OF THE BRONX.				
Schedule VI.				
Martin H. Ford.....	26	17	26	36
Thomas P. Smith.....	26	36	23	23
Schedule III.				
Myra G. Wilcox.....	38	98	24	3 Gr
Elsie M. Streeseman.....	25	33	25	4
Adelaide G. Springstead.....	45	23	24	25
Margaret L. Iwanowius.....	23	27	23	29
Esther Rubin .....	4	98	24	38

Kindergartner—Schedule III.				
Ida P. Raisbeck.....</				

BOROUGH OF BROOKLYN.						Name.						Name.						Name.								
Schedule II. (a).						From		To		District.		School.		District.		School.		District.		School.						
Name.	District.	School.	District.	School.	District.			District.	School.	District.		District.		District.		District.		District.		District.						
Charlotte A. Cox (to teach a class).....	38	99	38	96	Sarah M. Tice.....	7	131	Mabel Hobart.....	17	171	Annette M. Hayes.....	12	135	Flore P. Friedlander.....	17	171	Agnes A. Roe.....	3	137	Anna H. Hammer.....	17	172				
Sarah A. E. Rogers.....	30	124	38	99	Cecilia M. Sillcox.....	14	141	Mary C. Corcoran.....	17	172	Marion C. Goldstone.....	4	147	Elsa Fox.....	17	172	Marcella A. Bartley.....	20	159	Agnes G. Leining.....	5	174				
John T. Morgan.....	34	110	31	17	Maud C. Kelley.....	5	160	Ernestine L. Grossman.....	5	174	May J. Morrissey.....	20	163	Mary Reed.....	1	180	Esther G. Feinberg.....	20	163	Sarah Keeney.....	1	180				
James C. Callahan.....	30	10	32	70	Joanna A. Falvey.....	20	163	Frederica Milligan.....	1	180	*Francis A. Garvey.....	37	153	Nathalie Eichner.....	19	184	Norbert J. Melville.....	24	155	Eleanor L. Kelly.....	20	163	Mary G. Brown.....	19	184	
Rebecca Day.....	27	1	28	32	Elizabeth H. Levy.....	20	163	Elizabeth W. Spear.....	19	184	Anna VanSickle.....	39	83	Henrietta Moller.....	20	163	Anna H. Jacobson.....	7	188 B.							
Sarah Crystal.....	17	168 G	39	84 B	Elizabet A. Walsh.....	18	165 P.	Lena M. Freiman.....	7	188 B.	Marie J. Grimm.....	38	153	Florence B. Mendel.....	17	168 G.	Mary Maxon.....	7	188 B.							
Annie G. Quinn.....	38	153	38	96	Anna H. Lenzer.....	19	170 P.	Fannie M. Rivesman.....	7	188 G.	Agnes M. Keating.....	20	163	Ida Katz.....	17	171										
Mary J. Swin.....	39	144	39	109 G	Kindergartners—Schedule III.																					
Amelia Bradley.....	25	4	38	139	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.							
Adda Pearl Sackett.....	7	15	33	147 G	Agnes Doyle.....	5	4	C. Grace Gormley.....	10	48	Gertrude Oppermann.....	9	8	Bessie I. King.....	10	55	Josephine E. Westaway.....	4	12	Leah Wertheimer.....	15	77 G.				
*Wilhelmina M. Heingartner.....	37	2	38	153	Irene L. Packer.....	7	15	Lesa L. Sage.....	21	89 P.	Olga Knobloch.....	3	34	Margaret Stewart.....	6	91	Elthel I. Tomlinson.....	7	36	Mary D. Davis.....	16	37	Elvira N. Lyon.....	14	94	
*Lillian M. Murphy.....	25	40	38	153	Frances W. Jarvis.....	16	37	Katherine A. Hach.....	8	104	Selma Chaskel.....	21	39 P.	Louise Finlay.....	9	124										
Kindergartner—Schedule III.						BOROUGH OF QUEENS.						BOROUGH OF THE BRONX.						BOROUGH OF THE BRONX.								
Schedule II. (a).						Schedule III.						Schedule III.						Schedule III.								
Caroline Mayhew.....	44	81	41	86	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.							
Leo. S. Powell.....	43	31	43	32	Elsie D. Weyhausen.....	23	1	Lilian S. O'Brien.....	24	23	Alice T. Gallagher.....	25	2	Edith G. Mitcham.....	25	26	Dorthula A. Burch.....	24	3 P.	Anna V. Brormann.....	23	27				
Estella T. Weeks.....	42	84	42	7	May A. Fulgraff.....	24	3 P.	Erna Bieneck.....	23	29	Veronica A. McCallan.....	25	4	Esther G. Kahn.....	23	30	Henrietta M. White.....	25	6	Rose Rubinstein.....	23	30				
BOROUGH OF RICHMOND.						Schedule III.						Schedule III.						Schedule III.								
Charlotte B. Page.....	17	171	46	1	Mabel L. Peterson.....	23	9	Marcella C. Gariety.....	26	32	Johanna Hayes.....	26	12	Clara B. Long.....	25	33	Florence B. Johnson.....	26	13	Josephine L. O'Neill.....	26	36				
From Schedule VI. to Schedule VII.						From Schedule IV. to Schedule V.						From Schedule III. to Schedule IV.						From Schedule III. to Schedule IV.								
Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.							
Abraham Landesman.....	12	18	John W. Bodier.....	6	79	Mabel L. Harris.....	33	141	Elsie H. Hogg.....	25	4	Sara S. Boice.....	26	34	Mary G. Prunty.....	8	14	Kate J. Tunney.....	26	32	Bridget D. Sweeney.....	3	62 Gr.			
Appointing the following named persons as Teachers in the districts designated, subject to subdivision 12 of section 67 of the by-laws in all cases where said subdivision is applicable, said persons to be assigned to the schools indicated opposite their names, the appointments to take effect December 1, 1908:						From Schedule III. to Schedule IV.						From Schedule III. to Schedule IV.						From Schedule III. to Schedule IV.								
Name.						Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.						
Anna Mooney.....	18	9	Mabel L. Harris.....	33	141	Etta H. Hogg.....	25	4	Sara S. Boice.....	26	34	Frances A. Dyer.....	8	14	Kate J. Tunney.....	26	32	Loretto C. Hunt.....	1	23	Sophie L. Laufer.....	36	155			
Loretto C. Hunt.....	1	23	Sara Buchenholz.....	33	147 G	Helen F. Battin.....	25	6	Anna M. Hollweg.....	26	36	Frances A. Dyer.....	26	32	Emma E. Church.....	7	188 G.	Anna M. O'Brien.....	11	14	Jeanette Clark.....	44	66			
Emma E. Church.....	7	188 G.	Sophie L. Laufer.....	36	155	Martha W. Storey.....	23	9	Isabella M. Jenkins.....	24	39	Gertrude M. Wiebe.....	39	84 B.	Frances A. Dyer.....	11	51	Mary A. O'Brien.....	11	51	Agnes Doyle.....	5	160			
Frances A. Dyer.....	26	32	Mary L. Telfer.....	43	22																					
Gertrude M. Wiebe.....	39	84 B.	Jeanette Clark.....	44	66																					
Annie Timlin.....	38	119	Mary M. Brady.....	42	87																					
BOROUGH OF MANHATTAN.						Schedule III.						Schedule III.						Schedule III.								
Schedule III.						Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.	Name.	District.	School.						
Edna M. Morgan.....	2	2 P.	Victoria Hall.....	19	43 P.	Mary V. Canning.....	27	1	Edith Ogden.....	36	85	Frances C. Cullum.....	27	1	May E. Preston.....	35	86	Carolyn Assa.....	27	7	Aimee G. Miller.....	35	86			
Emily J. Carner.....	2	2 P.	Katherine F. Oswell.....	1	44	Maud E. Dilliard.....	29	11	Estelle Sise.....	35	86	Esther C. Campion.....	28	13	Maude M. Taylor.....	36	87	Esther T. Toledano.....	1	44	Beatrice C. Campion.....	28	13			
Nellie M. Bennett.....	2	2 P.	Esther Bresel.....	1	44	Irene McGoldrick.....	27	12	Lillian H. French.....	37	94	Elizabeth J. Long.....	27	14	Regina Coveney.....	38	98	Catharine Boland.....	2	2 P.	Elizabeth J. Long.....	27	14			
Catharine Boland.....	2	2 P.	Tillie Bresel.....	8	50	Catherine B. Hutzel.....	31	16	Julia C. Rochford.....	38	99	Frances V. Haight.....	31	17	Frances V. Haight.....	31	17	Adelaide Guggenheimer.....	2	2 P.	Frances V. Haight.....	31	17			
Adelaide Guggenheimer.....	2	2 P.	Anna M. O'Brien.....	11	51	Katherine A. Martin.....	33	36	Elsie I. Donaghay.....	38	99	Edith A. Dietz.....	2	65 G.	Helen J. Reed.....	11	51	Tillie D. Arnowitt.....	2	2 B.	Edith A. Dietz.....	2	65 G.			
Tillie D. Arnowitt.....	2	2 B.	Helen J. Reed.....	11	51	Margaret T. Daley.....	31	33	Emma I. Denver.....	33	36	Edith A. Dietz.....	2	65 G.	Cora D. Andruss.....	22	52	Margaret T. Daley.....	31	33	Edith A. Dietz.....	2	65 G.			
Minnie Gottlieb.....	5	4	Cora D. Andruss.....	22	52	Etta H. Hogg.....	25	4	Gertrude Weiss.....	33	36	Frances A. Dyer.....	8	14	Beatrice C. Campion.....	28	13	Beatrice C. Campion.....	28	13	Frances A. Dyer.....	8	14			
Elizabeth																										

## Kindergartners—Schedule III.

Name.	District.	School.	Name.	District.	School.
Marion Cruikshank	35	24	May B. Ackerman	37	94
Helen P. Breckwoldt	35	24	Jeraldine A. Dewitt	37	131
Marjorie B. Smith	29	44	Edna G. Outwater	34	132
Alice Laurencot	38	92	Grace G. Furman	40	159

## BOROUGH OF QUEENS.

## Schedule III.

Name.	District.	School.	Name.	District.	School.
Mary Mulvey	41	1	Sarah E. Prestley	44	51
Anna Mahoney	41	4	Adelaide Baker	44	68
Evelyn Tyndall	41	4	Anna C. Jenkins	41	71
Ethel Castle	42	6	Teresa Haggerty	41	71
Olive E. Shumway	42	14	Ruby A. Higbee	41	74
Florence M. Fitzpatrick	42	15	Louise Huther	41	80
Katharine E. Kane	42	16	Mary C. McMullin	41	80
Lulu F. Leimbach	42	16	Lorette McGuire	44	81
Mary E. Quirk	42	17	Emma Routemann	44	81
Florence E. Bell	43	20	Jane F. Murphy	44	81
Salma E. Purchase	43	22	Augusta T. Hein	44	81
Kathryn Cosgriff	43	27	Lillie H. Pinkham	41	83
Agnes F. Macauley	43	35	Elsie C. Leininger	42	85
Mattie L. Van Siclen	43	35	Catherine O'Donnell	41	86
E. Lillian Fuller	44	46	Mabel E. Black	42	87
Lois H. Titus	43	50	Eva L. Curran	42	87

## Kindergartners—Schedule III.

Name.	District.	School.	Name.	District.	School.
Edna Martin	41	1	Villa L. Augur	42	84
Clara L. Stowell	43	37	Louise Smith	42	87
Ethel M. Percy	43	45	Julia M. Opperman	44	88
Alta Whitcomb	43	50	Alice L. Austin	44	88
Angelina Grecia	44	68			

## BOROUGH OF RICHMOND.

## Schedule III.

Name.	District.	School.	Name.	District.	School.
Elizabeth A. Smith	46	11	Julia Morgan	45	18
Ida M. Cronkhite	46	13	Mary C. Gaston	45	23
Katherine L. Haley	46	13	Sadie M. Flanagan	45	26
Maud L. Parker	45	16			

Appointing Lucy E. Stone an Assistant to Principal in District No. 40, to be assigned to Public School 64, her appointment to take effect December 1, 1908.

Appointing Katherine E. Malone a Teacher of Drawing for the elementary schools of The City of New York, her appointment to take effect December 1, 1908.

Appointing Estelle Monheimer as Assistant Teacher of Sewing and Dressmaking in the Washington Irving High School, to take effect December 1, 1908.

Appointing E. Esther Pritchett as Assistant Teacher of Nature Study in the New York Training School for Teachers, subject to her obtaining the necessary license, to take effect December 1, 1908.

Appointing Charles S. Hartwell as First Assistant Teacher of English in the Eastern District High School, to take effect December 1, 1908.

Appointing the following named persons to the positions for which they have been respectively nominated in the evening elementary schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the Bay-Laws of the Board of Education:

## BOROUGH OF MANHATTAN.

Evening School 1—Foreign: Philip Baum (vice Herman B. Tanner, resigned). English: Jacob Holamn (vice George L. Hensel, resigned).

Evening School 2—Foreign: Lester M. Friedman (vice Louis K. Berman, resigned), Joseph Marx (vice George D. Lewis, resigned), Morris Cohen (vice Max D. Klein, resigned), Leo Lebowich (vice Abraham Morris, resigned), Charles B. Broder (vice Samuel Cohen, resigned).

Evening School 4—Foreign: Loretta V. Delaney (vice Mary O'Connell, resigned), Kate Mehrbas (vice Fannie S. Grady, resigned).

Evening School 8—Bookkeeping: Richard L. Doyle (vice Michael Walsh, transferred to New York Evening High School). Foreign: William Fondillar. Stenography: Ambrose A. O'Connell (vice Ernest L. Granby, transferred to Harlem Evening High School), Jacob Rubin (vice Ambrose A. O'Connell, resigned).

Evening School 13—Foreign: Emma Moreines (vice Anna I. Marks, resigned). English: Harriet G. Henry (vice Helen L. Becher, resigned).

Evening School 14—Foreign: Susie M. Crimmins (vice Hannah M. Kuttner, resigned). Dressmaking: Caroline M. Arbus.

Evening School 17—English: Mary O. Sharp. Dressmaking: May E. Hogan (vice Anna Reichert, resigned). Stenography: Anna V. Clune.

Appointing Jeannette Brinckerhoff as a Model Teacher in the Brooklyn Training School for Teachers, to take effect December 1, 1908.

Evening School 19—Foreign: Adele Canavar (vice Kath. C. Redmond, resigned). English: Caroline E. Ward (vice Kath. C. McCabe, absent).

Evening School 21—Foreign: Jerome J. Licari.

Evening School 22—English: George Haupt (vice Louis H. Schwartz, transferred to Evening School 109). Foreign: Nathan Strom (vice Henry Mendelsohn, did not report), Francis Fischer (vice Moses Fertig, resigned), Michael Levine (vice Jas. A. Farrell, did not report), Harry Abramson (vice Jacob M. Rosenberg, resigned).

Evening School 23—English: Emily F. Walsh (vice Nathalie Boniface, resigned).

Evening School 25—Foreign: Joseph Cohen, Nathan Leibovitz (vice Henry Amster, resigned).

Evening School 29—Foreign: Thomas J. McMorrow (vice Charles J. Cohn, resigned).

Evening School 32—Foreign: William Flanagan (vice Edgar R. Kratger, resigned).

Evening School 38—Dressmaking: Margaret Ryan. Cooking: Isabel Sutherland (vice Dona Saruya, absent).

Evening School 39—English: Joseph L. Tierney. Foreign: Michael Solomon (vice F. H. Vedder, did not report).

Evening School 40—Bookkeeping: Joseph Mayper (vice Edward M. Williams, resigned). Foreign: Meyer Rosenblatt (vice Norbert Lyons, resigned). English: John S. Keresey, Vincent P. Carroll. Foreign: Oscar Laffer (vice Kevork C. Nazarian, resigned).

Evening School 42—Foreign: Mary Doherty (vice Rita C. Pond, resigned). English: Mary R. Stryker (vice Lilian K. Upham, resigned).

Evening School 43—English: George P. A. Brayden (vice Jos. L. Tierney, transferred to Evening School 39). Howard A. Butler (vice Floyd E. Kinney, resigned). Foreign: Max Gilbert (vice Laurie C. Ingraham, transferred to Evening School 27, Queens).

Evening School 45—Stenography: Emma Goldberg (vice Cleora A. Swift, transferred to East Side Evening High School). English: Annie Strelitz. Dressmaking: Harriet E. Basch. Stenography: Caroline A. Johnston.

Evening School 49—Foreign: Mark Eisner.

Evening School 58—Foreign: Joseph Michael (vice Robert Eadie, transferred to Principal of Evening School 6, Queens).

Evening School 59—Bookkeeping: Mary I. Feath (vice K. L. Cassin, resigned). English: Ellen H. Bolger (vice Jennie Lloyd, resigned). Foreign: Rose Davidson (vice Anna Wolff, resigned).

Evening School 62—Foreign: Nathan Settel (vice Morris J. S. Abels, did not report).

Evening School 65—Foreign: Harold Siegel (vice Max Lustgarten, resigned). Harry Goldberg (vice Louis A. Lazarus, resigned), John B. Stephanidis (vice William S. Evans, declined).

Evening School 67—Electrical installation and practice: George B. Nichols (vice Harry F. Butler, resigned). English: Benjamin Shapiro (vice J. S. Brown, resigned), Edward W. Sullivan. Cooking: Edith Hibbard. Bookkeeping: Harold D. Greeley (vice John E. Leamy, transferred to E. H. S.).

Evening School 70—English: Henry Cooperman (vice Joseph V. Stenson, resigned). Foreign: Leon N. Futter (vice William Jansen, resigned).

Evening School 72—Foreign: Meta Rabinowitz (vice Gertrude C. Kennedy, transferred to Evening School 92), Edna Steinberg (vice Evelyn B. Barry, transferred to Evening School 93). English: Mary M. Nolan (vice Frances A. Dowling, resigned).

Evening School 77—Bookkeeping: Arthur Nathan (vice Isidora Poons, transferred to E. H. S.). Foreign: Harold B. Charos (vice Gustave F. Bochme, did not report).

Evening School 79—English: Melvin F. Gearhart.

Evening School 83—Foreign: Samuel O. Beskind, Louis Margolis (vice Louis B. Cohen, resigned). English: Max Handelman (vice Albert C. Lisson, declined).

Evening School 92—Foreign: Gertrude C. Kennedy (vice Adele Canavar, transferred to Evening School 19). Bookkeeping: Jeanette Brodie (vice S. R. Aronin, did not appear). Dressmaking: Matilda C. Grosbernd (vice Mabel S. Briggs, declined).

Evening School 93—Stenography: Katherine Hughes (vice Grace B. Levy, transferred to Williamsburg E. H. S.). Bookkeeping: Margaret Black (vice Mary M. McGuire, transferred to Evening School, E. H. S.). Cooking: Charlotte P. Ebbets (vice Edna M. Farrell, transferred to Williamsburg E. H. S.). Foreign: Evelyn B. Barry. English: Evelyn R. Wheeler.

Evening School 96—Bookkeeping: Anna F. Guilfoy. Millinery: Carolyn Nelson. Stenography: Eleanor O'Connor.

Evening School 109—Foreign: Louis K. Schwartz (vice Isidore Tanz, transferred to New York E. H. S.), Isidor Koplowitz (vice Jacob Avedon, resigned), Isidor Meyrowitz (vice David A. Swick, transferred to Morris E. H. S.), Joshua Loew (vice Joseph Loew, resigned), Julius Wolff (vice Jacob A. Delgenas, resigned).

Evening School 157—Millinery: Grace R. Preble (vice Evelyn C. Smith, resigned). Foreign: Gertrude Jalonack (vice Agnes M. L. Woods, resigned). Dressmaking: Anna Reichert (vice Rosalie Kerrigan, resigned), Anna M. Fleming. English: Annie E. Mathews (vice Minnie A. Fuller, resigned). Stenography: Ruth J. Langdon.

Evening School 160—Foreign: Hyman Finkelstein (vice Sidney Goldberger, resigned), Samuel Fleischman (vice Max Kufeld, resigned), Isaac Nagourney (vice Herbert McKennis, resigned), Barnet Shapiro (vice Max Gilbert, transferred to Evening School 43, Manhattan).

Evening School 177—Foreign: Mary E. Griffin (vice Gertrude Jalonack, transferred to Evening School 157), Rebecca Alexander (vice Rose A. McManus, resigned).

## BOROUGH OF THE BRONX.

Evening School 3—Foreign: Mark Waldman (vice S. R. Brinckerhoff, resigned). English: Warren C. Fielding (vice James F. Smith, resigned).

Evening School 9—Foreign: Joseph I. Davidman (vice G. A. Rueck, resigned). English: Herman Reback.

Evening School 10—Dressmaking: Gardo Thompson. Bookkeeping: Mary J. O'Raw. Stenography: Nellie V. Corrigan.

Evening School 42—English: Max Meltsner (vice Horman Bergoffen, resigned).

## BOROUGH OF BROOKLYN.

Evening School 1—Stenography: Jacob Jaffe (vice John G. Dunbar, transferred to Brooklyn E. H. S.). Bookkeeping: Sarah V. N. Cook. Foreign: Frank A. Rexford (vice Sarah McNamee, resigned). English: Albert J. Levine (vice May E. Sullivan, did not report).

Evening School 5—Cooking: Emma C. Hess (vice C. F. Skelton, resigned). English: Maria McC. Morrow (vice H. E. Bendell, resigned), William P. Davis (vice Elizabeth Brice, resigned). Bookkeeping: William E. Smith (vice Benjamin Freeman, transferred to Brooklyn E. H. S.).

Evening School 15—Millinery: Elsa C. Biele (vice Margaret Sibbs, resigned). Stenography: Alice W. Munroe (vice Mary E. Hebbell, transferred to Williamsburg E. H. S.), Ethel I. Munroe (vice Emma Goldberg, transferred to Evening School 45, Manhattan). Dressmaking: Belle C. Pascual.

Evening School 17—Foreign: Albert C. Tweedy (vice Emilio J. Buchaca, resigned), Abraham L. Rosenberg.

Evening School 18—Foreign: Katherine H. Hasbrouck (vice Honore McNamara, resigned), Bertha Insler (vice Mary T. Dorney, transferred to Evening School 17, Brooklyn). Cooking: Elinor I. Hastings (vice Mary L. Robbins, resigned).

Evening School 22—Dressmaking: Marie C. Schultz (vice Charlotte E. Ewell, resigned). Millinery: Mary H. Carman. Stenography: Annie L. O'Neill (vice Nellie V. Corrigan, transferred to Evening School 10, The Bronx). Cooking: Alfaretta M. Hale (vice Gertrude Mitchell, resigned).

Evening School 26—Stenography: Lilian D. Godfrey (vice Ellen S. Boelsterli, transferred to New York E. H. S.), Sara R. Cohen (vice Ellen S. Boelsterli, transferred to New York E. H. S.). Dressmaking: Mabel B. Palmer (vice Harriet E. Baach, transferred to Evening School 45, Manhattan), Lilian S. Thompson.

Evening School 40—Mechanical drawing: William L. Nodell (vice G. D. Howlett, resigned). Bookkeeping: Henry H. Beidleman (vice W. A. Hearn, resigned). English: Laurie C. Ingram (vice Harry A. Redmond, resigned). Stenography: Benjamin Shapiro.

Evening School 42—Foreign: Helen D. Nurick.

Evening School 45—English: Eva A. Dodge (vice R. P. Ellis, resigned). Stenography: Maurice Hochner. Foreign: Mary J. Ameli (vice Henrietta Glucksberg, transferred to Evening School 13, Manhattan), Margaret C. Byrne (vice Herbert Cohen, resigned).

Evening School 73—Foreign: Kate Puglisi (vice Helen D. Nurick, resigned). English: Frank B. Chapman (vice Gertrude McDonald, resigned), George J. Kerling (vice Amelia F. Patterson, resigned), Myrtle E. Brice.

Evening School 94—English: Clarence J. Phelan (vice Edw. Cassin, transferred to Evening School 100).

Evening School 100—Mechanical drawing: Henry E. Colton.

Evening School 101—English: Minnie F. Drinker (vice Rimie Wyckoff, transferred to Evening School 5, Brooklyn). Stenography: Jacob Pearlman.

Evening School 106—English: Roswell Corwin (vice C. E. Mann, resigned). Foreign: Dora London (vice Pauline B. Leman, transferred to Williamsburg E. H. S.).

Evening School 108—Dressmaking: Hriet D. Thompson.

Evening School 109—Foreign: Clio C. Ashurst (vice Melissa Kessler, transferred to Evening School 123, Brooklyn), Eugene A. Colligan (vice Louis Rappeport, resigned), Thomas P. Murphy (vice Frank A. Rexford, transferred to Evening School 1, Brooklyn).

Evening School 123—Foreign: Melissa Kessler. English: Margaret McCaffrey, Josephine E. Tompkins, Emma J. White (vice Margaret McCaffrey, resigned). Dressmaking: Mary M. Darbee (vice Genevieve L. Marsh, resigned).

Evening School 126—Foreign: William E. Honeskamp

Evening School 59—English: Charles H. Davis (vice Eldon Van Dusen, transferred to evening school, E. H. S.).

Evening School 67—Mechanical drawing: Andrew J. Haire, Jr. (vice Sam. Polishook, resigned). Foreign: Aaron N. Lorber (vice Benjamin Shapiro, resigned).

Evening School 71—Dressmaking: Violet R. Haver (vice Fannie Lasher, resigned).

Stenography: Catherine L. Gehrig. Dressmaking: Nora P. Hennessy, Anna H. Lewis, Alma M. Richter. Bookkeeping: Henry B. Slater (vice Charles Hecht, declined).

English: Albert Gerken, Charles S. Colden, Morris L. Cohen.

#### BOROUGH OF RICHMOND.

Evening School 1—Foreign: Morris E. Siegel. Dressmaking: Rhoda A. Hadsell (vice Mary E. Lundberg, transferred to evening school 14).

Evening School 14—Dressmaking: Mary E. Lundberg (vice Mary Hecker, transferred to evening school 20). English: Wilhelmina Sternheim (vice T. F. Kane, transferred to Stuyvesant evening high school), Clara Strauss.

Evening School 20—Dressmaking: Mary Hecker (vice Mary Lundberg, transferred to evening school 14). English: Claude T. Benjamin, John J. Richards (vice Louis B. Blan, transferred to Stuyvesant Trade School).

Appointing the following named persons to the positions for which they have been respectively nominated in the evening high schools for the season of 1908-1909, or for such part thereof as may be deemed necessary, subject to the by-laws of the Board of Education:

New York Evening High School for Men—Bookkeeping: John L. Lotsch. Stenography: Frank S. Cleverley. Spanish: Alfred Coester (transferred from Harlem Evening High School). Latin: Horace C. Waite (transferred from Harlem Evening High School). English composition: John B. Opdycke. Architectural drawing: Ralph Dudley. Electrical engineering: Isadore Tanz (vice Charles A. Miller, resigned). Bookkeeping: Michael Walsh, Jerome Konheim. Mathematics: Edward Endelman. Chemistry: Henry F. Clark.

Harlem Evening High School for Men—Spanish: Alfred M. Houston. Latin: A. Everett Peterson. Stenography: John W. Meade (vice Edward Borchardt, resigned). Physics and applied mechanics: J. Loring Arnold. Bookkeeping: Isidore M. Poons (vice Herman J. Sonnenberg, resigned). Stenography: Ernest L. Grandy, Forest G. Hamrick. Bookkeeping: Benjamin Freeman, Alfred Sommerfield.

East Side Evening High School for Men—Mathematics: Samuel C. Viertel. English composition: Ernest S. Quimby. Bookkeeping: Benjamin Aaronson.

New York Evening High School for Women—Trade salesmanship: Diana Hirschler. English composition: Helen E. Harding. Stenography: Ellen S. Boelsterli.

Harlem Evening High School for Women—English literature: Janet McRae. Domestic science: Sarah Hyams. Freehand drawing: Florence A. Newcomb (vice Alice J. Crosby, transferred to New York Evening High School). Mathematics: Regina C. M. Burke. Dressmaking: Grace Hassell. History and economics: Teresa C. Brady.

East Side Evening High School for Women—Mathematics: Clara A. Hart (vice Ida M. Colden, resigned). Bookkeeping: Henrietta M. Marshall (vice Mary A. Seamans, transferred to Williamsburg Evening High School). English composition: Anna I. Marks. Bookkeeping: Mary M. Maguire. Stenography: Cleora E. Swift (vice Jane H. Shapiro, resigned).

Morris Evening High School—Bookkeeping: David A. Swick (vice C. M. Van Houton, resigned). Stenography: Mary C. Breen (vice William L. Mason, resigned). Chemistry and physics: Charles A. Miller (vice Robert W. Fuller, transferred to Stuyvesant Trade School).

Brooklyn Evening High School for Men—German: Abraham B. Cohen (vice Clifton W. Bates, resigned). Electrical wiring and installation: Richard R. Neivins (vice Ralph W. Allen, resigned). History and economics: Milo F. McDonald, Ernest D. Lewis (vice Samuel Hoffman, resigned). Bookkeeping: Clarence E. Cowles (vice Matthew A. Devlin, resigned). Stenography: John G. Dunbar.

Eastern Evening High School for Men—Bookkeeping: Morris A. Shulman. Physics: Jacob H. Shumer.

South Brooklyn Evening High School for Men—English composition: Henry Mendelsohn. Bookkeeping: Woodford D. Anderson. History and economics: Harold G. Campbell (vice Fredk. G. White, resigned). Mathematics: William P. Manguse.

Central Evening High School for Women—Mathematics: Caroline M. Leeker, Irma A. Reynolds. Dressmaking: Agnes L. Mullin. Stenography: Ella L. Dyer (vice Sarah P. Foster, resigned).

Williamsburg Evening High School for Women—Stenography: Margaret E. Hebbell (vice Annie McDermott, resigned). Grace B. Levy (vice Wilna Chapman, resigned), Emma F. Pettingill (vice Abbie Allen, did not appear). Bookkeeping: Mary A. Seamans. Millinery: Pauline B. Leman. Dressmaking: Caroline E. Felt, Harriet M. B. Johnson (vice Bessie E. Terrell, resigned). Domestic science: Edna M. Farrell.

Normal Classes in Penmanship—Harlem Evening High School for Women: Margaret M. Hughes. Central Evening High School for Women: Andrew J. Scarborough. Evening School 14, Richmond: John E. Leamy.

Appointing the following named persons to the positions for which they have been respectively nominated in the evening recreation centres for the season of 1908-1909, or for such portion thereof as may be deemed necessary, their appointments to take effect upon assignment to duty by the City Superintendent of Schools and their services to continue for such time as the same may be required:

Louis Margon, Teacher of literary club work; Asher Blum, Teacher of literary club work; Harriet E. Hoffman, Teacher of English; Julia C. Kelleher, Teacher of English.

Appointing the following named persons to the positions for which they have been respectively nominated in the evening recreation centres for the season of 1908-1909, or for such portion thereof as may be deemed necessary, their appointments to take effect upon assignment to duty by the City Superintendent of Schools and their services to continue for such time as the same may be required:

Mary L. Patterson, Teacher of gymnastics; Esther M. Davis, Librarian; Cyrilla Perlman, Librarian; Frank Albright, Teacher of English; Joseph P. Conless, Teacher of English; Alexander S. Massell, Teacher of English.

Appointing the following named persons to the positions for which they have been respectively nominated in the evening trade schools for the season of 1908-1909, or for such portion thereof as may be deemed necessary, subject to the by-laws of the Board of Education:

Stuyvesant Evening Trade School—Applied electricity: Max Loewenthal, Henderson W. Knott. Plumbing, heating, ventilation and sanitation: Edward J. Carroll, John J. Sullivan. Machine shop practice: Charles F. Moore. Electrical installation and practice: Henry G. Osborne. Mathematics: David F. Kelly, Thomas F. Kane. Steam engineering: Leo D. Burke. Blacksmithing: Clifford E. Griswold. Trade drafting: Peter A. Schwarzenbach. Mathematics: Louis B. Blan.

Brooklyn Evening Trade School—Domestic science: Marion C. Thompson. Mathematics: Vincent Aldridge.

Long Island City Evening High and Trade School—Architectural drawing: Abraham Markowitz (vice Carl A. Esselborn, resigned). Electrical engineering: William C. Broadhurst. English composition: Mary H. Watson (vice Theresa G. Keenan, resigned). Mechanical drawing: David C. Johnson. German: Anna C. Doering (vice Alice Tropp, declined).

Approving and ratifying the action of the Committee on Care of Buildings in finding John Dietz, Janitor of Public School 25, Borough of Brooklyn, guilty as above stated, in imposing a fine of twenty days' pay upon him, covering the period from October 27 to November 15, 1908, inclusive, and in restoring him to duty on November 16, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in transferring Mrs. Catherine B. Cheeseman, Janitress, from Public School 80, Borough of Manhattan, to Public School 134, Borough of Manhattan, taking effect November 11, 1908, and the action of the President in suspending her from duty, without pay, on November 12, 1908, pending the trial of charges.

Approving and ratifying the action of the Committee on Care of Buildings in finding said Mrs. Cheeseman guilty as above stated, in imposing a fine of thirty days' pay upon her, said thirty days covering the period from November 13, 1908, to December 12, 1908, inclusive, and in deciding that she be restored to duty on and after December 13, 1908.

Approving and ratifying the action of the Executive Committee on the Nautical School in appointing Ensign Renwick W. Hartung, U. S. N. (retired), as executive officer in the New York Nautical School, at a salary of \$2,400 per annum, the appointment taking effect November 16, 1908.

Requesting the Board of Estimate and Apportionment to transfer the sum of five hundred and twenty-eight dollars (\$528) from the Special School Fund for the year

1906 and from the item contained therein entitled General Repairs, Borough of The Bronx, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1906 entitled General Repairs, Borough of Brooklyn, said sum to be applied to the payment of a bill of S. W. McKeever for repairs to heating apparatus, etc., at Public School 120, Brooklyn.

Requesting the Board of Estimate and Apportionment to transfer the sum of three hundred and seventy-five dollars and four cents (\$375.04) from the Special School Fund for the year 1906 and from the item contained therein entitled General Repairs, Borough of Queens, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1906 entitled General Repairs, Borough of Brooklyn, which item is insufficient for its purposes, said amount to be applied in payment of a bill of George Stanton for running ducts from the outside toilets at Public School 41, Brooklyn, to the roof of an adjoining building.

Appropriating the sum of fifty-four dollars and sixty-nine cents (\$54.69) from Corporate Stock, Bond issue authorized by Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment, Subtitle No. 13, Borough of Brooklyn, said sum to be applied in payment of a bill incurred with the Superintendent of State Prisons for grates for Public School 5, Brooklyn, as follows: Two sets stationary grates, 42 inches by 37 $\frac{1}{2}$  inches,  $\frac{3}{4}$ -inch air space, 21 $\frac{1}{2}$  square feet, at \$2.50 per square foot, \$54.69 (28 double bars, 2 single bars, 1 set to be installed, 1 set to be stored), requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of five thousand one hundred and eighty-eight dollars and fifty cents (\$5,188.50) from Corporate Stock, Bond issue authorized by Board of Estimate and Apportionment March 13, 1908, School Building Fund, Interior Construction and Equipment, Subtitle No. 1, Borough of Queens, said sum to be applied in payment of a bill to be incurred with the Superintendent of State Prisons for furniture for Public School 56, Queens, as follows: 1,232 pieces Capitol adjustable desks and seats, \$5,188.50, requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of three dollars and thirty cents (\$3.30) from the fund entitled Athletic Fields under Jurisdiction of the Board of Education, said sum to be applied in payment of a bill to be incurred with the Edwin Hayward Company for repairing leak at the Brooklyn Athletic Field, requisition for said sum being hereby made upon the Comptroller.

Appropriating the sum of forty dollars (\$40) from the fund entitled Athletic Fields under Jurisdiction of the Board of Education, said sum to be applied in payment of a bill to be incurred with Joshua Horrocks, Inc., for window guards, etc., at the Brooklyn Athletic Field, requisition for said sum being hereby made upon the Comptroller.

Approving the plans for new fireproof iron and stone stairs, landings, platforms, kalamein doors and trim at Public School 2, Borough of The Bronx.

Approving and ratifying the action of the Committee on Buildings in granting Frank C. Cheney, chief of the Furniture Division, a leave of absence for six months from November 20, 1908, without pay, on account of serious personal illness.

Approving and ratifying the action of the Committee on Buildings in assigning Trimble Foster, Inspector, to take the place of Frank C. Cheney during the latter's absence on sick leave, and in deciding that Mr. Foster's compensation be at the rate of \$45 per week for a period of six months from November 20, 1908, and that he receive his regular salary of \$33 per week after the expiration of said period.

Approving and ratifying the action of the Committee on Buildings in accepting the resignation of the following named employees in the Bureau of School Buildings: Wilbur D. Andrews, Draughtsman, to take effect November 23, 1908.

T. J. Fitch, Sanitary Inspector, to take effect December 1, 1908.

Suspending Peter Quinn, Inspector of Masonry in the Bureau of School Buildings, Borough of Brooklyn, from duty, without pay, pending the trial of charges to be preferred against him.

Granting, in accordance with a request from the Superintendent of Buildings for the Borough of Brooklyn, consent to the transfer of James H. Brady, Inspector of Masonry and Carpentry in the Bureau of School Buildings, Borough of Manhattan, to a similar position in the office of the said Superintendent.

Suspending subdivisions 2 and 5 of section 31 of the By-Laws for the purpose of paying the following bills, incurred under circumstances of an emergency nature:

T. Frederick Jackson (Inc.), Public School 11, Brooklyn, installing interior telephone system ..... \$700.00

D. J. Carey, Public School 106, Brooklyn, removing sewer obstruction ..... 193.00

Approving and ratifying the action of the Committee on Buildings in granting the loan of one hundred old, unused desks to St. Joseph's Orphan Home, Flushing, Borough of Queens.

Approving and ratifying the action of the Committee on Buildings in dismissing as not proven the charges against Neptune B. Smyth, contractor for alterations, repairs, etc., in Public School 29, Borough of The Bronx, and for iron stairways at Public School 55, Borough of Manhattan, that he violated the provisions of the Labor Law regarding the prevailing rates of wages and the number of hours constituting a legal day's work.

Requesting the Municipal Civil Service Commission to change the title of Miss Mary A. Cullum, Clerk in the office of the Bureau of School Buildings, Borough of Brooklyn, from Clerk to that of Stenographer and Typewriter.

Excusing the absence of all Principals and Teachers caused by their attendance at the funeral of the late Hon. Hugh Kelly, a former member of the Board of Education, on October 31, 1908, with pay, and suspending all provisions of the By-Laws inconsistent herewith for the purpose of this resolution.

Excusing the absence of the following named Principal and Teachers of Public School 14, Borough of Manhattan, caused by their attendance at the funeral of Miss Rosina T. Rooney, late 8B Teacher of said school, on the morning of November 4, 1908, with pay, and suspending all provisions of the By-Laws inconsistent herewith for the purpose of this resolution:

John L. Fruauf, Mary A. Corbett, Mary Bartels, Margaret Moore, Isabella Patterson, Margaret C. Pearson, Mary G. Prunty, Maud Standish, Frances Falk (Mrs.), Frank H. Ames.

Excusing Joseph Kahn, a Teacher in the High School of Commerce, Borough of Manhattan, for absence on October 7, 8 and 9, 1908, with full pay, said absence having been caused by his attendance at court under a subpoena of the Corporation Counsel, and suspending all By-Laws inconsistent herewith.

Approving and ratifying the action of the Committee on Care of Buildings in requesting consent to the transfer of Edward Dougherty from the position of Janitor in the office of the President of the Borough of Brooklyn to a similar position in this Department.

The following preambles and resolutions were adopted:

Whereas, On October 14, 1908 (see Journal, page 2087), a resolution was adopted granting leaves of absence for three months, without pay, to H. C. Meyer, Draughtsman, and J. Levine, Draughtsman's Helper; and

Whereas, A communication has been received from the Secretary of the Municipal Civil Service Commission stating that, in view of the fact that these leaves of absence are not required on account of illness, no more than thirty days' leave can be approved, and that after the expiration of that period it will be necessary to forward the names of these employees to his office to be placed upon the preferred list, in accordance with clause 1 of Rule XIII.; therefore be it

Resolved, That the names of H. C. Meyer, Draughtsman, and J. Levine, Draughtsman's Helper, be transmitted to the Municipal Civil Service Commission, with the request that the same be placed on the preferred list, in accordance with clause 1 of Rule XIII.

Whereas, On July 22, 1908 (see Journal, pages 1294-1295), the Executive Committee adopted a resolution awarding a contract, among others, to the Brooklyn Metal Ceiling Company for metal ceilings at Public School 13, Borough of Manhattan, in the sum of \$1,674; and

Whereas, Said amount by inadvertence was wrongly stated, and should have been \$1,672, the amount appearing in the bid submitted by said Brooklyn Metal Ceiling Company; therefore be it

Resolved, That the Journal of the Board of Education be and it is hereby amended by striking out the amount "\$1,674" in the third line from the bottom of page 1294 and inserting instead the amount "\$1,672"; by striking out the amount "\$1,674" in the eighth line from the top of page 1295 and inserting instead the amount "\$1,672"; by striking out the word "eighteen" in the third line from the top of page 1302 and inserting the word "sixteen"; by striking out the amount "\$234,018" in the fourth line from the top of the same page and inserting instead the amount "\$234,016"; by striking out the amount "\$1,674" in the sixth line from the top of page 1303 and inserting instead the

amount "\$1,672"; by striking out the total "\$6,494" on the same page and inserting instead the total "\$6,492"; by striking out the total "\$188,503" on the same page and inserting instead the total "\$188,501"; by striking out the grand total "\$234,018" on page 1304 and inserting the grand total "\$234,016"; by striking out the word "three" in the fourteenth line from the bottom of page 1304 and inserting the word "one"; and by striking out the amount "\$188,503" in the same line and inserting instead the amount "\$188,501".

Whereas, Miss Elizabeth A. Mullen, a Teacher in Public School 169, Borough of Manhattan, was absent from school from October 4, 1907, to June 8, 1908, on account of an accident sustained while in the discharge of her school duties; and

Whereas, Under section 44 of the By-Laws of the Board of Education, only a portion of this absence can be excused; therefore be it

Resolved, That so much of the absence of Miss Elizabeth A. Mullen, a Teacher in Public School 169, Borough of Manhattan, from October 4, 1907, to June 8, 1908, as is non-excusable under section 44 of the By-Laws, be and it hereby is excused, with pay, and that all provisions of the By-Laws inconsistent herewith be and they hereby are suspended for the purpose of this resolution.

Whereas, Miss Clara P. Foster, a Teacher in Public School 26, Borough of Brooklyn, was absent from school from September 25 to October 30, 1908, on account of an accident sustained while in attendance at a physical culture meeting for the Teachers of District No. 32; and

Whereas, Under section 44 of the By-Laws of the Board of Education, only a portion of said absence can be allowed; therefore be it

Resolved, That so much of the absence of Miss Clara P. Foster, a Teacher in Public School 26, Brooklyn, from September 25 to October 30, 1908, as is non-excusable under section 44 of the By-Laws, be and it hereby is excused, with pay, and that all provisions of the By-Laws inconsistent herewith be and they hereby are suspended for the purpose of this resolution.

Approving and ratifying the action of the Committee on Care of Buildings in assigning the following named Janitors to the care of public schools, temporarily, they to receive the salary of the position, less the rent allowance, in each instance:

Farrington O. Peacock, assigned to Public School 134, Manhattan, taking effect November 12, 1908.

James Gartland, assigned to Public School 5, Brooklyn, taking effect November 20, 1908.

William O'Connell, assigned to Public School 80, Manhattan, taking effect November 11, 1908.

Approving the action of the Committee on Care of Buildings in accepting the resignation of Mrs. Elizabeth Knoll, Cleaner in the Morris High School, Borough of The Bronx, taking effect October 18, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in transferring the following named persons to the schools and on the dates indicated:

James Gallagher, Janitor-Engineer, from Public School 5, Brooklyn, to Public School 138, Brooklyn; annual salary, \$7,020; taking effect November 20, 1908.

James M. Reilly, Janitor, with knowledge of steam heating, from Public School 22, Brooklyn, to Public School 142, Brooklyn; annual salary, \$2,604; taking effect December 1, 1908.

Charles F. Brady, Janitor-Engineer, from Public School 142, Brooklyn, to Public School 22, Brooklyn; annual salary, \$1,440; taking effect December 1, 1908.

Thomas P. Toell, Janitor, from Public School 15, Manhattan, to Public School 36, Manhattan; annual salary, \$1,740; taking effect December 1, 1908.

John Young, Janitor-Engineer, from Public School 14, Manhattan, to Public School 41, The Bronx; annual salary, \$1,968; taking effect December 1, 1908.

John Donelin, Janitor-Engineer, from Public School 41, The Bronx, to Public School 27, The Bronx; annual salary, \$3,900; taking effect December 1, 1908.

William T. Bishop, Janitor-Engineer, from Public School 27, The Bronx, to Public School 14, Manhattan; annual salary, \$3,306; taking effect December 1, 1908.

Eugene DeMandeville, Janitor, from Public School 67, Queens, to Public School 86, Queens; annual salary, \$2,424; taking effect December 1, 1908.

Terrence McSpirit, Janitor-Engineer, from Public School 86, Queens, to Public School 67, Queens; annual salary, \$1,224; taking effect December 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in appointing the following named persons to the positions and at the rates of compensation indicated, taking effect on the date mentioned in each instance:

Simil Schwartz, Cleaner, Morris High School; annual salary, \$480; taking effect November 12, 1908.

Frank A. Garcia, Janitor Steam Heating, Public School 112, Manhattan; annual salary, \$1,116; taking effect December 1, 1908.

Approving and ratifying the action of the Committee on Care of Buildings in allowing Henry Schneider, Janitor of Public School 159, Borough of Brooklyn, the full salary attached to the position of Janitor of said school, viz.: \$3,204 per annum, taking effect October 21, 1908, on which date the building was entirely occupied.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the compensation attached to the position of Janitor of Public School 24, Borough of Brooklyn, from \$1,836 to \$3,216 per annum, taking effect November 1, 1908, on account of new addition.

Approving and ratifying the action of the Committee on Care of Buildings in terminating, on November 9, 1908, the suspension of Patrick Freeman, Janitor of Public School 6, Borough of Brooklyn, who was suspended from duty, without pay, by the President on November 5, 1908, pending the trial of charges, and in restoring him to duty on November 9, 1908, this action being deemed for the best interests of the Department.

Approving and ratifying the action of the Committee on Care of Buildings in assigning John M. Cunliffe, who was transferred from the position of Engineman in the Bureau of Public Buildings and Offices, Borough of Brooklyn, to the position of Janitor-Engineer in this Department, to Public School 153, Borough of Brooklyn, taking effect November 18, 1908, at a salary to be determined upon later.

Approving and ratifying the action of the Committee on Care of Buildings in increasing the compensation attached to the position of Janitor of Public School 5, Borough of Manhattan, from \$4,020 to \$4,296 per annum, taking effect October 12, 1908, the increase being due to the operation of certain machinery which has not been in use for some time.

On motion, all absent members were excused for non-attendance at this meeting.

On motion, the Board adjourned at 6 o'clock p. m.

A. EMERSON PALMER, Secretary.

BOARD OF EDUCATION.

New York, December 21, 1908.

The Board of Education has entered into contract with the following-named contractor during the week commencing December 21, 1908:

Contractor and Address.	Surety and Address.
Wm. Werner, No. 657 Vanderbilt street, The Bronx.	People's Surety Company, No. 76 William street.

FRED H. JOHNSON, Assistant Secretary.

BOROUGH OF MANHATTAN.

WASHINGTON HEIGHTS DISTRICT.

At a meeting of the Board of Local Improvements of the Washington Heights District, held December 22, 1908, the following members were present: Alderman McDonald and President Ahearn.

The President presented for the Board's consideration the matter of paving with asphalt blocks, Two Hundred and Seventh street, from the bridge entrance eastward to the Harlem River street.

Mr. R. C. Dorsett appeared in favor of asphalt block.

On motion of Alderman McDonald this matter was laid over for two weeks.

Alderman Mulcahy entered the meeting at this point.

The President presented for the Board's consideration the matter of acquiring title to Seaman avenue, from Academy to Dyckman streets.

The following resolution was introduced by Alderman McDonald:

Whereas, A petition for a local improvement described below has been received by the President of the Borough of Manhattan; and

Whereas, He has appointed a time for a meeting of this Local Board not more than fifteen days after the receipt by him of the said petition, at which meeting the said petition would be submitted by him to the said Local Board, and he has caused the notice to be published in the CITY RECORD that said petition has been presented to him and is on file in his office for inspection, and of the time when and of the place where there would be a meeting of this Local Board, at which the said petition would be submitted by him to the said Board, which time was not less than ten days after the publication of this notice; and

Whereas, The said petition was duly submitted thereafter to the said Local Board, which did duly consider the same and give a full hearing thereon; now therefore it is

Resolved, by the Local Board of the Washington Heights District, pursuant to titles 2 and 3 of chapter 10 of the Greater New York Charter, That the said petition be and the same hereby is granted; and it is hereby

Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

To acquire title to Seaman avenue, from Academy street to Dyckman street; and it is hereby further

Resolved, That a copy of this resolution be transmitted forthwith to the Board of Estimate and Apportionment for its approval.

Which was adopted.

The President presented for the Board's consideration the matter of sewer in Emerson street, between Vermilyea avenue and summit east.

Estimated cost, \$951. Assessed valuation of the property affected, \$55,500.

The following resolution was introduced by Alderman McDonald:

Whereas, A petition for a local improvement described below has been received by the President of the Borough of Manhattan; and

Whereas, He has appointed a time for a meeting of this Local Board not more than fifteen days after the receipt by him of the said petition, at which meeting the said petition would be submitted by him to the said Local Board, and he has caused the notice to be published in the CITY RECORD that said petition has been presented to him and is on file in his office for inspection, and of the time when and of the place where there would be a meeting of this Local Board, at which the said petition would be submitted by him to the said Board, which time was not less than ten days after the publication of this notice; and

Whereas, The said petition was duly submitted thereafter to the said Local Board, which did duly consider the same and give a full hearing thereon; now therefore it is

Resolved, by the Local Board of the Washington Heights District, pursuant to titles 2 and 3 of chapter 10 of the Greater New York Charter, That the said petition be and the same hereby is granted; and it is hereby

Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

To construct sewer in Emerson street, between Vermilyea avenue and summit east; and it is hereby further

Resolved, That a copy of this resolution be transmitted forthwith to the Board of Estimate and Apportionment for its approval.

Which was adopted.

The President presented for the Board's consideration the matter of paving new avenue west of Fort Washington avenue, from One Hundred and Seventy-seventh street to its terminus north of One Hundred and Eighty-first street.

Estimated cost, \$12,920. Assessed valuation of property affected, \$227,000.

The following resolution was introduced by Alderman McDonald:

Whereas, A petition for a local improvement described below has been received by the President of the Borough of Manhattan; and

Whereas, He has appointed a time for a meeting of this Local Board not more than fifteen days after the receipt by him of the said petition, at which meeting the said petition would be submitted by him to the said Local Board, and he has caused the notice to be published in the CITY RECORD that said petition has been presented to him and is on file in his office for inspection, and of the time when and of the place where there would be a meeting of this Local Board, at which the said petition would be submitted by him to the said Board, which time was not less than ten days after the publication of this notice; and

Whereas, The said petition was duly submitted thereafter to the said Local Board, which did duly consider the same and give a full hearing thereon; now therefore it is

Resolved, by the Local Board of the Washington Heights District, pursuant to titles 2 and 3 of chapter 10 of the Greater New York Charter, That the said petition be and the same hereby is granted; and it is hereby

Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

To pave with asphalt block pavement on concrete foundation, curb and curb the new avenue west of Fort Washington avenue, from One Hundred and Seventy-seventh street to its terminus north of One Hundred and Eighty-first street; and it is hereby further

Resolved, that a copy of this resolution be transmitted forthwith to the Board of Estimate and Apportionment for its approval.

Which was adopted.

The President presented for the Board's consideration the matter of acquiring title to Elwood street, from Broadway to Hillside avenue.

The following resolution was introduced by Alderman McDonald:

Whereas, A petition for a local improvement described below has been received by the President of the Borough of Manhattan; and

Whereas, He has appointed a time for a meeting of this Local Board not more than fifteen days after the receipt by him of the said petition, at which meeting the said petition would be submitted by him to the said Local Board, and he has caused the notice to be published in the CITY RECORD that said petition has been presented to him and is on file in his office for inspection, and of the time when and of the place where there would be a meeting of this Local Board, at which the said petition would be submitted by him to the said Board, which time was not less than ten days after the publication of this notice; and

Whereas, The said petition was duly submitted thereafter to the said Local Board, which did duly consider the same and give a full hearing thereon; now therefore it is

Resolved, by the Local Board of the Washington Heights District, pursuant to titles 2 and 3 of chapter 10 of the Greater New York Charter, That the said petition be and the same hereby is granted; and it is hereby

Resolved, That this Board does hereby initiate proceedings for the said local improvement, to wit:

To acquire title to Elwood street, from Broadway to Hillside avenue; and it is hereby further

Resolved, That a copy of this resolution be transmitted forthwith to the Board of Estimate and Apportionment for its approval.

Which was adopted.

The President presented for the Board's consideration the matter of laying out public park bounded by Emerson street, Post avenue and Tenth avenue, which was recalled from the Board of Estimate and Apportionment for further consideration, and submitted a new plan showing the extension of Two Hundred and Seventh street in a straight line from Tenth avenue to Emerson street.

Mr. Frederick Mead appeared in opposition.

Representative of the estate of William Henry Potter appeared in opposition.

Mr. M. P. Collins also appeared in opposition.

Mr. R. C. Dorsett appeared in favor of the proposition.

On motion of Alderman McDonald this matter was referred to the Engineer of Street Openings with instructions to investigate the question of ownership of the land proposed to be taken, and report at the next meeting of the Board.

On motion, the Board adjourned.

BERNARD DOWNING, Secretary.

BOROUGH OF MANHATTAN.

Meetings of the Boards of Local Improvements of the Greenwich and Kips Bay Districts, called for December 22, 1908, were postponed, there being no quorum of either Board present.

BERNARD DOWNING, Secretary.

## BOARD OF ESTIMATE AND APPORTIONMENT.

(FINANCIAL AND FRANCHISE MATTERS.)

MINUTES OF MEETING OF BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK,  
HELD IN ROOM 16, CITY HALL, ON FRIDAY, DECEMBER 11, 1908.

The Board met in pursuance to an adjournment.

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

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

The minutes of the meetings held October 28, 29, 30 and November 6 and 13, 1908, were approved as printed.

## FRANCHISE MATTERS.

## New York City Interborough Railway Company.

A communication, dated November 24, 1908, was received from the Mayor's office, returning, duly approved by the Mayor, resolution adopted by this Board November 20, 1908, fixing this day as the date for public hearing on the applications of the New York City Interborough Railway Company, for an extension of time until December 27, 1909, in which to complete twenty-four miles of double track street railway, and for reduction in the payments required by the ordinance adopted by the Board of Aldermen March 16, 1903, and approved by the Mayor March 31, 1903, granting a franchise to said Company, and designating the "New York Tribune" and "New York Sun" as the daily newspapers in which notice of such hearing should be published, in addition to the publication in the CITY RECORD.

Which was ordered filed.

The public hearing on the applications of the New York City Interborough Railway Company, for an extension of time until December 27, 1909, in which to complete twenty-four miles of double track street surface railway, and for a reduction in the payments required by the ordinance adopted by the Board of Aldermen March 16, 1903, and approved by the Mayor March 31, 1903, granting a franchise to said Company, was opened.

The hearing was fixed for this day by resolution adopted November 20, 1908.

Affidavits of publication were received from the "New York Tribune," "New York Sun" and CITY RECORD.

No one appeared in opposition to the proposed grant.

Alfred A. Gardner, of Counsel, appeared in favor.

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

The Secretary presented the following:

REPORT No. F-136.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—The New York City Interborough Railway Company has petitioned the Board of Estimate and Appportionment asking to be relieved from certain of the obligations imposed upon it in a franchise granted in 1903 for building and operating surface railways in the Borough of The Bronx and for the use of bridges across the Harlem River, and also requesting an extension of time within which to complete the construction of twenty-four miles of its double-track railway covered by this same franchise, the extension asked for being until December 27, 1909.

This petition and the conditions which have prompted the company to make this application have been and still are the subject of investigation by the Division of Franchises, and it is impossible to present a full report upon the matter at this time but inasmuch as the time limit designated in the contract for the construction of the lines will expire on December 27, 1908, it is recommended that the Board grant an extension of time until June 27, 1909, for the completion of the lines covered by the franchise.

I submit herewith a detailed report of the Engineer in charge of the Division of Franchises, which explains the matter more fully.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT, THE CITY OF NEW YORK,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 7, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The New York City Interborough Railway Company has presented verified petitions, dated June 23, 1908, and November 12, 1908, to the Board of Estimate and Appportionment praying, respectively:

First. To be relieved from its obligations to make payments for the use of the bridges crossing the Harlem River, as specified in paragraph 4, section 2, of the franchise agreement under which it is constructing and operating its railway, as granted by the Board of Aldermen March 16, 1903, and approved by the Mayor March 31, 1903, and amended by resolution of the Board of Estimate and Appportionment adopted June 21, 1907, and approved by the Mayor June 24, 1907; and also to be relieved from the payments for the franchise as specified in said fourth paragraph of section 2, except such annual sums which shall be equal to three (3) per cent. of the company's gross annual receipts during the first term of five years, and five (5) per cent. of its gross annual receipts thereafter.

Second. For an extension of time in which to complete the construction of twenty-four miles of its double-track railway until December 27, 1909.

Upon the receipt by this Division of the application for reduction of payments to the City an examination was made of the entire franchise of the company, with a view to ascertaining precisely what portions of the railway were constructed, what portions were but partially constructed and the length upon which no construction work has been commenced. Observation was then made of the operations of the cars of the company over the various routes, and investigation made as to why partially constructed and isolated portions of the franchise were not completed and connected and put into operation, as some of these portions appeared to be in localities which would permit of operation financially advantageous to the company. The reports of the New York City Interborough Railway Company to the State Board of Railroad Commissioners and to the Public Service Commission for the years ending June 30, 1906, and June 30, 1907, were then examined, and compared with the financial statements accompanying the petition. The report of the company for the year ending June 30, 1908, was not examined, as it is not yet available for such comparison.

At this time complaint had been made to the Public Service Commission for the First District by Mr. Robert C. Wood, the original promoter and at present a stockholder of the company, to the effect that the company had not prosecuted the construction of its road with due diligence, and hearings on this complaint were being held

from time to time. It was anticipated that much valuable matter relative to the consideration of the application would be brought out at these hearings.

This proved to be the case, and many important points were brought out which required investigation, which is now being continued.

The receipt by this Division of the second application, requesting an extension of time in which to complete the construction of its railway, necessitated further study of the entire matter from a more or less new point of view, as, of course, the receipts of the company from operation are dependent upon the length of railway operated. If good reasons could be advanced for the non-completion and consequent non-operation of portions of the railway, showing that such non-completion was due to causes over which the company had no control, it would be clear that the financial condition of the company was affected by its inability to construct portions of its railway.

The two petitions are, therefore, at present under consideration, interdependently, and I am not as yet prepared to submit a report to the Board. The investigation, however, has proceeded far enough to convince me that it would be advisable to include in the form of contract granting an extension of time certain terms and conditions which remain to be worked out in detail.

A resolution was adopted by the Board of Estimate and Appportionment on November 20, 1908, fixing Friday, December 11, 1908, as the date of public hearing upon these petitions, and some matters may then be brought out which will prove of value in the consideration of the applications. In view of the fact that the right expires by limitation on December 27, 1908, I would recommend that the Board adopt a resolution extending the time for completion of the twenty-four miles of double-track railway for six months from December 27, 1908, or until June 27, 1909. During this time the Board will have ample opportunity to pass upon the proposed amended form of contract.

A resolution for adoption is herewith submitted.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The Board of Estimate and Appportionment of The City of New York did by resolution adopted June 21, 1907, and approved by the Mayor June 24, 1907, authorize the execution of a contract by the Mayor of The City of New York, on behalf of said City, consenting to certain changes of route of the New York City Interborough Railway Company, as granted by a resolution adopted by the Board of Aldermen on March 16, 1903, and approved by the Mayor on March 31, 1903; and

Whereas, On the 27th day of June, 1907, the Mayor did execute, in the name and on behalf of The City of New York, a contract consenting to such changes of route, which contract was dated the 25th day of June, 1907; and

Whereas, Section 1 of said contract provides for an extension of time in which to complete the construction of twenty-four miles of double-track street railway until December 27, 1908; and

Whereas, The New York City Interborough Railway Company, in a petition dated June 23, 1908, requests to be relieved from its obligations to make payments to the City for the use of bridges over the Harlem River, and to be relieved from its obligations to make annual payments to the City of certain minimum sums as percentages of its gross receipts, all as provided in the aforesaid resolutions and contract; and

Whereas, The New York City Interborough Railway Company, in a petition dated November 12, 1908, requests an extension of time until December 27, 1909, in which to complete the construction of twenty-four miles of double-track street railway; and

Whereas, This Board will not be in a position to determine definitely the advisability of granting the said petitions before the said contract will expire on December 27, 1908; now therefore be it

Resolved, That the Board of Estimate and Appportionment hereby grants, upon the conditions hereinafter set forth, an extension of time up to and including June 27, 1909, for the New York City Interborough Railway Company to complete the construction of twenty-four miles of its double-track street railway; and be it further

Resolved, That this extension of time shall not become operative unless and until the said New York City Interborough Railway Company shall duly execute an instrument in writing, to the satisfaction of the Board of Estimate and Appportionment, and file the same in the office of the said Board on or before December 26, 1908, wherein said company shall promise, covenant and agree that the consent of the Board of Estimate and Appportionment so given to the extension of time shall not in anywise change, alter or amend any of the terms, conditions and requirements fixed and contained in the consent of the Board of Aldermen, and in the contract amending the same, which said consent and contract shall remain in full force and effect, except as herein expressly modified.

Which was adopted by the following vote:

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

## One Hundred and Forty-fifth Street Railway Company.

The public hearing on the application of the One Hundred and Forty-fifth Street Railway Company, for a franchise to construct, maintain and operate a double track street surface railway, upon and along West One Hundred and Forty-fifth street, from Lenox avenue to Broadway, Borough of Manhattan, was opened. (Such hearing is not the statutory hearing).

The hearing was fixed for this day by resolution adopted November 20, 1908, upon the receipt of a report from the Select Committee having the matter in charge, recommending that such hearing be had, and the petition was referred to the Chief Engineer to present a report upon the application on this day.

An affidavit of publication was received from the CITY RECORD.

No one appeared in opposition to, nor in favor of the proposed grant.

The Chair thereupon declared the hearing closed.

The Secretary presented the following:

REPORT No. F-135

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 7, 1908.

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

SIR—On November 20, 1908, the Board of Estimate and Appportionment arranged that a public hearing should be given on December 11 on the application of the One Hundred and Forty-fifth Street Railway Company for a franchise to operate a double-track railroad in West One Hundred and Forty-fifth street, between Lenox avenue and Broadway.

I understand that this was not a statutory hearing, but was designed to secure additional information with respect to the application. The general manager for the receivers of the Metropolitan Street Railway Company suggests that action be postponed until it could be definitely determined what course of procedure is practicable.

I beg to suggest, therefore, that after the public hearing the petition be referred back to the Chief Engineer of the Board, in order that the matter may be taken up with the company and a new report presented as soon as a definite understanding has been reached.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT—THE CITY OF NEW YORK,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 7, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At the meeting of the Board of Estimate and Apportionment held November 20, 1908, a report was received from the Select Committee to which was referred, on January 25, 1907, the application of the One Hundred and Forty-fifth Street Railway Company, for a franchise to construct, maintain and operate a double track street surface railway upon and along West One Hundred and Forty-fifth street, from Lenox avenue to Broadway, Borough of Manhattan.

The report recommended that December 11, 1908, be fixed for a public hearing on the application, and that the Chief Engineer present a report upon the same at that time. The petition was referred to the Chief Engineer.

The hearing as fixed is not the statutory hearing, but, as I understand it, a hearing held for the purpose of securing any possible information relative to the application.

I took up the matter with Mr. Oren Root, General Manager for the Receivers of the Metropolitan Street Railway Company, as to the best manner of accomplishing what is desired, to wit: the perfecting of the franchise for this street, which has lapsed, and he advises me he will confer with the directors of the Sixth Avenue Railroad Company and the Eighth Avenue Railroad Company, with a view to obtaining favorable action, but, as it will require some time to obtain a decision, he suggests that further action be postponed until it can be definitely determined what course of procedure it is practicable to follow.

Under date of December 5, 1908, I communicated with Mr. Root, advising him I would recommend that action be deferred, and the petition referred back to the Chief Engineer, and would be pleased to take the matter up whenever he is in a position so to do.

Under the circumstances, I would suggest that at the conclusion of the public hearing the petition be referred back to the Chief Engineer, and I shall present a report upon the application as soon as a definite understanding has been reached with the representatives of the railway company.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The application was then referred back to the Chief Engineer.

Third Avenue Railroad Company.

In the matter of the application of the Third Avenue Railroad Company for a franchise to construct, maintain and operate a street surface railway as an extension to its existing system upon Fort George avenue, Borough of Manhattan.

At the meeting of December 4, 1908, by resolution duly adopted, the terms and conditions proposed were tentatively approved, and the form of contract referred to the Corporation Counsel for his approval as to form, and to incorporate therein such matter as he deemed advisable to fully protect the interests of the City.

The Secretary presented the following:

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, December 7, 1908.

Board of Estimate and Apportionment:

GENTLEMEN—I have received from you the following communication, dated December 4, 1908:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, tentatively approving the terms and conditions for the grant of a franchise to the Third Avenue Railroad Company, to construct, maintain and operate a street surface railway as an extension to its existing system, upon and along Fort George avenue, Borough of Manhattan, as proposed in the form of contract transmitted with the report, dated December 2, 1908, from the Engineer in charge of the Division of Franchises to the Chief Engineer.

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

"I also enclose herewith copy of the report of the Engineer in charge of the Division of Franchises to the Chief Engineer, hereinbefore mentioned."

I return herewith the form of contract contained in the said report, approved by me as to form

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

THIRD AVENUE RAILROAD COMPANY,  
SIXTY-FIFTH STREET AND THIRD AVENUE,  
NEW YORK, December 5, 1908.

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

DEAR SIRS—Last summer I made an application to your Honorable Body for a franchise to build a loop at the end of Amsterdam avenue. This application was made purely in the public interest, as there is a stub-end at that point, and in the summer time there is a great and not very orderly crowd, which a loop would enable us to handle much more comfortably and expeditiously. Since the date of that application I have had sundry conversations with representatives of your Honorable Body, the result of which is that I am now applying for a temporary franchise to build a loop, and I have arranged with the Engineer of your Board upon terms which are satisfactory to him.

It will be a great convenience to me if I can get the permission to do the work called for by this franchise at once. I am about to install in service on the Third avenue line 150 pay-as-you-enter cars of a new type, and if this loop can be constructed so that the cars can go around it and thus keep one head in front and avoid the reversing of the direction of the cars, as at present, it will be a great saving of expense to the railroad company and enable us to put one fare box on each car, instead of two, and generally facilitate the operation of the road.

For this purpose I venture to suggest that if the form of contract agreed upon between your Engineer and myself meets the approval of the Board of Estimate and Apportionment and the Corporation Counsel, that your Honorable Body should pass a resolution directing the Borough President to issue a permit for the opening of the street at once, so that this convenience may be afforded to the railroad by the time the new cars are put into operation, early in January, and as I have contractors at work relaying the whole track on upper Amsterdam avenue, there will be a considerable saving of time and money if I can get a permit to proceed at once.

I repeat what I said to you at the time I appeared before you last summer, that this loop for which I ask a franchise cannot produce a single additional nickel for the corporation, and I am asking permission to build it, and am prepared to go to the expense of building it, solely for the public interest.

Yours truly,

F. W. WHITRIDGE, Receiver.

REPORT No. F-103.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—The Board of Estimate and Apportionment at its meeting on December 4, 1908, tentatively approved the terms and conditions proposed in a contract with the Third Avenue Railroad Company for a franchise for an extension of its existing line on Fort George avenue. The Corporation Counsel has since approved the contract as to form, the matter now being presented to the Board for entry upon its minutes and to fix a date for the final public hearing.

The Receiver of the company has, under date of December 5, 1908, requested the Board, if it can consistently do so, to arrange that he receive a permit for the opening of the street for the purpose of commencing construction in order that the service may be inaugurated as soon as possible, with the understanding that should the contract for any reason fail of final execution, any tracks which might be laid would be removed and the street restored.

As there has been entire agreement with the Receiver of the company as to the terms and conditions, I would suggest that if the Board approves the contract in its present form, it request the President of the Borough of Manhattan to issue a permit for immediate construction.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

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

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At a meeting of the Board of Estimate and Apportionment, held December 4, 1908, a report and proposed form of contract was presented upon the amended application of the Third Avenue Railroad Company for a franchise to construct, maintain and operate a street surface railway, as an extension to its existing system, upon Fort George avenue, Borough of Manhattan, and a resolution was adopted tentatively approving the terms and conditions proposed and referring the proposed contract to the Corporation Counsel for approval as to form. The form of contract has been approved by the Corporation Counsel, and the next step in the procedure is for the Board to enter the same upon its minutes and fix a date for the final public hearing on the application.

It was recommended in my report, presented at the last meeting, that a resolution be adopted requesting the Borough President to issue a permit for opening the street for the purpose of constructing this railway, on condition that the company file with him a stipulation binding itself to remove the tracks at any time upon his order, should the Board fail to grant the franchise applied for. This recommendation was made in order to facilitate the construction of the extension and have the same in operation at about the date when the company expects to install a number of pay-as-you-enter cars upon its Third avenue line, it being pointed out in the report that the construction of this loop will greatly facilitate operation of these cars. No action, however, was taken upon this recommendation.

Mr. F. W. Whitridge, Receiver for the Third Avenue Railroad Company, in a communication addressed to the Board under date of December 5, 1908, states:

"It will be a great convenience to me if I can get permission to do the work called for by this franchise at once. I am about to install in service on the Third avenue line one hundred and fifty pay-as-you-enter cars of a new type, and if this loop can be constructed so that the cars can go around it and thus keep one head in front and avoid the reversing of the direction of the cars, as at present, it will be a great saving of expense to the railroad company and enable us to put one fare box on each car instead of two, and generally facilitate the operation of the road."

Mr. Whitridge in this communication requests that the Board adopt a resolution requesting the Borough President to issue a permit for the opening of the street in question, in order that the extension may be constructed early in January, at which time he expects to put into operation these new cars, and also states that inasmuch as contractors are at present relaying the existing track on the upper end of Amsterdam avenue, the issuance of such permit will enable him to have the loop constructed at a considerable saving of both time and money.

In view of the above, it is recommended that the President of the Borough of Manhattan be requested to issue the necessary permits for the construction of this extension. It is also recommended that Friday, January 22, 1909, be fixed as the date for the final public hearing, and the Mayor requested to designate the newspapers in which the proposed form of contract and notice of such public hearing shall be published according to the provisions of law.

Resolutions for adoption containing these recommendations are transmitted herewith.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The Third Avenue Railroad Company has, under date of June 2, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a double track street surface railway as an extension to its existing line upon and along Fort George avenue, from Amsterdam avenue to Audubon avenue, in the Borough of Manhattan; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on June 5, 1908, fixing the date for public hearing thereon as June 26, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Times" and the "New York Tribune," newspapers designated by the Mayor, and in the CITY RECORD, for ten (10) days immediately prior to the date of the 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 Third Avenue Railroad 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 Third Avenue Railroad Company, containing the form of proposed contract for the grant of such franchise or right, be hereby introduced and entered in the minutes of this Board, as follows, to wit:

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

This Contract, made this \_\_\_\_\_ day of \_\_\_\_\_, 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 Third Avenue Railroad Company (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 terms and conditions hereinafter set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railway, with the necessary wires and equipment for the purpose of conveying passengers in the Borough of Manhattan, City of New York, upon the following route:

Beginning and connecting with the existing double track street surface railway on Amsterdam avenue at or near the intersection of said avenue with Fort George avenue; thence northerly, westerly and southerly in, upon and along said Fort George avenue as it winds and turns to its intersection with Audubon avenue, with a loop terminal at said intersection, to be constructed within the present roadway of said Fort George avenue. The said route, with switches, crossovers and terminal loop hereby authorized are shown upon a map entitled:

"Amended map showing proposed railway of the Third Avenue Railroad Company in the Borough of Manhattan, City of New York, to accompany petition to the Board of Estimate and Apportionment of June 2, 1908," and signed by F. W. Whitridge, Receiver, Edward A. Maher, General Manager, and T. F. Mullany, Chief Engineer, dated New York, November 27, 1908, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed; provided, that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description, and the provisions of this contract, may be permitted by resolution of the Board.

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

First—The consent in writing of the owners of half in value of the property bounded on said streets and avenues to the construction and operation of said railway shall be obtained by the Company within thirty (30) days from the signing of this contract by the Mayor, and a copy of such consents shall be filed with the Board within such time, or in the event that such consents cannot be obtained within such time, the Company shall, within one month thereafter, make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railway ought to be constructed; otherwise this grant shall cease and determine.

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for a term not exceeding three (3) years, provided that if the Company shall make application to the Board, then the Board may extend the term of said right and privilege upon the same terms and conditions herein fixed for a further period not exceeding two (2) years.

Third—The Company shall pay to the City for this privilege the following sums of money:

(a) The sum of three hundred dollars (\$300) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

(b) During the term of this grant, whether for a term of three years or an extension of such term for a further period of two years on application of the Company, as herein provided, an annual sum which shall in no case be less than one thousand one hundred dollars (\$1,100), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of one thousand one hundred dollars (\$1,100).

The gross receipts mentioned above shall be that portion of the gross earnings of the Company from all sources as shall bear the same ratio to its whole gross earnings as the length of the route hereby authorized shall bear to the entire length of the railway of the Company in operation.

The payment of such minimum sums shall begin from the date on which this contract is signed by the Mayor.

Such minimum annual sums 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.

Whenever the percentage required to be paid shall exceed the minimum amount as above, such sum over and above such minimum shall be paid to the Comptroller of the City on or before November 1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law as it now exists, or as it may hereafter be amended, relating to the manner of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this contract, shall be strictly complied with.

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 in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

Fourth—Upon the termination of this contract or extension thereof as herein provided, or upon the termination of the rights hereby granted for any other 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 and highways shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

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

Fifth—The annual charges or payment shall continue throughout the whole term of this contract, notwithstanding any clause in any statute or in the charter of any other railway or railroad company providing for payments for railway or railroad 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, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sublease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract, and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

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

Seventh—Nothing in this contract shall be deemed to effect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways.

The use of said railway, which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures, in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways, for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used.

The Company shall not at any time oppose, but shall, upon the request of the Board, consent to the construction or operation of any street surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Eighth—Said railway shall be operated by underground electric power substantially similar to the system of underground electric power now used by the street surface railways in the Borough of Manhattan, provided that any other power may be used, except locomotive steam power or horse power, which may be lawfully used, approved by the Board and consented to by the abutting property owners, in accordance with the provisions of law and by the Public Service Commission for the First District of the State of New York.

Ninth—No wires for the transmission of power shall be permitted unless they be placed in conduits underneath or along the side of the railway. When such conduits are constructed the Company shall provide two conduits not less than 3 inches in diameter each, for the exclusive use of the City. The Company hereby agrees that such conduits shall be used only by the Company and the City, as above.

Tenth—The Company shall commence construction of the railway herein authorized within thirty (30) days from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within three (3) months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinabove provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; 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 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 any such proceedings.

Eleventh—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

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

Thirteenth—The rate of fare for any passenger upon such railway shall not exceed 5 cents, and the Company shall not charge any passenger more than 5 cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or of any connecting line or branch thereof, within the limits of the City.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

Fourteenth—No cars shall be operated upon the railway hereby authorized, other than passenger cars, and cars necessary for the repair or maintenance of the railway, and no freight or express cars shall be operated upon the tracks of said railway; and the tracks hereby authorized shall not be used for the storage of cars.

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

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

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

Eighteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be watered, at least three times every twenty-four hours when the temperature is above 35 degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed 60 feet between curb lines, in which case the Company shall cause to be watered only 60 feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

Twentieth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks, and for a distance of two feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the Commissioner of Street Cleaning, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Twenty-first—As long as the said railway, or any portion thereof, remains in any street, avenue or highway, the Company shall have and keep in permanent repair that portion of the surface of the street, avenue or highway in which said railway is constructed, between its tracks, the rails of its tracks, and for a distance of two feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street, avenue or highway, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewal or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or operation of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twenty-third—Before any construction shall be commenced upon any portion of the route, written permits shall be obtained from the President of the Borough of Manhattan and the Commissioner of Water Supply, Gas and Electricity, and the Company shall comply with any conditions which those officials may impose as a condition upon which such permit is granted, provided such conditions are imposed for the purpose of protecting the structures over which those officials have jurisdiction.

Twenty-fourth—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in a manner as directed by the President of the Borough of Manhattan.

Twenty-fifth—Should the grades or lines of the streets, avenues or highways in which the franchise is hereby granted be changed at any time during the term of this contract, the Company shall change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said streets, avenues or highways the Company shall take care of and protect the track and appurtenances at its own expense; all to be done subject to the direction of the President of the Borough of Manhattan.

Twenty-sixth—The Company shall submit to the Board a report not later than November 1 of each year for the year ending September 30 next preceding, or at any other time, upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.

12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including, salaries, —and such other information in regard to the business of the Company as may be required by the Board.

Twenty-seventh—The Company shall at all times keep accurate books of account of the gross earnings from all sources within the limits of the City, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company, for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation and the miles of railway constructed and operated under this contract, and such other information 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.

Twenty-eighth—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 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 railway 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.

Twenty-ninth—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250), as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be 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 Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided.

Thirtieth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway 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 default of the Company.

Thirty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of two thousand five hundred dollars (\$2,500), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, 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 days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

The procedure for the imposition and collection of the penalties in this contract 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 (10) 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 (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of two thousand five hundred dollars (\$2,500), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Thirty-second—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

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

Sec. 3. This grant is also upon the further and express condition that the provisions of the Railroad Law, applicable thereto, and all laws or ordinances now in force, or which may be adopted affecting the surface railways operating in the City, not inconsistent with the terms and conditions hereinbefore fixed, shall be strictly complied with by the Company.

Sec. 4. 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, there-

unto duly authorized, has caused its corporate name to be hereunto signed and its corporate seal to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK.  
By....., Mayor.

Attest:

....., City Clerk.

THE THIRD AVENUE RAILROAD COMPANY.

By....., 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 a franchise or right applied for by the Third Avenue Railroad 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 the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the CITY RECORD, and at least twice during the ten days immediately prior to Friday, January 22, 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 Third Avenue Railroad 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 Third Avenue Railroad 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, January 22, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

The following was offered:

Whereas, The Third Avenue Railroad Company has petitioned this Board for the right, privilege or franchise to construct a double track street surface railway in Fort George avenue, from near its intersection of Amsterdam avenue to the intersection with Audubon avenue, as an extension to its existing railway in Amsterdam avenue; and

Whereas, The company, through its receiver, has agreed to accept a franchise on certain terms and conditions, which proposed form of contract has this day been submitted to the Board by its Chief Engineer; and

Whereas, It is in the interests of the traveling public that such construction should be completed at as early a date as possible; now therefore be it

Resolved, That the President of the Borough of Manhattan be and he is hereby requested in his discretion to issue a temporary permit to the said Third Avenue Railroad Company to open the portion of Fort George avenue included in the route described in such form of contract, for the purpose of constructing a double-track street surface railway, with a loop terminal at the intersection of Fort George avenue and Audubon avenue, provided that the company shall execute and file with the President of the Borough of Manhattan an instrument in writing whereby the said company shall agree to remove the tracks of such railway, at its own cost and expense, and restore the street to its original condition, should the Board fail to grant said franchise within six months from the date of said permit, or deny the application of the company for such franchise, or should said permit be terminated for any reason at any time within said six months by the President of the Borough of Manhattan.

Which was adopted by the following vote:

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

New York and Queens County Railway Company; Brooklyn, Queens County and Suburban Railroad Company.

In the matter of the applications of the New York and Queens County Railway Company and the Brooklyn, Queens County and Suburban Railroad Company, for franchises to construct, maintain and operate extensions to their existing lines; in the case of the New York and Queens County Railway Company, two extensions, one from Flushing to Whitestone, and one from Ingleside to Bayside, and in the case of the Brooklyn, Queens County and Suburban Railroad Company an extension upon and along Metropolitan avenue, from Dry Harbor road to Jamaica avenue, all in the Borough of Queens.

At the meeting of November 20, 1908, reports were received from the two Select Committees having these matters in charge, recommending franchises be granted to both companies on certain terms and conditions, and the Chief Engineer was directed, in each instance, to prepare a contract in accordance with the recommendations of the Select Committee.

The Secretary presented the following:

DOUGLASTON CIVIC ASSOCIATION. }  
DOUGLASTON, N. Y., December 2, 1908. }

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

GENTLEMEN—A recent protest from the Douglaston Civic Association, brought to the attention of the Board the fact that, in granting the New York and Queens County Railway Company a franchise, as asked by them, would prevent the New York and North Shore Traction Company from giving us transportation to Flushing.

We wish to express our thanks for your prompt action in correcting this.

While so doing, we call your attention to the following facts given us by our attorney:

At your request I send you the following statement, showing the differences in some respects between the franchise given to the New York and Queens County Railroad Company by the Department of Franchise, and accepted by it, and the franchise which has been recommended by the Select Committee of the Board of Estimate and Apportionment.

You will notice that these changes are of great importance, and all to the advantage of the railroad company.

The first change is in the third paragraph of the franchise. In the original franchise for the extension to Whitestone, a cash deposit of \$5,000 is required. This is changed to \$500. In the second paragraph of the same section the original fran-

chise required that the percentage to be paid to the City shall be "during the first five years after the granting of the franchise."

In the new franchise the percentage does not begin to accrue until after the commencement of the operation of the railroad. This, of course, means that the longer they delay the operation of the railway, the longer the time when they are freed from the payment of percentage. Another point about this section is that a minimum amount of percentage is fixed by the first franchise which provision is eliminated in the second.

You will notice that in the original franchise the percentages are provided on an increasing scale for twenty-five years. In the new franchise for the first three years the percentage is 5 per cent. of gross receipts. For the second five years the percentage is 5 per cent. of gross receipts, and there the matter stops. For the next fifteen years the percentage and gross receipts cannot exceed 5 per cent.

In the original franchise the company was to pay five thousand dollars for the extension to Bayside; in the new franchise this is reduced to five hundred.

The percentages on this extension are treated the same as the others, and the minimum amounts to be paid are eliminated, and at the end of ten years the amount of gross receipts cannot be increased.

You will notice also in this section the omission of the following clause: "The payment of such minimum sums shall begin from the day on which the contract is signed by the Mayor." In fact you will see on comparing the franchises, that nearly all of the third section is omitted in the latter one, which deals with the sums of money to be paid to the City. I have, however, indicated the principal omissions.

In the fourth section, in the omission of the words "or upon the termination of the rights hereby granted for any other cause," the tracks and equipments of the company cannot become the property of the City until the termination of the contract. This means that if the contract is terminated by the failure of the company to act up to its agreement, the City cannot take over its property in the streets. In the fourth section of the first franchise the second clause is omitted. Its omission deprives the City of the right to purchase the property of the company not in the streets at its fair value.

The most important omission as affecting the New York and North Shore Traction Company, is in the entire omission in the new franchise of what was section seven in the old. This omission allows the Queens County Railway Company to have an exclusive franchise on Chestnut street, in Flushing, and allows no other company to use the same tracks if tracks were laid in that street, or to lay other tracks. By the Railroad Law one company may run over the tracks of another for one thousand feet and no more. If the seventh section is omitted in the new franchise, it shuts the other company out of Flushing, because on account of the lay of the land, Chestnut street is the only street that it can use. In its extension to Flushing the Queens County Railway runs on Chestnut street, from Whitestone avenue to Murray lane, about 4,500 feet. The New York and North Shore Traction Company, in going to Bayside, runs on Chestnut street, from Whitestone avenue to Thirteenth street, the street beyond Murray lane. Of course you can see that there is nothing conflicting in the routes, and the omission of that clause, I may state, will render the granting of the other franchise now before the Board of no value whatever. In fact, to put the matter in a few words, if that seventh clause of the old franchise is not put back, Douglaston or Little Neck will be without trolley service as far as the other company is concerned.

The second clause of the eighth section is omitted in the new franchise. This omission will prevent the City from requiring the company to put its wires under ground in the future.

The ninth section is omitted in the new franchise. This will relieve the company from putting its wires for the transmission of power under ground in the future.

The tenth section of the old franchise is changed so that, whereas in that franchise the company must commence construction within six months from the date upon which the consent of the property owners or the decision of the Appellate Division is obtained, the new franchise provides that the company shall begin construction within the time prescribed by the Railroad Law, which is one year after such consent is obtained.

Section thirteen of the first franchise is omitted. This provision provides for a five cent fare on the extensions in question, or any branch line of the company. The same section requires the company to carry Firemen and Policemen free. The omission of the third clause of section thirteen takes from the City authorities the right to say what shall be a reasonable amount to charge for carrying freight, such as express matter.

The twenty-third clause is omitted in the new franchise. This clause requires the company at its own expense to widen any road that was too narrow for its railway under the direction of the Borough President.

Section 24 of the first franchise is omitted. This omission releases the Company from giving data from which a proper percentage of its gross earnings, etc., can be ascertained.

Sections 28 and 29 are omitted, which provide a ready means for the Comptroller to force a remedy upon a breach in the conditions of the franchise.

In section 31 most of the second clause is omitted, an omission which leaves the Comptroller to have recourse to a lawsuit in order to procure the performance of the provisions of the franchise.

In section 34 the fourth clause is omitted, by which in the original franchise the Company promises, covenants and agrees to perform and abide by all the terms and conditions of the franchise.

There are several other changes and omissions that are decidedly in favor of the Company and to the detriment of the City, but the changes and omissions which I have pointed out will be no doubt enough to cause some surprise when it is remembered that the first franchise was accepted by the Company, and must have therefore been satisfactory, and yet when referred to a committee the City voluntarily gives up so many important provisions which are for its benefit, and words the franchise so as to shut out all competition in Flushing to the Queens County Railway.

Is it advisable or necessary that your Board grant a franchise upon such terms?

Is it not a precedent which can be used by parties seeking a trolley franchise in the future?

We think it is, and respectfully ask you to insist upon the New York and Queens County Railway accepting your original standard franchise as offered September 12, 1907, and accepted by them (with two exceptions).

Yours very truly,  
W. W. KENERSON, Chairman, Committee on Transportation.

WHITESTONE IMPROVEMENT ASSOCIATION,  
WHITESTONE, N. Y., December 3, 1908.

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

GENTLEMEN—The attention of this association has been called to the proposed form of contract, as recommended to the Board, for a grant of a franchise to the New York and Queens County Railway Company for extensions to Whitestone and Bayside. This association, as you are aware, has been most anxious that the Board should take early action upon this application, and has, by every means in its power, tried to secure, upon fair terms, a franchise to the New York and Queens County Railway Company.

As it appears by the minutes of your Board, a recent protest from the Douglaston Civic Association brought to the attention of the Committee the fact that the proposed grant would, if made, entirely prevent the New York and North Shore Traction Company from building its proposed line from Flushing to the City line, unless it secured the consent of the New York and Queens County Railway Company, as a part of both routes were to be used in common. The Select Committee therefore recommended to your Board that the proposed franchise to the New York and Queens County Railway Company be referred back to the Chief Engineer in order that the same clause in relation to the common use of tracks for a distance of six thousand feet be incorporated in this grant. The very fact that such a clause should have been omitted from the contract to the New York and Queens County Railway Company has led this association to investigate the contract further, and we now find that there are many clauses omitted from this contract which we feel should be incorporated therein, to assure the people that this road will be built within a reasonable time and that their interests will be properly protected.

It therefore appears to this association that the Board should return to the original contract, as proposed by the Chief Engineer in the report submitted by him under date of September 12, 1907, excepting therefrom the two provisions:

First—In regard to the payment of back percentages, for which we are informed the City has commenced suit, and for which an offer of settlement has been made by the Company; and

Second—The omission of the clause relating to the relinquishment of unused franchises, as we are informed in this case the City has ample power to apply to the Attorney General for the annulment of these grants under the Railroad Law.

We, therefore, earnestly protest against taking any further action at this time upon the present form of grant to the New York and Queens County Railway Company until it shall have been amended and the Company shall have accepted the terms as contained in the original report heretofore referred to.

Very truly yours,

FRANK E. KNAB, President.

THE UNITED CIVIC ASSOCIATIONS  
OF THE BOROUGH OF QUEENS, NEW YORK CITY,  
NEW YORK, December 5, 1908.

To the Board of Estimate and Apportionment, City:

GENTLEMEN—Since the application of the New York and Queens County Railroad for an extension from Flushing to Bayside and to Whitestone a new factor has come in the field.

We believe it will be for the interest of the people if you take advantage of this fact and insist upon the New York and Queens County Railroad accepting a standard franchise.

Yours very truly,

WM. W. KENERSON,

FRANK KNAB,

Special Committee on Railroad Franchises.

WINGATE & CULLEN, ATTORNEYS AND COUNSELLORS,  
No. 20 NASSAU STREET,  
NEW YORK, December 5, 1908.

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

DEAR SIRS—On behalf of the various property owners owning property on Metropolitan avenue, Queens County, as shown upon the annexed list, we desire to protest against the signing of the contract proposed to be entered into between The City of New York and Brooklyn, Queens County and Suburban Railroad Company, in regard to a franchise to operate a trolley road on Metropolitan avenue, Queens County.

We have already appeared and protested before your Board in regard to the illegality of the granting of any franchise on Metropolitan avenue, on the ground that the same is a macadamized street in the County of Queens, and therefore under the statutes of this State now in force, no trolley road can be operated on it.

The Corporation Counsel has seen fit to advise your Board that our contention as to the law is not correct and we assume that you are obliged to follow the advice of the Corporation Counsel.

We, however, believe that our contention is correct, and we are prepared, if the franchise is granted and the Railroad attempts to build or operate a trolley line under your contract, to apply to the Supreme Court for an injunction, and let the Court determine whether or not our contention is correct.

We have made diligent efforts to agree with Mr. Winter, Colonel Williams and the engineers of the Railroad in regard to the location of a route which would do away with the question of operating in front of our clients' property, and have offered to the road a right-of-way, free of any expense, through private property.

The change of the route as proposed by us makes the difference to be traveled less than a thousand feet, and the difference in time eleven seconds.

We protest strenuously against the execution of the proposed contract:

First—Upon the ground that no public necessity for the road in question has been shown.

Second—That no valid franchise can be issued to operate on Metropolitan avenue.

Third—That valuable property rights will be injured and destroyed, when the road can be operated, if any public necessity exists, through private property without expense to the Railroad, which will do away with any damage to the abutting property.

None of the property owners whom we represent have consented to the operation of the road. The Railroad Company does not have the majority of consents of the abutting property owners. Some of the consents which we have examined and know about, are more than twenty years old and are issued for horse car lines and steam railroads, and at the present time, upon information furnished us by our clients, we believe that the Brooklyn, Queens County and Suburban Railroad Company has not the consents of a majority in number or a majority in amount of the assessed valuation of the property abutting upon the proposed trolley route.

Respectfully yours,

WINGATE & CULLEN.

In the Matter of the Objections to the Application of the Brooklyn, Queens County and Suburban Railroad Company.

List of property owners on Metropolitan avenue who have not consented to the granting of the franchise and who protest against it:

Owners	North Side, from West to East.	Assessed Valuations.
Wetmore	.....	\$5,500 00
Man	.....	5,500 00
Man	.....	38,000 00
Seib	.....	10,000 00
Youngs	.....	7,000 00
North	.....	6,500 00
Man	.....	55,000 00
Man	.....	3,300 00
Hoeft	.....	7,000 00
Man	.....	8,000 00
Richmond Hill Realty Company	.....	18,800 00
Turton	.....	1,500 00
		\$165,600 00
South Side.		
Man	.....	\$25,000 00
Covert	.....	9,500 00
Man	.....	9,400 00
Wicke	.....	14,200 00
Man	.....	7,300 00
Zoellner	.....	*2,700 00
Sinclair	.....	†3,000 00
Turton	.....	5,500 00
Lynch	.....	2,700 00
Turton	.....	2,700 00
Evergreen Realty Company	.....	5,000 00
Man	.....	4,600 00
		91,600 00
Total	.....	\$257,200 00

\*\$8,000 house nearly completed on this plot.

†\$15,000 house nearly completed on this plot.

FIRE DEPARTMENT—CITY OF NEW YORK,  
NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, December 7, 1908.

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

SIR—A communication, dated the 5th inst., has been received here to-day from Mr. W. W. Kenerson, Chairman, Transportation Committee of the United Civic Associations of the Borough of Queens, stating that section 13 of the proposed form of contract between The City of New York and the New York and Queens County Railway Company, in the matter of the application of said company to construct, maintain and operate street surface railway extension to its existing system from Flushing to Whitestone, and from Flushing to Bayside, Borough of Queens, is to be eliminated, a paragraph of said section reading as follows:

"The Company shall carry free upon the railway hereby authorized, during the term of this contract, all members of the Police and Fire Departments of the City, when such employees are in full uniform."

If the effect of the proposed elimination should be to compel members of the uniformed force of this Department to pay fare when traveling in uniform on said railway from and to their homes, or on official business, I have the honor to request that the Board of Estimate and Apportionment take no action that will have this result.

Respectfully,

PATRICK A. WHITNEY,  
Deputy and Acting Fire Commissioner.

REPORTS NOS. F-51, F-68.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—At the meeting of the Board of Estimate and Apportionment held on November 20 last, two reports were received from Select Committees of the Board, one on the application of the New York and Queens County Railway Company for extensions to Whitestone and Bayside, and the other on the application of the Brooklyn, Queens County and Suburban Railroad Company for an extension on Metropolitan avenue, both in the Borough of Queens. These reports recommended certain changes in the forms of contract, and both were referred to the Chief Engineer in order that the changes recommended might be made. This has been done and both contracts are herewith submitted for entry upon the minutes as required and in order that final hearings may be arranged for January 22, 1909.

In looking over the contracts as now prepared in connection with five other applications for franchises, the difference in the seven contracts is so conspicuous that I have requested the Engineer in charge of the Division of Franchises to prepare a tabular statement contrasting the contract provisions section by section so that the variations will be made more apparent. The five other contracts referred to are those of the Bronx Traction Company, for an extension on Clason Point road, in the Borough of The Bronx.

Union Railway Company, for an extension over the bridge across the Harlem River at Two Hundred and Seventh street.

Union Railway Company, for an extension in Pelham avenue to Bronx Park.

Third Avenue Railroad Company, for an extension at Fort George, in the Borough of Manhattan; and the

New York and North Shore Traction Company, for a new line between Flushing and the City line, in the Borough of Queens.

These five contracts are substantially in the same form, which was that prepared by the Corporation Counsel and heretofore followed by the Board. The comparisons in the tabular statement which has been prepared are made with two of these five contracts, namely, that of the New York and North Shore Traction Company, which is located in the Borough of Queens, and that of the Bronx Traction Company for its Clason Point road extension, which traverses a territory more sparsely settled than any of the other routes which have been mentioned. The terms and conditions for the Bayside and Whitestone extensions of the New York and Queens County Railway Company and for the Metropolitan avenue extension of the Brooklyn, Queens County and Suburban Railroad Company differ so materially that they would appear to be franchises of a different class, yet the length of term is as great or greater than in the other five, and the other privileges granted are fully as extensive.

If each application for a franchise is to be considered without regard for other applications, and if the terms and conditions are to be made the most lenient which the applicants can possibly secure, there will inevitably be a great rivalry on the part of different applicants to secure the most favorable terms. Each will hold back to avail itself of a precedent established in a contract with some other corporation, and I cannot but believe that the results would be unfortunate. If the recent franchise policy has been a mistaken one, it would doubtless be wise to modify it. If it is wise and just, it is doubtless desirable to adhere to it and make it as nearly uniform as special circumstances will permit. If owing to the great difficulty, if not the impossibility, of the City or a public service corporation anticipating the development which will take place in the territory traversed by a new line, the standard terms and conditions are believed to be too onerous, it might be well to devise a modified form of contract but for a shorter period of time, so that when the time comes for a renewal a more accurate estimate of the value of the privilege may be arrived at. In view of the fact that the season is now so far advanced that construction will probably be impossible until the spring, and in view of the fact that three separate civic associations have submitted to the Board written protests against the form of contract now proposed for the Bayside and Whitestone extensions, and that a protest has also been received from Messrs. Wingate & Cullen against the granting of the franchise for Metropolitan avenue, with a statement that they will endeavor to stop construction by court proceedings, it would seem wise to give the question of variations in the form of contract and in the terms and conditions most careful consideration, and, if the Board so decides, request the Corporation Counsel to prepare a modified form of contract covering a shorter period which might be used where the applicant company does not feel justified in accepting the present standard form even though the period covered by the franchise be longer.

The matter is submitted to the Board for its consideration, together with a report of the Engineer in charge of the Division of Franchises and the tabular statement referred to, while at the same time the contracts are presented to the Board with the modifications recommended by the Select Committees, in accordance with the instructions given on November 20 last.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 8, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At the meeting of the Board of Estimate and Apportionment held November 20, 1908, two reports were received from Select Committees in reference to two applications for franchises, to wit:

First—That of the New York and Queens County Railway Company for extensions to Whitestone and Bayside, and

Second—That of the Brooklyn, Queens County and Suburban Railroad Company for an extension on Metropolitan avenue, both in the Borough of Queens.

You were directed by these reports to make certain changes in the proposed form of contract for the grant of a franchise to each of these companies, and to prepare the necessary resolutions for presentation to the Board.

In accordance with such instructions, I have caused the necessary changes to be made in the proposed forms of contract previously before the Board, and have prepared the resolutions, and they are now in such form that the contracts may be placed upon the minutes for the requisite thirty days, and the hearings fixed for Friday, January 22, 1909. Prior to such hearing the forms of contract must be advertised at least twice in two daily newspapers, to be designated by the Mayor, and in the CITY RECORD for twenty days continuously before January 22.

In connection with the reports of the two Select Committees on these applications, as above, and especially that part of the report in relation to the New York and Queens County application, wherein it is stated that the Committee had pre-

viously approved of a form of contract under a misapprehension, it seems to me that the attention of the Committee and the other members of the Board should be called to certain other features in both of these proposed forms of contract, which, I believe, are worthy of serious consideration before further action is taken by the Board.

The franchises and the proposed forms of contract to govern the grant are presented to the Board individually, and the Board does not have the opportunity of considering these matters collectively and of comparing one grant with another, as is the case with this Division. In consequence, with only one contract before either the Board or the Select Committee, terms have been proposed which have a direct bearing upon the terms proposed for a second or third franchise, but are not fixed in accordance with either of the others, and in consequence a decided inequality exists.

There are at present seven franchises for street surface railways which have been tentatively approved by the Board, and are now in various stages of the procedure required by law before being finally passed. They are as follows:

First. Bronx Traction Company—Extension on Clasons Point road, The Bronx.

Second. Union Railway Company of New York City—Extension across bridge at Two Hundred and Seventh street into the Borough of Manhattan.

Third. Union Railway Company—Extension in Pelham avenue to Bronx Park, The Bronx.

Fourth. Third Avenue Railroad Company—Extension at Fort George, Manhattan.

Fifth. New York and North Shore Traction Company—New line between Flushing and the City line, Queens.

The sixth and seventh being those mentioned above.

The first five are in the standard form, or nearly such form as was prepared for the Board at its request by the Law Department, and they have been respectively approved by the Corporation Counsel, and contain those several conditions which most nearly, in the opinion of the Corporation Counsel, will fully protect the interests of the City. These five have likewise been accepted by the applicants as satisfactory, and in each instance more than a nominal sum is required as an initial payment, as well as minimum annual payments based upon earnings, the initial payment in each case being based upon the length of the term of the grant.

The two forms of grant to the New York and Queens County Railway and the Brooklyn, Queens County and Suburban Railroad Company are, however, in an entirely different form, and contain only nominal initial payments, in one case \$500, and in the other case \$100, for grants for the maximum term of fifty years provided by the Charter.

In order that the members of the Board may more easily observe the differences and inequalities of these franchises I have selected two of the standard form, to wit, that to the Bronx Traction Company and that to the New York and North Shore Traction Company, to be compared with the two now under discussion, and have prepared a table showing the conditions imposed on each of these companies under the respective grants now before the Board. I have selected the Bronx Traction Company and the New York and North Shore Traction Company, the latter being in the same Borough as the two now before the Board, and which appear to me to be as near parallel cases as can be obtained. I need not go further to point out the differences between them, as they can be easily observed from the table, but I wish to call your particular attention to the fact that the work of the Board, and incidentally of this Division, will be made much easier if the standard form in all cases is adhered to. The compensation, motive power and conditions attending the motive power, and a few special conditions necessary for each grant, would then be all that would have to be determined upon any application, the framework of the contract being exactly the same as regards conditions to each. This, I believe, was the intention of the Board when it first received from the Legislature the franchise granting power, and it was at that time advised by the Corporation Counsel that all grants should be in the general form which he submitted at the time, varying it only as was necessary in regard to the matters mentioned above.

This is further supported by the fact that the Law Department, in its opinion printed in the minutes of October 6, 1908, in regard to the approval of the form of proposed contract to the New York and Queens County Railway Company, which form is the one which you have now been directed to amend in one particular, stated as follows:

"In response to the direction contained in such resolution" (referring to resolution transmitting the form of contract to him) "to incorporate in the contract such matter as I deem advisable to fully protect the interests of the City, I beg to advise you that I have already furnished your Board with an opinion, dated June 23, 1908, in which I made many suggestions, and the contract as printed in the minutes of your Board of June 26, 1908, contains all my recommendations, and has my approval as to form. In passing on the new form of contract, as prepared by the Select Committee, I will not repeat such recommendations, and have examined such contract only to see if all the conditions imposed by the Railroad Law and the Greater New York Charter have been complied with."

From which you will see that he failed to give this present form his unqualified approval, and merely passed upon the fact that it was in the form which was not illegal.

It seems also that the citizens of the district who were most insistent in their demands that the franchise be granted when the report was before the Select Committee have now had the proposed form of contract critically examined by an attorney, and they have filed with the Board protests against making the grant in any form other than that upon which franchises have heretofore been granted. These protests are from:

First—The United Civic Association of the Borough of Queens.

Second—The Whitestone Improvement Association, and,

Third—The Douglaston Civic Association,

—and are all united in requesting the Board to withhold action on account of the form of the franchise, which they claim does not properly protect the interests of the people.

In view of the fact that the action of the Select Committee, as I am informed, was largely taken upon the demand of the representatives of these Civic Associations that increased transportation facilities should be granted, it would seem now when they have severally reversed their position, and do not desire a grant made unless upon the most favorable terms to the City, that action should be delayed and the matter referred back to the Chief Engineer to reopen negotiations with the railway company.

In the case of the Brooklyn, Queens County and Suburban grant for Metropolitan avenue, there is a protest before the Board from Messrs. Wingate and Cullen, representing twelve owners on the north side of Metropolitan avenue owning property assessed at \$165,600, and eleven owners on the south side, representing property of the assessed value of \$91,600, and which protest states that if the Board makes the grant, an application will immediately be made to the Supreme Court for an injunction restraining the construction of the road, the same being illegal. These owners, as I am informed, would withdraw their protest with the line of the road slightly changed, as once proposed, and it would, therefore, seem in this case, in view of such threatened action, that an attempt should be made to secure a change in this route by consultation between the railway company and this office, for if the matter goes into court it will probably be a long time before the grant can be utilized, and in the meantime, as provided in the Railroad Law, the company will secure such extensions of time as will completely defeat the intent of the contract.

In view of the foregoing, I am also of the opinion that this question is of sufficient importance to warrant the Board in withholding for the present any further action upon the two forms of contract which are presented with this report, and to submit the matter of a standard form again to the Law Department, in order that the Corporation Counsel may pass upon the several forms when having them all before him.

No hardship can result from withholding action for thirty days, or even sixty days, on either of the applicants, for the winter season is now upon us and no construction work can be undertaken by the time that these grants could be made, if acted upon at the meeting on Friday.

I would, therefore, strongly recommend that no action be taken until the members of the Board can inform themselves as to the differences in the several contracts, and can secure the further advice of the Corporation Counsel in regard to a standard form.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

	Bronx Traction.	New York and North Shore.	New York and Queens County (Whitestone).	Brooklyn, Queens County and Suburban.
Sec. I.	Grant to Company. Switches, etc., which are consistent permitted by resolution.....	Same.....	Grant to Company. Necessary switches authorized without resolution, inconsistent, as map does not show them.....	Grant to company. Same as Bronx Traction.
	Passengers only .....	Persons and express matter; no freight.....	Persons and property.....	Persons and property.
Sec. II. 1st.	Consents to be obtained in six months, or apply to court within one month.....	Same.....	Consents to be obtained within six months, or application to court within two months thereafter.....	Same as New York and Queens.
Sec. II. 2d.	Grant 15 years, with renewal 20 years.....	Grant 25 years, with renewal 25 years.....	Grant 25 years, with renewal 25 years.....	Grant 25 years, with renewal 25 years.
Sec. II. 3d.	Compensation: Initial sum, \$3,500. First 5 years, 3 per cent. of gross receipts, with minimum of \$375. Second 5 years, 5 per cent.; minimum, \$687. Third 5 years, 5 per cent.; minimum, \$756.....	Initial sum, \$7,000. First 5 years, 3 per cent.; minimum, \$2,200. Second 5 years, 5 per cent.; minimum, \$4,000. Third 5 years, 5 per cent.; minimum, \$4,500. Fourth 5 years, 6 per cent.; minimum, \$5,500. Fifth 5 years, 6 per cent.; minimum, \$6,200.....	Initial sum, \$500. First 5 years, 3 per cent; no minimum. Thereafter 5 per cent; no minimum.....	Initial sum, \$100. First 5 years, 3 per cent; no minimum. Thereafter, 5 per cent; no minimum.
	Payments date from signing of contract by Mayor .....	Payments date from signing of contract by Mayor.....	Payments are from after commencement of operation..... Other requirements as to manner of payments omitted.....	Same as New York and Queens. Other requirements as to manner of payments omitted.
Sec. II. 4th.	Payments not considered a tax. All tracks to be removed or become property of City, and street to be restored.....	Same.....	No such provision.....	No such provision.
Sec. II. 5th.	Payments to continue during grant.....	Same.....	Same .....	Same.
Sec. II. 6th.	Rights not to be assigned.....	Same.....	Same .....	Same.
Sec. II. 7th.	Right not exclusive; provision for use of tracks by other companies.....	Same for distance of 6,000 feet.....	Same provision now inserted as in New York and North Shore by order Select Committee.....	No provision made for use of tracks by other companies. Practically an exclusive grant.
Sec. II. 8th.	Overhead operation permitted.....	Same.....	Same .....	Same.
Sec. II. 9th.	Road to be completed in one year after obtaining consents; extension of 6 months allowed, and, if not completed, security forfeited .....	Wires to be placed underground on 6 months' notice. (9th).....	No such provision.....	No such provision.
		Road to be completed within 18 months, and extension of 6 months allowed, and, if not completed, security forfeited. (10th).....	Construction to be commenced within time prescribed by Railroad Law, and completed December 31, 1909, or grant ceases, but security not forfeited.....	Same as New York and Queens.
Sec. II. 10th.	Under control of proper authorities.....	Same (11th).....	Same; Company to make application to Commissioner of Water Supply to string electrical conductors.....	Same as Bronx Traction Company.
Sec. II. 11th.	Upon failure on part of Company to comply with direction of Board to add equipment, etc., grant ceases.....	Same (12th).....	Property to be maintained in good condition throughout contract. No penalty.....	Same as New York and Queens.
Sec. II. 12th.	Five-cent fare. Police and firemen in uniform, free. Rates for carrying property shall be reasonable and may be fixed by Board .....	Same (13th).....	No such provision.....	No such provision.
Sec. II. 13th	No freight cars; only passenger and express, and cars for maintenance of railway, to be operated .....	Clause in re property omitted, as only express matter permitted.	No such provision.....	No such provision.
Sec. II. 14th.	Cars to be operated on not more than 30 minutes, except first 5 years; operation between 1 and 5 not compulsory unless Board so decides .....	Same (14th).....	No such provision.....	No such provision.
Sec. II. 15th.	Wheel guards, fenders, etc., to be attached...	Same (15th).....	Same, except hours are 12 to 5 (12th).....	No such provision.
Sec. II. 16th.	Cars to be heated.....	Same (16th).....	Same (13th) .....	Same (12th).
Sec. II. 17th.	Company to water 60 feet of roadway.....	Same (17th).....	Same (14th) .....	Same (13th).
Sec. II. 18th.	Cars to be well lighted.....	Same (18th).....	Company to water entire roadway (15th).....	No such provision.
Sec. II. 19th.	Two feet beyond the rails to be kept clear of ice and snow, or enter into agreement with Street Cleaning Commissioner.....	Same (19th).....	Same (16th) .....	Same (14th).
Sec. II. 20th.	Company to keep paved between tracks, etc. City may change material and Company is bound to replace pavement.....	Same (20th).....	Agreement with Borough President	Authorities may make such regulations as to removal of ice and snow as convenience requires (17th).....
				Same as New York and Queens (15th).
Sec. II. 21st.	Alteration in sewerage required on account of railway to be at expense of Company....	Same (21st).....	Company to make repairs when required by local authorities and in such manner as they prescribe. Repairs may be made at expense of corporation after 30 days, and authorities may make regulations as to speed, use of tracks and removal of ice and snow (17th).....	Same as New York and Queens (15th).
Sec. II. 22d.	Permits to be obtained from Borough President and Commissioner of Water Supply...	Same (22d).....	Same (18th) .....	Same (16th).
Sec. II. 23d.	Company to comply with rules of Water Department for preventing destruction by electrolysis .....	Same (23d).....	No such provision. Only partly included in 10th as above..	No such provision. Only partly included in 10th, as above.
Sec. II. 24th.	Right not in preference or hindrance to public work .....	Same (28th).....	No such provision, except as in 10th as above.....	No such provision, except as in 10th, as above.
Sec. II. 25th.	Company to change tracks at own expense to conform with new grades or lines.....	Same.....	No such provision.....	No such provision.
		Company to widen roadway if insufficient (25th).....	Same provision as Bronx Traction Company (19th).....	Same provision as Bronx Traction Company (17th).
		Company to operate on private right of way or cede strip to City (26th). If bridges are of insufficient width, Company to construct new bridges at own expense to carry widened roadway (27th).....		
		No compensation to be awarded for right to have railway tracks should City come into possession of property (29th).....		
Sec. II. 26th.	Special to this grant, Company to remove tracks from public place upon one year's notice .....	Same (30th).....	No such provision.....	No such provision.
Sec. II. 27th.	Company to submit report to Board of capital stock, funded debt, floating debt, etc.....	Same (31st).....	No such provision.....	Same (18th).
Sec. II. 28th.	Company to keep accurate books of account. Report to Comptroller.....	Same (32d).....	No such provision.....	No such provision.
Sec. II. 29th.	Contract may be forfeited by suit or by resolution of Board.....	Same (33d).....	No such provision.....	No such provision.
Sec. II. 30th.	Company to give efficient public service and penalty of \$100 per day for each day of violation .....	Penalty, \$250.....	No such provision.....	No such provision.
Sec. II. 31st.	Company assumes all liability.....	Same (34th).....	Same (21st) .....	Same (19th).
Sec. II. 32d.	Security deposit, \$6,000. Penalty for failure to heat and light cars, fenders and wheel guards, \$50 per day, and \$10 for cars not properly heated, etc.....	Security deposit, \$10,000; otherwise the same.....	Security deposit, \$10,000, and penalties of \$50 and \$10 per day. Procedure for imposition and collection of penalties omitted. Failure of Company to make good drafts upon security fund does not cancel contract (22d and 23d)....	Bond, \$10,000; penalties, \$50 and \$10. No procedure for imposition and collection of penalties. In the event of forfeiture of franchise for failure to complete construction bond returned to Company (20th and 21st). No penalty for not building the road.
		Procedure for collection of penalty.....		
Sec. II. 33d.	Grant subject to right of property owners or others .....	Same (36th).....	Same (23d in part).....	Same (21st), in part.
Sec. II. 34th.	Definition of words "Notice" and "Direction"	Same (37th).....	Same. Company agrees notice in CITY RECORD is sufficient. (24th) .....	Same as New York and Queens County (22d).
Sec. II. 35th	If powers of Board transferred, successor has powers .....	Same (38th).....	Same (25th) .....	Same (23d).
Sec. III.	Provisions of Railroad Law and ordinance affecting surface railways, not inconsistent, to be complied with.....	Same.....	Article 4 of Railroad Law to be complied with (26th).....	Same as New York and Queens County (24th).
Sec. IV.	Company agrees to abide by all terms, conditions and requirements of contract.....	Same.....	No such provision.....	No such provision.

Discussion ensued, after which the Comptroller offered the following resolution in reference to the grant to the Brooklyn, Queens County and Suburban Railroad Company:

Whereas, The Brooklyn, Queens County and Suburban Railroad Company has, under date of September 19, 1907, made application to this Board for a grant of the right, privilege and franchise to construct, maintain and operate an extension to its existing street surface railway system upon and along Metropolitan avenue, from Dry Harbor road to Jamaica Plank road, in the Borough of Queens; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on October 18, 1907, fixing the date for public hearing thereon as November 15, 1907, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Brooklyn Daily Eagle" and the "Brooklyn Citizen," 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, At a meeting of this Board held June 26, 1908, the Select Committee to whom the matter had been referred, submitted a report containing proposed conditions and a form of contract, and a resolution was adopted fixing September 18, 1908, as the date for the final public hearing; and

Whereas, At the meeting of the Board held September 18, 1908, a communication was received from the Company objecting to certain of the terms and conditions contained in the form of contract reported by the Select Committee, and an opinion was received from the Corporation Counsel stating that the matter should be referred back to the Select Committee, and such reference was accordingly made; and

Whereas, At a meeting of the Board held November 20, 1908, a further report was presented from said Select Committee recommending certain amendments in the form of contract previously presented, and the Chief Engineer was thereupon directed to prepare a contract in accordance with such recommendations, which amended form of contract has this day been received; 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 Brooklyn, Queens County and Suburban Railroad 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 Brooklyn, Queens County and Suburban Railroad Company, containing the form of proposed contract for the grant of such franchise or right, be hereby introduced and entered in the minutes of this Board, as follows, to wit:

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

This Contract, made this day of 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board); and the Brooklyn, Queens County and Suburban Railroad Company, incorporated for the purpose of building, maintaining and operating a railroad (hereinafter called the Company), party of the second part, witnesseth:

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

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

Commencing at the intersection of Metropolitan avenue and Dry Harbor road, thence easterly in and upon Metropolitan avenue to a point where the said Metropolitan avenue intersects the Jamaica plank road, in the Village of Jamaica, together with the right to connect the aforesaid tracks with the existing tracks of the petitioner on Jamaica plank road.

The said route and connections hereby authorized are more particularly shown upon a map entitled:

"Map showing the proposed extension in the routes of the Brooklyn, Queens County and Suburban Railroad, in the Borough of Queens, to accompany petition to the Board of Estimate and Apportionment, dated September 19, 1907."

—signed and approved by T. S. Williams, Vice-President, and W. S. Menden, Chief Engineer, which map is attached hereto, is made a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional switches, crossovers and spurs which are consistent with the foregoing description, and the other provisions of this franchise may be permitted by resolution of the Board of Estimate and Apportionment.

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

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

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

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

If the Company and the Board shall not reach such agreement on or before the day one year before 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, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a

written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

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

The sum of one hundred dollars (\$100) in cash within thirty days after the date on which this contract is signed by the Mayor.

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

Fourth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other 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 and highways of the City shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

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

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

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

Seventh—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways, and the right to make the requisite and necessary connections with the tracks of the company, its successors or assigns, which shall be construed under this contract.

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

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

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

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

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

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

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

Fifteenth—The Company, so long as it shall continue to use any of its tracks in any street or highway covered by this grant, shall have and keep in permanent repair that portion of such street or highway between its tracks and the rails of its tracks and two feet in width outside of its tracks, under the supervision of the proper local authorities and whenever required by them to do so and in such manner as they may prescribe. In case of neglect by the Company to make pavements or repairs after the expiration of thirty days' notice to do so, or within thirty days after the publication of such notice in the CITY RECORD, the local authorities may make the same at the expense of such corporation and such authorities may make such reasonable regulations and ordinances as to the rate of speed, mode of use of tracks and removal of ice and snow as the interest or convenience of the public may require.

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

Seventeenth—Should the grades or lines of the streets in which franchises herein granted be changed at any time during the term of this contract, the Company shall, at its own expense, change its tracks to conform with such new grades and lines,

and during the construction of any public improvement upon said street the Company shall take care of and protect the track at its own expense, all to be done subject to the direction of the President of the Borough of Queens.

Eighteenth—The Company shall at all times keep accurate books of account of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 of each year, make a verified report to the Comptroller of The City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain a statement of the gross receipts from operation of the railway, together with such other information and in such detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

Nineteenth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railroad authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company, giving the Company notice and the right to intervene in any action or proceeding wherein such damages may be sought.

Twentieth—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of The City of New York a bond in the sum of ten thousand dollars (\$10,000) with a surety or sureties to be approved by him, which bond shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual percentages for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railroad; and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters. In the event of the forfeiture of the franchise for failure to complete the construction of the said extension and operate same on or before December 31, 1909, as herein provided, the said bond shall be returned to the Company.

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

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

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

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

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

THE CITY OF NEW YORK,

[CORPORATE SEAL.]

By..... Mayor.

Attest:

..... City Clerk.

BROOKLYN, QUEENS COUNTY AND SUBURBAN RAILROAD COMPANY,

[SEAL.]

By..... 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 a franchise or right applied for by the Brooklyn, Queens County and Suburban Railroad Company and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the CITY RECORD and at least twice during the ten days immediately prior to Friday, January 22, 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 Brooklyn, Queens County and Suburban Railroad 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 Brooklyn, Queens County and Suburban Railroad 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, January 22, 1909, at 10:30 o'clock, a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

The Comptroller moved that the report presented by the Chief Engineer be referred to the Corporation Counsel to advise the Board relative to a standard form of franchise which should be used in all cases.

Which motion was adopted.

#### New York and Port Chester Railroad Company.

In the matter of the application of the New York and Port Chester Railroad Company for an extension of time for one year from December 26, 1908, in which to comply with the provisions of section 2, Twenty-eighth, of the contract granting a franchise to said company, requiring the expenditure of at least eight hundred thousand dollars (\$800,000) within two years after the date of the signing of the contract, upon the actual construction of its railroad between the northerly line of The City of New York and Westchester avenue, at or near One Hundred and Sixty-seventh street, Borough of The Bronx.

This application was presented to the Board at its meeting of December 4, 1908, when it was referred to the Chief Engineer, and it is printed in full in the minutes of that date.

The Secretary presented the following:

REPORT NO. F-78.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—On December 4, 1908, the New York and Port Chester Railroad Company presented to the Board of Estimate and Apportionment a petition for an extension of time within which to expend \$800,000 on the construction of its road as provided by its contract with the City. The limit of time for this expenditure was fixed in the contract as June 11, 1908, but the Board has already granted an extension until December 26, 1908. This extension was granted at the earnest request of the company in order that it might have an opportunity to perfect its right to build on the line of the New York, Westchester and Boston Railroad, and when the Board recently granted a petition for a change in the line of the New York, Westchester and Boston Railroad and for a modification of its contract with the City, it was distinctly stated that the Port Chester franchise would expire by limitation on December 26. A further extension is now applied for, but in view of the statements already made by counsel for the company, it is difficult to understand the reason for this application.

I beg to submit herewith a report of the Engineer in charge of the Division of Franchises, which describes the situation in considerable detail, and also a resolution for adoption by the Board should it decline to grant the extension, to declare the franchise forfeited, and to fix a date for a final hearing as required by the contract. The matter is submitted to the Board without further comment for its consideration.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 8, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At the meeting of the Board of Estimate and Apportionment held December 4, 1908, there was presented a petition of the New York and Port Chester Railroad Company, to extend the time within which an expenditure of at least eight hundred thousand dollars (\$800,000) upon the construction of its road, as provided in paragraph 28 of the contract, for a period of one year from December 26, 1908.

The contract of the New York and Port Chester Railroad Company will expire on the above date, on account of the non-fulfillment of the provision above cited, unless the same is extended. This time originally expired on June 11, 1908, but the Board of Estimate and Apportionment, at its meeting of June 26, extended the time for six months from such date, as it was claimed that the validity of the charter of the New York, Westchester and Boston had not as yet been passed upon by the Court of Appeals, and in consequence, if the New York and Port Chester, which was then and is now owned by the same interests, to wit, the New Haven Railroad, had forfeited its right, and the Westchester charter should have been declared invalid, the New Haven Company would be unable to continue its work.

Since this time, the Court of Appeals has handed down a decision favorable to the charter of the New York, Westchester and Boston Railway Company, and the Board, at its meeting of November 20, passed upon the petition of that company for a change of route and modification of its original franchise in a number of respects.

When this petition was under consideration by the Select Committee, the question arose as to the rights of the Port Chester Company, which might be in conflict, should the two grants continue to exist, leaving the New Haven Company to select which it should use, or whether it would elect to use a part of each.

Mr. George S. Graham, in arguing for the petition of the Westchester Company, stated specifically that the Port Chester grant would die on the 26th day of December, 1908, and, in consequence, no such situation would arise as had been suggested.

The Port Chester grant is not now in any different position than it was in June of this year, when I reported to you in full upon this matter, under date of June 19 (see minutes of June 26), and recommended that the petition for the extension then applied for be denied. There has not been expended, to my knowledge, since this time a single dollar upon the Port Chester road, and even if the time was extended for one year, as proposed, I do not believe that it is the intention of the company to use this grant, as it was intended by them for the purpose of merging it with the New York, Westchester and Boston, which is the road the New Haven Company has intimated that it was its intention to construct.

There is only one point now remaining to be determined before the rights of the Westchester Company will be perfected, and that is its pending petition before the Public Service Commission for the First District for a certificate of necessity. Hearings have been held on this matter, and a decision of the Commission may be shortly expected.

If the Board of Estimate and Apportionment fails to extend the time of the Port Chester Company, as requested in this petition, the matter before the Public Service Commission will then be simplified, for it is a question argued before that Commission whether it should grant a certificate of necessity to the Westchester while the Port Chester is still in existence and has such certificate of necessity from the former Board of Railroad Commissioners.

In consequence, I see no reason why the Board should further extend the time, as petitioned for, and would recommend that the petition be denied, and that the procedure provided for in Section 2, Twenty-eighth, be followed and the company be notified that it is the intention of the Board of Estimate and Apportionment to take action at the meeting to be held on Friday, January 22, and that the company will be allowed a hearing on that day, as further provided in the said clause, and that the Secretary be directed to formally serve notice of the same on the company.

A resolution in this form is submitted herewith, and also one for action at the meeting of January 22.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

#### Proposed Resolutions for December 11.

Resolved, That the petition of the New York and Port Chester Railroad Company verified December 2, 1908, for an extension of one year from December 26, 1908, in which to comply with the provisions of Section 2, Twenty-eighth, of the contract dated May 31, 1906, be and the same is hereby denied; and be it further

Resolved, That the New York and Port Chester Railroad Company be, and it is hereby notified, under and pursuant to Section 2, Twenty-eighth, of the contract dated May 31, 1906, by and between the said railroad company and The City of New York, that it is the intention of the Board of Estimate and Apportionment to take action at

the meeting of this Board on January 22, 1909, in the Old Council Chamber, Room 16, City Hall, Borough of Manhattan, at 10:30 o'clock in the forenoon, on the report and resolution this day received from the Chief Engineer declaring the franchise granted to said company by the aforesaid contract has ceased and determined, and said contract is null and void, and all moneys paid into the City Treasury in accordance with the terms and conditions of said contract, or deposited with the Comptroller for the faithful performance of said terms and conditions, are forfeited; and be it further

Resolved, That the Secretary of this Board be and he is hereby directed to forward to the New-York and Port Chester Railroad Company a copy of these resolutions and a copy of the resolution mentioned herein and this day received from the Chief Engineer, and notify the company, in writing, that on the aforesaid date, at said time and place, it will be allowed a hearing before final action is taken.

*Proposed Resolution for January 22, 1909.*

Whereas, The Board of Estimate and Apportionment did, by resolution adopted by said Board May 18, 1906, and approved by the Mayor May 31, 1906, grant to the New York and Port Chester Railroad Company the right to cross certain streets and highways, and to construct, maintain and operate a railroad in the Borough of The Bronx, in The City of New York; and

Whereas, A formal contract was entered into between the City and the railroad company, which was dated May 31, 1906, and executed by the Mayor of The City of New York, on behalf of the City, on the 11th day of June, 1906; and

Whereas, Section 2, Twenty-eighth, provides for the expenditure of at least eight hundred thousand dollars (\$800,000) within two years after the date of the signing of the contract, upon the actual construction of said railroad, between the northerly line of The City of New York and Westchester avenue, at or near One Hundred and Sixty-seventh street; and

Whereas, Said paragraph further provides that if, in the opinion of the Board of Estimate and Apportionment, an expenditure of the said sum, within the time given, is not proven, then the said Board may declare that the grant has ceased and determined; and

Whereas, The company has failed to prove an expenditure of the said sum, and has made no statement that it has expended any sum of money upon the construction of said railroad; now, therefore, be it

Resolved, That the Board of Estimate and Apportionment of The City of New York hereby declares that the grant to the New York and Port Chester Railroad Company, as authorized by this Board by resolution adopted May 18, 1906, and approved by the Mayor May 31, 1906, has ceased and determined, and that the contract dated May 31, 1906, be and the same is hereby null and void; and be it further

Resolved, That all sums heretofore paid into the City Treasury on account of the said grant and all sums heretofore deposited with the Comptroller for the faithful performance of the conditions of the said grant be and the same are hereby forfeited.

The Comptroller suggested that the time be extended six months, and the President of the Borough of The Bronx moved to amend by extending the time until July 1, 1909, which amendment was accepted.

The following was offered:

Whereas, This Board did, on May 18, 1906, adopt a resolution authorizing the Mayor to execute, in the name and on behalf of the City, a contract between the New York and Port Chester Railroad Company and The City of New York, granting to the company the right to cross certain streets and highways, and to construct, maintain and operate a railroad in the Borough of The Bronx, in The City of New York, upon certain conditions therein fully set forth; and

Whereas, On the 11th day of June, 1906, the Mayor did execute, in the name and on behalf of The City of New York, a contract granting to the company such right, which contract was dated the 31st day of May, 1906; and

Whereas, The New York and Port Chester Railroad Company, in a petition dated June 3, 1908, requested an extension of time until June 11, 1910, in which to comply with the provisions of Section 2, Twenty-eighth, to wit: That the company should actually spend, or cause to be expended, the sum of at least eight hundred thousand dollars (\$800,000) within two years after the date of the signing of the contract, upon the actual construction of its railroad between the northerly line of The City of New York and Westchester avenue, at or near One Hundred and Sixty-seventh street; and

Whereas, By resolution adopted June 5, 1908, and approved by the Mayor June 8, 1908, the New York and Port Chester Railroad Company was granted an extension of time up to and including June 26, 1908, in which to comply with the provisions of Section 2, Twenty-eighth, of the contract dated May 31, 1906; and

Whereas, By resolution adopted June 26, 1908, and approved by the Mayor June 30, 1908, the New York and Port Chester Railroad Company was granted an extension of time up to and including December 26, 1908, in which to comply with the provisions of Section 2, Twenty-eighth, of the contract dated May 31, 1906; and

Whereas, The New York and Port Chester Railroad Company, in a petition verified December 2, 1908, requests an extension of time until December 26, 1909, in which to comply with the provisions of Section 2, Twenty-eighth, as above recited, of the contract dated May 31, 1906; now, therefore, be it

Resolved, That the Board of Estimate and Apportionment hereby grants upon the conditions hereinafter set forth an extension of time up to and including July 1, 1909, for the New York and Port Chester Railroad Company to comply with the provisions of Section 2, Twenty-eighth, as aforesaid; and be it further

Resolved, That this extension of time shall not become operative until said New York and Port Chester Railroad Company shall duly execute an instrument in writing to the satisfaction of the Board of Estimate and Apportionment, and file the same in the office of the said Board within thirty (30) days from the date of the adoption of these resolutions, wherein said company shall promise, covenant and agree that the consent of the Board of Estimate and Apportionment, so given to the extension of time, shall not in any wise change, alter or amend any of the terms, conditions and requirements in the contract fixed and contained, which said contract shall remain in full force and effect, except as herein expressly modified.

Which was adopted by the following vote:

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

*New York Central and Hudson River Railroad Company.*

The Secretary presented the following:

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, November 27, 1908.

HARRY P. NICHOLS, Esq., Engineer in Charge, Division of Franchises, Board of Estimate and Apportionment:

DEAR SIR—Inclosed you will find application from the New York Central Railroad Company for permission to construct a temporary canopy over Depew place, between the Grand Central Station and Lexington avenue, in the manner shown on accompanying plan. Also reports from the Commissioner of Public Works and the Chief Engineer of Highways in regard thereto.

This is a matter upon which action by the Board of Estimate and Apportionment appears to be necessary.

Very truly yours,

BERNARD DOWNING, Secretary.

NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY,  
GRAND CENTRAL STATION,  
NEW YORK, November 17, 1908.

HON. JOHN CLOUGHEN, Commissioner of Public Works, No. 13 Park Row, New York City:

DEAR SIR—I inclose herewith two cloth-backed blue prints which show method of construction of a temporary canopy over Depew place, between Grand Central Depot and Lexington avenue temporary station, in order to afford protection from rain, snow, etc., for passengers having to go between the two depots; together with large blue print of the vicinity on which we have indicated in red that part of Forty-third street which will be covered by this arrangement; and hereby respectfully request permission for use of the street.

You, of course, are familiar with the extensive improvements we are making at our Grand Central terminal, during the course of which it is necessary for us to provide certain temporary facilities in order to properly take care of our patrons. The canopy in question will probably be required for two years, by which time the permanent structures will have so far progressed as to permit of the taking down of this temporary arrangement.

We have also filed with the Building Department two of the small prints, requesting permission to erect the canopy, and as soon as permits are received from your Department (as well as the Building Department) we will at once proceed with the construction in order to have the canopy ready before bad weather sets in.

Believe me,

Very truly yours,

A. H. SMITH.

REPORT NO. F-139.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 7, 1908.

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

SIR—The New York Central and Hudson River Railroad Company has, through its vice-president and general manager, Mr. A. H. Smith, applied to the Board of Estimate and Apportionment for the right to erect a temporary canopy over a portion of Depew place, between the present Grand Central Station and the new temporary station on Lexington avenue.

The greater part of this canopy is located on that portion of Depew place which was discontinued and closed and sold to the railroad company, and only a small area of approximately 211 square feet is on the present legally open street. It is expected that when the improvements are completed the canopy will be entirely removed.

There seems no objection to granting this temporary right, and a resolution to that effect is herewith submitted, together with the report of the Engineer in charge of the Division of Franchises. The compensation suggested is at the same rate as that shown for other rights of this kind, and amounts to \$191 per annum, with a security deposit of \$200.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 4, 1908.

MR. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of November 27, 1908, the Secretary to the President of the Borough of Manhattan forwarded a communication to this office, inclosing an application signed by A. H. Smith, Vice-President and General Manager of the New York Central and Hudson River Railroad Company, for permission to construct a temporary canopy over Depew place, between the Grand Central Depot and the Lexington avenue temporary station of said railroad.

The petition recites that the construction of such canopy is necessary to afford protection to passengers going between the two depots, from rain, snow, etc., and its construction is also due to the extensive improvements being made at the Grand Central terminal. The canopy will be required for probably two years, by which time the permanent structure will have so far progressed as to permit the taking down of this temporary arrangement.

With the communication from the Secretary to the President of the Borough of Manhattan is also a communication from the Commissioner of Public Works, transmitting report from the Chief Engineer of the Bureau of Highways, stating he has investigated the matter and finds that a very small portion of the canopy will project over the roadway, and he recommends that the permission be granted.

Chapter 425 of the Laws of 1903, as amended by chapter 639 of the Laws of 1904, enabled the Board of Estimate and Apportionment to grant certain rights, under certain conditions, to the New York Central and Hudson River Railroad Company, in connection with improving the terminal facilities at the Grand Central Station. Plans and profiles were submitted by the railroad company, and approved by the Board of Estimate and Apportionment on June 19, 1903, December 4, 1903, April 28, 1905, and July 8, 1907.

By resolution adopted by the Board of Estimate and Apportionment June 23, 1905 (Financial Minutes, pages 1352 to 1357), certain lands, including the fee of Depew place, from the northerly line of Forty-third street to the southerly line of Forty-fifth street, were conveyed to the New York Central and Hudson River Railroad Company for the uses and purposes in accordance with the provisions of chapter 425 of the Laws of 1903, as amended by chapter 639 of the Laws of 1904. The resolution further provided that, after adoption, it should be presented to the Commissioners of the Sinking Fund for approval, and that the deed should be prepared by the Corporation Counsel, submitted to the Comptroller for approval, and presented to the Mayor for signature. Said resolution was approved by the Commissioners of the Sinking Fund June 26, 1905 (Minutes, page 687).

The plan, dated August 12, 1907, of the Grand Central terminal improvements approved by the Board of Estimate and Apportionment July 8, 1908, and signed P. F. McGowan, Acting Mayor, and John H. McCooey, Acting Comptroller, shows Depew place discontinued and closed from the north side of Forty-third street to the south side of Forty-fifth street.

The portion of the proposed canopy which extends over the roadway, the fee of which is vested in the City, is a triangular piece, comprising in area approximately 211 square feet. The remainder of the canopy is over that portion of former Depew place, the fee of which is now in the applicant. Upon the basis of compensation heretofore used by the Board—that is, 8 per cent. of the assessed valuation—the compensation for this privilege would be one hundred and ninety-one dollars (\$191) per annum. As the structure is upon the surface of the street, and could be easily removed, should occasion warrant the same, I believe that a security deposit of two hundred dollars (\$200) would amply protect the interests of the City, being sufficient to cover the compensation reserved for one year.

I have no objections to offer to the proposed consent, and would recommend that same be granted during the pleasure of the Board, but not to extend beyond a period of two years from the date of the approval of the resolution by the Mayor, and the compensation and security deposit be as heretofore stated.

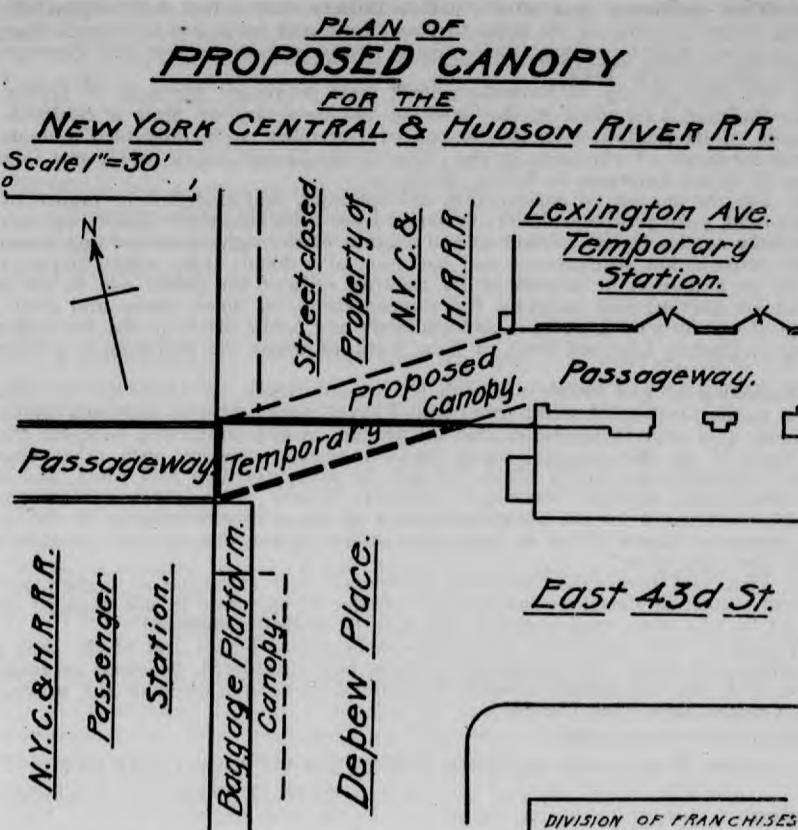
A resolution in the usual form is transmitted herewith.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

Since writing the above my attention has been called to the provision in the proposed resolution requiring a fire proof construction for this canopy and objection is made on behalf of the company as the grant is only for a temporary structure, the life of which is to be but two years at the outside. I would therefore recommend that this provision be eliminated from the proposed resolution.

HARRY P. NICHOLS, Engineer in Charge.



The following was offered:

Whereas, The New York Central and Hudson River Railroad Company has presented an application, dated November 17, 1908, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of a canopy over Depew place, between Forty-third and Forty-fourth streets, in the Borough of Manhattan, said canopy to connect the waiting room of the company on the western side of Depew place with the Lexington avenue temporary station of the company on the easterly side of said street, and to be used as a passageway between both buildings; now therefore be it

Resolved, That the consent of the Corporation of the City of New York be and the same is hereby given to the New York Central and Hudson River Railroad Company, the owner of certain property on both sides of Depew place, between Forty-third and Forty-fourth streets, Borough of Manhattan, City of New York, to construct, maintain and use a canopy across said Depew place, connecting the said properties, as shown on the plan accompanying the application, and entitled:

"Section B-B, N. Y. C. & H. R. R. Leased and operated lines. Temporary canopy, Depew Place, Grand Central Terminal Improvement, New York City,"

—dated October 15, 1908, and signed Geo. A. Harwood, Chief Engr., Elec. Zone Imp., a copy of which is annexed hereto and made a part hereof, upon the following terms and conditions:

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, or its successors in authority, and shall be revocable upon sixty (60) days' notice, in writing, to said grantee, its successors or assigns, but in no case shall it extend beyond a term of two (2) years from the date of approval by the Mayor, and thereupon all rights of the said New York Central and Hudson River Railroad Company in or over said Depew place, by virtue of this consent, shall cease and determine.

2. The said New York Central and Hudson River Railroad Company, its successors and assigns, shall pay into the treasury of The City of New York, as compensation for the privilege hereby granted, the annual sum of one hundred and ninety-one dollars (\$191). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment to be made within thirty (30) days after the approval of this consent by the Mayor shall be only that proportion of one hundred and ninety-one dollars (\$191) as the time between the approval of this consent by the Mayor and November 1 following bears to the whole year; such compensation shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York.

3. Upon the removal of the said grantee from either one or both of the buildings connected by the canopy, or upon revocation or termination of this consent, the said grantee, its successors or assigns, shall, at its own cost, cause the canopy and all its appurtenances to be removed from the limits of the street, if required so to do by The City of New York, through its duly authorized representatives. If the canopy to be constructed by the said grantee under this consent shall not be required to be removed, it is agreed that the said canopy shall become the property of The City of New York.

4. The consent hereby given is for the exclusive use of the grantee and shall not be assigned, either in whole or in part, or leased or sublet in any manner, nor shall title thereto, or right, interest or property therein, pass to or vest in any person or corporation whatsoever, either by the acts of said grantee, its successors or assigns, or by operation of law, without the consent in writing of The City of New York, acting by the Board of Estimate and Apportionment, or its successors in authority.

5. The said grantee shall pay the entire cost of:

- (a) The construction and maintainance of the canopy.
- (b) The protection of all surface or subsurface construction in Depew place which may be disturbed by construction of the canopy.
- (c) The replacing or restoring of the pavement in said street, which may be disturbed during the construction of said canopy.
- (d) Each and every item of the increased cost of any future structure caused by the presence of said canopy under this consent.
- (e) The inspection of all work during the construction or removal of the canopy, which may be required by any Department of The City of New York having jurisdiction over such construction.

Before the construction shall be begun, the grantee shall obtain permits to do the work from the President of the Borough of Manhattan, and the said grantee shall perform all the duties which may be imposed as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall

submit to such official working plans, which shall include and show in detail the method of construction of said canopy, and the mode of protection or changes in all structures required by the construction of said canopy.

7. The grantee, its successors or assigns, shall allow to The City of New York a right of way under or over any part of the canopy constructed under the consent hereby granted, for any and all structures which are now or may be hereafter placed by The City of New York in that portion of the above named street occupied by said canopy.

8. Said canopy shall be constructed, maintained and used subject to the supervision and control of the proper authorities of The City of New York, and said canopy shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York.

9. Said canopy shall be for the use of pedestrians only, and as a means of communication between the aforementioned buildings, and for no other purpose, and no stand or stall for the sale of newspapers or other commodities, or signs, advertising bills, or placards of any description, or material of any kind, character or description shall be allowed either upon the inside or the outside of the said canopy, where the same extends over property now in the possession of, or which may be hereafter acquired by The City of New York.

10. The grant of this privilege is given subject to whatever right, title or interest the owners of the abutting property or any other person or persons may have in and to the streets where the canopy is to be constructed, and the said grantee shall be liable for all damage to persons or property, including the street, by reason of the construction or maintenance of said canopy, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of this consent.

11. 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.

12. The said grantee, its successors or assigns, shall commence the construction of said canopy under this consent and complete the same on or before June 1, 1909, otherwise this consent shall be forfeited forthwith, and without any proceeding, either at law or otherwise, for that purpose, provided, however, that such time may be extended by the Board of Estimate and Apportionment for a period not exceeding six months beyond the date specified.

13. This consent is upon the express condition that within thirty (30) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the said grantee shall deposit with the Comptroller of The City of New York the sum of two hundred dollars (\$200), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent, especially those which relate to the payment of the annual charge.

In case of default in the payment of the annual charge, The City of New York shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said grantee.

In case of any drafts so made upon the security fund, the said grantee shall, upon thirty (30) days' notice in writing, pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of two hundred dollars (\$200), and in default of the payment thereof the consent hereby given may be canceled and annulled, at the option of the Board of Estimate and Apportionment of The City of New York, acting on behalf of said City. No action or proceedings or rights under the provisions of this section shall affect any other legal rights, remedies or causes of action belonging to The City of New York.

14. Said grantee shall give notice to the President of the Borough of Manhattan, in writing, of its intention to begin the construction of the work hereby authorized, at least forty-eight (48) hours before such construction commences. The grantee shall also give to the Board of Estimate and Apportionment notice in writing of the date on which the work is commenced, and also the date on which the same is completed.

15. This consent shall not become operative until said grantee shall duly execute an instrument in writing, wherein said grantee shall promise, covenant and agree on its part to conform to, abide by and perform all the terms, conditions and requirements in this consent fixed and contained, and file the same with the Board of Estimate and Apportionment of The City of New York within thirty (30) days after the approval of this consent by the Mayor.

And the said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons and property which may result from the construction, maintenance or use of the canopy hereby authorized.

Which was adopted by the following vote:

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

New York Institution for the Instruction of the Deaf and Dumb.

The Secretary presented the following:

NEW YORK INSTITUTION FOR THE INSTRUCTION OF THE DEAF AND DUMB,  
FORT WASHINGTON AVENUE AND ONE HUNDRED AND SIXTY-THIRD STREET,  
NEW YORK, October 21, 1908.

Board of Estimate and Apportionment, City of New York:

GENTLEMEN—I hereby make application for permission to remove pipes on Fort Washington avenue, below One Hundred and Sixty-fifth street, in order that we may be relieved of the annual charge heretofore paid to the City for the privilege.

I would state the reason for the above is that we have sold the property east of Fort Washington avenue, and, therefore have no more use for the pipe privilege.

Yours very truly,

ENOCH HENRY CURRIER, Principal.

REPORT NO. F-140.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—On April 23, 1895, the Board of Aldermen adopted a resolution granting to the New York Institution for the Instruction of the Deaf and Dumb permission to lay and maintain three iron steam pipes across Fort Washington avenue, south of One Hundred and Sixty-fifth street, the compensation for the privilege to be determined by the Commissioners of the Sinking Fund. The institution has now presented a petition to the Board asking for permission to remove the pipes and to be relieved from the payment of its annual charges, it having sold the property.

I beg to submit herewith a detailed report from the Engineer in charge of the Division of Franchises, from which it will appear that the charges imposed have been paid up to June 26, 1908, and that the pipes have been removed and the street restored.

It is recommended that the formal permission to remove the pipes and surrender the right be granted as of November 11, 1908, upon the payment of the charges between June 26, 1908, and November 11, 1908.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY, }  
December 7, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The New York Institution for the Instruction of the Deaf and Dumb has presented a petition dated October 21, 1908, to the Board of Estimate and Apportionment for permission to remove three pipes under and across Fort Washington avenue, southerly from One Hundred and Sixty-fifth street, in the Borough of Manhattan, in order that it may be relieved from the payment of the annual charge herefore paid to the City for the privilege.

The petition recites that the institution has sold its property on the easterly side of Fort Washington avenue, and there is, therefore, no further use for the pipes in question.

It would appear that these pipes in question were laid under the authority of a resolution adopted by the Board of Aldermen on April 23, 1895, and approved by the Mayor May 2, 1895, granting consent to the installation, maintenance and use of three iron steam pipes ranging from one and a half inches to four inches in diameter across Fort Washington avenue, south of the southerly line of One Hundred and Sixty-fifth street. This resolution provided that compensation for the privilege should be determined by the Commissioners of the Sinking Fund. On June 12, 1895, the Commissioners of the Sinking Fund adopted a resolution fixing the annual charge for this privilege, and providing also that the trustees of the institution should give a satisfactory bond for the faithful performance of all the conditions prescribed by the Commissioner of Public Works, and by the resolution of the Board of Aldermen.

Upon the receipt of the petition by this Division for investigation and report, communications were addressed to the President of the Borough and to the Commissioner of Water Supply, Gas and Electricity, in accordance with the procedure in similar cases, advising those officials of the petition and stating that upon receipt by the Board of certifications from them, that the pipes had been removed and the street restored to its original condition and that there was no reason why the bond filed by the petitioner should not be canceled, a favorable report would be presented.

A communication was also addressed to the Comptroller requesting to be advised as to the date to which payment had been made to the City for the privilege of maintaining these pipes, and if the bond required by the resolution of the Sinking Fund was on file in the Department of Finance. In reply, I have been informed the compensation was paid up to June 26, 1908, but the bond was not filed in the Department of Finance.

Communications have also been received from the President of the Borough and from the Commissioner of Water Supply, Gas and Electricity, stating that the pipes have been removed and the streets satisfactorily restored and that there is no reason why the bond should not be canceled.

As the bond was not filed with the Department of Finance, and as the petitioner has made no mention of such bond, there appears to be no necessity for action towards canceling the same.

The pipes having been removed on November 11 and the surface of the street satisfactorily restored, I would recommend that the resolution authorizing maintenance and use of these pipes be revoked upon payment by the petitioner to the City for the privilege for the period from June 26, 1908, to November 11, 1908, the date of removal of the pipes. This revocation should not take effect until such payment has been made and until the petitioner has executed an instrument in writing releasing The City of New York from any and all claims held or alleged to be held against the City under the terms and conditions of said consent, and surrendering and waiving any right in the City's streets under and by virtue of said consent, and file the same with the Board of Estimate and Apportionment.

A resolution for adoption is herewith transmitted.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, By resolution adopted by the Board of Aldermen April 23, 1895, and approved by the Mayor May 2, 1895, the consent of the corporation of The City of New York was given to the New York Institution for the Instruction of the Deaf and Dumb, to install, maintain and use three iron steam pipes ranging from one and a half inches to four inches in diameter, across Fort Washington avenue, in the Borough of Manhattan, south of the southerly line of One Hundred and Sixty-fifth street, and it was made a condition of the said resolution that compensation for this privilege should be fixed by the Commissioners of the Sinking Fund, and

Whereas, In accordance with said resolution, the Commissioners of the Sinking Fund on June 12, 1895, adopted a resolution fixing said compensation at eighty-four dollars (\$84) per annum, and providing that said grantee should file a satisfactory bond for the faithful performance of the terms and conditions of the consent, and

Whereas, The said New York Institution for the Instruction of the Deaf and Dumb did lay down pipes in compliance with the terms of said consent, and has maintained the same since that time, and

Whereas, The New York Institution for the Instruction of the Deaf and Dumb in a petition to the Board of Estimate and Apportionment dated October 21, 1908, requested to be relieved from the payment of the annual charge for said privilege, and

Whereas, The offices of the President of the Borough of Manhattan and the Department of Water Supply, Gas and Electricity have stated that the work of removing the pipes was completed to their satisfaction on November 11, 1908, and that the street has been restored to its original condition, and

Whereas, The New York Institution for the Instruction of the Deaf and Dumb has paid the annual compensation for the aforesaid privilege to June 26, 1908; now, therefore, be it

Resolved, That the aforesaid resolution be and the same is hereby rescinded, and be it further

Resolved, That this resolution shall not become effective unless and until the New York Institution for the Instruction of the Deaf and Dumb shall make payment to the Comptroller of The City of New York for the privilege from June 26, 1908, to November 11, 1908, and shall also execute an instrument in writing releasing The City of New York from any and all claims of any kind, character or description whatsoever, held or claimed to be held under the terms and conditions of the aforesaid consent, and agreeing to quitclaim, waive and surrender any or all rights and privileges in and upon said Fort Washington avenue, held or claimed to be held under and by virtue of said consent, and file the same with the Board of Estimate and Apportionment.

Which was adopted by the following vote:

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

New York and Queens County Railway Company.

1. Your petitioner is a street surface railway corporation duly organized and existing under the laws of the State of New York, and owns and is engaged in operating a street surface railway upon divers streets and avenues in the Borough of Queens, City of New York.

2. On the 4th day of December, 1908, your petitioner, pursuant to section 90 of the Railroad Law, filed in the office of the Secretary of State a certificate of extension of its road, and on the 3d day of December, 1908, duly filed a duplicate original certificate of extension in the office of the County Clerk of Queens County, a copy of which extension is hereto annexed.

3. For the purpose of constructing and operating said extension or branch of its present road, your petitioner desires to obtain from your Honorable Board, and hereby respectfully applies for its consent to and a grant of the right, privilege and franchise for the construction, maintenance and operation of a double track street surface railway as an extension or branch of its existing railway for public use in the conveyance of persons and property for compensation, in, upon, along and over the surface of certain streets, avenues and highways and public places in the Borough and County of Queens, City and State of New York, of which the following is a description:

"Beginning at and connecting with its present tracks on Debevoise or Second avenue, at the junction of said avenue with Pierce avenue; thence southerly in, upon, along and over said Debevoise or Second avenue, to and connecting with the tracks now operated by this company upon Jackson avenue, crossing such other streets, avenues, highways and public places as may be encountered in said route, and with such connections, turnouts, switches, crossovers, stands, poles, wires and equipment as may be necessary for the construction and operation of said railway by the overhead system of electricity, or by any other motive power that may be lawfully employed upon the same."

4. That said corporation proposes to operate said extension or branch by the overhead system of electricity substantially similar to that now in use upon its other lines, or by any other motive power that may be lawfully employed.

Wherefore, your petitioner prays that public notice hereof and of the time and place when and where this application will be first considered, be given as required by law, and that the desired consent be granted in accordance with the provisions of the Greater New York Charter.

Dated, December 4, 1908.

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY,  
By W. O. Woon, Vice-President.

Attest:

H. M. FISHER, Secretary.

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

W. O. Wood, being duly sworn, deposes and says that he is the Vice-President of the New York and Queens County Railway Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof and that the same is true of his own knowledge except as to matters therein stated to be alleged upon information and belief, and as to those matters, he believes it to be true.

W. O. WOOD.

Sworn to before me this 4th day of December, 1908.

A. G. PEACOCK, Notary Public, Kings County,  
Certificate filed in Queens County.

REPORT No. F-141.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 8, 1908.

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

SIR—The New York and Queens County Railway Company, under date of December 4, 1908, applied for the consent of the Board of Estimate and Apportionment to construct a double-track extension of its existing lines, in the Borough of Queens, on Debevoise, or Second, avenue, from Pierce avenue to Jackson avenue.

This action is taken in order that the operation of the company's cars may not be interfered with by the traffic which it is expected will cross the Queensboro Bridge. In previous reports from this office it has been recommended that the company be requested to make application for this extension.

It is recommended that January 8 be fixed as a date for the preliminary public hearing, and at that time a report will be submitted, with suggestions for a proposed form of contract.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 8, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—A petition under date of December 4, 1908, has been received from the New York and Queens County Railway Company, requesting the consent of the Board of Estimate and Apportionment to the construction of a double track extension to its existing lines in the Borough of Queens, on Debevoise or Second avenue, from Pierce avenue to Jackson avenue, and connecting with the tracks now operated by the company on said avenues.

In the report under date of June 6, 1908, upon the application of this company for a franchise to operate an extension upon the Queensboro (Blackwells Island) Bridge and its approaches, it was pointed out that the operation of the Dutch Kills line could be greatly improved by substituting for the portion of that line on Pierce and Lockwood avenues, and Academy and Jane streets, the route as now applied for. The report further stated that the Dutch Kills line, as at present operated, crosses the traffic to and from the Queensboro (Blackwells Island) Bridge, and would seriously interfere with the efficient operation of the bridge and delay the operation of the cars at the bridge entrance. A proposed resolution was attached to this report, requesting the company to present a petition to the Board of Estimate and Apportionment not later than June 19, 1908, for the right to alter or change the route of its so-called Dutch Kil's line, from the intersection of Jane street and Jackson avenue to the intersection of Pierce and Debevoise avenues, to a position in Debevoise avenue, between Pierce avenue and Jackson avenue. No action, however, was taken by the Board on the proposed resolution, and the report and proposed form of contract were referred to a Select Committee, which has not yet reported.

The company has now elected to apply for the Debevoise avenue route as an extension to its existing system, rather than as a change of route.

I will take up the proposed extension with the officials of the company at an early date, and will be prepared to submit a report with suggestions as to the proposed form of contract on January 8, 1909. It is, therefore, recommended that such date be fixed as the date for the preliminary public hearing, and that the Mayor be requested to designate two newspapers in which publication of the hearing shall be advertised according to law.

A resolution containing these recommendations is transmitted herewith.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The foregoing petition from the New York and Queens County Railway Company, dated December 4, 1908, was presented to the Board of Estimate and Apportionment at a meeting held December 11, 1908.

Resolved, That in pursuance of law, this Board sets Friday, the 8th day of January, 1909, at 10:30 o'clock in the forenoon, and Room 16, in the City Hall, Borough of Manhattan, as the time and place when where such petition shall be

presented.

The petition of the New York and Queens County Railway Company respectfully shows:

first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

Which was adopted by the following vote:

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

#### Bristol-Myers Company.

A communication, dated November 17, 1908, was received from the Mayor's office returning, duly approved by the Mayor, resolution adopted by this Board November 13, 1908, granting permission to the Bristol-Myers Company to change the location and increase the width of the proposed tunnel under and across Clifton place, between Grand and Classon avenues, Borough of Brooklyn, connecting the buildings of the company on opposite sides of said street, to be used to contain steam pipes and electric conduits and as a passageway for employees and for transferring goods between said buildings, the construction of which tunnel was authorized by resolution adopted by this Board September 18, 1908, and approved by the Mayor September 22, 1908.

Which was ordered filed.

#### Bronx Traction Company; Union Railway Company of New York City.

A communication, dated November 20, 1908, was received from the Mayor's office designating the "New York Sun" and the "New York Tribune" as the daily newspapers in which the notices of public hearing and the form of contracts granting franchises to the Bronx Traction Company and the Union Railway Company of New York City, in the Borough of The Bronx, should be published previous to the final hearing on December 18, 1908.

Which was ordered filed.

#### New York, Westchester and Boston Railway Company.

A communication, dated December 1, 1908, was received from the Mayor's office returning, duly approved by the Mayor, resolution adopted by this Board November 20, 1908, consenting to a change in the line of the route of the New York, Westchester and Boston Railway Company, in the Borough of The Bronx, and to certain modifications of the ordinance approved by the Mayor August 2, 1904, granting a franchise to said company.

Which was ordered filed.

#### Union Railway Company of New York City.

The Secretary presented the following:

##### In the Board of Aldermen.

Whereas, In response to a resolution adopted by this Board of Aldermen October 13, 1908, the Corporation Counsel rendered an opinion that the Union Railway Company had no right or grant to operate cars on New White Plains avenue, in the Borough of The Bronx; and

Whereas, It is alleged that the promoters of said company were instrumental in accelerating the improvement of White Plains avenue to further their own special interest at the expense of the taxpayers assessed for said improvement; and

Whereas, It is a matter of record that but one taxpayer signed the petition to acquire title to land for said improvement, which proves conclusively that there was no general demand at the time for the improvement by the taxpayers; therefore be it

Resolved, That the Board of Estimate and Apportionment be requested to instruct the Division of Franchises to ascertain the value of the past, present and future use of said street by said railroad company. And the sum determined upon shall be collected through proceeding to be begun at once by the Corporation Counsel; and be it further

Resolved, That the amount so collected be applied to a reduction of the assessment for regulating and grading White Plains avenue, and that no further grants be allowed said company until the matter of White Plains avenue is settled satisfactorily to the City authorities and the taxpayers affected.

Adopted by the Board of Aldermen December 1, 1908, a majority of all the members elected voting in favor thereof.

P. J. SCULLY, Clerk.

Which was referred to the Chief Engineer.

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

##### Proposed Amendments to Charter and Rapid Transit Law.

At the meeting of October 16, 1908 (see Financial Minutes), a communication was received from the Chairman, New York Charter Commission, which was referred to the Chief Engineer and is as follows:

NEW YORK CHARTER COMMISSION,  
MUTUAL LIFE BUILDING, NO. 32 NASSAU STREET,  
NEW YORK, October 6, 1908.

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

GENTLEMEN—The New York Charter Commission has instructed me, as its Chairman, to call your attention to section 73 of the present City Charter. This section requires complete redrafting to make its provisions perfectly clear and indubitable, and the Charter Commission has such redraft under consideration.

There are, however, two questions of economic policy involved in this section, which are of peculiar gravity and importance, and as being economic rather than administrative matters, are not naturally charter provisions proper, but the treatment of which requires consideration if the section is to be continued in a new charter, as it seems inevitable that it should be.

You are already familiar with the fact that section 73 permits a grant of tunnel roads in perpetuity, for a 50-year term with 25-year renewals, the City to receive at least 3 per cent. of the net profits, and that all other grants are prohibited for a term longer than 25 years, with 25-year renewals.

This section has to be read in connection with the provisions of the Rapid Transit Act with regard to tunnels and connecting roads, as well as the provisions limiting the right of the Rapid Transit Commissioners to grants for 20 years, with 20-year renewals, or 10 years with 10-year renewals—in the first case where the City does not equip, and in the second case where it does equip the road.

The contention is made that, in view of the state of the City debt and the present inability of the City to construct new subways, such improvements can only be secured by the use of private capital, and that the Rapid Transit Law and section 73 of the Charter, as they now stand, constitute a bar to the investment of private capital in new subways and that these laws in their present form, given the limited borrowing capacity of the City, effectively preclude the development of the subways system and therewith the growth of the city.

These questions are, however, not questions to be summarily passed upon by a Commission appointed to draft a new charter, and if such Commission were to make

a recommendation with regard to a substantive change in the law in respect of these matters of economic policy, it should be only after consultation with the Board of Estimate and Apportionment, as the elected officers of the City, and the Board of Public Service Commissioners, acting as Rapid Transit Commissioners, as representing both the State and the City.

The Commission over which I have the honor to preside, therefore, before passing upon the form of section 73, respectfully refers to your Honorable Board the questions:

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

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

Yours respectfully,

WM. M. IVINS, Chairman.

The Chair submitted the following report of the Division of Franchises:

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
December 11, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of October 6, Mr. William M. Ivins, as Chairman of the New York Charter Commission, appointed by the Governor pursuant to chapter 114, Laws of 1908, addressed to the Board a communication which was presented at the meeting held on October 16, 1908, and referred to the Chief Engineer.

It is stated in this communication that section 73 of the Charter, which section provides among other things the maximum term of grants for franchises which may be made by the Board of Estimate and Apportionment, is now under consideration by the New York Charter Commission and is to be redrafted to make its provisions clear and undoubtable, but before such redrafting takes place, there are two questions of economic policy involved of particular gravity and importance which must be decided. Attention is called to the provision as to the term of grants as limited by the Charter and the Rapid Transit Law, and to the contention which has been made by some, that the limits now placed upon the term of grants constitutes a bar to the investment of private capital in the construction of new rapid transit railroads, which, taken with the present inability of the City to construct rapid transit railroads because of the state of the City debt, effectually precludes the development of the rapid transit railroad system, and therewith the growth of the City.

The following questions are propounded:

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

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

The Chairman states that if substantial changes are to be made in the law in regard to the term of franchises, that such changes should be made only after consultation with the Board of Estimate and Apportionment, as the elected officers of the City, and the Public Service Commission, as successor to the Board of Rapid Transit Railroad Commissioners, representing both the State and the City.

I wish to say at the outset, that I approach the subject of the term or time limit of franchises with considerable hesitancy. To my mind it is one of the most if not the most important of the provisions of law relating to the use of public property by public utility corporations. A franchise without time limit is, generally speaking, a trespass upon the rights of posterity, but on the other hand, the term must be sufficient to make the enterprise attractive enough to insure the investment of capital, otherwise the growth of the City will be retarded. Between these two limits, the term of grant should be fixed by law.

I have, therefore, in the following: First, outlined briefly the provisions, as I understand them, of the City Charter and of the Rapid Transit Law in regard to the limitation of the term of the different grants which may be made pursuant to those laws by the Board of Estimate and Apportionment, and by the Public Service Commission, as successor to the former Board of Rapid Transit Railroad Commissioners, with the approval of the Board of Estimate and Apportionment. Second, illustrated the working of such limitations as affecting grants made during the existence of the laws, and have drawn such conclusions therefrom upon which to base answers to the questions asked by the Chairman of the New York Charter Commission, as seem warranted.

#### PROVISIONS OF THE CITY CHARTER AND RAPID TRANSIT LAW.

##### City Charter.

The statement is made in the communication that section 73 permits a grant for tunnel railroads in perpetuity, and judging from that statement, I take it that the first question quoted above is meant to apply only to section 73 of the Charter. I am unable to find, however, any such provision in the City Charter, but on the contrary, section 73 limits the grants of such franchises to a fifty-year term, with the privilege of renewal or renewals not exceeding in the aggregate twenty-five years. There is, therefore, either an error in the communication or I have not properly interpreted the meaning of the Charter provisions.

Section 242 of the Charter, as amended by chapter 629 of the Laws of 1905, gives to the Board of Estimate the exclusive power in behalf of the City to grant to persons or corporations franchises for the use of any street, avenue, highway, boulevard, concourse, driveway, bridge, tunnel, park, parkway, waterway, dock, bulkhead, wharf, pier and public ground or waters within or belonging to the City, whether under or over the surface thereof, excepting in the cases where franchises, rights or contracts shall be granted or authorized pursuant to the Rapid Transit Law.

Section 73 of the Charter provides for the limitation and conditions of the grants and franchises which may be made by the Board of Estimate and Apportionment. This section provides that no franchise or right to use the streets, avenues, water, etc., of the City shall be granted by any Board or officer of the City under the authority of the Charter to any person or corporation for a longer period than twenty-five years, except as therein provided, but such grant may, at the option of the City, provide for the giving to the grantee the right upon a fair revaluation or revaluations to a renewal or renewals not exceeding in the aggregate twenty-five years. The exceptions are grants made for tunnel railroads and grants made pursuant to the Rapid Transit Law.

The Board of Estimate and Apportionment is authorized to grant a franchise or right to any railroad corporation to use any of said streets, avenues, waters, etc., for the construction and operation of a tunnel railroad underneath the surface thereof for any period not exceeding fifty years, with provision for renewals upon a fair revaluation or revaluations not exceeding in the aggregate twenty-five years.

It is evident that the City Charter vests the Board of Estimate and Apportionment with exclusive power to grant franchises for general public utilities in any of the streets or public places of the City to any firm or corporation, except in so far as the Public Service Commission is empowered to grant certain railway franchises specifically described in the Rapid Transit Law, such power being, however, subject always to the approval of the Board of Estimate and Apportionment. It is necessary, therefore, in order to understand to what railway franchises section 73 of the Charter applies, to analyze the provisions of the Rapid Transit Law which authorizes the Public Service Commission to make these grants and thus to ascertain the franchises exempted from the provisions of section 73 of the Charter by being made subject to said Rapid Transit Act.

##### Rapid Transit Law.

The grants or franchises authorized by this law as amended may, for the purpose of this discussion, be divided into two classes. In the first class may be included all franchises for railways to be constructed entirely at the expense of the company receiving the franchise. The authority for such grants is found in sections 32, 32-A and 38-A. In the second class are all franchises for rapid transit railways constructed upon routes at the City's expense, laid out in the manner provided in sections 4 and 5, and leased pursuant to sections 34, 34-A, 34-B or 34-F.

1. Franchises Granted Pursuant to Sections 32, 32-A and 38-A—Section 32 as it now stands is the result of amendments by chapters 472 and 606 of the Laws of 1906. This section had previously been amended by chapter 584 of the Laws of 1902 and by 519 of the Laws of 1895, both of which amendments increased the powers of the

former Board of Rapid Transit Railroad Commissioners. The section as now amended empowers the Public Service Commission, subject to the approval of the Board of Estimate and Apportionment, to grant franchises for an unlimited term, but provides that the grant shall require payment to the City of an annual rental to be fixed for a period of not more than twenty-five years from the beginning of operation, and shall provide for the readjustment of the amount of the rental from time to time at intervals not greater than twenty-five years each.

The companies to which such franchises may be granted and the purposes for which they may be used, as set forth in section 32, are as follows:

First—

Companies:

Any railroad corporation now or hereafter incorporated.

Purpose:

For the purpose of constructing and operating a tunnel railroad or railroads from an adjoining State under the North or Hudson or Harlem Rivers to a terminus within the City or under the North or Hudson River, and thence transversely across and under the surface of the Borough of Manhattan, and thence under the East River by the shortest practical route; such railroad or railroads to be connected with some trunk line railroad or railroads whose terminus or termini are in this or an adjoining State, thereby forming a continuous line for the carriage of passengers and property between a point or points without such adjoining State and a point or points within the City.

Second—

Companies:

(a) A railroad corporation owning or actually operating a trunk line railroad whose terminus or termini are within the City.

(b) A railroad corporation owning or actually operating, or required to own or actually operate by a certificate of the Board of Rapid Transit Railroad Commissioners, a railroad wholly or partly within the City, and engaged or intended to be engaged in interstate commerce in connection with a trunk line railroad, and which shall have or be required by such certificate to have, a terminus or termini in the City.

Purposes:

(a) To construct and operate a railroad or railroads from such terminus or termini by the shortest practical route to and under or over the East River or the North or Hudson River or the Harlem River to any point in this or an adjoining State.

(b) To connect such terminus or termini with the railroad or terminus of any other such railroad or trunk line railroad in this State.

(c) To straighten or improve the grade or alignment of any such railroad.

(d) To directly connect any points thereon.

This section apparently applies only to railroads which are to be built either above or under the surface of the streets. The section authorizes the Commissioners:

A. To fix and determine the route or routes by which any such railroad corporation may so establish and construct or extend its lines into or within the City, and may authorize such railroad corporation to construct and operate any such railroad or connecting railroad *under* any streets, avenues, etc.

B. To authorize any such railroad or connecting railroad which is or which may be required to be by the terms of a certificate received from the Board of Rapid Transit Railroad Commissioners to be operated or used as a part of an interstate trunk line, to construct and operate the same *over and across* any such streets, avenues, etc., but *not over and lengthwise* of any streets, avenues, etc.

Section 32A was added to the Rapid Transit Law by chapter 472 of the Laws of 1906, and authorizes the Public Service Commission, subject to the approval of the Board of Estimate and Apportionment, to grant certain franchises for limited terms, the conditions of which must require the company receiving the same to pay to the City an annual rental. The term of the franchise must not exceed in any case twenty-five years, and if the privilege of renewal is granted, there must be a readjustment of compensation at least once every ten years thereafter, but the aggregate of the renewal terms shall not exceed twenty years.

The companies to which franchises, pursuant to section 32A, may be granted and the purposes for which they may be used are as follows:

Companies:

Any person, firm or corporation owning, leasing, constructing or actually operating a railroad wholly or in part within the limits of the City, and any person, firm or corporation constructing or operating a railroad or railroads constructed or contracted for pursuant to section 34.

Purposes:

(a) To connect with other railways or the stations thereof or with ferries or to extend his or its lines within the city upon a route or routes fixed by the Commission.

(b) To lay an additional track or tracks on, above, under or contiguous to a portion or the whole of the route or routes of his or its railway or railways within such city, and to acquire terminal or other facilities necessary for the accommodation of the travelling public on any street or place except the place known as Battery Park on which such railway shall be located.

(c) To lay his or its tracks and operate his or its railway to any terminal or terminals within the said city, and to transport over the same passengers or freight or both, and run over the same either passenger trains or freight trains or mixed trains.

Prior to the addition of section 32A of chapter 472 of the Laws of 1906, there was a provision in the Rapid Transit Law known as section 65, which provided that no railroad should be constructed or operated upon the surface of any street, avenue or highway pursuant to the Rapid Transit Law, with the exception of bridges and viaducts or any street, avenue or highway approach thereto. This section was repealed by chapter 472 of the Laws of 1906, which added section 32A to the law, and it can be seen that the provisions of 32A might be construed as applying to railroads or railways constructed upon the surface of streets and avenues of the City.

Section 38A of the Rapid Transit Law, as added by chapter 102 of the Laws of 1892 and amended by chapter 519 of the Laws of 1895, applies to companies incorporated for the purpose of constructing, maintaining or operating a bridge or bridges connecting a city of more than one million inhabitants with any other city in the State, by the act of incorporation of which companies authority shall have been conferred, or intended to be conferred, to construct, maintain and operate as a part or in connection with its bridge an approach or approaches thereto, extending generally in an easterly and westerly direction and empowers the board of directors of such companies to determine in lieu of the approach or approaches to build, maintain and operate an elevated railway not exceeding three miles in length, the route of which shall coincide with the route of the approach or approaches. If so determined the board of directors shall adopt a general plan with regard to the same, and upon approval of the said plan by the Common Council or other local authority of the City the bridge company shall be entitled to construct the road, it being given all the powers of corporations formed under the Rapid Transit Law. No limitation is placed upon the term of any consent so given.

II. Railroads for which routes are fixed, pursuant to sections 4 and 5, and leased pursuant to sections 34, 34A and 34B of the Rapid Transit Law, and railroads purchased by the City and leased to operating companies, pursuant to section 34F.

Section 34, as amended by chapter 472 of the Laws of 1906, and sections 34A and 34B, as added by the same law, authorizes the Public Service Commission to contract for the construction, equipment, maintenance and operation of railways to be constructed at the expense of the City.

Section 34 authorizes the Commission to contract with any person, firm or corporation for the construction of such railroad either in sections or as a whole and at the expense of the City. The Commission may include in such contract provision for equipment of the entire road or any portion thereof, or it may contract for such equipment separately, the cost of such equipment to be borne by the City.

Section 34A authorizes the Board to contract with any company for the furnishing at its own expense of the equipment or any part thereof, not provided for pursuant to section 34, and for the maintenance and operation of the railroad.

Section 34B authorizes the Commission, in such cases where the equipment is furnished at the expense of the City, to contract with any company for the maintenance and operation of such railroad at the expense of the contractor.

The duration of such contracts is specified, being limited in the case of the contract for equipment, maintenance and operation (under section 34A) to twenty years, but may provide for a renewal or renewals not exceeding in the aggregate twenty years, and in the case of the contract for maintenance and operation only (under section 34B) to ten years, but may provide for a renewal or renewals not exceeding in the aggregate ten years.

Section 34F, as added by chapter 472 of the Laws of 1908, authorizes the Commission, with the approval of the Board of Estimate and Apportionment, to purchase any line or lines of railway already constructed or in process of construction of the character which might be constructed as a rapid transit railway or railways under the provisions of the Rapid Transit Act, which, in the opinion of the Commission, it is for the interest of the public and the City to acquire for rapid transit purposes. On purchasing any such railway the Commission, with the approval of the Board of Estimate and Apportionment, may enter into a contract with any person, firm or corporation for the equipment of such railway at the cost and expense of the party contracting, and for the maintenance and operation of the same for a term of years not exceeding twenty-five, with a covenant for *one renewal* of not to exceed twenty-five years.

#### APPLICATION OF CHARTER PROVISIONS.

It will be seen from the foregoing that although the Rapid Transit Law provides for the granting of franchises for tunnel railroads, the character of such tunnel railroads is specified, and it would, therefore, seem that the tunnel railroads mentioned in the Charter are all other railroads of that character which are not so specified, and may include railroads constructed upon private property, except where they cross under streets. The provision in section 73 limiting the term of grant for general public utilities to twenty-five years, with the privilege of renewal for a further term or terms not exceeding in the aggregate twenty-five years, applies undoubtedly to franchises to street surface railway companies, gas companies, electric light companies, telephone companies, telegraph companies, or any other companies which may petition for a franchise not specified in the Rapid Transit Law.

#### SUMMARY OF TERMS OF GRANTS WHICH MAY BE MADE BY THE DIFFERENT LAWS.

From the foregoing it is seen that the terms of grants which may be made by the Board of Estimate and Apportionment, pursuant to the Charter, and by the Public Service Commission, pursuant to the Rapid Transit Law, are as follows:

#### City Charter.

	Original Grant.	Renewal Terms.	Aggregate of Renewal Terms.	Total Term of Grant.
Street railways, gas, electric light, telephone, etc. ....	Not exceeding 25 years	Not exceeding 25 years	Not exceeding 25 years	Not exceeding 50 years
Tunnel railroads other than those specified in Rapid Transit Law....	Not exceeding 50 years	Not exceeding 25 years	Not exceeding 25 years	Not exceeding 75 years
Leases in cases when entire property becomes City's without cost at end of grant, as above.....	Leases may be made for 20 years, with no renewal.			
Leases in cases when City pays for property not in streets at end of grant, as above.....	Limited as are "leases of ferries and docks."			

#### Rapid Transit Law.

	Original Grant.	Renewal Terms.	Aggregate of Renewal Terms.	Total Term of Grant.
Railroads described in section 32 of the Rapid Transit Law.....	*No limit	*No limit	*No limit	*No limit
Railroads described in section 32A of the Rapid Transit Law.....	Not exceeding 25 years	Not exceeding 20 years	Not exceeding 20 years	Not exceeding 45 years
Contract for equipment, maintenance and operation, pursuant to section 34A of the Rapid Transit Law.....	Not exceeding 20 years	Not exceeding 20 years	Not exceeding 20 years	Not exceeding 40 years
Contract for maintenance and operation, pursuant to section 34B of the Rapid Transit Law.....	Not exceeding 10 years	Not exceeding 10 years	Not exceeding 10 years	Not exceeding 20 years
Railroads purchased and leased, pursuant to section 34B of the Rapid Transit Law.....	Not exceeding 25 years	Not exceeding 25 years	Not exceeding 25 years	Not exceeding 50 years
Bridge companies, pursuant to section 38A of the Rapid Transit Law.....	No limit	No limit	No limit	No limit

\* Franchise must provide for readjustment of compensation at intervals of not more than twenty-five years.

#### CITY'S EXPERIENCE IN MAKING LIMITED GRANTS.

Having thus outlined the provisions of the Charter and of the Rapid Transit Law, we can better discuss the question of term of grant as limited by those laws and the practical working of the limitations from experience in granting franchises during their existence, with a view to answering the questions in the communication from the Chairman of the New York Charter Commission.

*Street Railways, Gas, Electric Light, etc.*—The condition requiring limited franchises has now been in existence a little over ten years. During the first part of that period few franchises were applied for, partly for the reason that the companies operating in the City had prior to consolidation, acquired grants covering practically the entire territory where they thought it profitable to extend their service, and only two street surface railway franchises of any importance were granted until 1902, or four years after the enactment of the law limiting the term of franchises. Since that time, the petitions from street surface railways have been steadily increasing in number, and within the last two or three years the Board has had petitions from many street surface railways, from two gas companies, from two electric companies, from at least four telephone companies and from several other corporations applying for rights of various character, which shows that these public service corporations have become reconciled to a limited franchise not exceeding fifty years in duration.

The City has not in all cases granted rights for the maximum period fixed by the Charter. One street surface railway extension has been granted for a period of only ten years, with a renewal of ten years. Three street surface railway extensions have been passed upon favorably by the Board and are now being advertised for a final public hearing, the terms of which are each fifteen years, with the privilege of renewal in each case for a further term of twenty years, and these are for routes in suburban and sparsely populated districts. Other street surface railway rights have been granted for the maximum term fixed by the Charter.

There are many conditions which influence the decision of the company accepting a franchise for any particular period. At the termination of any grant the property in the streets reverts to the City, without cost, pursuant to section 73 of the Charter. Therefore, a sum equal to its value must be earned during the existence of the grant beside the cost of operation and maintenance, and a fair rate of interest upon the money invested. Under these circumstances, the greater the earning power of the enterprise the shorter the term which can be accepted.

The earning power would in the case of a street surface railway, for example, depend upon its location, whether it is part of a large existing system to which passengers may transfer, whether there is competition, whether the maximum traffic will be continuous throughout the whole year, and many other conditions which would not be similar in any two cases.

Beside these physical conditions, there are the conditions of the franchise to be considered. If a franchise is granted for a short period, the company will not be able to pay as high an annual rental as would be the case if a longer term were granted, and it may sometimes be more advantageous to the City to grant a franchise for a short period rather than to impose stringent terms or to receive therefrom a larger compensation.

It appears to me that the local authorities should be given some discretion in fixing the terms of these grants. It is evident that if the law fixed the maximum term of franchises at the probable minimum which companies would accept even under the most liberal conditions, then the City would not have this latitude in dealing with the various companies and might thus be placed at a disadvantage. I am inclined to believe that the provision of the Charter which now exists limiting such franchises to a term of twenty-five years, with a renewal of twenty-five years as the maximum, needs no modification, since the City has shown by grants made in the past that its attitude is not to grant franchises for the maximum period prescribed by the Charter, but rather for terms which seem to be most advantageous to the City and acceptable by the company.

*Trunk Line Connections and Tunnel Railroads*—As I understand the law, section 32 of the Rapid Transit Act refers in all cases to railroads which are to be operated in conjunction with trunk line railroads, whose rights are not specifically limited in time, and including tunnel railroads underneath the bordering rivers of the city, which are of very expensive construction.

The Rapid Transit Commission has granted several franchises for indeterminate periods, but providing for readjustment of compensation each twenty-five years, among which might be cited the franchise to the Pennsylvania, New York and Long Island Railroad Company, for the right to construct a tunnel under the North and East Rivers, and under and across the Borough of Manhattan, and the franchises pursuant to which the Hudson and Manhattan Railroad Company is in part operating and in part still constructing tunnels under the North River.

By the Pennsylvania, New York and Long Island Railroad Company's tunnel it is proposed to connect by electrical operation the steam railroad system of the Long Island Railroad Company on Long Island with that of the Pennsylvania Railroad Company, which terminates at the North River on the New Jersey shore, thus joining two great railroad systems. The expense of construction is enormous, and at the time the company applied for a franchise it refused to accept anything but a franchise having an unlimited term. Such a railroad or tunnel could not be used to advantage by the City should it ever come into its possession without acquiring some of its connecting railroads for the reason that it terminates at one end in the centre of the North River. This is also true of the Hudson and Manhattan Railroad Company's tunnels.

Another example of a franchise for a trunk line connection which has been granted by the Board of Rapid Transit Railroad Commissioners for a indefinite period is that of the New York Connecting Railroad Company. This railroad was designed as a connection between the New York, New Haven and Hartford Railroad at the Harlem River with a railroad owned and operated by the Long Island Railroad Company in the Borough of Brooklyn to be used for the transportation of freight principally. It is to be constructed upon private right of way, except where it crosses streets either above or below the grade thereof. Freight may be sent over these two railroads between the New York, New Haven and Hartford Railroad on the Harlem River, in the Borough of The Bronx, and the foot of Sixty-fifth street, in the Borough of Brooklyn, and ferried across the New York Bay to the Pennsylvania Railroad Company's terminal upon the New Jersey shore. Freight transported over this railroad will, therefore, be in a large part interstate traffic between the Pennsylvania Railroad, the New York, New Haven and Hartford Railroad and the Long Island Railroad.

It is evident that no company could afford to build such a railroad, involving as it does the erection of a large bridge across the East River, and very expensive construction throughout its entire length, under a franchise limited to any term specified by either the Rapid Transit Law or the New York Charter, for any other type of railroad, the longest of which is 75 years.

The law permitting the Board of Rapid Transit Railroad Commissioners to grant franchises similar to that which was granted to the Pennsylvania, New York and Long Island Railroad, was passed as an amendment to section 32 of the Rapid Transit Law, by chapter 584 of the Laws of 1902. It was first proposed to give this authority to the City by an amendment to the City Charter. A bill was prepared, passed by the Legislature and forwarded to the Mayor for his acceptance on behalf of the City. In returning the bill, a memorandum was prepared by Mayor Low bearing date of March 24, 1902, and was forwarded to the Governor, a part of which I quote as admirably expressing the reason why a longer term of franchise is required for an enterprise of this character. A portion of the memorandum referred to is as follows:

"No one in this community is more averse to a perpetual franchise than am I, but candor compels me to recognize that there is a vital distinction to be drawn between such a franchise as the Pennsylvania Railroad desires and that, for example, of the Rapid Transit subway. If, at the end of the period for which the latter franchise is granted, the City decides to operate the railroad itself, the City takes the entire railroad. In the case of the Pennsylvania Railroad tunnel, on the other hand, were the City to assume it at the end of a limited franchise, the City would acquire what would be of comparatively little value without the outside railroad systems connecting therewith; while the railroad would lose what would be vital to it after its business had been adjusted for fifty or seventy-five years to the use of such facilities."

Section 32 of the Rapid Transit Law *does not require grants to be made in perpetuity*, but leaves the term to the discretion of the Public Service Commission, the only safeguard being the condition which requires the readjustment of compensation at intervals not exceeding twenty-five years, which enables the fixing of compensation commensurate with future values which cannot be reckoned at the time the franchise is originally granted. Personally, I believe a term for any period whatever is preferable to one which has no fixed limit. This seems also to have been the opinion of the Charter Commission of 1897, in recommending that the rights of the City in and to its streets be declared inalienable. This recommendation was adopted by the Legislature and is expressed in section 71 of the Charter, as follows:

"The rights of the City in and to its water-front, ferries, wharf property, land under water, public landings, wharves, docks, streets, avenues, parks and all other public places are hereby declared to be inalienable."

This section of the Charter does not appear to have been expressly limited or repealed by any provision of the Rapid Transit Law, and I presume, therefore, it applies to the same in so far as any action taken by the Public Service Commission under its provisions affects the streets of the City. If such is the case, it appears to be contrary to section 71 of the Charter to make any grant pursuant to section 32 of the Rapid Transit Law, which is unlimited, and apparently perpetual in its terms, for the reason that such grant would in effect be an alienation of the rights of the City in and to its streets, avenues, public places, etc.

Unquestionably, as has been intimated in the foregoing, most grants which are described in section 32 of the Rapid Transit Law should be made for a period greater than any limits prescribed by the Charter or by the Rapid Transit Law for grants of any other character. But it would seem that some maximum limit could be established for such grants within which the companies applying for such rights can afford to accept a franchise which would preserve to future generations their rights in and to the streets of the City. It appears to me that the maximum period of two hundred years, or ten generations, is sufficient for the companies to earn the original cost of the railroad, and obtain a reasonable profit on the money invested, and while the railroads to be constructed under grants pursuant to this section will be only used as connections between systems of railroads having franchises unlimited as to time, and may in some instances form an integral part of such railroads, yet no serious objection can be raised against the placing of a limitation on a right of this character if the City can take over the property in the streets and lease the same. The mere fact that the property would become the City's raises no obstacle to a grant for a definite number of years. While I do not mean to say that two hundred years is the maximum period for which all grants under this section should be made, yet it appears to me that this maximum period is not unreasonable, and is a limit within which the Public Service Commission has an opportunity to use broad discretion.

The tunnel railroads referred to in section 73 of the Charter apparently are such tunnel railroads as are to be operated entirely independent from any existing railroad, and not on a route laid out by the Public Service Commission. The Board of Estimate and Apportionment has never received an application for a franchise of this character, which may be owing to the fact that there exists some doubt as to what railroads are referred to, or that the term of grant, viz., fifty years, with the privilege

of renewal for twenty-five years, is too short, in view of the expense necessary for the construction of a railroad of this character. In revising this section, the type of railroad referred to should be more clearly defined.

Owing to the apparent impossibility of contracting for the construction and operation of railroads built at the expense of the City under the present provisions of the Rapid Transit Law, I am recommending herein that the provision fixing the maximum term of leases for such railroads be increased to fifty years, with the privilege of renewal for twenty-five years, which was the maximum term originally fixed by the law. It is deemed to be only just that if the City should lease a railroad constructed by it for such a term, it should grant the privilege to any company which will construct and operate the tunnel railroad at its own expense for a period somewhat greater than in such before mentioned case. It is suggested, therefore, that the maximum term of grants for tunnel railroads referred to in section 73 of the Charter be fixed for fifty years, with the privilege of two renewals of twenty-five years each.

*Railroads Referred to by Section 32A of the Rapid Transit Law*—The last sentence of this section reads:

"The provisions of this section shall apply to any railroad or railroads constructed, constructing, or contracted for under the provisions of section 34 of this act, and to any person, firm or corporation constructing or operating such railroad or railroads."

If this sentence can be considered as limiting the application of this section to such railroads only, it would remove many objections that could be urged against the same, but it appears to me that instead of limiting, it merely extends its application to the class of railroads referred to in section 34, viz., railroads built at the expense of the City. The section itself refers to any and all railroads, and the person, firm or corporation owning, leasing, constructing or operating the same, including railroads on the surface of the streets. This would seem to be borne out by the fact that there is now an application before the Public Service Commission for the privilege of constructing a railroad upon the surface of Atlantic avenue, which petition was made pursuant to this section.

The Rapid Transit Law, as originally drawn, was intended to provide for the construction and operation of rapid transit railroads only, as is apparent from the title of the act (chapter 4, Laws of 1891), and was not intended in any way to provide for the granting of franchises for other classes of railroads which had been provided for by the City Charter. The law has been amended from time to time, as has already been noted, adding to the powers of the former Board of Rapid Transit Railroad Commissioners, and section 32a, which was added by amendment of 1906, seems to give the Public Service Commission the rather broad powers just referred to. It may be considered doubtful whether, in view of the title of the act, the addition of section 32a, referring as it does to all classes of railroads and railways, including those for which franchises may be granted under the Charter, was authorized as being within the meaning of the title of the act, and it would seem that if it were not so authorized, this section should either be repealed or redrawn so as to properly define and limit the powers of the Public Service Commission thereunder. As it at present stands, there can be no doubt that a company applying for a grant of the character referred to therein, might apply for and obtain such right from the Board of Estimate and Apportionment under the Charter, as well as by application to the Public Service Commission. It being apparently intended by section 242 of the Greater New York Charter to vest the Board of Estimate and Apportionment with exclusive authority to grant franchises, except so far as such authority was vested in the Public Service Commission, it would seem that it was not the general legislative intention to give to the Board of Estimate and Apportionment and the Public Service Commission concurrent authority over any subject referred to in the Rapid Transit Law, or the Charter, and that any provision in either of such acts which would result in the granting of such concurrent authority is not within the general intention of those laws.

The limitation as to period of duration of the original grant of franchises granted pursuant to this section is the same as that prescribed in the Charter for street surface railways, but the limitation as to the aggregate of the renewal terms is five years less than that fixed by the Charter.

I cannot recommend any change in the limitations fixed by this section, unless the franchises to which the section applies are more definitely described. If, however, it is amended to apply only to steam railroads, or railroads upon which may be operated trains in connection with existing steam railroads in the City, I am not sure that the term of grant provided gives to the Public Service Commission sufficient latitude to deal with that class of franchises. If this section applies only to the latter class mentioned, it should also provide that no such railroad shall be constructed upon the surface of any street.

*Rapid Transit Railroads Constructed by the City*—The Rapid Transit Act limits leases of railroads constructed by the City to twenty years, with the privilege of renewal for twenty years, where the lessee equips the railroad, and for ten years with the privilege of renewal for ten years, where the City equips the railroad.

The existing rapid transit railroad was constructed, and is now operated under two separate contracts. The first contract was for the portion north of the City Hall, and its duration is for a period of fifty years, with the privilege of renewal for twenty-five years. It was generally understood that the City paid to the contractor a sum equal to the entire cost of the railroad with a reasonable profit thereon.

The second contract was for an extension to the railroad constructed under the first contract running from the City Hall to the intersection of Atlantic and Flatbush avenues, in the Borough of Brooklyn, although it could have been constructed and operated as an independent line, and contained conditions very much more advantageous to the City, the term being only thirty-five years with the privilege of a renewal for twenty-five years, and it was reported that the sum required to be paid by the City under the contract was only about twenty-five per cent. of the estimated cost of the road, the contractor and lessee furnishing seventy-five per cent. of the cost of construction and the entire equipment. No advertising in stations is permitted, and the lessee, under the proposal submitted by it for this contract, must carry passengers without additional fare from any portion on the railroad constructed under the first contract to any portion on the extension.

At the time both of these contracts were made, the law fixed the maximum original term at fifty years, with a renewal for twenty-five years, so it will be seen that the Board of Rapid Transit Railroad Commissioners took advantage of the conditions as they existed at the time the second contract was made to secure better terms for the City by making the conditions of the contract more stringent and the term of the contract for a shorter period.

I have never seen a positive statement from any official source of the profits from the operation of the existing Rapid Transit Railroad. It seems to be fairly well established, however, that before the railroad was constructed all interests in the first contract with the City for construction, equipment and operation was assigned to the Interborough Rapid Transit Company for a sum equal to at least \$2,500,000. This is the sum indicated by the minutes of the Board of Directors of the Interborough Rapid Transit Company, but in the report of the Company to the former State Board of Railroad Commissioners for the year ending June 30, 1906, it is stated that the cost of the lease, presumably meaning both contracts, is \$2,757,781.25, and in the reports of the Company to the Comptroller of the City for the years ending October 31, 1905, and October 31, 1906, in which is a statement of the capital of the Company invested in the Manhattan and Bronx Divisions (Contract No. 1), there appears an item: "Capital stock issued to acquire lease of subway and all interests therein, \$12,100,000."

The reports to the Comptroller, above referred to, contain, besides a statement of the capital invested by the Company in the Manhattan and The Bronx Division, a statement of gross receipts, operating expenses and interest on City bonds paid by the Company, pursuant to the contract. These reports are sworn to by the Treasurer of the Company.

The report for the year ending October 31, 1907, shows the net earnings, being the difference between the gross receipts and operating expenses, to be \$4,530,993.56; the interest on City bonds \$1,482,240.47, leaving a balance of \$3,048,753.09. From this balance there should be deducted the sum of \$426,439.30, which was the amount paid to the City during that year as sinking fund upon the bonds issued by the City, and required to be paid to the City under the contract. This leaves a balance of \$2,622,313.79, which would appear to be the amount earned upon the investment of the Company. The report states that the capital invested, excluding the capital stock issued to acquire the lease, consists of two items, namely, cost of real estate and expenditures for subway equipment, and amounts to \$25,367,322. The amount appeared to be earned is equal to about 10.3 per cent. of the capital invested by the Company, exclusive of the cost of the lease. Corresponding figures for the two previous years seem to indicate that the railroad earned about 7.6 per cent. in 1906, and about 3.9 per cent. in 1905. One reason for the yearly increase in earnings during the three years for which

the data is given is that the entire railroad was not open to traffic until the year 1906, but it is safe to say that the traffic, and therefore the gross earnings, are constantly increasing, and probably will continue to increase for some time. If these conclusions are correct it would seem that the existing Rapid Transit Railroad is earning a fair revenue upon the capital actually invested.

Immediately after the letting of the contract for the Manhattan-Brooklyn line, known as Contract No. 2, an agitation was started against the limitations in the then existing law, it being claimed that its provisions were too liberal. The result was that the Rapid Transit Law was amended in 1906 by fixing the limitations as they now exist. This same act added section 34E, permitting the Board of Rapid Transit Railroad Commissioners to offer alternate propositions—that is, to receive bids for construction, equipment or operation combined or separately.

The Board then proceeded, under the restrictions of the new law, to draw up contracts for a longitudinal route in the Boroughs of Manhattan and The Bronx, which would form a complete route independent of the existing railroad, but so divided the same into separate contracts and provided for such connection with the existing railroad as to form extensions to that road both north and south of Forty-second street. In other words, the new contracts, taken in connection with the existing railroad, would have formed two separate and distinct lines, one on the east and the other on the west side of the City. But it was not alone the restrictions of the new law that the Board incorporated in the contracts, but after a careful study of the working out of the original contract, and the experience gained therefrom, it was the opinion of the Board that the plans and contracts for future railroads and the liability of the contractors should be materially modified. In consequence the following conditions were inserted in the proposed contract, which were not included in the former contracts, though such conditions were not required by law:

(a) Cut and cover work generally prohibited, all work to be done without interruption of street traffic.

(b) Contractor to pay interest and 1 per cent. sinking fund upon bonds issued to acquire easements upon private property.

(c) Increase in size of tunnel to permit standard size of railroad cars.

(d) Purchase of private property for station entrances instead of building same under and upon the sidewalks at street corners.

(e) Increased liability of contractor for damages to persons and property, the provision of the original contract having been found insufficient to protect the City.

(f) Double-deck railway in various streets.

(g) Power reserved to City to require from time to time alterations or changes in construction and equipment as may be required for efficient public service during the term of the lease.

It will be observed that each of the above conditions would add materially to the cost of the railroad, and as City bonds were bearing a much higher rate of interest at the time, the interest charges would have been greatly increased.

This was the situation which the former Board of Rapid Transit Railroad Commissioners faced when it advertised the contracts in the spring of 1907, and announced that bids would be received on April 25, with the result that no bids were received.

The Interborough Rapid Transit Company, which now holds the lease for the existing rapid transit railroad, was expected to be a bidder upon some of the routes, but instead of submitting a bid the President of that company presented a letter on behalf of the Company, together with a report of its engineers, in which it was stated that the Company could not be a bidder, giving the reasons therefor.

The reasons given were not based solely upon the new limitation as to the term of grant, but upon that taken in connection with the increased cost and additional liability, which made the proposition most uninviting and, in the opinion of the Interborough Company, one impossible to finance within the new time limit.

Whether or not bidders can be obtained for the construction and operation of rapid transit railroads does not depend entirely upon the length of the term of the grant or lease, although this is an important factor. The letter to the former Board of Rapid Transit Railroad Commissioners just referred to bears me out in this. The location of the route, method of construction, dimensions of the tunnel, the conditions of the money market and other conditions all have a bearing upon the cost of the railroad and influence the contractors, as well as the condition fixing the term of grant.

I am forced to the conclusion, in view of the facts, that the passage of the law shortening the term limit was a great detriment to the securing of additional rapid transit railroads, and that the discretionary power for a term up to fifty years formerly in the Board of Rapid Transit Railroad Commissioners had, as has been shown in the case of the contract and lease for the Brooklyn extension, been wisely used and should have been retained. If the former law had been in force when bids were requested on April 25, 1907, it is probable that such request would have been productive of better results.

A commission being intrusted by the State with the authority to make such contracts should be governed by a law liberal enough to allow that Commission to take advantage of any conditions that may exist at the time when the contract is made. It has been proven by the attempt of the former Board of Rapid Transit Railroad Commissioners to obtain bids for the construction of a rapid transit railroad, that the present law is not liberal enough in its provisions, and I believe it should be amended to allow the fixing of greater maximum periods than are now authorized, leaving it with the Commission to obtain the best terms possible for future contracts within such limits.

Whether or not contracts requiring the contractor to furnish equipment at his own expense should be entered into for fifty years with a renewal for twenty-five years, which was the original limit fixed by law, I have not sufficient data at hand to determine, but even if this limit were restored in the law it need not necessarily work a hardship on the City, as the Commission may take advantage of existing conditions, and has under the law ample facilities to inquire into the operation of existing companies, and thereby obtain data upon which to determine what is a reasonable term for future contracts within such limit.

The Public Service Commission or the Board of Rapid Transit Railroad Commissioners have never had occasion to make a contract for the operation of a rapid transit railroad constructed and equipped at the expense of the City, and in consequence no test has been made to determine whether the maximum term for such leases as fixed by the Rapid Transit Law is sufficient. However, the Rapid Transit Law requires that such contractor shall pay to the City a sum equal to the interest and one per cent. sinking fund upon the bonds issued by the City to pay for the cost of construction and equipment, so that the fixed charges of the contractor would be practically the same as though the contract required purchase of the equipment at the expense of the lessee, and in consequence it appears that the condition limiting the term of such leases to ten years with a renewal of ten years might not in all cases be sufficient to insure the letting of such contracts upon terms advantageous to the City. I would, therefore, suggest that the law be amended increasing the number of renewal terms so as to allow beside the original term of ten years two renewals of ten years each.

*Property Reverting to or Purchased by the City at the End of the Term, Pursuant to a Condition of Franchises Granted Under Section 73 of the Charter*—No grants made by the City which contain a provision that the property within the streets together with the plant and appurtenances not in the streets shall revert to the City without cost, or that the plant and appurtenances of the company not in the streets may be purchased by the City at the expiration of the grant, have yet expired and, therefore, there has been no occasion to lease such property pursuant to this section of the Charter. However, several franchises have been granted with this condition, which will require the City to take over the property at the end of the grant, and as I have previously stated, the Charter provides two different methods of leasing said property in the event it is not operated by the City. The section authorizes the leasing of property acquired entirely without cost to the City for twenty years, and when the plant and appurtenances not within the street are to be paid for by the City the property may be leased "for limited periods in the same or similar manner as it leases the ferries and docks."

Reference to the provisions of the Charter relating to leases of ferries and docks shows that the terms of such leases, as specified therein, are for different periods, and it would seem proper, in order to make this provision more specific, that it should be amended fixing a definite period for such leases. In view of the fact that the term for leases of the property, where the property within the streets and the plant and appurtenances becomes the City's without cost, is fixed at twenty years, it would seem just, if the City purchases part of such property, that the leases should be made upon

more advantageous terms, and for that reason I would suggest that the term be fixed at ten years with the privilege of renewal for a further term of ten years upon readjustment of rental.

#### Bridges Under Section 38A of Rapid Transit Law.

This provision plainly applies to bridges over the East River, between the former City of New York and the former cities of Brooklyn and Long Island City, and as such cities were consolidated on January 1, 1898, it no longer appears to be of any force, as it only applies to "a bridge or bridges connecting a city of more than one million inhabitants with any other city in this state" and running generally in an easterly and westerly direction, and the consolidation of the cities mentioned leaves no other "City in this State" with which a "city of more than one million inhabitants" can be connected by a bridge running generally in an easterly and westerly direction. At and since the time the act inserting this section into the Rapid Transit Law was passed, there were but two companies which had the right to build bridges over the East River; the East River Bridge Company, incorporated by chapter 101 of the Laws of 1892, and the New York and Long Island Bridge Company, incorporated by chapter 395 of the Laws of 1897. The Court of Appeals, in the matter of New York and Long Island Bridge Company against Lenox, 148 N. Y., 540, held that this section did not apply to such bridge company, as it had authority under the acts giving it its charter to construct a railroad on its bridge. This decision, therefore, apparently limited the application of the section to the East River Bridge Company. By chapter 789 of the Laws of 1895, certain commissioners were appointed to provide for the construction, at the expense of the Cities of New York and Brooklyn, of what is now known as the Williamsburg Bridge. By this act, the Commissioners were, in general terms, given authority to acquire by purchase the charter of the East River Bridge Company. The charter was subsequently purchased, thus removing the only company to which section 38A of the Rapid Transit Law could apply.

It would seem, therefore, that such section has become obsolete, and that its repeal would be desirable. If, however, the same should not be repealed, some limitation should be placed upon the term of grant therein provided for, in order that the provisions of such section may be in accord with the general policy, as to terms of grants, appearing in the Charter and the Rapid Transit Law.

#### OTHER AMENDMENTS SUGGESTED.

Before closing, there are three suggestions which I wish to make in regard to the redrafting of those sections of the Charter which relate to the granting of privileges in the streets of the City, but which have no bearing upon the term of grant, and are not touched upon by the letter of the Chairman of the Charter Commission.

The first is in reference to the provision of section 73 referring to the reversion of the property at the end of the term of the franchise. This provision, as it now stands, is as follows:

"At the termination of any franchise or right granted by the Board of Estimate and Apportionment all the rights or property of the grantee in the streets, avenues, waters, rivers, parkways and highways shall cease without compensation. Every such grant of a franchise and every contract made by the City in pursuance thereof may provide that upon the termination of the franchise or right granted by the Board of Estimate and Apportionment the plant of the grantee, with its appurtenances, shall thereupon be and become the property of the City without further or other compensation to the grantee; or such grant and contract may provide that upon such termination there shall be a fair valuation of the plant which shall be and become the property of the City on the termination of the contract, on paying the grantee such valuation."

In my opinion, the section was intended to provide that all rights of property of the grantee in the streets shall cease at the expiration of the grant, and therefore belong to the City, and that the City may reserve, by the terms of the franchise, the option to purchase the plant of the Company not within the streets. This is the interpretation which has been put upon this section by this Division, and nearly all franchises which have been granted by the Board of Estimate and Apportionment pursuant to this section have contained conditions to that effect.

Section 32A of the Rapid Transit Law provides, in unmistakable terms, that the property of the Company within the streets, together with its plant and appurtenances, shall become the City's, without cost, and that the franchise may provide that the rolling stock, and other movable equipment, may be purchased by the City at the expiration of the grant. The provision referred to, which is worded somewhat similar to section 73 of the Charter, reads as follows:

"Every such certificate granting any franchise, right or authority as aforesaid shall provide that upon the termination thereof all the rights of property of the grantee in the streets, avenues, parkways, highways and public places shall cease and determine without compensation, and shall further provide that upon such termination of such franchise, right or authority the plant and structure, together with the appurtenances thereto, of the grantee constructed pursuant to such certificate, except rolling stock and other movable equipment, shall become the property of the city without further or other compensation to the grantee; but such certificate may provide that upon such termination there shall be a fair valuation of the rolling stock and other movable equipment, which shall be and become the property of the city on the termination of the grant on paying the grantee such valuation."

The Corporation Counsel has rendered an opinion to the Board upon the meaning of this provision as contained in section 73 of the Charter, and has stated that although the question is not entirely free from doubt, it is his opinion that the interpretation as outlined above is correct. If this interpretation is correct it should be more clear and apparent.

The second suggestion is in regard to the provision of section 73 of the Charter requiring the Company receiving a tunnel franchise pursuant to that section to pay to the City at least 3 per cent. of the net profits derived from the use of any such tunnel, after there shall have first been retained by such Company from such net profits, a sum equal to 5 per cent. upon the sum expended to construct such tunnel. I do not think it good policy to fix compensation for franchise privileges upon the basis of percentage of net profits without defining specifically what amount shall be deducted from the gross receipts in order to obtain the amount of the net profits. Even if such deductions were defined there is still the opportunity for the Company to report the amounts so defined in such a way that the net profits would be very little.

Two companies are operating within the City pursuant to franchises which fix the compensation to the City on the basis of net profit above a net profit of 10 per cent. upon the actual cost of the property. These companies have been in operation for over fifteen years, and no compensation whatever has been paid to the City. The City has brought suit against each company for an accounting to ascertain the cost of the plants constructed, and the net profit earned upon such cost. It is generally understood, and the City is attempting to prove that charges were made against the cost of construction, and capital was issued against such charges, which properly belonged to other accounts, and that these companies made such charges in order that the net earnings will appear to be less than 10 per cent. The expense of such suits to the City has been considerable, and no determination has yet been reached. It appears, therefore, that the City's experience with companies operating pursuant to franchises requiring payment of compensation based upon net receipts has not been such as to encourage further grants of that character.

The Railroad Law fixes compensation for street railway privileges upon the basis of percentages of gross receipts, and this basis has been used in fixing the compensation for all franchises which have been granted by the City in recent years, where it was possible to do so. This would seem to be the better course, and I would recommend that in the amendment of this section the compensation be fixed upon the basis of a percentage of gross receipts.

The third suggestion relates to the granting of what are known as revocable consents. Under section 242 of the Charter the Board of Estimate and Apportionment attempted to grant a right to construct a spur track from the existing track in Thirty-fourth street across the sidewalk to private property occupied by R. H. Macy & Co. Adjoining property owners attacked the right of the Board to make such a grant, and the Court of Appeals, in Hatfield vs. Straus, 189 N. Y., 208, held that under section 242 of the Charter no such right was vested in the Board. In consequence, it would appear desirable that section 242 should be amended so as to expressly give the power to the Board to make such grants, and for this purpose an amendment was drafted by this Division and submitted to the Chief Engineer on April 7, 1908; this was presented to the Board at its meeting held on April 10, 1908,

and a resolution adopted referring it to the Corporation Counsel, and requesting him to secure its introduction at the last session of the Legislature and to use his best efforts to secure its passage. It appears, however, that it failed of passage owing to the fact that it was not introduced in time to allow proper consideration of its provisions. It is therefore recommended that this be called to the attention of the New York Charter Commission, with a recommendation that section 242 be amended in that respect. For the amendment proposed by this Division reference can be made to the minutes of the Board of Estimate and Apportionment of April 10, 1908, page 1281.

#### SUMMARY OF CONCLUSIONS.

The conclusions which I have drawn from the foregoing statement of facts lead me to present for the consideration of the Board the following answers to the questions of the Chairman of the New York Charter Commission:

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

Answer—Yes. Authority, however, should be vested in the Public Service Commission to issue certificates, subject to the approval of the Board of Estimate and Apportionment, to railroads described in section 32 of the Rapid Transit Act for a longer term than that now specified in either the Rapid Transit Law or the City Charter.

In view of the fact that such railroads will be used merely as connections between trunk line railroads, whose franchises do not appear to be limited as to time, there are sufficient grounds for the granting of a long term franchise. The term should in any event be sufficient to enable the companies to see their way clear to finance the proposition in providing for a sinking fund to cover the cost of the road, together with operating charges and a fair rate of interest on the money actually invested. As there may be a decided difference of opinion as to what can or cannot be financed, the term should be sufficiently long to permit of a fair latitude to the Public Service Commission to fix terms and conditions as the circumstances may at the time require, taking into consideration the purpose for which the railroad is to be used.

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

Answer—Yes; in some cases.

#### As to Section 73 of the Charter.

First—  
(a) The tunnel railroads referred to should be more definitely defined, so as not to conflict with those specifically defined in the Rapid Transit Law, and terms of grant increased from fifty years original term and one renewal of twenty-five years to fifty years original term with two renewal terms not exceeding twenty-five years each.

(b) The provision as to compensation should be changed from the basis of percentage of the net receipts to the basis of percentage of the gross receipts.

Second—The provision in regard to the terms of grants to general utility corporations appears to be satisfactory, and, therefore, needs no change.

Third—

(a) The provision in regard to leases of the property in the street and plant and appurtenances where the same reverts to the City without compensation at the end of the grant does not appear to need any change.

(b) The provision in regard to leases of property where the same in the streets reverts to the City without cost and the plant and appurtenances are purchased by the City at the end of grant should be made more definite, and the maximum term of such leases fixed at ten years original term with one ten-year renewal.

Fourth—The provision in regard to the property in the streets reverting to the City without cost and the purchasing of the plant and appurtenances not within the streets should be made more clear.

#### As to Section 242 of the Charter.

This section should be amended so as to authorize the Board to grant what are known as revocable consents for periods not exceeding ten years.

#### As to Section 32 of the Rapid Transit Law.

The provision which apparently gives permission to grant franchises in perpetuity should be repealed, and authority be given to the Public Service Commission, as successor to the former Board of Rapid Transit Railroad Commissioners, upon approval of the Board of Estimate and Apportionment, to make the grant described in this section for a term not exceeding two hundred years, with provision for readjustment of compensation at intervals not exceeding twenty-five years each.

#### As to Section 32A of the Rapid Transit Law.

First—This section should be redrawn so as to remove the apparent conflicting authority of the Public Service Commission and the Board of Estimate and Apportionment in this section and sections 73 and 242 of the Charter.

Second—If this section is redrawn to apply only to what are commonly known as rapid transit railroads then it should also provide that such railroads shall not be constructed upon the surface of any street.

Third—If the section should be redrawn to apply to rapid transit railroads which shall be constructed above or below the surface of the streets, then it appears that the maximum term of grant prescribed is not sufficient, and should be increased in order to give the Public Service Commission sufficient discretion in fixing the term of grant for such franchises.

#### As to Sections 34, 34A and 34B of the Rapid Transit Law.

First—The provision which limits the term of contract for the construction, equipment and operation, where the contractor furnishes the equipment at his expense, to twenty years with a renewal of twenty years should be changed to give the Public Service Commission the privilege of fixing such limits within a period of fifty years original term and one twenty-five-year renewal term.

Second—The provision in regard to the maximum term of lease of rapid transit railroads constructed and equipped at the expense of the City should be changed from the maximum of ten-year original term with one ten-year renewal, to give the Public Service Commission the discretion in fixing such terms within a maximum of ten-year original term and two ten-year renewal terms.

#### As to Section 34F of the Rapid Transit Law.

There seems to be no objection to the maximum term of grant fixed by this section.

#### As to Section 38A of the Rapid Transit Law.

This section should be repealed, as it appears to be obsolete, but if the same is not repealed some limitation should be placed on the term of grant therein provided for.

All of which is respectfully submitted.

HARRY P. NICHOLS, Engineer in Charge.

Which was made a Special Order for the meeting of December 18, 1908.

#### Manhattan and Queensboro Railway Company.

The Comptroller presented the following:

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

The petition of the Manhattan and Queensboro Railway Company respectfully shows:

First—That your petitioner is a street railway corporation duly organized and existing under the laws of the State of New York, and has duly filed, pursuant to section 90 of the Railroad Law, a statement of its road herein proposed.

Second—That for the purpose of constructing and operating its road your petitioner desires to obtain from your Honorable Board, and hereby respectfully applies for its consent to and a grant of the right, privilege and franchise for the construc-

tion, maintenance and operation of a street surface railway for public use in the conveyance of persons and property for compensation in, upon, along and over certain streets, avenues, highways, bridges, viaducts and public places in the Boroughs of Queens and Manhattan, Counties of Queens and New York, City and State of New York, of which the following is a description:

Beginning in the Borough of Manhattan, in The City of New York, at the intersection of Eleventh avenue and Fifty-seventh street; thence in and upon West Fifty-seventh street and East Fifty-seventh street to Second avenue; thence in and upon Second avenue to the entrance to Queensboro Bridge; thence in and upon and across the Queensboro Bridge and the approaches thereto to the northwesterly side of Jackson avenue, in the Borough of Queens; thence southeasterly across Jackson avenue to a proposed new street, laid out on a map or plan adopted by the Board of Estimate and Apportionment May 26, 1905, and approved by the Mayor June 13, 1905; thence in and upon said new street and across the proposed new viaduct to be constructed as a part of such new street, to Thomson avenue at its intersection with Van Dam street, a distance of three and one-half miles of double track.

Third—That your petitioner proposes to operate said road by the overhead system of electricity across the Queensboro Bridge, substantially similar to that now in use on other lines, or by other motive power that may be lawfully employed, and by underground system of electricity in the Borough of Manhattan.

Wherefore your petitioner prays that public notice hereof, and of the time and place when and where this application will be first considered, be given as required by law, and that the desired consent be granted in accordance with the provisions of the Greater New York Charter.

Dated December 11, 1908.

MANHATTAN AND QUEENSBORO RAILWAY COMPANY,

By STUARD HIRSCHMAN, President.

Attest:

Wm. H. WILLIAMS, Jr., Secretary.

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

Stuard Hirschman being duly sworn, deposes and says: That he is the president of the Manhattan and Queensboro Railway Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge except as to the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

STUARD HIRSCHMAN.

Subscribed and sworn to before me this 10th day of December, 1908.

H. C. TUXBURY, Notary Public, New York County.

Which was referred to the Chief Engineer.

#### Queensboro Bridge and Jamaica Railway Company.

The Comptroller presented the following:

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

The petition of the Queensboro Bridge and Jamaica Railway Company respectfully shows:

First—That your petitioner is a street surface railway corporation duly organized and existing under the laws of the State of New York, and has duly filed, pursuant to section 90 of the Railroad Law, a statement of its road herein proposed.

Second—That for the purpose of constructing and operating its road your petitioner desires to obtain from your Honorable Board, and hereby respectfully applies for its consent to and a grant of the right, privilege and franchise for the construction, maintenance and operation of a street surface railway for public use in the conveyance of persons and property for compensation in, upon, along and over certain streets, avenues, highways, bridges, viaducts and public places in the Boroughs of Queens and Manhattan, Counties of Queens and New York, City and State of New York, of which the following is a description:

Beginning in the Borough of Manhattan, in The City of New York, at the west line of the plaza or terminal leading to the Queensboro Bridge; thence across the Queensboro Bridge to the southeasterly line of Queensboro Bridge Plaza, in the Borough of Queens, same being the northwesterly side of Jackson avenue, in the Borough of Queens; thence southeasterly across Jackson avenue to a proposed new street laid out upon a map or plan, which map was adopted by the Board of Estimate and Apportionment of The City of New York on May 26, 1905, and approved by the Mayor of said City June 13, 1905; thence in and upon said new street and across the proposed new viaduct to be constructed as a part of such new street to Thomson avenue; thence in and upon Thomson avenue to Hoffman boulevard; thence in and upon Hoffman boulevard to Broadway and Jamaica turnpike or Fulton street; thence upon and across private property to and across Maple avenue to Shelton avenue; thence in and upon Shelton avenue to Herriman avenue; thence in and upon Herriman avenue to Brooklyn and Jamaica turnpike or Fulton street; thence in and upon Brooklyn and Jamaica turnpike or Fulton street to Union Hall street; thence in and upon Union Hall street to South street.

Also a spur commencing at the intersection of Shelton and Carlton avenues, in the Borough of Queens, City of New York; thence in and upon Carlton avenue to the proposed new station of the Pennsylvania Railroad (Archer place).

Also a spur commencing at the intersection of Shelton avenue and Herriman street, Borough of Queens, City of New York; thence in and upon Shelton avenue and across private property to Madison avenue; thence in and upon Madison avenue to King street; thence in and upon King street to Lafayette street; thence in and upon Lafayette street to the north side of Hillside avenue, to where it intersects Wexford terrace (proposed) on property of Jamaica Estates.

Also commencing at the intersection of Thomson avenue and Greenpoint avenue, Borough of Queens, City of New York, running thence in and upon Greenpoint avenue to Skillman avenue; thence in and upon Skillman avenue to Fifth street; thence in and upon Fifth street to Stryker avenue; thence in and upon Stryker avenue to Roosevelt avenue; thence in and upon Roosevelt avenue from the intersection of Fifth street, Skillman avenue and Greenpoint avenue and across private property through Corona to Paulding street.

Also beginning at the outlet of the Steinway or Forty-second street Tunnel, in the Borough of Queens, City of New York; thence to Van Alst avenue; thence in and upon Van Alst avenue to Hunterspoint avenue; thence in and upon Hunterspoint avenue to Greenpoint avenue; thence in and upon Greenpoint avenue to the intersection of Thomson and Greenpoint avenues.

Also a spur beginning at the intersection of Hunterspoint avenue and Van Dam street, in the Borough of Queens, City of New York; thence in and upon Van Dam street to the point of intersection of Thomson avenue and the viaduct to be constructed as a part of the new street above referred to, shown on map or plan approved by the Mayor of The City of New York, June 13, 1905, a distance of about twenty miles of double track.

Also the right to operate through the Steinway or Forty-second Street Tunnel and the approaches thereto, when and so far as the City may acquire the ownership of said tunnel or the right to lease or grant the privilege of operating therein.

Third—That your petitioner proposes to operate said road by the overhead system of electricity, substantially similar to that now in use on other lines, or by other motive power that may be lawfully employed.

Wherefore your petitioner prays that public notice hereof, and of the time and place when and where this application will be first considered, be given as required by law, and that the desired consent be granted in accordance with the provisions of the Greater New York Charter.

Dated December 11, 1908.

QUEENSBORO BRIDGE AND JAMAICA RAILWAY COMPANY,

By STUARD HIRSCHMAN, President.

Attest:

Wm. H. WILLIAMS, Jr., Secretary.

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

Stuard Hirschman being duly sworn, deposes and says: That he is the president of the Queensboro Bridge and Jamaica Railway Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge except as to the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

STUARD HIRSCHMAN,

Subscribed and sworn to before me this 10th day of December, 1908:

H. C. TUXBURY, Notary Public, New York County.

Which was referred to the Chief Engineer.

#### FINANCIAL MATTERS.

The following transfers of appropriations were made upon the recommendation of the Comptroller:

A. \$1,335.30, as requested by the Department of Correction, within appropriations for the year 1908.

DEPARTMENT OF CORRECTION,  
COMMISSIONER'S OFFICE, NO. 148 EAST TWENTIETH STREET,  
NEW YORK, December 2, 1908.

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

DEAR SIR—I would respectfully ask the Honorable the Board of Estimate and Apportionment to authorize the following transfers of appropriations made to this Department for the year 1908, from such as do not need the full amounts assigned to them, to other appropriations which are insufficient for the purposes thereof:

From General Administration, Salaries—

Office of the Commissioner.....	\$564 59
Office of the General Bookkeeper and Auditor.....	770 71
	<u>\$1,335 30</u>

To Administration, Salaries and Wages—

Storehouse .....	\$128 00
Steamboats and Piers.....	299 26
	<u>\$1,335 30</u>

To Institutions, Salaries and Wages—

District Prisons .....	37 58
Workhouse .....	852 72
Branch Workhouse, Harts Island.....	17 74
	<u>\$1,335 30</u>

All such transfers being for the year 1908.

Very respectfully yours,

JOHN V. COGGEY, Commissioner.

The following resolution was offered:

Resolved, That the sum of thirteen hundred and thirty-five dollars and thirty cents (\$1,335.30), be and the same is hereby transferred from the appropriations made to the Department of Correction for the year 1908, entitled and as follows:

General Administration, Salaries—

Office of the Commissioner.....	\$564 59
Office of the General Bookkeeper and Auditor.....	770 71
	<u>\$1,335 30</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said Department for the year 1908, entitled and as follows:

Administration, Salaries and Wages—

Storehouse .....	\$128 00
Steamboats and Piers.....	299 26
	<u>\$1,335 30</u>

Institutions, Salaries and Wages—

District Prisons.....	37 58
Workhouse .....	852 72
Branch Workhouse, Harts Island.....	17 74
	<u>\$1,335 30</u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

B. \$47.35, as requested by the Department of Public Charities, from the account entitled Supplies and Contingencies for the year 1907, to other accounts for the same year.

DEPARTMENT OF PUBLIC CHARITIES,  
FOOT OF EAST TWENTY-SIXTH STREET,  
November 27, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I beg respectfully to request the transfer of forty-seven dollars and thirty-five cents (\$47.35), from the appropriation to this Department for the year 1907, entitled Supplies and Contingencies, the same being in excess of the amount required therefor, to the appropriations:

Transportation of Paupers, Medicines, Coffins, etc.....	\$42 35
Donations to Grand Army Veterans.....	5 00
	<u>\$47 35</u>

—to this Department for the year 1907, the same being insufficient.

Respectfully yours,

ROBT. W. HEBBERD, Commissioner.

The following resolution was offered:

Resolved, That the sum of forty-seven dollars and thirty-five cents (\$47.35), be and the same is hereby transferred from the appropriation made to the Department of Public Charities for the year 1907, entitled Supplies and Contingencies, the same being in excess of the amount required for the purposes thereof, to the appropriations made to said Department, for the year 1907, entitled and as follows:

Transportation of Paupers, Medicines, Coffins, etc.....	\$42 35
Donations to Grand Army Veterans.....	5 00
	<u>\$47 35</u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

C. \$1,750, as requested by the Department of Public Charities from the account entitled General Administration—Transportation of Paupers, for the year 1908, to the account entitled Administration—Brooklyn, Telephones, for the same year.

DEPARTMENT OF PUBLIC CHARITIES,  
FOOT OF EAST TWENTY-SIXTH STREET,  
December 1, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I beg respectfully to request the transfer of seventeen hundred and fifty dollars (\$1,750), from the appropriation to this Department for the year 1908, entitled Department of Public Charities, General Administration, Transportation of Paupers, the same being in excess of the amount required therefor, to the appropriation Department of Public Charities, Administration, Brooklyn, Telephone, to this Department for the year 1908, the same being insufficient.

Respectfully yours,

ROBT. W. HEBBERD, Commissioner.

The following resolution was offered:

Resolved, That the sum of seventeen hundred and fifty dollars (\$1,750), be and the same is hereby transferred from the appropriation made to the Department of Public Charities, for the year 1908, entitled General Administration, Miscellaneous, Transportation of Paupers, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the said Department for the year 1908, entitled Administration, Brooklyn, Miscellaneous, Telephone, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

D. \$13,290.45, as requested by the Corporation Counsel, within appropriations for the year 1908.

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, December 3, 1908.

To the Board of Estimate and Apportionment:

DEAR SIRS—I request that the following transfers be made:

1. From appropriation for Investigation of City's Claims to Lands Under Water in and About Jamaica Bay and Elsewhere (including deficiencies) for the year 1908, to the appropriation for Compensation and Expenses of Counsel in Proceedings for Review of Assessments of Special Franchises made by the State Board of Tax Commissioners, pursuant to chapter 155, Laws of 1906, for the same year, \$3,290.45.

2. From the appropriation for Salaries of Assistants, Clerks and Employees in all Offices and Bureaus of the Department, except Bureau of Street Openings, for the year 1908, to the appropriation for Fees of Expert Witnesses and Disbursements in Proceedings to Review Assessments for Taxation (Including Deficiencies) for the same year, \$10,000.

The balance in the appropriation for Investigation of City's Claims to Lands Under Water in and about Jamaica Bay, etc., is the result of the reorganization of the Department which allowed this work to be done by persons paid on the regular payroll from the salary account.

The necessity for a transfer to the appropriation for Compensation of Counsel, etc., in Proceedings to Review Assessments of Special Franchises is explained as follows:

This appropriation was first made for the year 1908 and the amount needed was entirely a matter of conjecture, and the sum of \$10,000 was allowed, although a much larger amount had been requested in the provisional estimate. These proceedings are now on trial and are of the greatest importance to the City, involving very large sums due to the City for taxes on special franchises. It has been necessary to retain the best experts obtainable in order to properly present the City's case. The transfer is necessary to pay the bills of these persons.

The unexpended balance in the appropriation for Salaries of Assistants, etc., was brought about by the fact that the reorganization of the Department and increase in the force of Assistants, which it was contemplated would take effect at the beginning of the year, was not approved by the Board of Estimate and Apportionment until March 20, 1908, and was not adopted by the Board of Aldermen until June 9, 1908.

The necessity for a transfer to the appropriation for Fees of Expert Witnesses, etc., in Proceedings to Review Assessments for Taxation has been occasioned by the increase in the activities of the division having charge of those proceedings. The division has been considerably increased by the appointment of new Assistants, and more cases have been tried than ever before, and it has consequently been necessary to employ more expert witnesses.

If any further information on the subject is desired by your Board I will be very glad to furnish it at any time.

Yours respectfully,

F. K. PENDLETON, Corporation Counsel.

The following resolution was offered:

Resolved, That the sum of thirteen thousand two hundred and ninety dollars and forty-five cents (\$13,290.45) be and the same is hereby transferred from the appropriation made to the Law Department for the year 1908, entitled and as follows:

Investigation of City's claims to lands under water in and about Jamaica Bay and elsewhere, including deficiencies..... \$3,290 45

Salaries of Assistants, Clerks and Employees in all offices and bureaus of the Department, except Bureau of Street Openings..... 10,000 00

\$13,290 45

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said department for the year 1908, entitled and as follows:

For compensation and expenses of counsel in proceedings for review of assessments of special franchises made by the State Board of Tax Commissioners, pursuant to chapter 155, Laws of 1906..... \$3,290 45

Fees of expert witnesses and disbursements in proceedings to review assessments for taxation, including deficiencies..... 10,000 00

\$13,290 45

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

E. \$7,500, as requested by the President, Borough of The Bronx, from various accounts for the year 1908, to the account entitled Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages, for the same year.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
December 2, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Application is hereby made for the transfer of the sum of \$7,500 from the appropriations made to the President, Borough of The Bronx, for the year 1908, entitled and as follows:

Bureau of Highways, Preliminary Surveys, Salaries and Wages.....	\$3,000 00
Bureau of Highways, Hired Teams, Horses, Carts, etc.....	3,000 00
Bureau of Buildings, Salaries and Wages.....	1,500 00
	<u>\$7,500 00</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriation made to the said President for the year 1908, entitled Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages..... \$7,500 00

—the amount of said appropriation being insufficient.

Respectfully,

LOUIS F. HAFFEN, President, Borough of The Bronx.

The following resolution was offered:

Resolved, That the sum of seventy-five hundred dollars (\$7,500) be and the same is hereby transferred from the appropriations made to the President, Borough of The Bronx, for the year 1908, entitled and as follows:

Bureau of Highways, Preliminary Surveys, Salaries and Wages.....	\$3,000 00
Bureau of Highways, Labor, Maintenance and Supplies, Hired Teams, Horses and Carts, Road Machines and Rollers.....	3,000 00
Bureau of Buildings, Salaries and Wages.....	1,500 00
	<u>\$7,500 00</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriation made to said President for the year 1908, entitled Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

F. \$21,883.44, as requested by the President, Borough of Queens, within the appropriations for the year 1908.

Resolved, That the sum of twenty-one thousand eight hundred and eighty-three and forty-four one-hundredths dollars (\$21,883.44) be and the same is hereby transferred from the appropriations made to the President of the Borough of Queens for the year 1908, entitled as follows:

Bureau of Highways—	
Labor, Maintenance and Supplies, 1908, Salaries and Wages.....	\$6,000 00
Labor, Maintenance and Supplies, 1908, Equipment, Repairs, Renewals and Supplies.....	1,500 00
Salaries, Superintendent, Clerks, etc.....	2,000 00
Labor, Maintenance and Supplies, 1908, Hired Teams, Horses and Carts and Steam Rollers.....	5,000 00
Bureau of Sewers, Salaries.....	7,383 44
	<u>\$21,883 44</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President of the Borough of Queens for the year 1908, to Bureau of Buildings, Salaries..... \$3,362 44

Bureau of Public Buildings and Offices, Supplies and Repairs, Salaries and Wages..... 2,000 00

Bureau of Sewers, Labor, Maintenance and Supplies, Salaries and Wages..... 4,521 00

Bureau of Street Cleaning—

Sweeping, Carting and Final Disposition of Material, Including Cremation or Utilization; Hired Teams, Horses and Carts..... 10,500 00

Equipment, Repairs, Renewals and Supplies..... 1,500 00

\$21,883 44

—the amounts of said appropriations being insufficient.

The following resolution was offered:

Resolved, That the sum of twenty-one thousand eight hundred and eighty-three dollars and forty-four cents (\$21,883.44) be and the same is hereby transferred from the appropriations made to the President, Borough of Queens, for the year 1908, entitled and as follows:

Bureau of Highways—	
Labor, Maintenance and Supplies, Salaries and Wages (Labor Force).....	\$6,000 00
Labor, Maintenance and Supplies, Equipment, Repairs, Renewals and Supplies.....	1,500 00
Salaries, Superintendent, Deputy Superintendent, Engineering and Clerical Force.....	2,000 00
Labor, Maintenance and Supplies, Hired Teams, Horses and Carts and Steam Rollers.....	5,000 00
Bureau of Sewers, Salaries, Superintendent, Engineers and Clerks.....	7,383 44
	<u>\$21,883 44</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President for the year 1908, entitled and as follows:

Bureau of Buildings, Salaries..... \$3,362 44

Bureau of Public Buildings and Offices, Salaries and Wages, Supplies and Repairs..... 2,000 00

Bureau of Sewers, Labor, Maintenance and Supplies, Salaries and Wages (Labor Force)..... 4,521 00

Bureau of Street Cleaning—

Sweeping, Carting and Final Disposition of Material, Including Cremation or Utilization, Hired Teams, Horses and Carts..... 10,500 00

Sweeping, Carting and Final Disposition of Material, Including Cremation or Utilization, Equipment, Repairs, Renewals and Supplies..... 1,500 00

\$21,883 44

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

G. \$188,136.20, as requested by the Comptroller, from appropriations made to various Charitable Institutions for the year 1908, to the accounts of various other Charitable Institutions for the same year.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
CHARITABLE INSTITUTIONS DIVISION,  
December 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In order to facilitate the work of this Bureau in adjusting claims of the private institutions for the year 1908, it is respectfully requested that the Board of Estimate and Apportionment authorize transfers from and to the following accounts in the Charitable Institutions Budget:

From	
Prospect Heights Hospital and Brooklyn Maternity.....	\$300 00
Hope Farm .....	700 00
House of Mercy.....	1,500 00
Asylum of St. Vincent de Paul.....	3,200 00
Association for Befriending Children and Young Girls (House of the Holy Family) .....	6,500 00
Brooklyn Catholic Protectory.....	17,500 00
Five Points House of Industry.....	2,000 00
House of Calvary.....	1,800 00
New York Catholic Protectory.....	26,500 00
Nursery and Child's Hospital.....	1,500 00
St. Mary's Maternity and Infants' Home.....	1,200 00
Sacred Heart Orphan Asylum.....	1,500 00
St. Agatha Home for Children.....	7,500 00
St. Vincent's Hospital, Borough of Richmond.....	2,800 00
The J. Hood Wright Memorial Hospital.....	3,000 00
The S. R. Smith Infirmary.....	3,500 00
New York Polyclinic Medical School and Hospital.....	2,000 00
New York Ophthalmic Hospital.....	1,500 00
St. Elizabeth's Industrial School.....	90 76
The Swedish Hospital in Brooklyn, arrearages for 1907-1908.....	668 90
Arrearages for Charitable Institutions for the year 1907-1908.....	102,876 54
	<u>\$188,136 20</u>

To	
Brooklyn Howard Colored Orphan Asylum.....	\$4,000 00
Church Charity Foundation of Long Island, St. John's Hospital.....	1,800 00
Colored Orphan Asylum and Association for the Benefit of Colored Children in The City of New York.....	2,500 00
German Hospital and Dispensary.....	9,000 00
German Hospital of Brooklyn.....	3,000 00
Lutheran Hospital Association (City of New York and vicinity).....	1,400 00
Norwegian Lutheran Deaconesses' Home and Hospital.....	3,000 00
New York Homeopathic Medical College and Hospital.....	4,000 00
Ottolie Orphan Asylum.....	800 00
Orphan Asylum Society of the City of Brooklyn.....	3,000 00
St. Ann's Home for Destitute Children.....	4,500 00
Sydenham Hospital .....	3,500 00
St. Peter's Hospital.....	8,000 00
St. Gregory Emergency Hospital.....	1,500 00
Sloane Maternity Hospital.....	4,500 00
St. Mark's Hospital of New York City.....	700 00
St. Francis Hospital.....	10,000 00
The Mount Sinai Hospital of The City of New York.....	14,000 00
The Swedish Hospital in Brooklyn.....	800 00
The Babies' Hospital of The City of New York.....	1,800 00
The Society of the Lying-in Hospital of The City of New York.....	11,836 20
The Brooklyn Eye and Ear Hospital.....	3,500 00
The Jewish Hospital.....	8,000 00
The Jewish Protectory and Aid Society.....	9,000 00
Yorkville Dispensary and Hospital for Women and Children.....	1,500 00
Church Charity Foundation of Long Island Orphan House.....	1,300 00
Beth Israel Hospital.....	4,000 00
Brooklyn Hospital .....	2,000 00
Columbus Hospital .....	2,000 00
German Odd Fellows' Home and Orphan Asylum.....	1,200 00
Hebrew Sheltering Guardian Society.....	3,200 00
Lebanon Hospital Association.....	3,800 00
Long Island College Hospital.....	2,500 00
Lincoln Hospital and Home.....	3,000 00
Missionary Sisters, Third Order of St. Francis.....	2,000 00
Mary Immaculate Hospital.....	500 00
New York Infant Asylum.....	5,000 00
Methodist Episcopal Hospital in the City of Brooklyn.....	1,000 00
St. Mary's General Hospital of the City of Brooklyn.....	2,000 00
St. Vincent's Hospital of The City of New York.....	1,000 00
The Convent of the Sisters of Mercy in Brooklyn.....	8,000 00
Roman Catholic Orphan Asylum Society, St. Joseph's Female Orphan Asylum, Roman Catholic Orphan Asylum Society, St. John's Home.....	20,000 00
New York Juvenile Asylum.....	2,000 00
Hebrew Orphan Asylum.....	8,000 00
	<u>\$188,136 20</u>

Respectfully submitted,

D. C. POTTER, Chief Examiner of Accounts of Institutions.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Prospect Heights Hospital and Brooklyn Maternity.....	\$300 00
Hope Farm .....	700 00
House of Mercy.....	1,500 00
Asylum of St. Vincent de Paul.....	3,200 00
Association for Befriending Children and Young Girls (House of the Holy Family) .....	6,500 00
Brooklyn Catholic Protectory.....	17,500 00
Five Points House of Industry.....	2,000 00
House of Calvary.....	1,800 00
New York Catholic Protectory.....	26,500 00
Nursery and Child's Hospital.....	1,500 00
St. Mary's Maternity and Infants' Home.....	1,200 00
Sacred Heart Orphan Asylum.....	1,500 00
St. Agatha Home for Children.....	7,500 00
St. Vincent's Hospital, Borough of Richmond.....	2,800 00
The J. Hood Wright Memorial Hospital.....	3,000 00
The S. R. Smith Infirmary.....	3,500 00
New York Polyclinic Medical School and Hospital.....	2,000 00
New York Ophthalmic Hospital.....	1,500 00
St. Elizabeth's Industrial School.....	90 76

The Swedish Hospital in Brooklyn, arrearages for 1907-1908.....	668 90
Arrearages for Charitable Institutions for the year 1907-1908.....	102,876 54
	<u>\$188,136 20</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made for Charitable Institutions for the year 1908, entitled and as follows:

Brooklyn Howard Colored Orphan Asylum.....	\$4,000 00
Church Charity Foundation of Long Island, St. John's Hospital.....	1,800 00
Colored Orphan Asylum and Association for the Benefit of Colored Children in The City of New York.....	2,500 00
German Hospital and Dispensary.....	9,000 00
German Hospital of Brooklyn.....	3,000 00
Lutheran Hospital Association (City of New York and vicinity).....	1,400 00
Norwegian Lutheran Deaconesses' Home and Hospital.....	3,000 00
New York Homeopathic Medical College and Hospital.....	4,000 00
Ottlie Orphan Asylum.....	800 00
Orphan Asylum Society of the City of Brooklyn.....	3,000 00
St. Ann's Home for Destitute Children.....	4,500 00
Sydenham Hospital.....	3,500 00
St. Peter's Hospital.....	8,000 00
St. Gregory Emergency Hospital.....	1,500 00
Sloane Maternity Hospital.....	4,500 00
St. Mark's Hospital of New York City.....	700 00
St. Francis Hospital.....	10,000 00
The Mount Sinai Hospital of The City of New York.....	14,000 00
The Swedish Hospital in Brooklyn.....	800 00
The Babies' Hospital of The City of New York.....	1,800 00
The Society of the Lying-in Hospital of The City of New York.....	11,836 20
The Brooklyn Eye and Ear Hospital.....	3,500 00
The Jewish Hospital.....	8,000 00
The Jewish Protective and Aid Society.....	9,000 00
Yorkville Dispensary and Hospital for Women and Children.....	1,500 00
Church Charity Foundation of Long Island Orphan House.....	1,300 00
Beth Israel Hospital.....	4,000 00
Brooklyn Hospital.....	2,000 00
Columbus Hospital.....	2,000 00
German Odd Fellows' Home and Orphan Asylum.....	1,200 00
Hebrew Sheltering Guardian Society.....	3,200 00
Lebanon Hospital Association.....	3,800 00
Long Island College Hospital.....	2,500 00
Lincoln Hospital and Home.....	3,000 00
Missionary Sisters, Third Order of St. Francis.....	2,000 00
Mary Immaculate Hospital.....	500 00
New York Infant Asylum.....	5,000 00
Methodist Episcopal Hospital in the City of Brooklyn.....	1,000 00
St. Mary's General Hospital of the City of Brooklyn.....	2,000 00
St. Vincent's Hospital of The City of New York.....	1,000 00
The Convent of the Sisters of Mercy in Brooklyn.....	8,000 00
Roman Catholic Orphan Asylum Society, St. Joseph's Female Orphan Asylum, Roman Catholic Orphan Asylum Society, St. John's Home.....	20,000 00
New York Juvenile Asylum.....	2,000 00
Hebrew Orphan Asylum.....	8,000 00
	<u>\$188,136 20</u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

H. \$12,000, as requested by the Commissioner of Correction, from the account entitled Manufacturing Supplies, Reformatory, Harts Island, for the year 1908, to other accounts for the same year.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I transmit herewith a report of the Bureau of Municipal Investigation and Statistics of the Department of Finance, dated December 8, 1908, relative to the request of the Commissioner of Correction for the transfer of \$12,000 from the appropriation to his Department entitled Manufacturing Supplies, Reformatory, Harts Island, to the appropriations Administration, Supplies and Contingencies (\$10,000), and Administration, Alterations, Repairs and Improvements of Buildings, Apparatus and Steamboats (\$2,000), all for the year 1908.

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

Yours respectfully,  
H. A. METZ, Comptroller.

DEPARTMENT OF CORRECTION,  
COMMISSIONER'S OFFICE, NO. 148 EAST TWENTIETH STREET,  
NEW YORK, November 9, 1908.

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

DEAR SIR—I would respectfully ask the Honorable the Board of Estimate and Apportionment to authorize the following transfers of appropriations made to this Department for the year 1908 from such as do not need the full amounts assigned to them to other appropriations which are insufficient for the purposes thereof:

From Manufacturing Supplies, Reformatory, Harts Island..... \$12,000 00  
To Administration, Supplies and Contingencies..... 10,000 00  
Administration, Alterations, Repairs and Improvements of Buildings, Apparatus and Steamboats..... 2,000 00

—all such transfers being for the year 1908.

Very respectfully yours,  
JOHN V. COGGEY, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to the request of the Commissioner of Correction, dated November 9, 1908, asking for the transfer of \$12,000 from the appropriation to his Depart-

ment entitled Manufacturing Supplies, Reformatory, Harts Island, to the appropriations Administration, Supplies and Contingencies (\$10,000), and Administration, Alterations, Repairs and Improvements of Buildings, Apparatus and Steamboats (\$2,000), all for the year 1908, referred to the Comptroller and by you to this Bureau for examination, I beg to report as follows:

The 1908 Budget appropriation for Manufacturing Supplies, Reformatory, Harts Island, was \$30,000. The sum of \$5,585 has already been transferred therefrom to appropriations for Salaries. The remaining \$24,415 is found to be still in excess of the year's needs, expenditures for this purpose having been much less than was anticipated at the time of making the estimate for 1908. The appropriation for 1909 is only \$15,000, having been based on an actual expenditure of \$14,895.78 in 1907.

As there is said to be a deficiency in the appropriations to which the transfer is asked to be made, it is recommended that the request be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of twelve thousand dollars (\$12,000) be and the same is hereby transferred from the appropriation made to the Department of Correction for the year 1908 entitled Miscellaneous, Manufacturing Supplies, Reformatory, Harts Island, the same being in excess of the amount required for the purposes thereof, to the appropriations made to said Department for the year 1908 entitled and as follows: Administration, Supplies and Contingencies..... \$10,000 00  
Administration, Alterations, Repairs and Improvements of Buildings, Apparatus and Steamboats..... 2,000 00

\$12,000 00

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

1. \$139,386.18, as requested by the Commissioner of Street Cleaning, within appropriations for the year 1908.

DEPARTMENT OF STREET CLEANING, ]  
Nos. 13 to 21 PARK ROW, NEW YORK, ]  
December 1, 1908. ]

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

SIR—I respectfully request that the following transfers be made in the appropriation of the Department of Street Cleaning for the year 1908, Boroughs of Manhattan, The Bronx and Brooklyn, to the appropriation of said Department for the year 1908:  
From Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants, Borough of Manhattan, to Sweeping, Salaries and Wages, Sweepers and Acting Foremen, Borough of Manhattan..... \$57,076 45  
From Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants, Borough of Brooklyn, to Sweeping, Salaries and Wages, Sweepers and Acting Foremen, Borough of Brooklyn..... 68,797 73  
From Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants, Borough of The Bronx, to Sweeping, Salaries and Wages, Sweepers and Acting Foremen, Borough of The Bronx.... 7,000 00  
From Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Manhattan, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 411 00  
From Final Disposition, Salaries and Wages, Scowmen and Boardmen, Borough of Manhattan, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 400 00  
From Final Disposition, Salaries and Wages, Scowmen and Boardmen, Borough of Brooklyn, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 241 00  
From Final Disposition, Salaries and Wages, Scowmen and Boardmen, Borough of Brooklyn, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 700 00  
From Final Disposition, Salaries and Wages, Labor at Rikers Island, Incinerators, Borough of Manhattan, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 600 00  
From Final Disposition, Salaries and Wages, Crews of Steam Dumpers, Incinerator Men, Borough of Manhattan, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 4,000 00  
From Final Disposition, Salaries and Wages, Scowmen and Boardmen, Borough of Brooklyn, to Final Disposition, Salaries and Wages, Dump Inspectors and Assistants, Borough of Brooklyn.... 160 00  
\$139,386 18

The reason for the above transfers is that the balances remaining in the various accounts are insufficient to cover the business of the Department for the remainder of the year.

Respectfully,

FOSTER CROWELL, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics of the Department of Finance, dated December 8, 1908, in the matter of the request of the Commissioner of Street Cleaning for transfers of appropriation accounts to the amount of \$139,386.18 from certain salary accounts to other certain salary accounts within the appropriations made to the Department of Street Cleaning for the year 1908.

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

Respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the communication of Foster Crowell, Commissioner of the Department of Street Cleaning of the City of New York, under date of December 1, 1908, requesting transfers of appropriation accounts to the amount of \$139,386.18 from certain salary accounts to other certain salary accounts within the appropriations made to the Department of Street Cleaning for the year 1908, I beg to report as follows:

The Commissioner states in the said communication that "the reason for the above transfers is that the balances remaining in the various accounts are insufficient to cover the business of the department for the remainder of the year." This statement is borne out by examination made of the records of the said department in connection with the records of the Department of Finance, and the further fact elic-

ited that even with these transfers the several salary and wage appropriation accounts for the year 1908 will not prove adequate for the requirements of the said department for the balance of the year.

The major portion of the said requested transfer is made up of transfers from the appropriation account known as "Salaries and Wages, District Superintendents, Foremen and Assistants," to appropriation account known as "Salaries and Wages, Sweepers and Acting Foremen." The appropriations for the above accounts were in the budget for the year 1908 titled as follows:

Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants and Sweepers and Acting Foremen.

Under the first named title the salary and wage requirements for district superintendents, section foremen and acting assistants to section foremen was considered, and under the second title, namely, sweepers and acting foremen, was contemplated the requirements for sweepers and section station keepers. It appears that in the minds of the Department of Street Cleaning there has been a confusion of the classification of the employees under said appropriation accounts, and in consequence they have certified the payrolls of Assistants to Section Foremen against the appropriation account for Sweepers and Acting Foremen. This has resulted in a surplus in the first named appropriation and corresponding deficit in the second. The transfer, therefore, of the said major portion of the said \$139,386.18 is to correct the misunderstanding of the classification of employees under the several stated budget items.

The remainder of the requested transfer is in minor amounts, and examination made would seem to warrant the request.

I, therefore, recommend that the transfers requested be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of one hundred and thirty-nine thousand three hundred and eighty-six dollars and eighteen cents (\$139,386.18), be and the same is hereby transferred from the appropriations made to the Department of Street Cleaning for the year 1908, entitled and as follows:

*Borough of Manhattan.*

Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants ..... \$57,076 45

Final Disposition, Salaries and Wages—

Dump Inspectors and Assistants.....	411 00
Scowmen and Boardmen.....	400 00
Labor at Rikers Island, Incinerators.....	241 00
Crews of Steam Dumpers, Incinerator Men.....	700 00

*Borough of Brooklyn.*

Sweeping, Salaries and Wages, District Superintendents, Foremen and Assistants ..... 68,797 73

Final Disposition, Salaries and Wages, Scowmen and Boardmen..... 600 00

*Borough of The Bronx.*

Sweeping, Salaries and Wages—

District Superintendents, Foremen and Assistants.....	7,000 00
Machine and Sprinkling Cart Drivers.....	4,000 00
Final Disposition, Salaries and Wages, Scowmen and Boardmen.....	160 00

\$139,386 18

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to the said Department for the year 1908, entitled and as follows:

*Borough of Manhattan.*

Sweeping, Salaries and Wages, Sweepers and Acting Foremen..... \$61,076 45

*Borough of Brooklyn.*

Sweeping, Salaries and Wages, Sweepers and Acting Foremen..... 68,797 73

Final Disposition, Salaries and Wages, Dump Inspectors and Assistants..... 2,352 00

*Borough of The Bronx.*

Sweeping, Salaries and Wages, Sweepers and Acting Foremen..... 7,000 00

Final Disposition, Salaries and Wages, Dump Inspectors and Assistants..... 160 00

\$139,386 18

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

The Secretary presented a communication from the President of the Borough of Queens, requesting the establishment of the following grades of positions:

Per Annum.	Per Annum.
Inspector of Street Openings... \$1,200 00	Clerk ..... 3,000 00
Inspector of Complaints..... 1,200 00	Bookkeeper ..... 1,050 00
Chief Inspector ..... 2,500 00	Bookkeeper ..... 1,200 00
Messenger ..... 900 00	Store Keeper ..... 1,050 00
Clerk ..... 2,400 00	Inspector of Supplies and Repairs ..... 1,200 00
Clerk ..... 2,700 00	

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

The Secretary presented the following communication from the Interborough Rapid Transit Company, dated July 28, 1908, relative to a modification of the contract between The City of New York and the Interborough Rapid Transit Company and the Manhattan Railway Company for the lowering of the elevated structure on Division street, etc., together with a communication from the Chief Engineer of the Board, under date of August 31, 1908, suggesting certain amendments thereto; a further communication from said Chief Engineer, under date of November 30, 1908, submitting a modified form of contract and specifications, together with a communication from the Corporation Counsel under date of December 8, 1908, approving of said modified contract as to form:

INTERBOROUGH RAPID TRANSIT COMPANY,  
Nos. 13 to 21 PARK ROW,  
NEW YORK, July 28, 1908.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, City:

DEAR SIR—Referring to your favor of July 8, which was addressed to Mr. E. P. Bryan, inclosing in quadruplicate draft of proposed contract relative to the depression

of the elevated railroad structure on Division and Allen streets, where it intersects the line of the Manhattan Bridge, said contract having been drafted in accordance with a certain resolution adopted by the Board of Estimate and Apportionment at its meeting held June 26, 1908. I herewith return to you in quadruplicate draft of contract referred to and have suggested therein certain changes which we should like to have you incorporate. We think also that said contract should be prepared with the following maps attached thereto:

1. Map No. 38-22, dated November 24, 1905, approved by the Commissioner of Bridges."

2. "City of New York, Department of Bridges. Manhattan Bridge, Manhattan approach, proposed changes in Second Avenue Elevated Railroad structure, No. 38/27A, approved April 3, 1907. J. W. Stevenson, Commissioner, C. M. Ingersoll, Chief Engineer."

3. "Interborough Rapid Transit Company, Manhattan Railway Division, Second Avenue line. General plan of structure to replace present structure from Column No. 5 in Division street to Column No. 34 in Allen street, dated New York, July 3, 1907. No. 6955."

Providing these changes are satisfactory, if you will then have them executed by the Mayor and approved by the Mayor in the form attached, together with the execution of the certificates by the Commissioner of Bridges and the Comptroller, also the endorsement of the Corporation Counsel of his approval thereon, and return to me executed in the above described manner, you will oblige.

Very truly yours,  
FRANK HEDLEY, Vice-President and General Manager.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
August 31, 1908.

Mr. JOSEPH HAAG, Secretary:

DEAR SIR—At the meeting of the Board of Estimate and Apportionment held on June 26 last there was presented a form of agreement between The City of New York and the Interborough Rapid Transit Company providing for the lowering of the elevated railroad tracks in Division street where they are to be crossed by the Manhattan Bridge, and a resolution was adopted authorizing the Mayor, on behalf of the Board of Estimate and Apportionment, to execute this contract "in the manner and form as approved by the Corporation Counsel," and also providing for the payment of all costs and expenses in connection therewith and any damages caused thereby from the funds authorized for the construction of the Manhattan Bridge. At the same time there was presented a communication from the Acting Corporation Counsel stating that the contract had been examined by him late in the year 1907, that a few minor suggestions then made had been embodied in the modified agreement, and that he believed it to be legal as to form and had accordingly approved it. The agreement as presented to the Board of Estimate was by you forwarded to the Interborough Company on July 8, and on July 28 the Vice-President and General Manager of the company returned the contracts to you, with certain proposed modifications. Most of these changes were unimportant, being verbal only and in no way affecting the essence of the contract. Such a change is that in section 8, where at the end of the first paragraph there have been added the words "such street and that reasonable access to all buildings shall be maintained."

The first two sentences of section 14, providing that the City shall pay the cost of the work, whether done by contract or by the company with its own forces, have been rewritten, but I can see no difference in their meaning or intent.

Sections 15 and 16 were the subject of considerable discussion between the Engineer of the Board and the Counsel and Chief Engineer of the company, and your Engineer could not consistently approve of these sections as they appear in the contract submitted to the Board on June 26 last and printed in the minutes of that date. These sections provide that the company may require any contractor doing the work to furnish a bond saving the company harmless against all damage sustained by it, its employees or agents, any contractor or sub-contractor, or any injury to the public, during the progress of the work, and it was also stated that the company should obtain before commencing the work a policy or policies of insurance against accidents, insuring the company against all loss which might be sustained by any employee or agent of the company, or any contractor, or against any injury to the public, during the progress of the work, and that the City was to pay the premiums on the bonds given by the contractors and upon the policy or policies of insurance. It was found upon inquiry that it would be exceedingly difficult to obtain policies of insurance covering work of this nature, and that the premiums exacted by the surety companies for such policies would be enormous, it being estimated that they might reach 40 per cent. of the payrolls. It is evident that the City would therefore be obliged to incur an additional expense impossible to estimate, but which might reach \$100,000 or more. It is the belief of your Engineer that accidents rarely happen in connection with work of this kind, where the necessity of every possible precaution is perfectly apparent. Such accidents usually occur where special danger is not suspected, and it is my belief that the City could better afford to agree with the Interborough Company to protect it from loss or damage through accident, or, in other words, to insure the company and itself without the medium of an insurance or indemnity company. I feel convinced that this policy would undoubtedly save the City a large amount of the expense incidental to this work, all of which must be paid out of the construction fund for the Manhattan Bridge.

The Counsel for the company has accordingly submitted a draft of substitutes for sections 15 and 16, which I hand you herewith, and suggest that you send them, together with the latest draft of the contract, to the Corporation Counsel for his advice as to the propriety of substituting these two paragraphs for those of similar number in the contract as already approved, providing the City can legally assume obligations of this character. If the Corporation Counsel approves of this substitution, it appears to me that the contract could be executed in accordance with the resolution adopted on June 26 last, as that resolution did not specifically approve the form of contract, but authorized its execution "in the manner and form as approved by the Corporation Counsel."

It is very important that this matter be adjusted as soon as possible, as the structure must be changed to permit the building of the Manhattan Bridge.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

REPORT NO. 52.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
November 30, 1908.

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

SIR—At a meeting of the Board of Estimate and Apportionment held on June 26, 1908, a resolution was adopted approving a form of contract between The City of New York, the Manhattan Railway Company and the Interborough Rapid Transit Company, relative to the lowering of the elevated structure on Division street in order to permit the building of the Manhattan Bridge. The agreement, as approved by the Board, provided that the railway company should secure indemnity policies insuring them against loss by accident of any description during the progress of this work, and the cost of securing such insurance was to be considered a part of the expense of the change and to be paid by the City. In a report already submitted to the Board it was pointed out that the expense of securing such insurance policies or indemnity bonds was uncertain, but that it would be very large, and it was believed that this expense could be avoided if the City should under the agreement undertake to protect the company from such loss and indemnify and save harmless the railroad company from any loss growing out of the work necessary to make this change in their elevated structure. The right of the City to assume such an obligation has been submitted to the Corporation Counsel, and in an opinion dated November 11, 1908, he advises the Board that such a contract would undoubtedly be legal and that he could see no practical objection to such an arrangement. He suggests, however, that inasmuch as this changes the form of contract already approved by the Board, it be again approved with the proposed amendments.

Realizing the importance of this matter in its relation to the completion of the Manhattan Bridge, I beg to submit to the Board in printed form a proposed contract

and specification, in which sections 15 and 16 have been amended in the manner above suggested and as approved by the Corporation Counsel, with the recommendation that the resolution of June 26, 1908, be rescinded and that a new resolution be adopted approving the contract in its present form and authorizing its execution.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

Indenture, made this day of , 1908, between The City of New York, hereinafter called the City, acting by the Board of Estimate and Apportionment of The City of New York, party of the first part, and the Manhattan Railway Company, hereinafter called the Manhattan Company, and the Interborough Rapid Transit Company, hereinafter called the Interborough Company, parties of the second part:

Whereas, The Gilbert Elevated Railway Company was duly incorporated under and by virtue of acts of the Legislature of the State of New York, being chapter 885 of the Laws of 1872 and the acts amendatory thereof and supplemental thereto; and under and by virtue of said acts and of proceedings thereunder, the said the Gilbert Elevated Railway Company acquired the right, privilege and franchise to construct, maintain and operate an elevated railway in The City of New York, in accordance with certain plans and specifications filed by the Commissioners appointed under said acts, and along the route designated by said Commissioners, a portion of which route extends along New Bowery to Division street, thence along Division street to Allen street, thence along and through Allen street; and

Whereas, By and in pursuance of an order of the Supreme Court of the State of New York, duly made at a Special Term thereof, held in The City of New York on the 6th day of June, 1878, and filed and published according to law, the corporate name of the Gilbert Elevated Railway Company was duly changed to the Metropolitan Elevated Railway Company; and

Whereas, The said Metropolitan Elevated Railway Company became duly merged in the Manhattan Railway Company, on or about the 7th day of May, 1894, in accordance with the provisions of law, and thereupon the estate, property, rights, privileges and franchises of the said Metropolitan Elevated Railway Company became vested in and were, and now are, held, exercised and enjoyed by the Manhattan Company, in its own name, as fully and entirely, without change or diminution, as the same were before held by the said Metropolitan Elevated Railway Company; and

Whereas, The Manhattan Company is a corporation duly incorporated, organized and existing under and by virtue of an act of the Legislature of the State of New York, being chapter 606 of the Laws of 1875, and the acts amendatory thereof and supplemental thereto, possessing all the rights, powers, franchises and privileges allowed by and under said acts, and as set forth and contained in certain articles of association for the "Manhattan Railway Company," prepared pursuant to chapter 606, Laws of 1875, by the Board of Commissioners appointed by the Mayor of The City of New York, in compliance with the provisions of said act; and

Whereas, The Interborough Company is a corporation duly incorporated, organized and existing under and by virtue of acts of the Legislature of the State of New York, being chapter 565 of the Laws of 1890, known as the Railroad Law, and the acts amendatory thereof and supplemental thereto, and chapter 544 of the Laws of 1902, being an act to amend chapter 4 of the Laws of 1891, and the acts amendatory thereof and supplemental thereto; and

Whereas, The construction, maintenance and operation of the said elevated railway, as the same is now constructed, maintained and operated on Division street, between Catharine street and Allen street, and on Allen street, between Division street and Canal street, has been duly authorized by law, and by grants and consents obtained from the owners of abutting property, by the parties of the second part, or their predecessors, upon the payment of large amounts for damages caused by said elevated railroad to the property abutting on said streets, and by right of prescription; and the Interborough Company is now maintaining and operating said elevated railway under lease from the Manhattan Company, dated January 1, 1903; and

Whereas, The City is, pursuant to law, constructing a bridge across the East River, extending from the Borough of Manhattan to the Borough of Brooklyn, in The City of New York, which bridge is known, and is hereinafter referred to, as the "Manhattan Bridge," the approach to which bridge from its terminus in the Borough of Manhattan, is to pass over and across Division street, between Catharine street and Allen street; and the construction of said bridge approach, as planned and desired to be carried out by the City, will require the depression of the elevated railroad structure on Division street, between Catharine street and Allen street, and on Allen street, between Division street and Canal street, and the reconstruction of said railroad structure in the manner hereinafter provided; and

Whereas, The City, deeming it for the public interest to change the map or plan of The City of New York by changing the grades of Division street, between a point about two hundred feet west of Chrystie street and Pike street, together with the grades of intersecting streets, in the Borough of Manhattan, has, through its proper officers, and under due authority of law, ordered and directed that the grades of the aforesaid streets be changed as shown on a plan prepared by the Commissioner of Bridges of said City, dated November 24, 1905, and numbered 38-22; and

Whereas, By an act of the Legislature of the State of New York, being chapter 55: of the Laws of 1906, which became a law on May 22, 1906, with the approval of the Governor of the State of New York, and duly accepted by The City of New York, it was declared to be lawful for the Manhattan Railway Company, or its successors, to depress the elevated railroad structure on Division street, between Catharine street and Allen street, and on Allen street, between Division street and Canal street, in the Borough of Manhattan, City of New York, so that the space between the surface of the street and the lowest part of the elevated structure shall be between twelve and fourteen feet in height, but at no point less than twelve feet in height; and that the Board of Estimate and Apportionment of The City of New York, for and on behalf of said City, shall have authority to contract or agree with the company or companies owning the said elevated railroad structure as to such depression; and that the cost and expense of the said depression and any damage caused thereby shall be treated as a part of the cost and expense of constructing the Manhattan Bridge, and shall be paid for from the funds authorized to be provided for that purpose; and

Whereas, The estimated cost and expense of construction, reconstruction and removal required for such depressing of the elevated railroad structure on Division and Allen streets in the manner hereinafter provided will amount to the sum of three hundred and fifty thousand dollars (\$350,000); and

Whereas, The parties of the second part are willing to facilitate the City in accomplishment of its desired improvements as hereinbefore recited, provided they are fully indemnified and saved harmless from and against all loss and expense of any and every nature, arising or incurred through or by reason of so facilitating the City, or entering into this indenture, or doing or attempting to do anything herein undertaken to be done by the parties of the second part, or either of them; or which they may be desired or requested to do in connection with same, by the City or any department or officer thereof.

Now therefore this indenture witnesseth, That the parties to these presents, each in consideration of the premises, and of the agreements on the part and behalf of the others herein contained and in order that the Manhattan approach to the Manhattan Bridge may be constructed as planned and desired by the City, and that the provisions of the act relating thereto hereinbefore referred to may be carried out, hereby mutually agree as follows:

1. The parties of the second part agree that upon the due execution of this instrument they, and each of them, will at once proceed to take all preliminary steps required by law or by said lease of January 1, 1903, to entitle the Manhattan Company to institute proceedings for the acquirement by condemnation of the rights, privileges, easements and property interests necessary for the uses and purposes hereinafter set forth and provided for, as against all persons having any estate, interest or easement in the property or property rights to be taken, or any lien, charges or incumbrances thereon; and that when said preliminary steps have been taken, the Manhattan Company will, in all necessary cases, institute and carry on all proceedings required by the condemnation law, for the acquirement of said rights, privileges, easements and property rights, upon the terms and conditions hereinafter provided.

The City agrees that it will, through its Corporation Counsel and other officers, cooperate with the parties of the second part in every way possible in said condemnation proceedings and in all proceedings preliminary thereto, as and when thereto requested by said parties of the second part, or either of them. And in order that said proceed-

ings may be promptly begun, the City agrees that it will, forthwith at its own expense, cause to be furnished to the parties of the second part, certificates of title guaranteed by a title insurance company satisfactory to the parties of the second part, certifying and guaranteeing to them the title and interest of all persons having any estate, interest or easement in the property or property rights to be taken, or any lien, charge or incumbrance thereon.

All pleadings, papers, consents, conveyances and releases and instruments of any kind and description to be used in said proceedings are to be prepared by the attorney of the Manhattan Railway Company and by the General Solicitor of the Interborough Company, and shall then be submitted for approval to the Corporation Counsel of The City of New York, who shall promptly pass upon the same.

The said Corporation Counsel shall be notified by the attorney of the Manhattan Company of the presentation to the Court of all petitions in said condemnation proceedings, and of all subsequent proceedings therein.

In all cases wherein a written offer to purchase at a specified price, the rights, privileges, easements and property rights to be acquired by the parties of the second part, or by either of them as herein provided, may be made in accordance with the provisions of the condemnation law, the amount to be so offered by the parties of the second part, or by either of them, shall be fixed and determined by the Board of Estimate and Apportionment of the City; and authority to make all offers necessary or desired to be made to owners or claimants, shall be duly and specifically conferred by the Board of Estimate and Apportionment of the City in such manner and form as the parties of the second part, or either of them, may require; and accompanied by deposit of the amount of such offer, whenever so required.

2. The City agrees to pay promptly all judgments and awards made, or offers accepted, in condemnation proceedings to be taken as hereinbefore provided, and all the costs and allowances of the defendants in said proceedings, unless in any case or cases it considers them to be excessive, and desires to have an appeal taken, in which case the parties of the second part shall take the necessary steps to perfect and carry on such appeal or appeals, upon the written request of said Corporation Counsel. In such case the City agrees to pay all the costs and expense of the appeal, and agrees to furnish, at its expense, all bonds and undertakings required therein.

The City also agrees to pay all such sums of money as may be agreed upon between the parties hereto (the City acting by the Board of Estimate and Apportionment) and the owners of property, or persons having an interest therein, as compensation for the rights, privileges, easements and property rights to be acquired by the Manhattan Company as herein provided. In case such rights, privileges, easements and property rights are acquired by purchase, and not through condemnation, the conveyances, releases, consents and other instruments to be taken by the parties of the second part shall be in form satisfactory to the attorney of the Manhattan Company and to the General Solicitor of the Interborough Company, and executed in such manner as to entitle them to be recorded. After said instruments shall have been so approved as to form and sufficiency and manner of execution, they shall be duly recorded in the office of the Register of New York County, at the expense of the City.

The City also agrees to repay to the parties of the second part, all costs and expenses incurred by them, or either of them, in carrying out the agreements herein contained. Such costs and expenses shall include such sums as may be paid by the parties of the second part for services to the persons employed by them to perform the work necessary to carry out said agreements, and all such other expenses as may be incurred by said parties of the second part in the prosecution of said work, and in acquiring the rights necessary therefor. Payment for such costs and expenses shall be made on vouchers therefor executed by the Chief Engineer of the parties of the second part, to be approved by the Board of Estimate and Apportionment of the City and to be filed in the office of the Comptroller of the City, in each month, until the said agreements shall have been fully carried out by the parties of the second part. Payment of the amount stated in each such voucher shall be made by the City within thirty days after the filing thereof in the office of the Comptroller as aforesaid.

3. The City agrees to indemnify and save harmless the parties of the second part, and their successors and assigns, against and from all suits, actions, costs, counsel fees, expenses, losses, damages, judgments or decrees, brought or obtained, amounts paid and liability incurred, or in any way arising in consequence or by reason of the work to be done by the parties of the second part, or by either of them, as herein provided.

The City hereby stipulates and covenants to and with the parties of the second part herein, that the City will secure and assure to the parties of the second part so long as they shall perform the stipulations of this contract, the right to construct or reconstruct the railroad as prescribed in this contract and the right to reconstruct or change and support all or any surface or subsurface structures that may be found necessary in the prosecution of any and all this work under this contract, free from all right, claim or other interference, whether by injunction, suit for damage or otherwise on the part of any abutting owner or other person; or on behalf of the owner, lessee or otherwise of any surface or subsurface structure, provided the owners of such structures refuse or delay to support or change such structures after demand.

And the parties of the second part agree that they will promptly notify the Corporation Counsel of the City of any suits or claims brought or made against said parties of the second part, or either of them, for damages caused by or in consequence or by reason of the work to be done by them or either of them; and will afford said Corporation Counsel every reasonable opportunity to enable him to join or take part in behalf of the party of the first part hereto, in the defence of any such suit or claim brought or made against said parties of the second part, or either of them. And no liability shall rest on the parties hereto of the second part, or either of them, for any exercise of judgment by any counsel or attorney or agent representing them or either of them in any matter or thing pertaining to the work herein referred to or any matter incidental thereto.

4. The City agrees to issue to and procure for the parties of the second part, all permits, licenses and other authorization, free from any conditions or requirements, by the proper officers and authorities, which may be necessary to enable the parties of the second part to perform the work herein provided to be done; and the City hereby agrees to afford to the said parties of the second part all such reasonable facilities as may be necessary to enable them to carry out the provisions of this agreement. And the City further agrees to procure for the parties of the second part, any and all necessary consents of the owners or lessees of any surface or subsurface structure to any change or relocation of any such structure that may be necessary in the performance of the work required in this contract.

And until such permits, licenses or other authorizations are procured and furnished as herein provided, the parties of the second part shall be under no obligation to begin any of the work herein agreed to be done by them or either of them.

5. It is understood and agreed that the regular traffic of the elevated railroad on Division and Allen streets is to be maintained at all times during the progress of the work herein provided to be done, and that the elevated railroad structure and stations in said streets shall be maintained at all times in a proper and safe condition for the maintenance of traffic as aforesaid.

For the purpose of enabling the parties of the second part to maintain traffic on said elevated railroad as aforesaid, the City, in addition to the other rights and privileges hereby granted, authorizes and empowers the parties of the second part to erect and maintain on Division and Allen streets such temporary supporting structures as may be deemed necessary by them to provide at all times at least two tracks for the operation of the elevated trains, and to make such changes in the temporary structures as may be necessary from time to time to make said operation of trains continuous.

And the City also authorizes and empowers the parties of the second part to erect and maintain such temporary structures and to make such temporary widenings and extensions of platforms at the Canal street stations of the elevated railroad on Allen street as the parties of the second part may deem necessary to enable them to maintain traffic on said railroad as aforesaid at all times during the progress of the work herein provided for.

The City also authorizes and empowers the parties of the second part to erect and maintain all such other temporary structures as they, or either of them, may deem necessary for the safe and convenient execution of the work herein provided for.

6. It is understood and agreed that the parties of the second part shall be under no obligation to begin the work hereinafter provided to be done by them, or either

of them, until the excavation for the change in the grade of Division and Allen streets, as authorized by law, and as shown on the plans prepared by the Commissioner of Bridges of The City of New York, dated November 24, 1905, numbered 38-22, a copy of which is hereto annexed, shall have been fully completed by the City.

And the City agrees that during the work of changing the grades of said streets as aforesaid it will not disturb nor in any way impair the safety of the foundation or supports of the present elevated railroad structure, and will not do anything by which the safety and stability of said elevated railroad structure may be endangered, nor by which the regular traffic of said railroad on said structure shall be prevented or in any way interfered with; and during the performance of said work it will take all necessary precautions and will place and maintain proper guards to prevent interference with the foundations and supports of said elevated railroad structure, without any cost or expense to the parties of the second part, or either of them.

The City will consent to and pay for such changes as may be required by the parties of the second part, or either of them, in the location of the ducts, manholes and cables used for electrical transmission in connection with the substation of the Interborough Company located near the intersection of Division and Allen streets; and the City agrees to properly protect and care for said ducts, manholes and cables during the work of changing the grades of said streets.

And the City hereby agrees to indemnify and save harmless the parties of the second part, and their successors and assigns, from and against all losses, damages, suits and expenses, which may be sustained by them, or any of them, in consequence of failure on the part of the City to properly perform the said work agreed to be done by it as aforesaid, or by or on account of any act or omission of the City therein; whether such suits or claims are lawful and well founded or otherwise.

7. The Interborough Company agrees that provided, and as soon as all of the agreements hereinbefore made on the part of the City have been fully carried out and performed, it will enter upon Division and Allen streets, and will erect thereon such temporary structures as it may deem necessary for the support and maintenance of the elevated railroad structure and the reconstruction of said elevated railroad in said streets as hereinafter provided, including temporary raising or other relocating and maintenance of any part of the present structure.

The Interborough Company also agrees that as soon as the temporary supporting structures have been erected as hereinbefore provided it will proceed to reconstruct the foundations, structure and tracks for the elevated railroad in Division and Allen streets, as hereinafter provided, and will complete the same with due diligence, regard being had for the safety and stability of said elevated railroad structure and the continuous maintenance of traffic thereon.

8. The City hereby authorizes and empowers the parties of the second part, and their successors and assigns, to use and occupy such portions of Division and Allen streets, in the Borough of Manhattan, City of New York, as may be necessary to enable them to depress the elevated railroad structure on said streets, in the manner and according to the plans herein provided; and authorizes and empowers them, during the progress of the work hereunder, to store on Division and Allen streets, and intersecting streets, such material as may be required for use in said work, provided, however, that a driveway of at least ten feet in width shall be left clear for street traffic, and a passageway for pedestrians at least five feet in width shall not be obstructed in front of the houses on both sides of such street, and that reasonable access to all buildings shall not be obstructed at any time while said streets are open for public use.

And it is agreed that in case it becomes necessary for the purposes of the work herein provided for to take up and relay pavement or other surface material, or to protect and support, during said work, sewers, water mains, gas pipes, electric subways, pneumatic tubes, steam pipes or other subsurface structures, with their necessary connections, the City will, upon the giving of notice to the proper official of the City by the parties of the second part that any such work is necessary in order to enable said parties of the second part to carry on the work herein agreed to be done, consent that said pavement or other surface material may be taken up or relaid, or both, and such subsurface structures so supported, rebuilt or readjusted that said parties of the second part, or either of them, may proceed with the work as herein provided, and the City will pay for such relaying, support, rebuilding or readjustment.

The City also agrees that no surface or subsurface structure of any sort shall be built or rebuilt so as to interfere with the foundations of said elevated railroad structure to be reconstructed as hereinafter provided; and the City also agrees to revoke any vault licenses or privileges granted by it, if necessary for the prosecution of the work herein provided to be done, upon the receipt of written notice from the Chief Engineer of the Interborough Company that the revocation of any such license or privilege is necessary for the purposes of the work to be performed hereunder, which notice shall be given to the President of the Borough of Manhattan.

9. The Interborough Company agrees that upon the completion of the work hereinbefore provided to be done it will enter upon and into Division and Allen streets and will construct on and under said streets the necessary foundations for the reconstruction of said elevated railroad structure, as described in the specifications hereto annexed, and as shown on the drawings therein referred to, which specifications and drawings are made a part of this instrument.

If the reconstruction of said foundations shall be prevented or interfered with by the proximity of any other surface or subsurface structures the City agrees to consent to the readjustment or care of such surface or subsurface structures so that the work of reconstructing said foundations may proceed as aforesaid.

10. The Interborough Company also agrees that as soon as the new foundations have been constructed as hereinbefore provided it will reconstruct the elevated railroad in Division and Allen streets in accordance with the specifications hereto annexed, and the drawings therein referred to, which specifications and drawings are made a part of this instrument.

And the Interborough Company agrees that it will proceed with the work of reconstructing said elevated railroad in said streets with all due diligence until the same shall be fully completed and ready for operation.

The City hereby approves, adopts and consents to the plans for depressing the elevated railroad structure on said Division and Allen streets, as set forth and shown in said specifications and drawings; and grants to the Manhattan Company, and to its successors, assigns and lessees, the right to maintain and operate the elevated railroad as so reconstructed on and in said streets.

It is agreed by and between the parties hereto that the plans or drawings and specifications hereinbefore referred to and made a part of this indenture may be modified and changed from time to time, as may previously be agreed to in writing between the parties hereto, in order to carry out and complete more fully and perfectly the work herein agreed to be done and performed.

11. It is understood and agreed by and between the parties hereto, that the Interborough Company may, if it so desires, with the consent of the Board of Estimate and Apportionment, change the order of the work herein agreed to be done by it, or of any part thereof, and may, if it so elects, carry on all or any parts of said work at the same time.

It is also understood and agreed that no liability shall attach to the parties of the second part, or either of them, in consequence of any delay in the performance of the work agreed to be done by them, or by either of them, hereunder, unless such delay shall be due to the wilful neglect of the parties of the second part, or either of them, continued after one month after written notice by the City requiring such work to be done; nor then unless the City shall have fully complied with every agreement on its part herein contained.

12. The Interborough Company further agrees that it will take down and wholly remove that portion of the present elevated railroad structure for which said new structure is to be substituted, together with all temporary structures built by it, so that no part of said original structure to be removed as aforesaid or any temporary structure herein provided by it shall remain on said streets after the new structure is entirely completed.

13. The City hereby agrees that the cost and expense of the work herein provided to be done by the Interborough Company, and any and all damage caused thereby, shall be treated as a part of the cost and expense of constructing the Manhattan Bridge, and may be paid for from the funds authorized to be provided for that purpose.

And the City further agrees to take all necessary steps and proceedings to have such appropriations made and funds provided as may be required to enable it to comply with the provisions of this instrument.

14. The City hereby undertakes and agrees to pay to the Interborough Company, in addition to the payments hereinbefore provided, the actual cost of the work provided for in sections Nos. 5, 6, 7, 8, 9, 10 and 12 herein, at the times and in the manner hereinafter set forth, the estimated cost of said work being the sum of three hundred and fifty thousand dollars (\$350,000). Said work provided for in sections Nos. 5, 6, 7, 8, 9, 10 and 12 may be performed by the Interborough Company, or by any person or corporation with whom it may desire to contract for the performance of said work or any part thereof.

The City also agrees that for all the work which the Interborough Company may perform with its own forces or employees under any of the preceding sections above referred to, it will pay the necessary cost and expense of doing said work as herein authorized to be done, together with an addition of twenty (20) per cent. to cover the necessary engineering and general expenses required to perform said work. Said percentage, together with the reasonable cost of inspection and supervision of work performed by contractors (said reasonable cost to be certified by the Chief Engineer of the parties of the second part, as hereinafter provided), shall be deemed to be a part of the said cost and expenses of doing said work. Payments for said work shall be made from time to time as the work progresses, at least once a month, upon certificates or estimates made as follows:

On or about the first day of each month, the Chief Engineer of the Interborough Company shall prepare an estimate of the value of the work done and the materials furnished and expenses incurred to the end of the preceding month, or since the last monthly estimate, according to the terms of this indenture, such estimate being made for the amount that shall represent the actual cost of the work done or labor performed and materials furnished and expenses incurred by the Interborough Rapid Transit Company or its contractor or both, under this indenture since the last monthly estimate. The estimate so prepared and certified by the Chief Engineer of the Interborough Company shall be submitted for approval to the Board of Estimate and Apportionment of The City of New York. Upon such estimate being made and signed by the Chief Engineer of the Interborough Company and approved by the Board of Estimate and Apportionment, and the filing thereof in the office of the Comptroller of the City, seventy per cent. of the amount of said estimated value shall be paid by the City to the Interborough Company.

Upon the completion of the work hereinbefore agreed to be done by the Interborough Company, the Chief Engineer of said company shall prepare a final estimate showing the entire work done and the whole amount of materials furnished by it, pursuant to this indenture, and the entire amount payable to it hereunder, and the payments theretofore made shall be credited thereon, and said Chief Engineer shall thereupon make his certificate in writing, showing the balance due to the Interborough Company, such statement and certificate shall be submitted for approval to the Board of Estimate and Apportionment of The City of New York. Upon such statement and certificate being made and signed by the Chief Engineer of the Interborough Company and approved by the Board of Estimate and Apportionment, and the filing thereof in the office of the Comptroller of the City, the City will, on or before the expiration of thirty days after the filing of said statement and certificate, pay, and it hereby binds itself to pay, to the Interborough Company in cash the balance of the amount due to it under this indenture.

In case of the refusal of the said Board of Estimate and Apportionment to approve any certificate prepared by the Chief Engineer of the Interborough Company as hereinbefore provided, a statement in writing of the reasons for such refusal shall be given to said company, and the matters in dispute shall be referred to three disinterested arbitrators, one to be appointed by each of the parties hereto and the third by the two thus chosen, and the written decision of any two of them shall be binding as to the amount to be paid on said certificate, and each of the parties hereto shall pay one-half of the expense of such arbitration. Each party hereto shall appoint its arbitrator and notify the other of his appointment in writing within ten days after a written demand has been served upon him, accompanied by the notice of the appointment of the arbitrator by the party demanding the appointment. And the arbitrators so appointed shall, within ten days, appoint a third arbitrator, as herein provided, and any hearing upon the matters in dispute may be brought on before said arbitrators by either party hereto, upon giving the other party ten days' written notice.

The said officers of the City shall act upon each such certificate of the Chief Engineer of the Interborough Company within ten days after the same has been submitted as hereinbefore provided.

15. The party of the first part hereby contracts and agrees to and with the parties of the second part that it will indemnify and save harmless the parties of the second part or either of them from any claim, cause of action, judgment or execution, costs or expense, by or in behalf of any passenger, member of the public or employee of the parties of the second part hereto, or any employee of any contractor or subcontractor engaged in or about the work herein provided for, for injury to person or property, however caused or arising, and from any expense caused or occasioned to the parties of the second part hereto by reason of any such claim, suit, judgment, or execution as aforesaid; it being the intention of this contract that the parties of the second part shall be indemnified and saved harmless by the party of the first part from any expense, claim, cause of action or damage, however arising, occasioned by the work provided for in this contract, and this contract shall be construed in case of any dispute as providing for the payment of all costs or expense of every kind and character in connection with the work herein provided for, by the party of the first part, whether the same is specifically mentioned or not.

16. Upon the filing of any claim or serving of any summons and complaint upon the parties of the second part, the same shall be immediately referred to the Corporation Counsel, who shall refer the claim to the proper city officers, or, in case of suit, shall appear for the defendants and shall assume the entire defense to the action, and shall take all appeals by him deemed necessary, furnish all bonds or securities on appeal, and upon the rendition of any judgment therein the party of the first part shall immediately make appropriate provision for the payment of the same by the proper City officers, holding and saving the parties of the second part hereto free from said judgment or any cost or expense connected therewith. Should the Corporation Counsel fail or neglect to settle or compromise any claim, or to appear in any action hereinbefore provided for, the parties of the second part may, at their option, appear in said action and may defend the same, and may take such appeals as they deem necessary and furnish said bonds for appeal, and may pay any judgment that may be obtained therein, with or without appeal, if in the judgment of their counsel it is deemed advisable, and all costs, expenses, judgments, including the costs of attorneys to defend the action and the cost of investigation and preparation for trial shall be certified by the general attorney of the defendants, and shall be paid by the party of the first part within thirty days after presentation of said certificate to the Board of Estimate and Apportionment. Should the Corporation Counsel neglect to appear in any action and assume the defense thereof, the parties of the second part may settle or compromise any suit or judgment, if they deem it advisable before or after trial or judgment, and such settlement shall be binding upon the party of the first part and shall be paid in the manner and form as hereinbefore provided. All costs, expense and judgments provided for in Sections 15 and 16 herein shall be deemed to be a part of the expense of changing the grade of the tracks herein provided for and shall be paid in like manner. The parties of the second part agree that they will not take out any insurance against liability for personal injury or require any contractor to give a bond of indemnity covering liability for accidents to persons, whereby the cost of doing the work may be increased to the City; except that a bond may be taken from a subcontractor for the faithful performance of the terms of the contract.

17. The City also agrees to pay to the parties of the second part, as part of the work to be done under this agreement for any additional fire insurance which, on account of the work herein provided to be done, they deem it necessary to take out in order to protect themselves against loss by fire and such expense, which, together with the expenses incurred under paragraph 16, shall be included in the first voucher or estimate prepared by the Chief Engineer under paragraph 14 after said expense has been incurred and payment therefor shall be made in full on the payment of all such voucher or estimate.

18. The parties of the second part shall not assign, transfer, convey, sublet or otherwise dispose of any contract herein contained, or of their right, title or interest therein, or their power to execute such contract, to any other person, company or corporation, without the previous consent in writing of the Commissioner of Bridges of the City; but when such consent has been given any assignee, transferee, grantee or contractor or contractors of said parties of the second part, or either of

them, shall have all the rights and privileges in the performance of said work which are herein given or agreed to be given to said parties of the second part, or either of them.

19. The Manhattan Company hereby consents that the changes in the elevated railroad structure may be made by the Interborough Company as herein provided and authorized to be made.

And it is agreed by and between the parties hereto that if for any reason the lease of January 1, 1903, made by the Manhattan Company to the Interborough Company, hereinbefore referred to, should be terminated prior to the completion of the work herein agreed to be done by the Interborough Company, said work may and shall be completed by the Manhattan Company, provided that the City shall have duly complied with all its agreements herein; and in such case the Manhattan Company shall become entitled to all the rights and privileges, and shall receive all payments due or to become due for the work done or to be done by said parties of the second part, or by either of them, hereunder.

20. It is understood and agreed by and between the parties hereto that no right, title or ownership in or to any portion of the elevated railroad structure now existing, or hereby authorized to be reconstructed in Division and Allen streets shall belong to or vest in the City by reason of any of the provisions of this instrument; but title to such structure shall vest in the Manhattan Railway Company, subject to all the provisions of the lease of the Manhattan Railway Company to the Interborough Rapid Transit Company, dated January 1, 1903. And it is further understood and agreed that the location of the columns of the elevated railroad, together with their reference to the street and curb line, as shown on Drawing No. 7527 in the Chief Engineer's office of the Interborough Rapid Transit Company, is and shall be the true location of the columns hereby agreed to be constructed or reconstructed, irrespective of any present or future change in the line of Division street or other streets which the City may hereafter make.

21. It is agreed that if, pursuant to law or to any order with which the parties of the second part are lawfully bound to comply, the said parties of the second part, or either of them, shall be prevented or prohibited from fulfilling any of the provisions of this instrument, no liability shall attach to the parties of the second part, or either of them, but they shall be restored to their present status and rights in all respects, and shall be reimbursed by the City fully for all expenses paid or incurred hereunder, or by reason of the making of this indenture, or the work herein referred to.

This indenture is made subject to the rights, if any, of the mortgagee of the Manhattan Company or of the Metropolitan Elevated Railway Company, and nothing herein contained shall be deemed to require the parties hereto of the second part, or either of them, to incur any expense for securing any consent by such mortgagee or mortgagees to the work herein provided for, or any part thereof.

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

23. It is the understanding of the parties to this agreement that each and every provision of law required to be inserted in this instrument is inserted herein. Furthermore, it is hereby stipulated that every such provision is to be deemed to be inserted herein; and if, through mistake or inadvertence, any such provision is not inserted in correct form, then the contract shall forthwith, upon the application of any party hereto, be amended by such insertion so as to strictly comply with the law, and without prejudice to the right of any party hereunder.

In witness whereof, the party of the first part, acting by its Board of Estimate and Apportionment, has caused its corporate seal to be hereunto affixed and duly attested, and this instrument to be signed by its Mayor, and each of the parties of the second part has caused its corporate seal to be hereunto affixed and attested by its Secretary, and this instrument to be signed by its President or Vice-President, the day and year first above written.

THE CITY OF NEW YORK,

By ..... Mayor.

Attest:

....., City Clerk.

MANHATTAN RAILWAY COMPANY,

By ..... President.

Attest:

....., Secretary.

INTERBOROUGH RAPID TRANSIT COMPANY,

By ..... President.

Attest:

....., Secretary.

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

On the day of , 1908, before me personally came George B. McClellan, to me known, who, being by me duly sworn, did depose and say that he resided at No. 10 Washington Square North, in the Borough of Manhattan, City of New York; that he was the Mayor of The City of New York, the municipal corporation described in and which executed the above instrument; that he knew the corporate seal of The City of New York; that the seal affixed to said instrument was said corporate seal; that it was so affixed under and by virtue of the authority conferred on deponent by the Board of Estimate and Apportionment of the said City of New York, and that he signed his name thereto by virtue of like authority.

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

On this day of in the year one thousand nine hundred and eight (1908), before me personally came to me known, who, being by me duly sworn, did depose and say that he resided in that he is the of the Manhattan Railway Company, the corporation described in and which executed the foregoing instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of the said corporation, and that he signed his name thereto by like order.

And the said further said that he was acquainted with and knew him to be the of said corporation; that the signature of the said subscribed to the said instrument was in the genuine handwriting of the said and was thereto subscribed by the like order of the said Board of Directors, and in the presence of him, the said

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

On this day of in the year one thousand nine hundred and eight (1908), before me personally came to me known, who, being by me duly sworn, did depose and say that he resided in that he is the of the Interborough Rapid Transit Company, the corporation described in and which executed the foregoing instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of the said corporation, and that he signed his name thereto by like order.

And the said further said that he was acquainted with and knew him to be the of said corporation; that the signature of the said subscribed to the said instrument was in the genuine handwriting of the said and was thereto subscribed by the like order of the said Board of Directors, and in the presence of him, the said

#### COMMISSIONER'S CERTIFICATE.

THE CITY OF NEW YORK, , 1908.

In pursuance of the provisions of section 149 of the Greater New York Charter, I hereby certify that there remains unapplied and unexpended a balance of the appropriation or fund for the construction of the Manhattan Bridge, applicable to the annexed contract, sufficient to pay the estimated expense of executing the same, viz.:

....., Commissioner of Bridges.

#### COMPTROLLER'S CERTIFICATE.

THE CITY OF NEW YORK,

, 1908.

In pursuance of the provisions of section 149 of the Greater New York Charter, I hereby certify that there remains unapplied and unexpended a balance of the appropriation or fund for the construction of the Manhattan Bridge, applicable to the annexed contract, sufficient to pay the estimated expense of executing the same, viz.:

.....Comptroller.

#### APPROVAL BY MAYOR.

The foregoing instrument and the exercise of power by the Board of Estimate and Apportionment as therein set forth are hereby approved by me separately from and after the action of the Board of Estimate and Apportionment.

Dated, , 1908.

....., Mayor of The City of New York.

#### APPROVAL BY CORPORATION COUNSEL.

The foregoing instrument is hereby approved by me.

Dated, , 1908.

....., Corporation Counsel.

#### PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF THE ELEVATED RAILROAD ON DIVISION AND ALLEN STREETS AS PROVIDED IN INDENTURE BETWEEN THE CITY OF NEW YORK AND MANHATTAN RAILWAY COMPANY AND INTERBOROUGH RAPID TRANSIT COMPANY, DATED , 1908.

##### General Plan.

The general plan of the work to be done by the Interborough Rapid Transit Company as provided in sections numbered 7, 9, 10 and 12 of the annexed indenture, is to depress the elevated railroad on Division street, between Catharine street and Allen street, and on Allen street, between Division street and Canal street, in the Borough of Manhattan, City of New York, by reconstructing said elevated railroad in accordance with the provisions of said indenture, the plans and specifications hereinafter set forth and the drawings hereinafter referred to, which plans, specifications and drawings have been approved, on behalf of The City of New York, by its Commissioner of Bridges, and by the Chief Engineer of the Department of Bridges, and, on behalf of the Manhattan Railway Company and Interborough Rapid Transit Company, by their Chief Engineer.

The drawings herein referred to are three in number, and are designated as follows:

1. "City of New York, Department of Bridges. Manhattan Bridge. Manhattan Approach. Proposed changes in 2nd Ave. El. R.R. Structure." Numbered 38/27A. Approved April 3, 1907.

J. W. STEVENSON, Commissioner,  
C. M. INGERSOLL, Chief Engineer.

2. "Interborough Rapid Transit Company, Manhattan Railway Division, Second Avenue Line, General Plan of structure to replace present structure from Col. No. 5 in Division St. to Col. No. 34 in Allen St." Dated New York, June 2, 1908. Numbered 7527.

3. "Map showing proposed changes of grade in Division and Allen Streets, prepared by the Commissioner of Bridges of the City of New York." Dated November 24, 1905. Numbered 38-22.

The depression of the elevated railroad structure as aforesaid requires the erection of a new structure extending from a point at or near column number 5 of the present structure on Division street to a point at or near column number 35 of the present structure on Allen street, to take the place of the present structure between said points which is to be finally removed.

The general plan of said new structure, will be an elevated railroad with tracks supported upon rows of columns; the tracks being carried by longitudinal girders resting upon transverse girders supported by the columns.

##### Columns.

The columns will be placed in the locations shown on the map hereinbefore referred to and designated "Interborough Rapid Transit Company, Manhattan Railway Division, Second Avenue Line. General Plan of Structure to replace present structure from Col. No. 5 in Division St. to Col. No. 34 in Allen St." Dated New York, June 2, 1908. Numbered 7527.

No column in the roadway shall be nearer than five feet to the house line of any cross street.

The longitudinal distance between said columns, when on the curb will be at least 25 feet, and when both rows of columns are in the roadway, will not be less than 35 feet.

The transverse distance between said columns will be at least 26 feet.

The columns will be composed of two 12-inch channels, 35 pounds to the foot and riveted to an intermediate diaphragm composed of one 8-inch by 1/2-inch plate and four angles 4 inches by 3 inches by 1/2 inch so separating the two channels, the cross section being 12 inches by 15 inches. The plates composing the longitudinal parts of a column will be in single pieces.

The transverse diameter of any column in the roadway will not exceed 15 inches at the base, and thence for at least 10 feet above the surface of the roadway; and the transverse diameter of any column on the line of the curb will not exceed 26 inches at the base, and thence for at least 10 feet above the surface of the roadway.

Adequate fenders will be fitted around the base of each column placed in the roadway.

In order to provide for the stresses imposed upon the superstructure, curved steel brackets forming a part of each column will extend therefrom to said superstructure, as shown on the cross sections of said new structure on the drawing hereinbefore first referred to; each bracket to consist of a 5/8-inch web plate and two 4-inch by 3-inch by 1/2-inch angles, the curve of said bracket having a radius of 3 feet.

The strength of the columns will be proportioned by Gordon's formula for the ratio of the diameter to the length, with five as a factor of safety.

##### Foundations.

The foundations for said columns will consist of concrete made with Portland cement of the first quality.

The masonry for said foundations will measure 4 feet 6 inches square upon the top, at least 8 feet square at the bottom, and will be at least 6 feet in depth. The earth will be prepared for this masonry by being made firm and solid and covered with a bed of good hydraulic mortar.

The foundations when necessary shall be increased in area so that in no case shall a weight greater than two thousand pounds to the square foot cover any base.

Every column will be secured to said concrete masonry by means of a heavy plate of cast iron, so proportioned as to distribute the weight which comes upon it uniformly over the foundation; this plate will be fastened by sufficiently strong wrought iron or steel bolts passing through the concrete masonry, the bolts having heads which will be upset and not welded, and having washers of sufficient size immersed in said masonry. The cast iron plate, its connection with the column, the bolts and their heads and washers will possess sufficient strength to receive and resist, equally well with the columns, all strains which can come upon the latter. The cast iron will be of the best quality suitable for bed plates which are to be covered under ground, and all castings will be sound and fair.

All the iron work beneath the surface of the street will be covered with hydraulic mortar or in some approved way protected from rust.

##### Superstructure.

The superstructure of said elevated railroad will be as hereinbefore described and as shown on the drawing hereinbefore first referred to and designated as drawing No. 38-27A, and will consist of two main tracks, and between them a siding, with the longitudinal and transverse girders and floor beams supporting the same, and the roadbed for said tracks and other structures hereinafter referred to.

The space between the surface of the street and the lowest part of the elevated railroad structure will be between 12 and 14 feet in height, but at no point less than 12 feet in height, reference being had to the surface of Division and Allen streets after the grades of said streets shall have been changed as shown on the plan prepared by the Commissioner of Bridges of the City, dated November 24, 1905, numbered 38-22, a copy of which is hereto annexed.

The transverse girders will be of a plate type and will consist generally of steel web plates of a width of 20 inches and a thickness of  $\frac{5}{8}$  inch, with the top and bottom chords of two 6-inch by 6-inch by 1-inch angles, with two cover plates 14 inches by  $\frac{7}{8}$  inch, the whole forming a truss or girder about 2 feet in depth, out to out of plates, and with a width at the top and bottom of 14 inches, these girders resting upon and riveted to each transverse pair of columns.

The longitudinal girders will be of steel of a plate type and will consist generally of plates of steel  $\frac{1}{2}$  inch in thickness and 48 inches in depth, with the top and bottom chords composed of two 8-inch by 8-inch by  $\frac{3}{4}$ -inch to  $\frac{7}{8}$ -inch angles each, and one 20-inch by  $\frac{1}{2}$ -inch cover plate and two 20-inch by  $\frac{3}{8}$ -inch cover plates, and 6-inch by 4-inch by  $\frac{1}{2}$ -inch angles for uprights dividing the girder into panels, all riveted together, the whole forming a truss or girder about 51 inches in depth back to back of cover plates, and with a width at the top and bottom plates of 20 inches. These girders to rest upon and be riveted to the cross girders hereinbefore described; two girders to be placed between each pair of columns longitudinally, and at each end respectively of the said cross girders. No girder will be continuous for more than one span. Between each pair of cross girders and parallel thereto will be placed at intervals of about 6 feet plate girder floor beams with a web plate of 22 inches by  $\frac{1}{2}$  inch by 36 feet 3 inches, and with chord angles of two 6 inches by 6 inches by  $\frac{7}{8}$  inch by 36 feet, and two cover plates 13 inches by  $\frac{1}{2}$  inch, forming a beam 24 inches deep by 36 feet 3 inches long and dividing each span respectively into panels. Each floor beam will be riveted to and fastened with suitable angles at their respective ends to the longitudinal girders hereinbefore described.

Between each parallel pair of floor beams, and riveted and fastened thereto at each end respectively, and in each panel and under the rail of each track, will be placed two steel I beams 8 inches in depth and about 6 feet in length, and 23 pounds to the foot, extending longitudinally and parallel to the longitudinal girders hereinbefore described.

The description of the structure so far given is applicable to that section extending from a point at or near column 5 to a point at or near column 25 on Division street, and is generally known as a "through" structure.

The structure extending from a point at or near column 25 on Division street to a point at or near column 35 on Allen street is what is generally known as a "deck" structure, and consists of supporting columns similar to those hereinbefore described, of like dimensions, and supporting transverse girders, one over each pair of columns, which will be of a plate type and will consist generally of steel web plates 50 inches in depth and  $\frac{3}{8}$  inch in thickness, with the top and bottom chords respectively composed of two 6-inch by 6-inch by  $\frac{5}{8}$ -inch to  $\frac{7}{8}$ -inch angles, with top and bottom cover plates respectively, of one steel plate 13 feet by 13 inches by  $\frac{1}{2}$  inch, and two steel plates 13 feet by 13 inches by  $\frac{3}{4}$  inch, all riveted together, the whole forming a truss or girder not over 52 inches in depth, out to out of cover plates, and with a width at the top and bottom respectively of 13 inches, the said transverse girders being riveted at each end to the tops of each pair of columns. Framing into these girders, and riveted thereto, and between each pair longitudinally, will be placed six parallel lines of girders made of steel of a plate type. Each of said longitudinal girders will consist generally of plates of steel  $\frac{3}{8}$  inch in thickness and 36 inches in depth forming the web, with top and bottom chords, respectively, composed of 6-inch by 6-inch by 11-16-inch to 15-16-inch angles, with intermediate upright angles of 4-inch by 3-inch by  $\frac{3}{8}$ -inch; the length of said girders being adapted to the present span lengths, and the said parallel lines being tied together with intermediate buck braces and lateral supports. Upon the I beams, forming part of the "through" structure and upon the tops of the longitudinal girders forming part of the "deck" structure, and placed transversely and fastened thereto, will rest wooden cross ties 6 inches by 8 inches in cross section and 8 to 12 feet in length, which will be of the best quality and kind of selected timber.

Upon the cross ties will be placed six parallel lines of steel rails forming two main running tracks and a siding track, the rails to be of the best steel and standards, 90 pounds to the yard, and they will be laid and fastened in the best manner as regards security level and parallelism, and great attention will be given to the rail joints.

Upon the cross ties also will be placed three lines of steel rails, 100 pounds to the yard, parallel to the running rail and resting upon insulating blocks of the standard type, forming the contact rail for each track respectively for the transmission of the current for the electrical operation.

Upon the cross ties and between each track and parallel thereto, and outside of the two outer tracks on the "deck" structure hereinbefore described, will be laid lines of 2-inch by 6-inch planking, forming track walks.

Upon each track and parallel thereto, on both sides of each running rail of each track, will be placed two continuous lines of longitudinal stringers or safety guards, of the best quality and kind of timber suitable for the purpose. The joints of such longitudinal stringers will be scarf and bolted, and such stringers will be securely fastened to each tie on which they rest.

#### General Provisions.

All material not otherwise specified will be steel of the best quality.

No part of the structure will be subjected to a greater strain of tension or compression than nine thousand pounds to the square inch; and no part will be subjected to a greater shearing strain than seven thousand five hundred pounds to the square inch, and the structure will not be proportioned for a less moving load than twelve hundred pounds per linear foot for each track.

The maximum deflection of any girder under the passage of a train will not exceed one-fifteen hundredth (1,1500) of its length.

The plates composing the longitudinal parts of a girder will be in single pieces, except in the case of a girder of more than forty feet in length.

All rivets will be of double refined iron or soft steel, which will have an ultimate tensile strength of sixty thousand pounds to the square inch. The rivet holes will be truly and accurately opposite each other; and the rivets will enter the holes without drifting or forcing and will fill the holes.

The different parts of the structure and their connections will be properly proportioned to resist all of the momentum of the trains which can by the application of brakes or in any other manner be imparted to the structure.

All wrought iron and steel work shall receive one coat of approved paint and oil before leaving the shop, and immediately after erection will receive at least two coats of approved paint.

All parts of the structure will, where practicable, be made accessible for the purpose of painting; and will be well protected from rust where not accessible.

The present elevated railroad structure will be raised, if necessary for the reconstruction of said railroad, as herein provided.

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, December 8, 1908.

#### Board of Estimate and Apportionment:

SIRS—I am in receipt of the following communication from Joseph Haag, Secretary, dated December 4, 1908:

Referring to your communication addressed to the Board of Estimate and Apportionment under date of June 18, July 20 and November 11, 1908, in relation to the proposed agreement between The City of New York, the Manhattan Railroad Company and the Interborough Rapid Transit Company, providing for the depression of the railroad structure in Division and Allen streets, where it intersects the line of the Manhattan Bridge, I beg to submit herewith the agreement in question in quadruplicate and printed, as suggested by you in your communication of November 11. These printed forms of agreement were prepared under the direction of Mr. Lewis, the Chief Engineer of the Board.

After they have received your approval as to form, they will be submitted to the Board of Estimate and Apportionment for approval, after which approval I assume that they can be executed by his Honor the Mayor.

"The Bridge Commissioner is anxious to have these agreements executed at the earliest date possible, and I would therefore request that you kindly return the same to this office, if approved by you, in time for the next meeting of the Board, the calendar for which will have to be prepared by Tuesday night next.

"I enclose for your information copy of the agreement approved by Mr. Sterling, Acting Corporation Counsel, under date of June 18, 1908, copy of the agreement approved by Mr. Theodore Connolly, Acting Corporation Counsel, under date of July 20, 1908; communication from Mr. Lewis, dated August 31, 1908, and communication from Frank Hedley, Vice-President and General Manager of the Interborough Rapid Transit Company, dated July 28, 1908.

"I return herewith all the documents submitted to me for my consideration with my approval as to the legal form endorsed upon the four printed copies.

"Respectfully yours,

G. L. STERLING, Acting Corporation Counsel."

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 26, 1908, which reads as follows, be and the same is hereby rescinded:

"Whereas, It is necessary for the purposes of the construction of the Manhattan Bridge to depress the elevated railroad structure of the Interborough Rapid Transit Company on Division street and Allen street, in the Borough of Manhattan, where such structure is adjacent to and intersects the line of the Manhattan Bridge; and

"Whereas, On December 16, 1907, the Commissioner of Bridges submitted a form of proposed agreement between The City of New York, acting by the Board of Estimate and Apportionment, and the Manhattan Railway Company and the Interborough Rapid Transit Company, providing for the proposed change in the elevated railroad structure; and

"Whereas, The Corporation Counsel of The City of New York did on the 18th day of June, 1908, approve the said proposed agreement as to form.

"Resolved, That, pursuant to the provisions of chapter 551 of the Laws of 1906, the Board of Estimate and Apportionment hereby authorizes the Mayor, for and on behalf of the Board of Estimate and Apportionment, to execute and enter into a contract, in the manner and form as approved by the Corporation Counsel, with the Interborough Rapid Transit Company and the Manhattan Railway Company, for the depression of the elevated railroad structure on Division street, between Catherine and Allen streets, and on Allen street, between Division street and Canal street, in the Borough of Manhattan, and providing for the payment of all cost and expense thereof and any damages caused thereby from the funds authorized for the construction of the Manhattan Bridge.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Brooklyn, The Bronx, Queens and Richmond—14.

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

The following resolution was offered:

Whereas, It is necessary for the purposes of the construction of the Manhattan Bridge to depress the elevated railroad structure of the Interborough Rapid Transit Company on Division street and Allen street, in the Borough of Manhattan, where such structure is adjacent to and intersects the line of the Manhattan Bridge; and

Whereas, The Chief Engineer of the Board of Estimate and Apportionment, under date of November 30, 1908, submitted a form of proposed contract and specification for the proposed change in the elevated railroad structure, as set forth above, with certain modifications and amendments to the contract approved on June 26, 1908; and

Whereas, The Corporation Counsel of The City of New York did, on the 8th day of December, 1908, approve of the proposed amended agreement as to form, therefore be it

Resolved, That, pursuant to the provisions of chapter 551 of the Laws of 1906, the Board of Estimate and Apportionment hereby authorizes the Mayor, for and on behalf of the Board of Estimate and Apportionment, to execute and enter into a contract, in the manner and form as approved by the Corporation Counsel, with the Interborough Rapid Transit Company and the Manhattan Railway Company, for the depression of the elevated railroad structure on Division street, between Catherine and Allen streets, and on Allen street, between Division street and Canal street, in the Borough of Manhattan, and providing for the payment of all cost and expense thereof and any damages caused thereby from the funds authorized for the construction of the Manhattan Bridge.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Brooklyn, The Bronx, Queens and Richmond—14.

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

The Secretary presented a communication from the Comptroller requesting that there be placed upon the calendar for December 11, 1908, the matter of the proposed agreement between The City of New York and the Brooklyn Institute of Arts and Sciences, authorizing a change in the site for an astronomical observatory and providing for the erection and maintenance of said observatory; also authorizing the establishment and maintenance of a botanical garden and arboretum.

On February 1, 1907, the communication from the Secretary of the Park Board in this matter was referred to the Comptroller.

On July 8, 1907, the report of the Comptroller recommending the approval of the agreement authorizing said change with the understanding that no Corporate Stock be issued until the financial condition of the City justified same, was presented and withdrawn.

The matter was referred to a Select Committee consisting of the President of the Board of Aldermen, the Comptroller and the President of the Borough of Brooklyn.

The Secretary presented the following communication from the Comptroller recommending the purchase of property known as Nos. 6, 8, 10 and 12 Forsyth street, Manhattan, required for the approach to the Manhattan Bridge and for street purposes, at \$97,500, with interest thereon at the rate of 6 per cent. per annum from October 8, 1907, for the portion of said property to be acquired for bridge purposes and at \$115,500 for that portion to be used for the marginal street; also recommending an issue of Corporate Stock in the sum of \$115,500 to replenish the Fund for Street and Park Openings for the amount to be paid therefrom.

(The Comptroller withdrew the resolution providing for an issue of \$115,500 Corporate Stock to replenish the Fund for Street and Park Openings.)

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
November 19, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at a meeting held November 23, 1906, adopted a resolution authorizing the acquisition of the fee of the lands selected

by the Commissioner of the Department of Bridges as an approach to the Manhattan Bridge, lying between Monroe street and the Bowery, in the Borough of Manhattan, as shown on the maps filed by the Commissioner of the Department of Bridges in the office of the Register of the City and County of New York on the 20th day of February, 1905, by condemnation proceedings.

The Board of Estimate and Apportionment at a meeting held November 23, 1906, and on June 26, 1908, adopted resolutions laying out a marginal street alongside of the Manhattan approach, and authorized the acquisition of the property included within the lines of said street also by condemnation proceedings.

Several of the parcels within the area of the bridge line as so laid out, and within the area of the street line as so laid out, have been heretofore acquired under separate resolutions of the Board of Estimate and Apportionment.

The owners of the premises Nos. 6, 8, 10 and 12 Forsyth street, part of which is taken for the approach and part of which is taken for the street, have been in negotiation with this office for the acquisition of this property by the City at private sale. It has been only lately, after much negotiation, that the owner has agreed to accept the City's price for the property in question. The price finally agreed upon is as follows:

For the property to be acquired for the Bridge Department.....	\$97,500 00
For the property to be acquired for the marginal street.....	115,500 00

Making a total of..... \$213,000 00

The Board of Estimate and Apportionment vested title in the City to the property needed for the Bridge Department on October 8, 1907, and interest is to be paid on the sum of \$97,500 at the rate of 6 per cent. per annum from that date, but the title to the street not having as yet vested in the City, no interest is to be allotted thereon.

The property to be acquired, both for the Bridge Department and for street purposes, is all of the premises No. 6 Forsyth street, all of the premises No. 8 Forsyth street with the exception of about 1 1/2 square feet, all of the premises No. 10 Forsyth street with the exception of a triangle 24 by 34 feet, and for street purposes only 803 square feet of the premises No. 12 Forsyth street.

All of the buildings are either taken totally or destroyed by the part taken, and the value of the remaining land is also greatly damaged by the part taken.

There is a five-story brick building erected on each one of the lots known by the numbers 6, 8, 10 and 12 Forsyth street. In the rear of these there is a two-story brick and stone theatre, which I understand was formerly used as a church. This part is taken wholly for the street. I am of the opinion that the part so taken practically destroys the building. I have also considered the effect of the taking on the land remaining as in some degree a benefit to such remaining land, because it gives an open frontage on a street.

This matter has been passed upon by the Corporation Counsel in charge of the proceedings, and by this office, and has been approved by the Corporation Counsel as being an acquisition that will conserve the interests of the City.

I would therefore respectfully recommend that the Board of Estimate and Apportionment authorize the acquisition by the Comptroller of all the right, title and interest of the former owners in and to the fee title and in and to any award to be made for the property to be acquired for the Department of Bridges, at a price not exceeding \$97,500, with interest thereon at 6 per cent. per annum from October 8, 1907, and also authorize the acquisition of the property included in the marginal street, at a price not exceeding \$115,500, and that Corporate Stock be issued in the sum of \$115,500 to replenish the Fund for Street and Park Openings, in order to pay for the acquisition of the part to be used for the marginal street.

The description of the property to be acquired is as follows:

Beginning at a point on the easterly side of Forsyth street distant 77 feet northwardly from the intersection of the easterly side of Forsyth street with the northerly side of Division street; running thence northerly along the easterly side of Forsyth street 100.42 feet; thence easterly 20.33 feet to the northeasterly line of the marginal street as laid out on a map known as "City of New York, Borough of Manhattan, Manhattan Bridge, Manhattan approach property required for marginal streets, as approved by the Board of Estimate and Apportionment November 23, 1906, and June 26, 1908, by the number 38/70"; thence southeasterly along the northeasterly side of the marginal street 141.31 feet to a point where said northeasterly line of said marginal street intersects the rear line of the lot known by the number 80 Division street, and which point is 118.92 feet on a line which when prolonged south 68 degrees 17 minutes 39 seconds east would intersect the point of beginning heretofore mentioned on Forsyth street; thence westerly along said prolonged line and along the rear of the lots known by the numbers 80, 78, 74, 72 and 70 Division street 118.92 feet to the easterly side of Forsyth street, the point or place of beginning.

The part to be taken for the Bridge Department, as shown on the Bridge Department map numbered 38/11, is bounded and described as follows:

Beginning at a point on the easterly side of Forsyth street distant 77 feet northwardly from the intersection of the easterly side of Forsyth street with the northerly side of Division street; running thence northerly along the easterly side of Forsyth street 68.83 feet; thence southeasterly along the northeasterly property line of the layout of the Manhattan Bridge property required for the Manhattan approach, 96.83 feet; thence westerly 67.56 feet to the point or place of beginning, together with all the right, title and interest of the owners of said premises of, in and to the streets in front thereof to the centre thereof, and also together in and to any award that may be made in the proceedings now pending for the acquisition of this property for bridge purposes.

The portion of the marginal street to be acquired from the Fund for Street and Park Openings is bounded and described as follows:

Beginning at a point on the easterly side of Forsyth street distant 145.83 feet northwardly from the intersection of the easterly side of Forsyth street with the northerly side of Division street, and running thence northerly along the easterly side of Forsyth street 31.59 feet; thence easterly 20.33 feet to the northeasterly side of the marginal street as laid out and hereinabove mentioned; thence southeasterly along said northeasterly side of the marginal street 141.31 feet to a point where said northeasterly line of said marginal street intersects the rear line of the lot known as No. 80 Division street, and which point is 118.92 feet, which when prolonged south 68 degrees 17 minutes 39 seconds east would intersect the easterly side of Forsyth street at a point distant 77 feet north of Division street; thence westerly along said prolonged line south 68 degrees 17 minutes 39 seconds east 51.36 feet to the northeasterly property line of the Manhattan approach to the Manhattan Bridge hereinabove mentioned; thence northwesterly along said northeasterly property line of said Manhattan approach 96.83 feet to the point or place of beginning.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

JOEL J. SQUIER, Assistant Corporation Counsel.

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment having heretofore on the 23d day of November, 1906, adopted resolutions changing the map or plan of The City of New York by laying out an approach to the Manhattan Bridge, in the Borough of Manhattan, and authorized the institution of condemnation proceedings for the acquisition of all of the lots, pieces or parcels of land contained within the area of said layout; and

Whereas, The Comptroller has reported to this Board that the hereinafter described property can be acquired at private sale, at a fair market value; therefore be it

Resolved, That the Board of Estimate and Apportionment hereby authorizes the Comptroller to enter into contracts for the acquisition of all the right, title and interest of the former owner of said premises in and to said property and in and to any award that may be made by the Commissioners of Estimate and Appraisal in the proceedings now pending for the acquisition of said property, at a price not exceeding ninety-seven thousand five hundred dollars (\$97,500), with interest thereon, at the rate of 6 per

cent. per annum, from October 8, 1907 (the date of vesting title), for the use of the Commissioner of Bridges. Said property being bounded and described as follows:

All that certain lot, piece or parcel of land, with the buildings thereon erected, situate, lying and being in the Borough of Manhattan, City of New York, and shown on the map of the Department of Bridges as property required for the Manhattan approach to the Manhattan Bridge, numbered 38/11:

Beginning at a point on the easterly side of Forsyth street, distant 77 feet northwardly from the intersection of the easterly side of Forsyth street with the northerly side of Division street; running thence northerly along the easterly side of Forsyth street 68.83 feet; thence southeasterly along the northeasterly property line of the layout of the Manhattan Bridge property required for the Manhattan approach, 96.83 feet; thence westerly 67.56 feet to the point or place of beginning, together with all the right, title and interest of the owners of said premises of, in and to the streets in front thereof to the centre thereof; and be it further

Resolved, That the Board of Estimate and Apportionment hereby authorizes the Comptroller to enter into contracts for the acquisition of all the right, title and interest of the former owner of premises included in the marginal street, as laid out, adjoining the Manhattan approach to the Manhattan Bridge, at a price not exceeding one hundred and fifteen thousand five hundred dollars (\$115,500), bounded and described as follows:

Beginning at a point on the easterly side of Forsyth street distant 145.83 feet northwardly from the intersection of the easterly side of Forsyth street with the northerly side of Division street and running thence northerly along the easterly side of Forsyth street 31.59 feet; thence easterly 20.33 feet to the northeasterly side of the marginal street, as laid out and hereinabove mentioned; thence southeasterly along the said northeasterly side of the marginal street 141.31 feet to a point where said northeasterly line of said marginal street intersects the real line of the lot known as No. 80 Division street, and which point is 118.92 feet, which when prolonged south 68 degrees, 17 minutes, 39 seconds east would intersect the easterly side of Forsyth street at a point distant 77 feet north of Division street, thence westerly along said prolonged line south 68 degrees, 17 minutes, 39 seconds east 51.36 feet to the northeasterly property line of the Manhattan approach to the Manhattan Bridge hereinabove mentioned; thence northwesterly along said northeasterly property line of said Manhattan approach 96.83 feet to the point or place of beginning.

—said contracts to be approved by the Corporation Counsel as to form.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—14.

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

The Secretary presented a communication from the Comptroller certifying the claim of Charles A. Phillips, M. D., in the sum of \$3,143.55 (pursuant to chapter 601, Laws of 1907), for services rendered as Coroner's Clerk to Michael J. Flaherty, Coroner of Brooklyn, from January 8, 1904, to August 31, 1905.

The resolution certifying said claim and authorizing the settlement thereof in the sum of \$3,143.55 failed of adoption, receiving the following vote:

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

Negative—The President of the Board of Aldermen—3.

The unanimous vote of the Board being necessary for the adoption of a resolution offered pursuant to chapter 601 of the Laws of 1907, the act under which the aforesaid claim was certified.

The Secretary presented a communication from the President of the Borough of Brooklyn, submitting form of resolution requesting the Corporation Counsel to move for the dismissal of all injunctions restraining the Board of Estimate and Apportionment from acting in the matter of the approval of certain contracts for subway construction, also a resolution by the Comptroller suggesting that the Board of Estimate and Apportionment request the Public Service Commission to submit to the Board of Estimate and Apportionment forms of bids for constructing the first section of the Fourth avenue subway and part of the second section to Fulton street, so as to enable the completion of the approach to the Manhattan Bridge, and to enable preparation to be made for handling traffic over that bridge upon its completion, suggesting that upon receipt of such forms the Corporation Counsel be requested to take steps to have the injunction or injunctions now restraining the Board of Estimate and Apportionment from voting on the contracts heretofore submitted modified, so as to permit them to approve bids for the sections mentioned, and that the entire cost of such sections could be assumed by the City without seriously impairing the present borrowing capacity of the City.

Which were referred to a Select Committee consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and Brooklyn.

The Secretary presented communications as follows:

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an issue of \$500,000 Corporate Stock, pursuant to the provisions of chapter 517, Laws of 1907, for the purpose of constructing and completing extensions of the building in Central Park, occupied by the Metropolitan Museum of Art, and for furnishing and equipping same.

From the President of the Park Board, requesting that the sum of \$1,080 be transferred from the appropriation made in the Budget for the year 1909, for the Department of Parks, entitled Park Board—General Administration—Salaries, to the appropriation entitled Boroughs of Manhattan and Richmond—Administration—Salaries and Wages.

From the Commissioner of Parks, Borough of The Bronx, submitting communication from Col. John G. D. Knight, Corps of Engineers, U. S. A., relative to the improvement of the Harlem River in the vicinity of Macombs Dam Bridge by strengthening or replacing the present bulkheads to such an extent as will permit the dredging of 16 feet below mean low water, and urging the Board to grant an immediate appropriation of \$16,000 for this work.

(On October 16, 1908, a request from the Commissioner of Parks, Borough of The Bronx, for an issue of \$2,701,000 for the improvement of parks and parkways, which included the item "Rebuilding crib and filling on Harlem River side of Macombs Dam Park, \$16,000," was referred to the Comptroller.)

From the Department of Education, requesting that the sum of \$16,200 be transferred from the amount apportioned to the Borough of Brooklyn, by resolution adopted April 10, 1908, authorizing an issue of \$1,000,000 Corporate Stock for the permanent betterment of school buildings of The City of New York by providing fire protection, and added to that allowed for the Boroughs of Manhattan and Queens, divided as follows:

Borough of Manhattan.....	\$15,000 00
Borough of Queens.....	1,200 00

From the Chairman and Secretary of the Public Service Commission for the First District, requesting an appropriation of \$987,500, pursuant to the provisions of section 10, chapter 4, Laws of 1891, as amended by section 14, chapter 429, Laws of 1907, for the expenses and the compensation of employees of said Commission for the year ending December 31, 1909.

From the Supervisor of the City Record, requesting an issue of \$4,000 Special Revenue Bonds (subdivision 7, section 188 of the Charter) for defraying the expenses of printing calendars, etc., in the "New York Law Journal," no provision for same having been made in the Budget for the year 1908.

Which were referred to the Comptroller.

The Secretary presented the following communication from the City Club, requesting the Board to appoint one or more competent bridge engineers to inspect the plans and stress sheets of the Manhattan Bridge, now under construction, so as to guard against a possible repetition of the City's experience in connection with the Queensboro Bridge:

THE CITY CLUB OF NEW YORK,  
No. 55 WEST FORTY-FOURTH STREET,  
December 7, 1908.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—I am sending you herewith a copy of a letter addressed to Mayor McClellan, as Chairman of the Board of Estimate and Apportionment, asking that an examination be made of the plans and stress sheets of Manhattan Bridge.

Sincerely yours,  
HENRY C. WRIGHT, Bureau Director.

THE CITY CLUB OF NEW YORK,  
No. 55 WEST FORTY-FOURTH STREET,  
December 7, 1908.

Hon. GEORGE B. McCLELLAN, Chairman, Board of Estimate and Apportionment, City Hall, New York City:

DEAR SIR—The City Club hereby requests that an examination be made of the plans of the Manhattan Bridge to insure that the City is to secure a safe and adequate structure. The request is based on the following facts:

On January 5, 1908, your body authorized the employment of the firm of Boller & Hodge, and also William H. Burr, to make an examination of the Queensboro Bridge. These engineers were employed and made reports about October 1, from which reports these facts may be taken and conclusions drawn:

The contract with the Pennsylvania Steel Company for this bridge stipulated that it should build a structure that would carry a wagon road, two foot walks, four trolley tracks and four elevated tracks, and that the stresses should not at any points exceed designated limits. The reports reveal the fact that the bridge is not strong enough to carry even one elevated track, in addition to the trolley tracks, unless very considerable lightening of the structure as now built is first made; and also that the stress limits provided in the contract have been greatly exceeded.

The contract, as originally let by Commissioner Lindenthal, provided for two elevated tracks. This contract was changed and supplemented under Commissioner Best in order to provide for an additional set of elevated tracks. The weight of steel in the structure, as originally planned, was to have been 84,300,000 pounds; the weight of steel actually put into the bridge was 105,152,010 pounds. The supplemental contract provided that the added steel in the structure should increase the carrying capacity of the bridge 3,400 pounds per linear foot, or an increase from the original provision of 12,000 to 16,000 pounds. The additional steel which was put into the structure, amounting to 20,852,000 pounds, did not secure the carrying capacity of 16,000 pounds per linear foot specified in the supplemental contract. On the contrary, the engineers find that the bridge as built will sustain a live load of but 4,000 pounds per foot.

As a result of this serious mistake, the engineers find not only that the bridge cannot support the four elevated tracks stipulated in the contract, but it cannot carry more than one set of trolley tracks, if the live load provided for the wagon road and foot walks by the contract be adhered to. Moreover, inasmuch as snow or ice load is provided for in this calculation, should the bridge at any time be coated with ice and snow, such an additional weight would be added to the structure that the trolley cars probably could not run with safety.

So small is the supporting capacity of the bridge that it will become necessary to exclude all elevated or subway traffic, and also necessary to reduce the live load on the roadway by 50 per cent, and on the sidewalk by 33 1/3 per cent. Even before these reduced live loads can be safely carried, the weight of the structure must be reduced by about 2,000 pounds per linear foot of the bridge. Moreover, it will be necessary to regulate, by Police, the distance between trolley cars, which will necessitate a large annual outlay.

It is a question to be decided by the Courts whether or not the contractor is responsible for these serious defects resulting in such a heavy loss to the taxpayers. Regardless of where the legal responsibility may be placed, unquestionably the Department of Bridges is responsible for approving defective plans, or, having unwittingly approved them, is responsible for not having detected their serious defect during the process of construction.

In view of this neglect or incompetence on the part of the Bridge Department, it seems to the Club highly important that the plans of the Manhattan Bridge now under construction be thoroughly inspected to guard against a possible repetition of the City's experience in connection with the Queensboro Bridge.

We therefore request your Board to appoint one or more competent bridge engineers to inspect the plans and stress sheets of the Manhattan Bridge, and to make report as to their adequacy.

Respectfully yours,

HOMER FOLKS, Chairman, Transit Committee.

HENRY C. WRIGHT, Bureau Director.

The Chair announced that he had prepared the following reply to the aforesaid communication and requested the authority of the Board to forward same to Mr. Homer Folks, Chairman, Transit Committee of the City Club, which request was granted.

The Chair then signed the communication as Mayor and Chairman of the Board of Estimate and Apportionment and the Secretary was directed to transmit same to Mr. Folks.

December 11, 1908.

Hon. HOMER FOLKS, Chairman, Transit Committee, The City Club, No. 55 West Forty-fourth Street, New York City:

DEAR SIR—I am authorized by the Board of Estimate and Apportionment to reply to your letter of December 7, 1908, as follows:

In relation to your request that an examination be made of the plans of the Manhattan Bridge, the Commissioner of Bridges informs the Board of Estimate and Apportionment that in order to allay any unrest he intends to retain an independent expert engineer to examine into the design and the method of construction of the bridge.

In your letter to the Board you state that "On January 5, 1908, your body authorized the employment of Boller & Hodge and William H. Burr to make an investigation of the Queensboro Bridge."

This is not correct. The experts were retained in June, 1908, by the Bridge Department, Messrs. Boller & Hodge being selected on the recommendation of the Comptroller. These engineers have made their reports, which are now in the hands of the members of the Board of Estimate and Apportionment and in your hands.

It is pertinent to add that at the time the Commissioner of Bridges appointed Messrs. Boller & Hodge and Prof. William H. Burr he already had under way an investigation of the design of the Queensboro Bridge by engineers of his own department. This investigation is referred to in Prof. Burr's report as follows:

"On taking up these duties I found that a part of the engineering staff of the Department of Bridges had for some time been engaged on a recomputation of the stresses of the Blackwells Island (Queensboro) Bridge."

The Chairman of this Board is informed by the Department of Bridges that this investigation would have been completed in practically the same time as was that of the experts.

Referring to the Manhattan Bridge, before any contracts for construction of any part of the bridge were let, full and exhaustive determination of the stresses which would occur in every individual member were made. Further, every detail in the bridge had been fully designed before the letting of any contract, so that there never has existed any uncertainty as to what the dead load or the total load to be supported by the bridge, and the resulting stresses would be. The contractors have not been called upon, as was the case with the Queensboro Bridge, to design any portion of the work in order to meet any specific requirements as to loads and stresses. Such designs were made and checked by expert bridge engineers in the employ of the City before a pound of steel for the bridge had been made.

In the preface of your letter you state, relative to the Queensboro Bridge:

"The reports reveal the fact that the bridge is not strong enough to carry one elevated track in addition to the trolley tracks unless very considerable lightening of the structure as built is first made, and also that the stress limits provided in the contract have been greatly exceeded."

It has been made public by the Department of Bridges and the Mayor has been so informed by the Commissioner of Bridges that the "lightening of the structure," recommended, is partially under way and has been further planned so that there is no doubt that, taking the worst view of the reports of the experts, the two elevated tracks and four trolley tracks can be used.

The question of the responsibility of the contractors in relation to the questions involved is receiving, or has received, the attention of the Corporation Counsel in response to an inquiry from the Comptroller. Such inquiry was agreed upon after a conference between the Comptroller and the Commissioner of Bridges.

You state on page 2 of your letter:

"Moreover, inasmuch as no snow or ice load is provided for in this calculation, should the bridge be covered with ice or snow, such an additional weight would be added to the structure that trolley cars could not run with safety."

This statement is incorrect. The design of the Queensboro Bridge and the change in adding additional tracks to the bridge were made before either the present Commissioner or present Chief Engineer of the Department went into office.

This Board is not willing to assume that they are incompetent to direct the construction of the Manhattan Bridge or that they have directed the construction of a bridge improperly planned.

The investigation now to be made is at the initiative of the Bridge Commissioner, not because of any fear that the bridge will not carry the load proposed, but for the purpose of allaying any doubt thereof.

When the report relative to the Manhattan Bridge is completed it will be made public.

Very truly yours,

(Signed) GEORGE B. McCLELLAN,  
Mayor and Chairman of the Board of Estimate and Apportionment.

The Secretary presented a communication from the Commissioner of Parks, Borough of The Bronx, submitting copy of a communication from the North Side Board of Trade of The City of New York requesting that a road be constructed from Bartow station to the easterly side of the Hutchinson River, to connect with the proposed bridge to be constructed at the terminus of Two Hundred and Twenty-second street at the Hutchinson River, and stating that the cost of said construction is estimated at \$30,000, and, as it appears to be an important improvement, recommends that such an appropriation be granted.

Which was referred to a Select Committee consisting of the Comptroller, the Chief Engineer of the Board, the Chief Engineer of the Park Department, Borough of The Bronx, and the Chief Engineer of the office of the President of the Borough of The Bronx.

The Secretary presented the following communication from the Acting City Clerk notifying the Board of the rejection by the Board of Aldermen of the ordinance containing resolution adopted by the Board of Estimate and Apportionment October 16, 1908, authorizing an issue of \$82,823 Corporate Stock for the purpose of providing means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens:

THE CITY OF NEW YORK,  
OFFICE OF THE CITY CLERK,  
NEW YORK, December 4, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—You are hereby respectfully notified that the Board of Aldermen at its meeting held Tuesday, December 1, 1908, rejected, by a majority vote of all the members elected, an ordinance providing for an issue of Corporate Stock in the sum of \$82,823, for the purpose of providing means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens. Copy of proceedings covering this action is transmitted herewith for your information.

Yours truly,

JOSEPH F. PRENDERGAST, First Deputy and Acting City Clerk.

Reports of Committee on Finance—

No. 1245.

The Committee on Finance, to which was referred on October 20, 1908 (Minutes, page 101), the annexed ordinance in favor of an issue of \$82,823 Corporate Stock for substructure approach to Queensboro Bridge, respectfully reports:

That the Committee has sent notices to the Bridge Department, the Borough President and the Comptroller, and has been unable to secure the attendance of any one able to give any information in relation thereto.

It therefore recommends that the said ordinance be rejected.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of eighty-two thousand eight hundred and twenty-three dollars (\$82,823), to provide means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company for the construction of said viaduct.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment October 16, 1908, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of

the issue of Corporate Stock of The City of New York, to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823), for the purpose of providing means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwell's Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company—for the construction of said viaduct—that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823), the proceeds whereof to be applied to the purposes aforesaid."

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

Under Rule 21, consideration of this report was deferred. Subsequently the Vice-Chairman moved the adoption of this report.

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

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Bent, Beyer, Corbett, Crowley, Doull, Dowling, Downing, Drescher, Esterbrook, Finnigan, Gaynor, Goldschmidt, Grimm, Hochdorffer, Hogan, Kavanagh, Kenneally, Kenney, Levine, Linde, Martyn, Marx, McAleer, McCann, Moskowitz, Muhlbauer, Mulligan, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Stapleton, Stormont, Velten, Walsh and the Vice-Chairman—42.

And the President declared that, in accordance with section 48 of the Charter, the above ordinance had been rejected.

Rejected by the Board of Aldermen December 1, 1908, a majority of all the members elected voting in favor thereof.

P. J. SCULLY, Clerk.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823) for the purpose of providing means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwell's Island Bridge, Borough of Queens, pursuant to an agreement, dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company, for the construction of said viaduct; that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented a communication from the President, Board of Justices, Court of Special Sessions, Second Division, requesting that the schedule of Salaries and Salaries and Wages, Court of Special Sessions, Second Division, be amended by striking out the item "Court Attendant at \$1,500," and inserting in place thereof the item "Court Attendant at \$1,800."

Which was referred to the Comptroller.

The Secretary presented a communication from the President, Local No. 77, International Brotherhood of Bookbinders, referring to a communication presented to the Board of Estimate and Apportionment on November 20, 1908, from the Chairman, Executive Committee, New York Public Library, submitting report of the Director of the Library concerning contracts for the rebinding of books, and stating in detail the reasons for protesting against the binding of books by the firm of Cedric Chivers, Ltd., of Bath, England, and Brooklyn, N. Y., and requesting an opportunity to discuss the question with the library officials before the Board.

Which was referred to the President of the Board of Aldermen.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of Special Revenue Bonds (subdivision 8, section 188 of the Charter) in the sum of \$5,253.34, to meet the increase in the pay of Hostlers in the Department of Street Cleaning from \$760 to \$800 per annum, to take effect as of July 1, 1908, together with a report of the Comptroller to whom this resolution was referred on November 13, 1908, recommending the fixing of the salary of the position of Hostler at \$800 per annum, with extra pay at the rate of \$2.30 a day for Sunday work, and stating that an issue of Special Revenue Bonds to the amount of \$9,280 will be necessary to meet said increase for the year 1909.

The Secretary was directed to notify the Commissioner of Street Cleaning of the recommendation of the Comptroller and that application should be made to the Board of Aldermen for an issue of Special Revenue Bonds to the amount of \$9,280 to meet said increase in salaries for the year 1909.

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and hereby is requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of five thousand two hundred and fifty-three dollars and thirty-four cents (\$5,253.34), the proceeds whereof shall be applied to meet the increase in the pay of the Hostlers of the Department of Street Cleaning from seven hundred and sixty dollars (\$760) to eight hundred dollars (\$800) per annum, to take effect as of July 1, 1908.

Adopted by the Board of Aldermen October 20, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, November 4, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I beg to transmit herewith a report of the Bureau of Municipal Investigation and Statistics of this Department relative to a proposed increase in the salary of Hostlers of the Department of Street Cleaning.

In view of the facts contained in said report, I recommend the passage of the accompanying resolutions.

Yours respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Regarding the matter of the proposed issue of Special Revenue Bonds to the amount of \$5,253.34 to provide for the payment of Hostlers in the Department of Street Cleaning at the rate of \$800 per annum from July 1, 1908, which matter was the subject of a resolution of the Board of Aldermen adopted October 20, 1908, requesting the authorization of such issue by the Board of Estimate and Apportionment, I beg to report as follows:

The present salary of Hostlers in the Department of Street Cleaning as fixed by concurrent action of the Board of Estimate and Apportionment and the Board of Aldermen in March, 1907, is \$760, with extra pay for Sunday work, and before a higher rate can be paid such concurrent action must again be taken establishing the higher grade.

It would appear from evidence submitted to your Examiner that at the time the increase to \$760 was made the Hostlers were led to understand by the Commissioner of Street Cleaning that the additional \$40 per annum, for which they had applied, would be allowed in the near future, and as I am informed that the present Commissioner is in favor of the proposed increase, it is recommended that the Board of Estimate and Apportionment, as provided in section 56 of the Charter, recommend to the Board of Aldermen the establishment of a grade for Hostlers in the Department of Street Cleaning at the desired rate of \$800 per annum, and also that no provision having been made in the 1909 Budget for payment at the higher rate, the Board of Aldermen at the same time request the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds required for such purpose.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Hostler, in the Department of Street Cleaning (in addition to those already existing therein), with salary at the rate of eight hundred dollars (\$800), per annum, and extra pay for Sunday work at the present rate of two dollars and thirty cents (\$2.30) per day.

Which was adopted by the following vote:

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

The Secretary presented a communication from James Kearney, counsellor-at-law, representing owners of land located in New York and Westchester Counties to be taken in the improvement authorized by chapter 594, Laws of 1907 (known as The Bronx River Parkway), and urging an appropriation by the Board to enable the Commission created by said act to proceed thereunder, together with a report of the Comptroller to whom this matter was referred on September 25, 1908, submitting a resolution for adoption "if the Board sees fit to appropriate the money for the initial work."

Which were laid over.

The Secretary presented a report of the Comptroller referring to requests from the Commissioner of Parks, Borough of The Bronx, the Commissioner of Parks, Borough of Brooklyn and Queens, and the Board of Assessors, requesting authority, pursuant to the provisions of a resolution adopted December 6, 1907, to proceed with the work of their respective Departments, the expense of which is chargeable against Corporate Stock heretofore authorized, stating that in view of the failure of the Board to approve of the resolution presented at the meeting held June 26, 1908, which had for its purpose the rescinding of all authorizations for the issue of Corporate Stock made prior to December 6, 1907, excepting in so far as the same had since that date been specifically reauthorized, etc., and the apparent ineffectiveness of the resolution adopted December 6, 1907, directing all heads of Departments, etc., not to incur any new or additional indebtedness, payable from the proceeds of Corporate Stock, without the further approval of this Board, he is of the opinion that there now exists no legal restraint upon the head of any City Department to proceed with the making of plans and the letting of contracts for any public improvement project that has received the full authorization of the Board of Estimate and Apportionment and of the Board of Aldermen, and that the requests above referred to are returned, however, without recommendation for the Board to take whatever action it deems proper in the premises.

The Secretary was directed to request the Board of Assessors to forward to the Board a list of the proceedings of this character now pending before it with the authority therefor and an estimate of the amount of damage involved therein.

The Secretary presented a report of the Comptroller recommending an issue of \$1,000 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to provide for a deficiency in the appropriation made for the Sheriff of Kings County for the year 1908, entitled Supplies and Contingencies.

Which was laid over.

(On November 13, 1908, a resolution of the Board of Aldermen requesting an issue of \$1,000 Special Revenue Bonds for the above purpose was referred to the Comptroller.)

The Secretary presented a report of the Comptroller recommending an issue of \$7,000 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to provide for a deficiency in the appropriation made for the Sheriff of Kings County for the year 1908, entitled Maintenance of the County Jail, Civil Prison and Transportation Plant.

Which was laid over.

(On November 20, 1908, a resolution of the Board of Aldermen requesting an issue of \$7,000 Special Revenue Bonds for the above purpose was referred to the Comptroller.)

The Secretary presented the following communication from the Board of Health requesting authority, pursuant to a resolution adopted by the Board of Estimate and Apportionment December 6, 1907, to construct sewers at Riverside Hospital, North Brother Island, at a cost not exceeding \$5,000, together with a report of the Comptroller, to whom, on October 30, 1908, this matter was referred, recommending that the request be approved:

DEPARTMENT OF HEALTH,  
SOUTHWEST CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, October 26, 1908.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway.

SIR—At a meeting of the Board of Health of the Department of Health held October 23, 1908, the following resolution was adopted:

Resolved, That the Board of Health of the Department of Health of The City of New York hereby requests the Board of Estimate and Apportionment to release the said Board of Health from the provisions of a certain resolution adopted by the said Board of Estimate and Apportionment December 6, 1907, in and by which said resolution the bureaus and divisions of the City Government were directed until further notice not to incur any new or additional indebtedness payable from the funds provided by the issue of Corporate Stock heretofore authorized without the approval of the said Board of Estimate and Apportionment in so far as said resolution may refer to the construction of sewers at Riverside Hospital, North Brother Island, Borough of The Bronx, at a cost not exceeding five thousand dollars (\$5,000).

EUGENE W. SCHEFFER, Secretary.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTRROLLER'S OFFICE,  
December 3, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—By resolution adopted October 23, 1908, and transmitted in communication dated October 26, 1908, the Board of Health requests the Board of Estimate and Apportionment to release it from the provisions of a resolution adopted by the Board of Estimate and Apportionment December 6, 1907, relative to the incurring of any additional indebtedness in so far as it refers to the construction of sewers at Riverside Hospital, North Brother Island, at a cost not to exceed \$5,000.

I would report that I consider the construction of these sewers urgent and necessary, and the estimate of \$5,000 not excessive.

I therefore advise that this be granted and the Board of Health be authorized to let a contract to construct sewers at Riverside Hospital, North Brother Island, Borough of The Bronx, at a cost not to exceed \$5,000.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following was offered:

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

Resolved, That the request of the Board of Health for authority to let a contract for the construction of sewers at Riverside Hospital, North Brother Island, Borough of The Bronx, at a cost not to exceed five thousand dollars (\$5,000) be and the same is hereby approved.

Which was adopted by the following vote:

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

The Secretary presented a report of the Comptroller recommending an issue of \$1,350,000 Corporate Stock to provide for the erection and completion of the Sea View Hospital on Staten Island, under the jurisdiction of the Department of Public Charities, in accordance with the items contained in said report.

Which was laid over.

(On October 2, 1908, the request of the Commissioner of Public Charities for an issue of \$2,333,000 Corporate Stock for the above purpose was referred to the Comptroller.)

The Secretary presented a report of the Comptroller referring the request of the Commissioner of Parks, Borough of The Bronx, for an issue of \$2,701,000 Corporate Stock for the further construction and improvement of parks and parkways in said Borough, suggesting, in view of the demands upon the City's borrowing power for park improvements already fully authorized, as well as more necessary improvements previously authorized for which cash is yet to be provided, that the request be returned to the Park Commissioner with the recommendation that he reconsider the same and resubmit to the Board a statement of the character and estimated cost of any park or parkway improvement which the public interest actually demands and which may be considered an absolute necessity at this time.

Which was referred to the Commissioner of Parks, Borough of The Bronx.

(On October 16, 1908, the request of the Commissioner of Parks, Borough of The Bronx, for the above appropriation, was referred to the Comptroller.)

The Secretary presented the following communication from the Fire Department requesting the establishment of the position of Deputy Chief in charge of Marine Division, with compensation at the rate of \$4,200 per annum, together with a report of the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, to which, at the meeting held June 19, 1908, this application was referred, recommending that said request be granted:

HEADQUARTERS, FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, June 16, 1908.

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

SIR—I am directed by the Commissioner to transmit herewith letter this day forwarded to his Honor George B. McClellan, Mayor, and Chairman, Board of Estimate and Apportionment, relative to the establishment in the Fire Department of the position of "Deputy Chief in charge of the Marine Division," with compensation at the rate of \$4,200 per annum.

Respectfully,  
WILLIAM A. LARNEY, Secretary.

HEADQUARTERS, FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, June 16, 1908.

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

SIR—I hereby request that the Board of Estimate and Apportionment recommend to the Board of Aldermen the establishment of the position of "Deputy Chief in charge of the Marine Division" of this Department, with compensation at the rate of \$4,200 per annum.

There is now detailed to this service one of the Battalion Chiefs, but I consider it of the utmost importance that this branch of the Fire Department be placed under the direct jurisdiction and control of an officer of the rank of Deputy Chief.

Respectfully,  
NICHOLAS J. HAYES, Fire Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 13, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, Department of Finance, dated July 13, 1908, relative to a

communication from the Fire Commissioner requesting the establishment of the position of Deputy Chief in charge of the Marine Division, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the statements contained in said report the adoption of the attached resolution is recommended.

Respectfully,

H. A. METZ, Comptroller;  
P. F. McGOWAN, President, Board of Aldermen,  
Select Committee.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 13, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a communication from the Fire Commissioner requesting the establishment of the position of Deputy Chief in charge of the Marine Division, which was referred by the Board of Estimate and Apportionment to the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration, and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Marine Division of the Fire Department consists of seven fireboats and a launch, which will shortly be increased by the addition of three new boats, which have been launched and are now being fitted with their necessary equipment. Its duty is the protection to property on the City's water-front and adjacent thereto, and the boats are also utilized, where called for, in case of fire upon the water-front of New Jersey. The cost of the fleet, for construction and equipment, will approximate \$1,000,000, and the annual salaries of the force employed in its management, numbering about 300 Firemen, Engineers, Pilots and Stokers, will amount to upwards of \$425,000. The Division is at present in charge of a Battalion Chief (salary \$3,300 per annum), detailed from shore duty, and the Fire Commissioner proposes to place it under the supervision of a Deputy Chief, to be designated as Deputy Chief of the Marine Division, who shall be paid an annual salary of \$4,200, the same compensation as paid to Deputy Chiefs in charge of regular fire districts.

Considering the importance of the services rendered by the fireboats in protecting from loss by fire the vast amount of property distributed over the 350 miles of water-front of the City, and the fact that the number of men engaged in the service is equal to that employed in fire districts under the supervision of Deputy Chiefs on land duty, it would seem that the proposition to place this Division of the Fire Department under the supervision of a Deputy Chief was a reasonable one, and I would therefore respectfully recommend that the request of the Fire Commissioner be approved.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Deputy Chief in charge of the Marine Division, under the jurisdiction of the Fire Department, with salary at the rate of forty-two hundred dollars (\$4,200) per annum, for one incumbent.

Which was adopted by the following vote:

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

The Comptroller, as Chairman of the Select Committee consisting of the Comptroller, the Corporation Counsel and the President of the Borough of Manhattan, to which was referred the matter of separating the grades at Fifth avenue and Forty-second street and certain proposed resolutions and ordinances relative thereto, requested an extension of time for one week in which to present the report of said Select Committee.

Which request was granted.

The Secretary presented the following communication and resolution of the Comptroller requesting the heads of various Departments, Bureaus and offices of The City of New York and the counties included therein to submit to the Comptroller such modifications of the Salary and Salary and Wages schedules (included in the Budget for the year 1909) as they may deem necessary for the proper operation of their respective Departments, etc., said information to be submitted to the Comptroller prior to January 1, 1909, etc.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
December 8, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Owing to the numerous requests of Department heads for modifications of the Salary and Salary and Wages schedules as fixed by resolution of the Board of Estimate and Apportionment in the Budget for 1909, I have deemed it advisable to suggest to the Board of Estimate and Apportionment that the said Departmental heads be accorded an opportunity to indicate in what respect these schedules should be modified to insure proper administration in their offices.

Many of these schedules were prepared on the basis of the June payroll, as shown in the Departmental estimates submitted. Since that time many of the employees on these payrolls have been promoted or new grades have been established by resolution of the Board of Estimate and Apportionment, and the Board of Aldermen. In some instances the organization as represented by the schedules can profitably be modified for the betterment of Departmental work.

I respectfully request the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the heads of the various Departments, Bureaus and offices of The City of New York, and the counties included therein, for the maintenance of which, during 1909, items for Salaries, Salaries and Wages, or both, were included in the Budget for 1909 (schedules supporting which were made a part of such Budget by resolution of the Board of Estimate and Apportionment), be requested to submit to the Comptroller such modifications of said Salary and Salary and Wage schedules as they may deem necessary for the proper operation of their said Departments, Bureaus or offices during the ensuing year; that in the preparation of such schedules, provision should be made for strict compliance with the Civil Service rules requiring that work or employment in all cases shall be limited to the performance of the appropriate duties of the civil service designation of the employees; and that this information be submitted to the Comptroller prior to January 1, 1909, bearing in mind that such modifications of organization must be within the Budget allowances for said Departments and the transfers must be made within Budget accounts existing in the Budget as adopted for the year 1909.

Which was adopted by the following vote:

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

The following transfers of appropriations were made upon the recommendation of the Comptroller:

A—\$12,000, as requested by the Comptroller from the appropriation made to the Board of Estimate and Apportionment, Expenses of, for the year 1908, to the appropriation made to the Department of Finance, for the account entitled Supplies and Contingencies, Comptroller's office, for the same year.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
December 8, 1908. }

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I hereby respectfully make application for the transfer of the sum of twelve thousand dollars (\$12,000), from the account known as Board of Estimate and Apportionment, Expenses of 1908, the same being in excess of the amounts required for the purposes thereof, to the appropriation known as Department of Finance, Supplies and Contingencies, Comptroller's office, 1908, the amount of said appropriation being insufficient.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of twelve thousand dollars (\$12,000), be and the same is hereby transferred from the appropriation made to the Board of Estimate and Apportionment for the year 1908, entitled Board of Estimate and Apportionment, Expenses of, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the Department of Finance for the year 1908, entitled Supplies and Contingencies, Comptroller's office, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

B—\$18,300, as requested by the President, Borough of Manhattan, within the appropriations for the year 1908.

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN, }  
CITY HALL, December 7, 1908.

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

DEAR SIR—Request is hereby made for the following transfer of funds:

From Bureau of Sewers—

Salaries of Superintendent and Administration Force.....	\$4,800 00
Repairing and Cleaning Sewers, Hired Teams, Horses, Carts, etc...	2,000 00
From Bureau of Public Buildings and Offices, Maintenance of Buildings and Offices, Hired Teams, Horses and Carts.....	2,500 00
From Public Baths and Comfort Stations, Maintenance of, Salaries and Wages.....	9,000 00
	<b>\$18,300 00</b>

To Bureau of Highways—

Maintenance of Stone Block Pavements, Salaries and Wages.....	\$14,000 00
Boulevards, Roads and Avenues, Maintenance of, Salaries and Wages	3,000 00
Roads, Streets and Avenues Unpaved, etc.:—	
Salaries and Wages.....	500 00
Hired Teams, Horses, Carts, etc.....	800 00
	<b>\$18,300 00</b>

Very truly yours,

JOHN F. AHEARN, President.

The following resolution was offered:

Resolved, That the sum of eighteen thousand three hundred dollars (\$18,300) be and the same is hereby transferred from the appropriations made to the President, Borough of Manhattan, for the year 1908, entitled and as follows:

Bureau of Sewers—

Salaries of Superintendent and Administration Force.....	\$4,800 00
Repairing and Cleaning Sewers, Hired Teams, Horses and Carts, etc.	2,000 00
Bureau of Public Buildings and Offices—	
Maintenance of Buildings and Offices, Hired Teams, Horses and Carts.....	2,500 00
Public Baths and Public Comfort Stations, Maintenance of, Salaries and Wages .....	9,000 00
	<b>\$18,300 00</b>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President for the year 1908, entitled and as follows:

Bureau of Highways—

Maintenance of Stone Block Pavements, Salaries and Wages.....	\$14,000 00
Boulevards, Roads and Avenues, Maintenance of, Salaries and Wages	3,000 00
Roads, Streets and Avenues Unpaved, Maintenance of and Sprinkling:	
Salaries and Wages.....	500 00
Hired Teams, Horses and Carts, etc.....	800 00
	<b>\$18,300 00</b>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

C—\$4,700, as requested by the President, Borough of Richmond, within the appropriations for the year 1908.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, }  
BOROUGH HALL, NEW BRIGHTON,  
NEW YORK CITY, December 3, 1908.

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

GENTLEMEN—I would request that the unanimous consent of your Board be given to the consideration of a resolution transferring certain sums within the Bureaus of my office, and that favorable action in the matter of the transfers be taken, as they are necessary for the proper conduct of the office for the balance of the year, and to be available must be acted on promptly. The transfers, as shown in accompanying draft of proposed resolution, are as follows:

From—

Bureau of Buildings, Salaries and Wages, 1908.....	\$3,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Hired Teams, Horses and Carts, 1908.....	1,200 00
	<b>\$4,700 00</b>

To—

Bureau of Public Buildings and Offices, Salaries and Wages, 1908...	\$1,000 00
Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages, 1908 .....	2,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Equipment, Repairs, Renewals and Supplies, 1908.....	1,200 00
	<b>\$4,700 00</b>

Respectfully yours,

GEORGE CROMWELL, President, Borough of Richmond.

Resolved, That the sum of four thousand seven hundred dollars (\$4,700) be and the same is hereby transferred from the appropriations made to the President of the Borough of Richmond for the year 1908, entitled and as follows:

Bureau of Buildings, Salaries and Wages, 1908.....	\$3,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Hired Teams, Horses and Carts, 1908.....	1,200 00
	<b>\$4,700 00</b>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President of the Borough of Richmond for the year 1908, entitled and as follows:

Bureau of Public Buildings and Offices, Salaries and Wages, 1908.....	\$1,000 00
Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages, 1908 .....	2,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Equipment, Repairs, Renewals and Supplies, 1908.....	1,200 00
	<b>\$4,700 00</b>

—the amounts of said appropriations being insufficient.

The following resolution was offered:

Resolved, That the sum of forty-seven hundred dollars (\$4,700) be and the same is hereby transferred from the appropriations made to the President, Borough of Richmond, for the year 1908, entitled and as follows:

Bureau of Buildings, Salaries and Wages.....	\$3,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Hired Teams, Horses and Carts.....	1,200 00
	<b>\$4,700 00</b>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President for the year 1908, entitled and as follows:

Bureau of Public Buildings and Offices, Salaries and Wages.....	\$1,000 00
Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages.....	2,500 00
Bureau of Street Cleaning, Labor, Maintenance and Supplies and Final Disposition, Equipment, Repairs, Renewals and Supplies.....	1,200 00
	<b>\$4,700 00</b>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

D. \$2,467.18, as requested by the President, Borough of The Bronx, within the appropriations for the year 1908.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, }  
MUNICIPAL BUILDING, CROTONA PARK,  
December 7, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Request is hereby made for the transfer of a sum of \$1,850 from the appropriations made to the President of the Borough of The Bronx for the year 1908, entitled and as follows:

Bureau of Sewers—	
Boring Examinations, Salaries and Wages.....	\$650 00
Sewers, Repairing and Cleaning, Payrolls and Supplies—Salaries and Wages .....	1,200 00
	<b>\$1,850 00</b>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President for the year 1908, entitled and as follows:

Bureau of Sewers, Preliminary Surveys, Estimates, etc., Salaries and Wages .....	\$1,250 00
Bureau of Highways, Labor, Maintenance and Supplies, Salaries and Wages .....	600 00
	<b>\$1,850 00</b>

—the amount of said appropriations being insufficient.

Respectfully,

LOUIS F. HAFFEN, President, Borough of The Bronx.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, }  
MUNICIPAL BUILDING, CROTONA PARK,  
December 7, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Request is hereby made for the transfer of the sum of \$567.18 from the appropriations made to the President of the Borough of The Bronx for the year 1908, entitled and as follows:

Bureau of Highways—	
Rock Soundings, Supplies.....	\$267 18
Preliminary Surveys, Incidental Expenses.....	300 00
	<b>\$567 18</b>

the same being in excess of the amounts required for the purposes thereof, to the appropriation made to said President for the year 1908, entitled and as follows:

Bureau of Highways, Supplies and Contingencies..... \$567 18

—the amount of said appropriation being insufficient.

Respectfully,

LOUIS F. HAFFEN, President, Borough of The Bronx.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
December 7, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Request is hereby respectfully made for the transfer of the sum of \$50 from the appropriation made to the President of the Borough of The Bronx for the year 1908, entitled:

Bureau of Public Buildings and Offices, Contingencies..... \$50 00

—the same being in excess of the amount required for the purposes thereof, to the appropriation made to said President for the year 1908, entitled:

Bureau of Buildings, Contingencies and Emergencies..... \$50 00

—the amount of said appropriation being insufficient.

Respectfully,

LOUIS F. HAFFEN, President, Borough of The Bronx.

The following resolution was offered:

Resolved, That the sum of two thousand four hundred and sixty-seven dollars and eighteen cents (\$2,467.18) be and the same is hereby transferred from the appropriations made to the President, Borough of The Bronx, for the year 1908, entitled and as follows:

Bureau of Sewers—

Boring Examinations, Salaries and Wages..... \$650 00  
Repairing and Cleaning, Payrolls and Supplies, Salaries and Wages.. 1,200 00

Bureau of Highways—

Rock Soundings, Supplies..... 267 18  
Preliminary Surveys, Incidental Expenses..... 300 00

Bureau of Public Buildings and Offices, Contingencies..... 50 00

\$2,467 18

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said President, for the year 1908, entitled and as follows:

Bureau of Sewers, Preliminary Surveys, Estimates, etc., Salaries and Wages .. \$1,250 00

Bureau of Highways—

Labor, Maintenance and Supplies, Salaries and Wages..... 600 00  
Supplies and Contingencies..... 567 18

Bureau of Buildings, Contingencies and Emergencies..... 50 00

\$2,467 18

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of the Department of Street Cleaning, requesting the approval of the award of contract, pursuant to section 544 of the Charter, for the collection and removal of all ashes, garbage and other light refuse from certain portions of the Boroughs of Manhattan and The Bronx, to which the regular service of the Department of Street Cleaning has not yet been extended, to the lowest bidder, William J. Kelly, at his bid of \$1,500 per month, for the period of one year, together with a report of the Comptroller, to whom, on December 4, 1908, said communication was referred, recommending that said request be granted:

DEPARTMENT OF STREET CLEANING,  
Nos. 13 to 21 PARK ROW, NEW YORK,  
November 30, 1908.

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

SIR—On November 20, 1908, as advertised by law, bids were opened in this office for the contract for the collection and removal of all ashes, garbage and other light refuse and rubbish from certain portions of the Boroughs of The Bronx and Manhattan to which the regular service of the Department of Street Cleaning has not yet been extended, for the period of one (1) year. This proposed contract was approved as to terms and conditions by your Board by resolution of October 30, 1908.

The following bids at the prices per calendar month were received:

William J. Kelly..... \$1,500 00  
Henderson Contracting Company..... 2,210 00

S. F. Goss—This bid was irregular in at least two respects: In place of the price being made per calendar month, as required by the proposal, it specified a price "at the rate of \$58.50 per day (\$68.50)."

Moreover, the latter bid was not accompanied by his sureties' agreement, and Mr. Goss himself acknowledged to the Commissioner in the presence of other bidders that his bid was irregular.

It is my intention to award the contract to the lowest bidder, William J. Kelly, at the compensation of \$1,500 per month, and I request your Board to approve of the award at that price, pursuant to section 544 of the Charter.

Respectfully,

FOSTER CROWELL, Commissioner.

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

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Foster Crowell, Commissioner, Department of Street Cleaning, in communication under date of November 30, 1908, requests, pursuant to section 544 of the Greater New York Charter, the Board of Estimate and Apportionment to approve of the award of a contract for the collection and removal of all ashes, garbage and other light refuse and rubbish from certain portions of the Boroughs of The Bronx and Manhattan for a period of one (1) year.

At a meeting of the Board of Estimate and Apportionment held October 30, 1908, a form of this contract was approved, and, in accordance with an advertisement in the CITY RECORD, bids were opened November 20, 1908, as follows:

William J. Kelly, per month.....	\$1,500 00
Henderson Contracting Company, per month.....	2,210 00
S. F. Goss—This bid was irregular in at least two respects: In place of the price being made per calendar month, as required by the proposal, it specified a price at the rate of \$58.50 per day.	

I would report: The bidder to whom the Commissioner has made the award of the contract is the lowest and the price bid is considerably below what the present service is costing the Department.

I therefore am of the opinion that the Board of Estimate and Apportionment, pursuant to section 544 of the Greater New York Charter, may properly approve, as requested by the Commissioner of Street Cleaning, the award of the contract for the collection and removal of all ashes, garbage and other light refuse and rubbish from certain portions of the Boroughs of The Bronx and Manhattan, to which the regular service of the Department of Street Cleaning has not yet been extended, for a period of one (1) year to, William J. Kelly at \$1,500 per month.

Respectfully,

CHANDLER WITHERINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 544 of the Greater New York Charter, hereby approves of the award by the Commissioner of Street Cleaning of the contract for the collection and removal of all ashes, garbage and other light refuse and rubbish from certain portions of the Boroughs of Manhattan and The Bronx to which the regular service of the Department of Street Cleaning has not yet been extended to William J. Kelly for a period of one year, at his bid of \$1,500 per month.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Bridges transmitting report of the Chief Engineer of the Department of Bridges relative to the construction of a bridge over Dutch Kills Creek; communication from the Degnon Realty and Terminal Improvement Company enclosing copy of communication addressed to the Commissioner of Bridges on this subject, together with a report of the Comptroller, to whom this matter was referred on September 18, 1908, recommending an issue of Corporate Stock in the sum of \$110,000 for the erection of a new bridge over Dutch Kills Creek, on the line of Hunters Point avenue, in the Borough of Queens:

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
NEW YORK, April 10, 1908.

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

GENTLEMEN—I transmit herewith copy of report, dated April 7, 1908, submitted by the Chief Engineer of the Department, in relation to your request for a report in the matter of the construction of a bridge over Dutch Kills Creek, on the line of Hunters Point avenue, Borough of Queens.

If your Board decides that a bridge should be built at that point I think it advisable to build a permanent one.

While it is desirable, if a permanent bridge is to be built, to have the entire cost of \$110,000 authorized at once so that a contract for the entire job could be let, the work of construction could be commenced by letting a contract for the substructure, which would require an authorization of \$62,000, the estimated cost of that part of the work. The amount needed for the superstructure and to complete the bridge, estimated at \$48,000, could then be authorized when the work had progressed to the point where it would be required.

Yours respectfully,

J. W. STEVENSON, Commissioner of Bridges.

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
NEW YORK, April 7, 1908.

Hon. JAMES W. STEVENSON, Commissioner of Bridges:

DEAR SIR—In reference to the request of the Board of Estimate and Apportionment of February 14, 1908, asking for a report on the resolution of March 21, 1907, of the Local Board of the Newtown District, Borough of Queens, relative to the construction of a new bridge over the Dutch Kills Creek at Hunters Point avenue, I have had plans and an estimate prepared for the construction of a temporary bridge, and also an estimate prepared for a new permanent bridge of the two-leaf bascule type.

The cost of the temporary bridge would be \$15,000 and would take six months to construct. The cost of the permanent bridge would be \$110,000, of which \$62,000 would be needed for the substructure and \$48,000 for the superstructure, and it would take one year for its construction.

Hunters Point avenue is not now in a condition for traffic, owing to the grading in progress over the tracks of the Long Island Railroad, and it would not seriously inconvenience traffic if the construction of the temporary bridge were omitted, provided work on the permanent bridge is commenced at once.

Yours truly,

C. M. INGERSOLL, Chief Engineer.

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW,  
NEW YORK, September 17, 1908.

Hon. HERMAN A. METZ, Comptroller, No. 280 Broadway, New York City:

DEAR SIR—I am in receipt of your communication of the 10th inst., inclosing a letter from Mr. M. J. Degnon, President of the Degnon Realty and Terminal Improvement Company, in relation to a bridge at Hunters Point avenue, Long Island City, in which you ask me to advise you if any action has been taken in connection with the bridge.

In reply, I wish to advise you that under date of April 10, 1908, I requested the Board of Estimate and Apportionment to decide if a bridge should be built at this point, and submitted a copy of a report by the Chief Engineer of this Department, showing the necessity for such a bridge, together with an estimate of the cost of constructing the same. My communication was presented to the Board at its meeting of April 24, 1908, and was referred to the Comptroller.

Yours truly,

J. W. STEVENSON, Commissioner.

CITY OF NEW YORK—OFFICE OF THE MAYOR,  
September 9, 1908.

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

SIR—The Acting Mayor directs me to transmit to you, for consideration by the Board, the inclosed letter received at this office from M. J. Degnon, President, Degnon

Realty and Terminal Improvement Company, relative to repairing the Hunters Point Avenue Bridge.

Respectfully,

WILLIAM A. WILLIS, Executive Secretary.

DEGNON REALTY AND TERMINAL IMPROVEMENT COMPANY,  
No. 60 WALL STREET,  
NEW YORK, September 4, 1908.

Hon. GEORGE B. McCLELLAN, Mayor of The City of New York, Chairman of Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—I inclose for your information copy of my letter dated August 27 to Commissioner Stevenson, and his reply to same. We have been kept out of the use of this bridge for about a year, and even if started at once it would be a year before a new one could be completed. The President of the Borough of Queens has under way the letting of the contract for the paving of Hunters Point avenue, from Jackson avenue to Greenpoint avenue, a distance of about a mile, and the Pennsylvania Tunnel and Terminal Railroad Company is building the new viaduct on Hunters Point avenue, over their tracks, which it is expected will be completed by February 1, 1909, and as both of these improvements will be completed before the new bridge could be built, we would appreciate it very much if you would have the construction of the new bridge put under way as soon as possible.

Respectfully,

M. J. DEGNON, President.

August 27, 1908.

Hon. JAMES W. STEVENSON, Commissioner, Department of Bridges, Park Row Building, New York:

DEAR SIR—Please find inclosed letter received from our Chief Engineer, in charge of our property in Long Island City, in regard to the Hunters Point Avenue Bridge, which you are aware has been out of order for the past year.

The development and sale of our property is being damaged by this bridge being out of service. We recently paid taxes amounting to over \$10,000 on this property. It seems we should have some consideration, and I trust that you will have the bridge repaired, or a new one built, as soon as possible, as this is one of the leading thoroughfares from the Thirty-fourth Street Ferry to Jamaica and all parts of Long Island, and on the completion of the Pennsylvania viaduct on Hunters Point avenue, which will be by the first of the year, this street cannot be used until this bridge is open for traffic, and the fact that it is holding back development of that section of Long Island City, it is a serious matter, not only to the public, but to taxpayers in that locality. Trusting that this matter will have your immediate attention, greatly obliging,

Very truly yours,

M. J. DEGNON, President.

DEPARTMENT OF BRIDGES, }  
September 1, 1908.

Mr. M. J. DEGNON, President, Degnon Realty and Terminal Improvement Company, No. 60 Wall Street, New York:

DEAR SIR—I have your communication of the 27th ult., in relation to the construction of a bridge over Dutch Kills, on the line of Hunters Point avenue, Borough of Queens.

In reply I wish to advise you that under date of April 10, 1908, the Board of Estimate and Apportionment was requested by this Department to decide if a bridge should be built at this point. A copy of a report by the Chief Engineer of this Department, showing the necessity for such a bridge, was sent at the same time to the Board of Estimate and Apportionment, together with an estimate of the cost of constructing the same. The matter is now in the hands of that Board.

Yours truly,

(Signed) J. W. STEVENSON, Commissioner.

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

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Board of Estimate and Apportionment held April 24, 1908, a report was presented from the Commissioner of Bridges relative to the construction of a new bridge over Dutch Kills Creek on the line of Hunters Point avenue, Borough of Queens.

The Commissioner of Bridges states:

"While it is desirable, if a permanent bridge is to be built, to have the entire cost of \$110,000 authorized at once so that a contract for the entire job could be let, the work of construction could be commenced by letting a contract for the substructure, which would require an authorization of \$62,000, the estimated cost of that part of the work. The amount needed for the superstructure and to complete the bridge, estimated at \$48,000, could then be authorized when the work had progressed to the point where it would be required."

I would report that this bridge will be required for the traffic that comes through the Belmont tunnel; therefore, if there is any prospect of operation of this tunnel in the near future, I would recommend that the Board of Estimate and Apportionment authorize the Comptroller, pursuant to section 47 of the amended Greater New York Charter, to issue Corporate Stock to the amount of \$110,000 for the erection of a new bridge over Dutch Kills Creek on the line of Hunters Point avenue, in the Borough of Queens.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding one hundred and ten thousand dollars (\$110,000) for the erection of a new bridge over Dutch Kills Creek on the line of Hunters Point avenue in the Borough of Queens, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred and ten thousand dollars (\$110,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Comptroller recommending the issue of \$36,432 Corporate Stock, to replenish the Fund for Street and Park Openings, in the matter of the purchase of property within the limits of "Parcel A," in the proceedings for the extension to Kissena Lake Park, Borough of Queens:

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE,  
December 9, 1908.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under date of July 8, 1907, the Board of Estimate and Apportionment, pursuant to the provisions of section 442 of the revised Greater New York

Charter, adopted a resolution to change the map or plan of The City of New York by laying out an extension to Kissena Lake Park in the Borough of Queens.

Under date of July 8, 1907, the Board of Estimate and Apportionment, in pursuance of the provisions of section 970 of the revised Greater New York Charter, adopted a resolution authorizing the institution of condemnation proceedings for the acquisition of the lands and premises required for the opening and extending of "Parcel A" of the Kissena Lake Park extension and determined that the entire cost and expense of said proceeding shall be borne and paid by The City of New York.

Under date of July 8, 1907, the Board of Estimate and Apportionment adopted a resolution authorizing the Comptroller to enter into a contract with the owner of a piece of property within the limits of said "Parcel A" for the purchase of the same at a price not to exceed thirty-six thousand four hundred and thirty-two dollars (\$36,432).

In accordance with said resolution a contract has been duly entered into with the Woodside Heights Realty and Development Company, under date of July 10, 1907, for the purchase of the property described therein at the amount indicated.

To reimburse the fund for Street and Park Openings for the amount of this purchase, Corporate Stock to the amount of thirty-six thousand four hundred and thirty-two dollars (\$36,432) should be issued pursuant to the provisions of section 174 of the revised Greater New York Charter.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 174 of the revised Greater New York Charter, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the revised Greater New York Charter, to the amount of thirty-six thousand four hundred and thirty-two dollars (\$36,432), the proceeds whereof to be applied to replenish the fund for Street and Park Openings, for this amount, to be paid therefrom for the purchase of property within the limits of "Parcel A," in the proceeding known as the extension to Kissena Lake Park in the Borough of Queens, the entire cost and expense of which is to be borne and paid by The City of New York, pursuant to a resolution of the Board of Estimate and Apportionment, adopted July 8, 1907.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Comptroller recommending the issue of \$500,000 Corporate Stock, pursuant to section 32, chapter 490, Laws of 1883, for the uses and purposes of Aqueduct Commissioners:

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE,  
November 25, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Aqueduct Commissioners, held on July 27, 1908, the following preamble and resolution was adopted:

"Whereas, In the opinion of the Aqueduct Commissioners, the further sum of five hundred thousand dollars (\$500,000) will be required to defray the necessary and lawful expenditures of said Commissioners; therefore

"Resolved, That the Comptroller of The City of New York be and is hereby requested to raise the sum of five hundred thousand dollars (\$500,000) upon bonds of The City of New York, in conformity with the requirements of section 32, chapter 490, Laws of 1883 of the State of New York, for the uses and purposes of the Aqueduct Commissioners, as set forth in said chapter and section of said law."

I would report that there are at present in the Department of Finance, awards for land taken for the Cross River and Croton Falls Reservoirs amounting to approximately \$515,000, which will be somewhat increased by additions for interest.

As there are no funds in the additional Water Fund to pay for any of these awards, it will be seen that more than the amount requested will be needed for awards alone.

It will be necessary, however, for the Aqueduct Commission to use part of the funds requested for current expenses and other purposes.

The cost of the Cross River Reservoir contract exceeds the amount reserved, as the contract liability by \$143,000, and that the Jerome Park Reservoir will probably exceed the amount set aside for it by \$140,000.

I would, therefore, recommend that the Board of Estimate and Apportionment concur in the resolution of the Aqueduct Commission, and authorize the Comptroller, pursuant to section 32, chapter 490 of the Laws of 1883, to issue Corporate Stock to the amount of \$500,000, as requested by the Aqueduct Commissioners.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

AQUEDUCT COMMISSIONERS,  
STEWART BUILDING, NO. 280 BROADWAY,  
NEW YORK, July 28, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Aqueduct Commission, held on the 27th inst., the following preamble and resolution was adopted:

"Whereas, In the opinion of the Aqueduct Commissioners, the further sum of five hundred thousand dollars (\$500,000) will be required to defray the necessary and lawful expenditures of said Commissioners; therefore

"Resolved, That the Comptroller of The City of New York be and is hereby requested to raise the sum of five hundred thousand dollars (\$500,000) upon bonds of The City of New York, in conformity with the requirements of section 32, chapter 490, Laws of 1883, of the State of New York, for the uses and purposes of the Aqueduct Commissioners, as set forth in said chapter and section of said law."

Yours respectfully,

THE AQUEDUCT COMMISSIONERS.

By JOHN F. COWAN, President.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 490 of the Laws of 1883, and sections 169 and 170 of the Greater New York Charter, the Board of Estimate and Apportionment hereby authorizes the Comptroller to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of five hundred thousand dollars (\$500,000), the proceeds whereof to be applied to defraying the necessary and lawful expenditures of the Aqueduct Commissioners, as set forth in the preamble and resolution adopted by said Commissioners on July 27, 1908.

Which was adopted by the following vote:

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

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

The Comptroller presented the following communication from the Board of Health, submitting copy of a communication from the Commissioner of Street Clean-

ing, relative to the immediate need of an appropriation to provide for a deficiency in the appropriation made to said Department for the year 1908, for cleaning the streets and for the removal of ashes and garbage, and requesting the Board to appropriate the sum of \$60,000 for this purpose, pursuant to the provisions of chapter 535, Laws of 1893.

Dr. Thomas Darlington, Commissioner of the Health Department, appeared and urged favorable consideration of the request.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, December 10, 1908.

Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, New York City:

SIR—Enclosed herewith you will find copy of preambles and resolutions adopted by the Board of Health at a meeting held December 9, 1908, requesting the Board of Estimate and Apportionment to appropriate the additional sum of \$60,000 under the authority conferred by chapter 535 of the Laws of 1893, to enable the Commissioner of Street Cleaning to provide for the deficiency which will exist in the Department of Street Cleaning at the end of the present year.

I am directed by the Board of Health to request that you will submit the matter to the Board of Estimate and Apportionment at its next meeting for consideration.

Respectfully,  
EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, December 10, 1908.

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

SIR—At a meeting of the Board of Health of the Department of Health, held December 9, 1908, the following preambles and resolutions were adopted:

Whereas, The thorough cleanliness of the streets of The City of New York and the prompt removal of ashes and garbage therefrom are necessary for the preservation of the public health of the said city; and

Whereas, It appears by a communication of the Commissioner of Street Cleaning, dated December 9, 1908 (copy of which is forwarded, hereto annexed), that the unexpended balance of the appropriation for the year 1908 for the purpose above mentioned is insufficient to properly clean the streets and to promptly remove the ashes and garbage therefrom; and

Whereas, This Board is advised that the additional amount necessary for the purposes stated during the remainder of the current year can be lawfully appropriated only pursuant to the authority vested in the Board of Health by chapter 535 of the Laws of 1893; therefore be it

Resolved, That, in the opinion of the Board of Health, the preservation of the health of the community requires that greater efficiency shall be maintained in the cleaning of the streets and the removal of ashes and garbage than can be obtained by the expenditure of the balance of moneys appropriated to and for the uses and purposes of the Department of Street Cleaning for the year 1908; be it further

Resolved, That this Board hereby certifies to the Board of Estimate and Apportionment that the sum of sixty thousand dollars (\$60,000) should be appropriated for the purpose of defraying the necessary expenses required to be incurred by the Board of Health for the preservation of the health of the community in cleaning the streets and removing ashes and garbage from the said city during the remainder of the year 1908.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF STREET CLEANING,  
Nos. 13 to 21 PARK Row, NEW YORK,  
December 9, 1908.

To the Board of Health of The City of New York:

GENTLEMEN—By direction of his Honor, Mayor McClellan, I respectfully call your attention to the following condition which confronts The City of New York:

When the Budget for the expenses of this Department for the current year was passed the allowance for some of the more important items was insufficiently estimated, although the original Department estimate which was presented by my predecessor was sufficient.

The result is that I find that at the end of the current year there will be a probable deficit amounting to sixty thousand dollars (\$60,000), unless an additional allowance is now made by the Board of Estimate and Apportionment over and above the entire amount of the Budget, the only alternative being the stoppage of the work of this Department in the matter of collection of ashes and refuse and the cleaning of the streets.

As the stoppage or curtailment of the work would most seriously affect the health and comfort of the citizens and the sanitation of the entire city, I hereby certify that the additional sum named above, viz., sixty thousand dollars (\$60,000), is necessary for the month of December, 1908, for the Borough of Manhattan, for the cleaning of the streets and the collection and carting of street sweepings and light refuse. To this end I respectfully request your Honorable Board to use the authority vested in and conferred upon it by chapter 535, Laws of 1895, and section 1168 of the Greater New York Charter, to secure from the Board of Estimate and Apportionment the above amount of sixty thousand dollars (\$60,000) for this important and indispensable public purpose, as without such action by your Board I will be unable to properly clean the streets or properly remove the ashes, street sweepings, light refuse and rubbish during the remainder of the year.

Respectfully,  
(Signed) FOSTER CROWELL, Commissioner.

P. S.—I would respectfully add that I am led to take this course in view of the fact that the same procedure was followed in precisely similar conditions, although for much larger amounts of money, in 1895, an abstract of the action taken on that occasion being herewith enclosed for your information.

Assistance of the Health Department in an Emergency of the Street Cleaning Department Dangerous to the Health of the City.

1. Chapter 535, Laws of 1893, authorizes and empowers the Board of Estimate and Apportionment to appropriate, in its discretion, an amount such as they may deem necessary for the purpose of defraying the necessary expense that may be incurred by the Board of Health for the preservation of the health of the community; the expense so incurred to be from time to time certified by the Board of Health to the Board of Estimate and Apportionment; it being made the duty of the Comptroller to pay the respective amounts so certified and approved to the parties entitled thereto, and to raise the amount necessary for the purpose from Revenue Bonds of the City to be issued in anticipation of the taxes to be levied in the year following the date of their issue.

2. It was under the authority of the said law that in 1895 the Board of Health came to the help of the Commissioner of Street Cleaning (minutes of the Board of Estimate and Apportionment for 1895, pages 270-309 et seq.), when, beginning with July, varying amounts, in some months about \$80,000, were appropriated for this purpose by the Board of Estimate and Apportionment for the remainder of the year under the heads of Carting or Final Disposition, on payrolls, or other vouchers, of the Board of Health.

3. Section 1168 of the Charter devolves upon the Board of Health of The City of New York all the authority, duty and powers of former Boards of Health, etc., of the various municipalities consolidated into the Greater City, and particularly all the authority, duty and powers conferred by chapter 74 of the Laws of 1866, and the several acts amendatory thereof, and by any other subsequent laws of this State.

4. It will be seen, therefore, that the said chapter 535 of the Laws of 1893 is still in force for the purposes for which it was enacted.

5. The issue of Revenue Bonds, as aforesaid, is governed by section 187 and subdivision 7 of section 188 of the Charter and does not involve action by any other body than the Board of Estimate and Apportionment.

6. Section 236 of the Charter is narrower in its scope than the said law of 1893, being limited to the prevention of danger from contagious or infectious diseases found

to exist in the city and to a sum not to exceed \$80,000 in any one year, and requires the concurrence of the Board of Aldermen. This section is a curative measure looking to the present, while the law of 1893 is a preventive measure.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 535, Laws of 1893, and section 170 of the Greater New York Charter, and the requisition of the Board of Health by resolution adopted December 9, 1908, the Comptroller be and hereby is authorized to issue Special Revenue Bonds of The City of New York to the amount of sixty thousand dollars (\$60,000), the proceeds whereof to be applied to defraying the necessary expenses required to be incurred by the Board of Health for the preservation of the public health in cleaning the streets and removing ashes and garbage from the Borough of Manhattan during the remainder of the year 1908, redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Comptroller moved that the calendar for the meeting to be held December 18, 1908, contain Public Improvement, Financial and Franchise matters.

Which motion was adopted.

The Comptroller presented the following communication transmitting report of the Chief Engineer of the Department of Finance relative to the proceedings of the International Roads Congress held in Paris from October 11 to October 17, 1908, inclusive.

Which were ordered printed in the minutes and placed on file.

DEPARTMENT OF FINANCE—CITY OF NEW YORK, }

December 9, 1908. }

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

SIR—I herewith transmit for filing and printing in the minutes of the Board of Estimate and Apportionment, report of the Chief Engineer of this Department, relative to the proceedings of the International Roads Congress, held in Paris, from October 11 to October 17, 1908, inclusive.

Yours very truly,

H. A. METZ, Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }

COMPTRROLLER'S OFFICE, }

November 17, 1908. }

Hon. HERMAN A. METZ, Comptroller:

SIR—I herewith present memoranda of the proceedings of the International Roads Congress, held in Paris, October 11 to October 17, inclusive, the conclusions of the Congress and a few suggestions which, in my opinion, should be considered by The City of New York.

Sunday, October 11—3 to 5 p. m., reception of the members of the Congress.

Monday, October 12—9:30 a. m., opening of the Congress, addresses of welcome and responses by representatives of the different countries. 2 p. m., installation and sectional meeting.

Tuesday, October 13—9 a. m., sectional meeting. 2 p. m., excursion in Paris and suburbs and inspection of pavements.

Wednesday, October 14—9 a. m. to 5 p. m., excursion to Versailles.

Thursday, October 15—9 a. m., sectional meeting. 2 p. m., sectional meeting.

Friday, October 16—Excursion to Fontainebleau.

Saturday, October 17—9 a. m., sectional meeting. 2:30 p. m., final meeting of Congress.

#### QUESTIONS CONSIDERED BY THE CONGRESS,

1. The present road.
2. General methods of maintenance.
3. Struggle against wear and dust.
4. The future road.
5. Effects of the means of locomotion upon roads.
6. Effects of new methods of locomotion upon roads.
7. Road signs.

Previous to the meeting of the Congress about one hundred (100) reports had been written upon the above questions by Engineers from Germany, Great Britain, France, Belgium, Portugal, Austria, Netherlands, Switzerland, Italy, Russia and the United States, and each member of the Congress was given a copy of these reports; the copies given to the English speaking members have a conclusion or resume of the report in English at the end of the respective reports.

As all the discussions at the sectional meetings of the Congress were in French, the English speaking members, through the courtesy of the officials of the Congress held preliminary meetings, at which meetings the subjects which were to be discussed at the next sectional meeting of the Congress were taken up and reviewed; in this way, we English speaking members were able to take part intelligently in voting upon each proposition, as it was disposed of at the sectional meetings; as each proposition was read in English before being put to the Congress for adoption.

As noted above, the final meeting of the Congress was held at 2:30 p. m., October 17, 1908, at which meeting the following conclusions were adopted:

#### First Question, the Present Road.

The Congress draws attention to the necessity of constructing the road foundation very carefully with the toughest material; this constituent of the road plays an important part as exerting a considerable influence on the wear and tear of the highway as well as on the upkeep of its profile.

While choosing the foundation system, the structure of the subsoil and that of the road as well as the character of traffic using the road are to be taken into account.

The Congress is of the opinion that a foundation upon a 4-5 in. (10-15 c/m) concrete course is especially to be recommended in carrying out paving even with large paving stones. In this case the stones are to be laid upon a thin sand cushion.

The Congress thinks that it is desirable to continue and to extend the trials made to incorporate tar or bituminous production into the material of the surface with a view to arrive at some efficient and cheap methods of carrying on the work.

The Congress recommends that a binder suited to the nature of the road material and reduced to a minimum should be used while the roller is pressing down the surface.

The Congress expresses the desire that the arrangement of the rows of paving stones, either obliquely or perpendicularly to the axis of the road might be noticed and considered.

The Congress expresses the desire that the paving with small stone (Kleinp flaster) having been reported as giving excellent roads as regards toughness and cheapness, might be tested and considered on roads subjected to various traffic.

#### Second Question, General Methods of Maintenance.

The Congress considers it advisable to keep as closely as possible to the following indications:

##### 1. Macadam Roadways.

Pending the results of the tests in process which may permit a change in the present process of preserving macadam pavements, it is recommended that the Departments having charge of such maintenance should in general cause an abundant resurfacing; while partial work should be limited to the effacement of large depressions, especially near the end of the repairing period and principally during the winter preceding the roller resurfacing.

To use as far as possible only hard and homogeneous road materials, regularly broken; to make choice of a binder suitable to the structure of the road materials used, reducing moreover this binder to a minimum.

To resurface at once the whole width of the roadway wherever it is possible to turn traffic out of the roadway upon the side ways or adjoining roads, warning boards being placed at the crossings in either direction intimating the carrying out of the resurfacing as well as the road to use for the purpose of avoiding the portion being resurfaced.

To continue and undertake with any development which may appear useful the experiments made with surfaces of materials tarred according to various process or with the use of any kind of binding material. It would be necessary to carefully check the results obtained as regards the cost incurred, sections of length and cross sections, durability, mud and dust nuisance, intensity of traffic and tonnage, in order to determine the type of roadway which best meets the modern demands and requirements on roads subjected to the heaviest traffic.

2. *Paved Roads.*

To use only materials which are entirely homogeneous and perfectly sorted and selected.

To use only clean and gravelly sand.

To keep continually a regular profile by filling up at once any holes and depressions by making the necessary repairs.

To undertake a general renewal of paving containing bad faults on the surface and considerable area, when these could not efficiently be met by ordinary repairs, which too often introduce other irregularities into the profile.

To only grant authority to lay water and gas mains under paved roads in exceptional cases and for want of any other practical solution.

Third Question, *Struggle Against Wear and Dust.*

The Congress recommends the use of suitable paving or other improved surfaces as a remedy for wear and tear as well as dust upon roads subjected to traffic heavy in character or in weight.

The Congress recommends the development of cleaning as well as light and frequent watering, by mechanical means.

The use of surfacing such as will facilitate sweeping and removing of mud is also advised.

The Congress considers that emulsions of tar or oils, hydroscopic salts, etc., are really efficient, however unfortunately for a short time. Their use, therefore, has had to be limited so far as to special circumstances (such as motor races, festivals, etc.). However, is it advisable that trials should be continued with the substances known to-day as well as with similar products that might later be suggested. Planting of trees along the roads is also worthy of encouragement from the point of view of the suppression of dust.

Concerning the use of tar. The Congress considers that tarring, when well carried out, is undoubtedly an efficient remedy against dust and that it also to some extent protects the roads against the destructive action of vehicles in general and fast motor cars in particular.

Use of tar incorporated in the road material. Experiments up to the present date are not sufficient to allow definite judgment to be passed upon the results obtained.

It is desirable that these experiments should be continued bearing in mind the experience acquired in different countries.

Fourth Question, *the Future Road.*

The Congress considers that where the traffic of self propelled vehicles is not very great, the present road if it is constructed and maintained in accordance with the resolutions passed on the two first questions, is satisfactory.

The carriage way of the road of the future should be homogeneous and composed of materials which are hard, tough, capable of resistance and not slipping.

To have but one roadway for every kind of vehicle proportioned to the intensity of the traffic, 19 feet 8 inches wide (6 metres at least), save in the exceptional case of broad pleasure avenues where several separate roadways are to be recommended.

To have the least camber compatible with an easy running off of rain water.

To have moderate gradients with as small a difference as possible between the maximum and minimum, it being understood that in exceptional cases, gradients may be sacrificed, if necessary, to avoid sharp curves.

The radii of curves should be as great as possible, 164 feet (50 metres at least), the curves being connected with the tangents by parabolic arcs.

The outside of curves should be slightly raised but so as not to interfere with ordinary vehicles; no obstructions to the view should be allowed at the curves. A narrow sidewalk bounded by a curb should be laid on the side of the shorter radius and the depositing of heaps of materials should be forbidden.

Intersections of roads should be visible and well opened out.

Railway level crossings should be avoided as far as possible and in all cases should be well opened out and signalled both night and day. Tramway crossings of roads should also be signalled.

The Congress recommends that wherever they may be needed, tracks for cyclists and paths for horsemen be laid along the roads.

Finally it is desirable that the sides of roads should be clearly defined as much as possible by trees.

Fifth Question, *Effects of the Means of Locomotion Upon Roads.*

The circulation of fast motor cars with pneumatic tires causes the disintegration and distribution of the smaller particles of road material.

The greater the speed the more this condition is accentuated.

The more so if the road is constructed of badly waterbound macadam, therefore the materials less properly bound together, the binding not well incorporated with the final coating and other circumstances generally conducive to the formation of dust.

Too sudden an increase in the speed as well as too sharp an application of the brakes considerably increases the damage done to the road surface. All changes of speed also do harm but in less degree.

In the curves the action of the centrifugal force is added to the ordinary effects of speed and may considerably increase the damage to the road.

Concerning elastic or rigid tires with or without non-skidding devices.

With fast motor cars it is important to reduce as much as possible the damage done to the road by pneumatic tires in using shoes formed exclusively of pliable materials or at most studded with dull rivets, their projection being small compared to their diameter.

With heavy motor cars, heavy vehicles or traction engines the tires of the wheel, if rigid, should be smooth except in special cases and on certain roads.

Concerning the action of weight—The circulation of heavy motor cars upon macadam roads has a tendency to damage the same principally by causing depressions and ruts.

To avoid this damage it is important in particular that the pressure per running inch of tire should be moderate in relation to the resistance of the road to shear a maximum of 825 pounds per inch width of tire seems generally suitable with diameters of wheels being used at present. On the other hand the absolute axle load is to be considered as too broad, tires cannot exert uniform pressure upon the ground by reason in particular of the camber of the road.

The maximum value of axle load compatible with a sufficient life of the road depends moreover both upon the constitution of the latter and the speed of the vehicle.

Sixth Question, *Effect of New Methods of Locomotion Upon the Roads.*

The Congress notices that from all points of view the same conclusion is reached, viz., that when the condition of the road is unfavorable to automobile traffic for whatever reason the road itself is injured.

Therefore, if you remove from the road everything which may cause the vehicles to be injured, the latter are no longer an agent of unusual wear and tear of roads, provided that they are kept within limits compatible with the structure of the road considered (either present or future) as regards their speed, the constitution of their tires, their accelerations and their weight.

Seventh Question, *Road Signs.*

The Congress expresses the desire:

That the system of marking distances may be reorganized as soon as possible, according to a general and uniform plan for the whole territory of every country.

That the principles of this organization may be the connection between large centres.

That the indications of distances may begin from the large towns as regards all roads radiating from these points.

That a uniform model for all milestones may be used, and that the inscriptions may be few in number and very legible.

That a uniform method of calculating the distances may be adopted for all towns and regions to facilitate the circulation of cumulative distances.

That steps may be taken to obtain from the several countries the application of identical principles.

That the administrative indications may be limited as much as possible on the boards indicating the direction in order to obtain a larger surface for the inscriptions of direction.

That from the point of view of the interests of international traffic a system of warning signals representing the kind of danger and including its name in the national language should be adopted in all countries interested.

That the number of signals should be limited to four:

1. Obstruction across the road.
2. Corner.
3. Level crossing.
4. Dangerous crossroads.

That danger signals, when they are supplied by private bodies, provided that they have been approved by the authorities and placed in position by them or under their inspection, should be considered as belonging to the highway, and should have the protection of the existing law relating thereto.

Upon reading the reports and the conclusions of the Congress, and what I have noted in other cities, I make the following suggestions, which I deem of utmost interest and importance to The City of New York:

First—

(a) The establishment of a Bureau or Committee of Information concerning the practice of other countries with regard to the construction of roads.

(b) The collection of data with reference to new road material, the compilation of records as to the behavior of various types of roads, and the classification of material in order of utility for special conditions.

(c) The collection of data as to the different kinds of machinery on the score of expense and efficiency.

(d) Encouragement of experiments likely to serve the City.

Second—In tarring old macadam pavement (which the Congress recommends) its surface should be thoroughly cleaned of any loose material, brought to an even surface before the tar is applied. As to the application of the tar or asphaltic oil, it should be applied hot, and in order that it may be applied uniformly suitable apparatus should be used, and the oil should not be put on by old water sprinkling wagons, as is now the practice throughout the City. The use of a proper apparatus for applying tar or asphaltic oil to the surface of old macadam roads would in a short time pay for itself in the saving of the material and the results obtained.

Third—I observed in London and Paris that sharp granite screenings were spread upon wood and sheet asphalt pavements in wet and raining weather in order to give better footing for horses, and I recommend their use in this City.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The Comptroller presented communications as follows:

Communication from the President, Board of Trustees, Bellevue and Allied Hospitals, requesting favorable consideration of the resolution of the Board of Aldermen relative to an issue of \$65,600 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to meet deficits in the appropriation made to said Department for the year 1908.

(On November 13, 1908, a resolution of the Board of Aldermen requesting the above issue was referred to the Comptroller.)

Communication from the County Clerk, Richmond County, requesting an appropriation of \$2,100 to meet the salary of a Special Deputy Clerk acting as Chief Clerk of the Supreme and County Courts of Richmond County, for the year 1909, appointed pursuant to the provisions of section 89 of the Code of Civil Procedure, as amended by chapter 629, Laws of 1906.

Communication from the Commissioner of Water Supply, Gas and Electricity requesting favorable consideration of the resolution of the Board of Aldermen relative to an issue of \$13,333.12 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to provide for the continuance in service of various employees of said Department.

Communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting an issue of \$4,700 Special Revenue Bonds for the following purposes:

(a) The erection of a temporary reception office at the gate of the Bellevue Hospital .....	\$3,000 00
(b) The erection of a transfer room to the rear of the present admitting office .....	1,700 00

Total..... \$4,700 00

Communication from the Treasurer of the Brooklyn Public Library requesting authority to apply the sum of \$2,500 from the issue of \$8,660 Special Revenue Bonds (subdivision 7, section 188 of the Charter) authorized on June 26, 1908, for the maintenance of five new Carnegie Libraries in Brooklyn for the year 1908, to the purpose of sodding the grounds and placing around the buildings sidewalks and fences.

Communication from the Police Department requesting the transfer of \$1,350 from the appropriation made for the year 1909 entitled Office of Chief Clerk and Bookkeeper, Contingencies, to the appropriation entitled Office of Chief Clerk and Bookkeeper, Salaries and Wages.

Communication from the Clerk of the Surrogate's Court, Kings County, requesting the establishment of the grade of position of Recording Clerk, with salary at the rate of \$1,100 per annum, as provided for in the Budget for the year 1909.

Communication from the County Clerk of New York County requesting an appropriation of \$11,000 to provide for the salaries of employees connected with the reindexing of all statutory notices of liens and claims upon land which have been filed in said office, pursuant to chapter 536, Laws of 1893, as amended by chapter 466, Laws of 1901.

Resolutions (2) of the Board of Aldermen requesting the issue of Special Revenue Bonds (subdivision 8, section 188 of the Charter) as follows:

- A. \$1,500 for the purpose of covering a deficiency in the Salaries account of the Supreme Court, Kings County, for the year 1908.
- B. \$3,450, to provide for the salaries of two additional Process Servers, at \$1,200 each, and for the proposed increase in the salaries of three Clerks, amounting in the aggregate to \$1,050, Court of Special Sessions, First Division.

Which were referred to the Comptroller.

The Comptroller presented a communication from the Clerk of the Court of Special Sessions, Second Division, relative to the establishment of the grade of position of Assistant Clerk of said Court, with salary at the rate of \$1,800 per annum.

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

The Comptroller presented a communication from the Commissioner of Water Supply, Gas and Electricity transmitting report of the Chief Engineer of said Department relative to the pressing need of an additional water supply for the Borough of Queens, particularly in the First Ward (Long Island City), and advocating the acquisition by the City of the works and franchises of the Citizens' Water Company.

Which was referred to the Chief Engineer and the Comptroller.

The President of the Board of Aldermen moved that when the Board adjourns it adjourn to meet Friday, December 18, 1908, at 10.30 o'clock in the forenoon, which motion was adopted.

After considering certain public improvement matters, the Board adjourned to meet Friday, December 18, 1908, at 10.30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

## BOARD OF HEALTH.

New York, November 18, 1908.

The Board met pursuant to adjournment.

Present—Commissioners Thomas Darlington, M. D., President; Alvah H. Doty, M. D., Health Officer of the Port; Frederick H. Bugher, Second Deputy Police Commissioner.

Second Deputy Police Commissioner Frederick H. Bugher presented a copy of an order issued by the Commissioner of Police detailing him to perform the duties imposed upon the Police Commissioner as member of the Board of Health, during the absence from the City of William F. Baker, First Deputy Police Commissioner.

The minutes of the last meeting were read and approved.

Communication from the Assistant Corporation Counsel, recommending the discontinuance of the suits named in his report.

On motion, it was

Resolved, That the Corporation Counsel be and is hereby requested to discontinue without costs the actions against the following named persons for violations of the Sanitary Code and of the Health Laws, the Inspector having reported the orders therein complied with, or the nuisances complained of abated, a permit having been granted or violations removed, or the orders rescinded, to wit:

Names.	No.
BOROUGH OF RICHMOND.	
Johnson, Henry	1525
Johnson, Henry	1526
BOROUGH OF MANHATTAN.	
Walsh, Nicholas F.	1102

## Sanitary Bureau.

The following communications were received from the Sanitary Superintendent: First—Weekly reports of the Sanitary Superintendent. Ordered on file.

Second—Weekly reports from the Willard Parker, Reception, Riverside and Kings-ton Avenue Hospitals. Ordered on file.

Third—Report on compliance with certain orders to vacate premises, etc.

On motion, it was

Resolved, That the following orders be and are hereby rescinded, for the reason that the causes for the same have been removed:

## BOROUGH OF MANHATTAN.

10553. No. 15 Avenue C and No. 258 East Second street.  
 11375. No. 718 Fifth street.  
 11683. No. 244 Cherry street.  
 11821. No. 14 Chrystie street.  
 11292. Nos. 912 and 914 Second avenue.

## BOROUGH OF BROOKLYN.

4861. No. 468 Marcy avenue.  
 4570. No. 793 Cleveland street.  
 5393. Nos. 874 and 876 Fulton street.  
 5309. No. 842 Flushing avenue, or No. 1 Garden street.  
 5047. No. 219 Palmetto street.  
 2461. Nos. 410, 412 and 414 Marcy avenue.  
 4448. No. 418 Warren street.  
 3561. No. 27 Bergen street.  
 5578. No. 471 Glenmore avenue.  
 5577. No. 486 Glenmore avenue.  
 5642. No. 612 Hart street.  
 5114. No. 408 Park avenue.  
 4758. No. 220 Reid avenue (rear).  
 4140. South side St. Johns place, 150 feet east of Utica avenue.

Fourth—Certificates declaring premises at No. 164 Essex street, No. 13 Oliver street, No. 45 Oliver street, No. 58 Oliver street and Nos. 9 and 11 Prince street, Borough of Manhattan; west side of Concord avenue, 100 feet south of One Hundred and Forty-ninth street, and No. 734 East One Hundred and Forty-ninth street, Borough of The Bronx; No. 18 Atlantic avenue and No. 693 Sixth avenue, Borough of Brooklyn, public nuisances.

On motion, the following orders were entered:

Whereas, The premises, No. 164 Essex street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, No. 13 Oliver street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, No. 45 Oliver street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, No. 58 Oliver street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, Nos. 9 and 11 Prince street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public

nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, west side of Concord avenue, 100 feet south of One Hundred and Forty-ninth street, Borough of The Bronx, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of said premises in its present condition as a stable be discontinued; that the said premises be cleaned; that the filth saturated soil be removed and replaced with fresh earth and the surface so graded that all surface water shall be freely discharged therefrom;

That the walls and ceiling of the stable be cleaned and whitewashed; that the grounds about the stable be cleaned and disinfected and all manure removed therefrom; that hereafter all manure be kept inside the stable and removed from the premises daily, unless pressed in bales, barrels or boxes so as to reduce it to not more than one-third the original bulk, and that all offensive earth be removed from beneath the stable floor and the ground space cleaned, disinfected, cemented and so graded and drained as to discharge all surface water and liquid matter into the street sewer by and through a properly trapped, extra heavy iron drain; that the floors of the horse stalls be provided with a valley drain, properly trapped and connected with the sewer-connected drain.

Whereas, The premises, No. 734 East One Hundred and Forty-ninth street, Borough of The Bronx, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of said premises in its present condition as a stable be discontinued; that the said premises be cleaned; that the filth saturated soil be removed and replaced with fresh earth and the surface so graded that all surface water shall be freely discharged therefrom;

That the walls and ceilings of stable be thoroughly cleaned and whitewashed and that all offensive earth be removed from beneath the stable floor and the ground space cleaned, disinfected, cemented and so graded and drained as to discharge all surface water and liquid matter into the street sewer by and through a properly trapped, extra heavy iron drain; that the floors of horse stalls be provided with a valley drain properly trapped and connected with the sewer-connected drain.

Whereas, The premises, No. 18 Atlantic avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Whereas, The premises, No. 693 Sixth avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop in its present condition be discontinued.

Fifth—Reports on applications for permits.

On motion, it was

Resolved, That permits be and are hereby granted as follows:

## BOROUGH OF MANHATTAN.

No. 32695. Harry Gartenhaus, to conduct public baths at No. 335 East Eighty-second street.  
 32606. Lizzie Betten, to board 1 child at No. 1484 Amsterdam avenue.  
 32607. Mrs. Lizzie McGarry, to board 1 child at No. 311 Avenue A.  
 32608. Mrs. Katie Lynch, to board 1 child at No. 2432 Eighth avenue.  
 32609. Sarah F. Cornet, to board 1 child at No. 733 Eleventh avenue.  
 32700. Wilhelmina Nienstedt, to board 1 child at No. 2380 Old Broadway.  
 32701. Felice De Lorenzo, to board 1 child at No. 2135 Second avenue.  
 32702. Mrs. Delia Greany, to board 1 child at No. 1714 Third avenue.  
 32703. Mrs. James D. French, to board 1 child at No. 228 East Twenty-sixth street.  
 32704. Mrs. Arietta Howard, to board 1 child at No. 217 West Twenty-eighth street.  
 32705. Annie Sheehan, to board 1 child at No. 345 East Eighty-first street.  
 32706. Carmela Marfa, to board 1 child at No. 330 East One Hundred and Ninth street.  
 32707. Rose Papaleo, to board 1 child at No. 321 East One Hundred and Seventeenth street.  
 32708. Mrs. Bridget Wynkoop, to board 2 children at No. 304 Pleasant avenue.  
 32708. Margaret Burck, to board 2 children at No. 1592 Second avenue.  
 32710. Mrs. Caroline Poppenhager, to board 2 children at No. 434 East Eighty-second street.  
 32711. Bertha Brockman, to board 2 children at No. 72 West Eighty-ninth street.  
 32712. Mrs. Hughes, to board 2 children at No. 104 East One Hundred and Second street.  
 32713. Helen Hernstadt, to board 2 children at No. 19 East One Hundred and Eighteenth street.  
 32714. The Mior, T. J. Shields, assistant general manager, to manufacture carbonated waters at No. 17 Cortlandt street.  
 32715. George C. Comatas, to manufacture carbonated waters at No. 459 Sixth avenue.  
 32716. B. H. Harris, to keep oysters for sale at No. 1590 Avenue A.  
 32717. Tobias Warman, to use smoke house at No. 1348 Fifth avenue.  
 32718. Harry Bernstein, to stable 3 horses in a cellar at No. 256 West One Hundred and Seventh street.

## BOROUGH OF THE BRONX.

32719. Jacob Jaeger, to keep birds for sale at No. 622 Cortlandt avenue.  
 32720. Annette Nilson, to board 1 child at No. 4001 Third avenue.  
 32721. Ellen O'Hara, to board 1 child at No. 342 East One Hundred and Thirty-seventh street.  
 32722. Mary Morandy, to board 1 child at No. 274 East One Hundred and Fifty-third street.  
 32723. Della Brown, to board 1 child at No. 498 East One Hundred and Sixty-second street.  
 32724. Jennie Filipo, to board 1 child at No. 721 East Two Hundred and Twenty-third street.  
 32725. Maria Sasano, to board 2 children at No. 2418 Dorsey street.  
 32726. Marie Ebling, to board 2 children at No. 855 Home street.  
 32727. Mary C. O'Connell, to board 2 children at No. 3418 Park avenue.  
 32728. Margaret Buckley, to board 2 children at No. 312 East One Hundred and Thirty-sixth street.

32729. Mollie Rauth, to board 2 children at No. 613 East One Hundred and Thirty-eighth street.  
 32730. Bertha Brazley, to board 2 children at No. 721 East Two Hundred and Twenty-third street.  
 32731. Ruth Doyle, to board 2 children at No. 721 East Two Hundred and Twenty-third street.  
 2195. Aloysiis Fellestein, to keep 43 cows at East Chester road, north of Saw Mill lane.  
 32732. Albert B. Gunnison, to keep 12 chickens at No. 1813 Barnes avenue.  
 32733. Nicolo Rossono, to keep 18 chickens at No. 2381 Belmont avenue.  
 32734. Joseph Schlaich, Jr., to keep 16 chickens at No. 1466 Commonwealth avenue.  
 32735. Christina F. Becker, to keep 25 chickens at No. 2141 Crotona avenue.  
 32736. Antonetto Chiocchi, to keep 24 chickens at No. 2145 Crotona avenue.  
 32737. Fred. Meckes, to keep 12 pigeons at No. 2160 Ellis avenue.  
 32738. John Yeager, to keep 4 pigeons at No. 2043 Gleason avenue.  
 32739. John Kreig, to keep 15 chickens at Heath avenue, near Perot street, Kingsbridge.  
 32740. John F. Dennerlein, to keep 40 chickens at No. 2504 Lorillard place.  
 32741. John F. Dennerlein, to keep 15 ducks at No. 2504 Lorillard place.  
 32742. Louis Ernst, to keep 2 turkeys at No. 660 Morris Park avenue.  
 32743. James A. Deering, to keep 20 chickens at No. 1113 Union avenue.  
 32744. Nathan Selig, to keep 25 chickens at No. 1873 Wallace avenue.  
 32745. Edward Bolsterling, to keep 40 pigeons at No. 1887 Wallace avenue.  
 32746. Louise Pecouser, to keep 20 chickens at No. 2196 Washington avenue.

## BOROUGH OF BROOKLYN.

32747. Carey Polaermo, to board 1 child at No. 161 Boerum street.  
 32748. Ella Eustace, to board 1 child at No. 200 Devoe street.  
 32749. Frances Fitzpatrick, to board 1 child at No. 66 Division avenue.  
 32750. Maria Ambrosia, to board 1 child at No. 257 Elton street (rear).  
 32751. Conchetta Salomone, to board 1 child at No. 415 Flushing avenue, Room 24.  
 32752. Margaret Naughtin, to board 1 child at No. 850 Grand street.  
 32753. Mary Stewart, to board 1 child at No. 851 Gates avenue.  
 32754. Annie Maguire, to board 1 child at No. 197 Himrod street.  
 32755. Elsie Cappice, to board 1 child at No. 445 Liberty avenue.  
 32756. Gustanga Rousso, to board 1 child at No. 591 Liberty avenue.  
 32757. Marie Gabina, to board 1 child at No. 3 Navy street.  
 32758. Theresa Labello, to board 1 child at No. 73 Skillman street.  
 32759. Lottie Ofterdinger, to board 1 child at No. 45 Somers street.  
 32760. Anna Novey, to board 1 child at No. 1631 St. Marks avenue.  
 32761. Alexandria Gielnik, to board 1 child at No. 93 Ten Eyck street.  
 32762. Mrs. Nora Vaughn, to board 1 child at No. 618 Third avenue.  
 32763. Elizabeth Davidson, to board 1 child at No. 367 Warren street.  
 32764. Mary Durkin, to board 1 child at No. 383 Warren street.  
 32765. Agnes Brady, to board 1 child at No. 326 South First street.  
 32766. Filomena DeLuca Colesanti, to board 1 child at No. 238 North Fifth street.  
 32767. Margaret Knapp, to board 2 children at No. 2786 Atlantic avenue.  
 32768. Jennie Whittam, to board 2 children at No. 168 Bayard street.  
 32769. Margaret Leahy, to board 2 children at No. 185 Bedford avenue.  
 32770. Mary Shields, to board 2 children at No. 10 Conselyea street.  
 32771. Margaret Bennett, to board 2 children at No. 127 Cumberland street.  
 32772. Frieda Fuss, to board 2 children at No. 1081 Flushing avenue.  
 32773. Annie Lencky, to board 2 children at No. 1843 Fulton street.  
 32774. Mary Quinn, to board 2 children at No. 560 Grand street.  
 32775. Ida Haag, to board 2 children at No. 16 George street.  
 32776. Margaret Shine, to board 2 children at No. 506 Prospect avenue.  
 32777. Mrs. O'Connor, to board 2 children at No. 451 Seventeenth street.  
 32778. Hannah Williamson, to board 3 children at No. 957 Metropolitan avenue.  
 32779. Jennie Selinitsky, to board 4 children at No. 1751 St. Johns place.  
 32780. St. Paul's Industrial Home, to use beds in dormitories at No. 202 Congress street.  
 32781. Brooklyn Howard Colored Orphan Asylum, to use beds in dormitories at No. 1550 Dean street.  
 32782. Brooklyn Howard Colored Orphan Asylum, to use beds in dormitories at No. 545 Herkimer street.  
 32783. St. Joseph's Female Orphan Asylum, to use beds in dormitories at No. 735 Willoughby avenue.  
 32784. West Shore Mineral Works, to manufacture carbonated waters at No. 97 Cook street.  
 32785. Arnold Schmitz, to keep 15 pigeons at No. 523 Elton street.  
 32786. Johanna Philip, to keep 8 chickens at No. 820 Gravesend avenue.  
 32787. Charles Nell, to keep 10 chickens at No. 151 Waterbury street.  
 32788. Wm. H. Seaman, to keep and sell oysters at No. 1236 Broadway.  
 32789. Charles Combs' Son, to keep and sell oysters at No. 158 Smith street.  
 32790. John J. Stoffler, to keep and sell oysters at No. 516 Third avenue.  
 32791. Henry Weitzel, to use smoke house at No. 409 Knickerbocker avenue.

## BOROUGH OF QUEENS.

32792. Mary Dloughy, to board 2 children at southeast corner of Madison street and Hillside avenue, Jamaica.  
 32793. Maria Schaller, to keep 1 goat at east side of Columbia avenue, 75 feet north of Maurice avenue, Winfield.  
 32794. Catherine Hayes, to keep 30 chickens at No. 7 Candage avenue, Jamaica.  
 32795. Carl Thorsen, to keep 10 pigeons at east side of Columbia avenue, 50 feet north of Maurice avenue, Winfield.  
 32796. Carl Thorsen, to keep 10 chickens at east side of Columbia avenue, 50 feet north of Maurice avenue, Winfield.  
 32797. Maria Schaller, to keep 25 chickens at east side of Columbia avenue, 75 feet north of Maurice avenue, Winfield.  
 32798. Susan Thompson, to keep 25 chickens at No. 727 Eighth avenue, Long Island City.  
 32799. George Boni, to keep 18 chickens at No. 126 Graham avenue, Long Island City.  
 32800. Fred. W. Kramer, to keep 20 chickens at No. 227 Jeffrey avenue, Jamaica.  
 32801. R. Lowenstein, to keep 12 chickens at No. 87 Lawrence avenue.  
 32802. Mrs. Regina Reinhart, to keep 25 chickens at No. 601 South street, Jamaica.  
 32803. Frank Schleier, Sr., to use smoke house at No. 1155 Fourth avenue, Long Island City.

## BOROUGH OF RICHMOND.

32804. Mrs Colgon, to board 3 children at Shore road, near school, Greenridge, S. I.  
 32805. Nicholas Paul, to keep 12 chickens at No. 83 John street, Elm Park.  
 32806. Wm. S. Heil, to keep 20 chickens at No. 774 Richmond terrace.  
 32807. Mrs. Dominick Masso, to keep 7 chickens at No. 73 Sarah Ann street, Tompkinsville.  
 32808. Mina Lorenz, to keep 10 chickens at No. 65 Simonson avenue.  
 32809. M. Stapezenski, to keep 25 chickens at west side of Winant street, near Morningstar road.

On motion, it was

Resolved, That the following permits to practice midwifery in The City of New York be and the same are hereby granted:

## BOROUGH OF MANHATTAN.

33127. Vitina Alagna, No. 246 Elizabeth street.  
 33235. Rosina Alianiello, No. 63 James street.  
 33236. Sali Antonier, No. 143 Norfolk street.  
 33237. Helen Bachman, No. 283 Grand street.  
 33238. Pauline Bachstein, No. 210 East One Hundred and First street.  
 33239. Marcella Barbuta, No. 147 Elizabeth street.  
 33240. Mary Biesiadecka, No. 139 Pitt street.  
 33241. Immaculato Bottino, No. 245 Mulberry street.  
 33242. Sallie Bruner, No. 80½ Attorney street.  
 33243. Vincenza Buonaguro Carfora, Nos. 69 and 71 Mott street.  
 33244. Loretta Cirillo, No. 69 Macdougal street.  
 33245. Mary Costa, No. 116 Madison street.  
 33246. Anna Kerschman Daroczi, No. 185 East Third street.  
 33247. G. Dashowitz, No. 419 East Tenth street.  
 33248. Malka Danneroff, No. 127 East Broadway.

33249. Anna Dennig, No. 112 East Eighty-ninth street.  
 33250. Guisepina Dilorenzo, No. 326 East Twenty-ninth street.  
 33251. Maria Di Martino, No. 58 James street.  
 33252. Raffaela Donarzo, No. 214 Canal street.  
 33253. Maria Eberle, No. 239 East Ninety-fourth street.  
 33254. Rosi Fenichel, No. 348 East Fifteenth street.  
 33255. Dorothea Fetzer, No. 837 First avenue.

33256. Theresa Fischer Altenstein, No. 321 East Seventy-second street.  
 33257. Sarah J. Flynn, No. 153 East One Hundred and Third street.  
 33258. Annie Fuchs, No. 119 Cannon street.  
 33259. Nicoletta Gargano, Nos. 78 and 80 Mulberry street.  
 33260. Kumigunda B. Gilliard, No. 420 East Fifteenth street.

33261. Marianna Gladi Ricciandi, No. 199 Bleecker street.  
 33262. Feige Glantz, No. 146 Ridge street.  
 33263. Elke Goldberg, No. 97 East Fourth street.  
 33264. Rebecca Goldenberg, No. 234 East Third street.

33265. Jennie Greenberg, No. 129 Rivington street.  
 33266. Mrs. Lizzie Gropper, Nos. 55 and 57 Delancey street.  
 33267. Susanna Hasselbach, No. 200 East One Hundred and First street.  
 33268. Bertha Hausler, No. 199 East One Hundred and First street.

33269. Lalie Hafstadter, No. 246 East Fourth street.  
 33270. Debora Holtzgrun, No. 704 East Fifth street.  
 33271. Rafka Horn, No. 291 East Fourth street.

33272. Bertha Jarcho, Nos. 22 and 24 East One Hundred and Fifth street.

33273. Jennie Jacobs, Nos. 90 and 92 Attorney street.

33274. Matilda Jasie, No. 444 Grand street.

33275. Frederke Illg, No. 235 East Fifth street.

33276. Josephine Klein, Nos. 473 and 475 East Houston street.

33277. Laura Kreiner, No. 201 Eldridge street.

33278. Sadie Kreindler, No. 173 Norfolk street.

33279. Marie B. Kriner, No. 202 East Fifty-sixth street.

33280. Mollie Krupinsky, No. 51 Broome street.

33281. Esther Lipshitz, No. 184 Forsyth street.

33282. Rosie Riolo Livren, No. 246 Elizabeth street.

33283. Sussel Lux, No. 121 Attorney street.

33284. Mrs. Magnani, No. 179 Park row.

33285. Marianna Malofronti, No. 405 East Twelfth street.

33286. Rebecca Marcus, Nos. 8 and 10 Rivington street.

33287. Cristina Marocchio, No. 67 Bayard street.

33288. Santa Martello, No. 168 Elizabeth street.

33289. Santa Martello, No. 451 Grand street.

33290. Flora Milkulka, No. 617 East Ninth street.

33291. Henni Naiman, No. 137 Norfolk street.

33292. G. P. Navoni, No. 44 Macdougal street.

33293. Lena Neger, No. 166 Norfolk street.

33294. Julia Momgandis, No. 264 Avenue B.

33295. Cilia Obstgarten, No. 132 Ludlow street.

33296. Annie P. Parenta, No. 239 Mulberry street.

33297. Caterina Pati, No. 44 Prince street.

33298. Rosaria Pellettieri, No. 124 Cherry street.

33299. Maddalena Perrotta, No. 239 Mulberry street.

33300. Frances Pilot, No. 1443 Avenue A.

33301. Annie Presser, No. 169 Essex street.

33302. Fanny Price, No. 301 East Ninety-fourth street.

33303. Anna E. Rader, No. 37 Clinton street.

33304. Eliza Reichardt, No. 230 East Fifty-fourth street.

33305. Esther Rice, No. 65 Canal street.

33306. Fannie Rosenberg, No. 107 Norfolk street.

33307. Rebeka Rosenstock, No. 306 East Houston street.

33308. Sarah Rosner, No. 57 Columbia street.

33309. Tressia Russo, No. 50 Oliver street.

33310. Colomba Salito, No. 162 Mott street.

33311. Sarah Schuchman, Nos. 278 to 282 Henry street.

33312. Sarah Schwartz, No. 38 Rivington street.

33313. Ida Schwarzkopf, No. 238 East Eighty-first street.

33314. Mrs. Annie Scupp, No. 220 East One Hundredth street.

33315. Mrs. Thordelia Seiffert, No. 220 East Fourth street.

33316. Tillie Sims, No. 279 East Third street.

33317. Rose Stahlhammer, No. 359 East Eighty-second street.

33318. Bertha Sussman, No. 252 Broome street.

33319. Assunta Capasso Tampane, No. 231 East Twenty-fifth street.

33320. Sarah Texler, No. 206 Delancey street.

33321. Filomena Volonnino, No. 252 Mott street.

33322. Scheindel Wareter, No. 47 Pitt street.

33323. Jennie Wax, No. 278 Madison street.

33324. Reine Zriem, No. 28 Canal street.

## BOROUGH OF BROOKLYN.

33325. Rose Axelband, No. 170 Boerum street.

33326. Mrs. Sadie Carbone, No. 196 Twenty-second street.

33327. Vita Cicio, No. 143 Humboldt street.

33328. Mary F. Feely, No. 96 Diamond street.

33329. Antoinetta Femiani, No. 96 Roebling street.

33330. Clara Femiani, No. 18 Marcy avenue.

33331. Mary Gyss, No. 151 Bay Thirteenth street, Bath Beach.

33332. Mary Hoffmann, No. 113 Bedford avenue.

33333. Rosie Kaplan, No. 353 Williams avenue.

33334. Antonia Lukaszenska, No. 640 Humboldt street.

33335. Maria C. Marino, No. 194½ Twenty-second street.

33336. Mary A. Reydel, No. 401 Graham avenue.

33337. Marie Rieffman, No. 155 Seigel street.

33338. Mrs. Cath. Schwalbach, No. 838 Grand street.

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2322. Cohen Brothers, No. 243 East Seventy-eighth street.  
 2420. Hachik Baghosian, No. 247 West Thirty-fifth street.  
 2641. Martha Schwartz, Nos. 205 and 207 East One Hundred and Third street.  
 2794. Mary Naumann, No. 1670 Avenue A.  
 2795. John Vagts, No. 220 East Ninety-fifth street.  
 3129. Link & Shaub, No. 1733 Second avenue.  
 3141. Sarah Murphy, No. 1544 Second avenue.  
 3177. Agiolo Pastore, No. 419 West Forty-first street.  
 3382. Stephen Calphopoulis, No. 178 Seventh avenue.  
 3487. Henry A. Reher, No. 125 East Eighty-eighth street.  
 4008. Joseph Kucera, No. 1450 First avenue.  
 4068. Filippo Arlotta, No. 50 Macdougal street.  
 4758. Pasquale Pantano, No. 40 Mulberry street.  
 4767. Joseph Willoughby, No. 171 West One Hundred and Thirty-third street.  
 4896. Harris Spanier, No. 91 Pitt street.  
 4937. Angeline Grandi, No. 210 East Ninety-seventh street.  
 5356. Kape Bagdanowsky, No. 228 East One Hundred and Twelfth street.  
 5421. Karl Schaefer, No. 220 Ninth avenue.  
 5720. Solomon Kirsh, No. 125 Suffolk street.  
 6145. Jacob Rosenberg, No. 1333 Fifth avenue.  
 6151. Margules & Steinberg, No. 751 East Fifth street.  
 6218. Benjamin Ellman, No. 435 East Eighty-first street.  
 6414. Eva Schwartz, No. 202 East One Hundred and Fourteenth street.  
 6536. Mary Sapienza, No. 2233 Second avenue.  
 6577. Fannie Horskovsky, No. 322 Stanton street.  
 6668. Giuseppe Catillo, No. 154 Mott street.  
 7081. Union Milk and Cream Company, No. 137 Goerck street.  
 7154. Adolph Kinast, No. 2827 Eighth avenue.  
 7254. Max Goodman, No. 26 Rivington street.  
 7318. Helen Batovis, No. 1273 Second avenue.  
 7459. William Rehling, No. 768 Ninth avenue.  
 7475. George Coupopoulos, No. 317 West Fortieth street.  
 7526. Hyman Golihopy, No. 42 Jackson street.  
 7626. Minnie Abramof, No. 362 Cherry street.  
 7660. Nana Honen, No. 432 West Thirty-eighth street.  
 7816. Adelaide Herold, No. 1846 Second avenue.  
 8441. Henry Bain, No. 1343 Fifth avenue.  
 8599. Morris Guarian, No. 7 Pitt street.  
 8623. Pincus Wallach, No. 217 East Seventh street.  
 8764. Julius Ullrich, No. 1834 Second avenue.  
 8926. John Russell & Bro., No. 2423 Eighth avenue.  
 9077. Jacob Selinger, No. 69 East One Hundred and Third street.  
 9311. Bernard Mertzel, No. 199 West Ninety-eighth street.  
 9447. Battista Liucci, No. 340 East One Hundred and Tenth street.  
 10122. Halox Blumenfeld, No. 210 East One Hundredth street.  
 10193. Rosie Braunstein, No. 188 Allen street.  
 10256. Joe Harris, No. 242 Monroe street.  
 10273. Jacob Mazurofsky, No. 203 Broome street.  
 10317. Charles Christopher, No. 431 West Fifty-sixth street.  
 10639. Henry Folkman, No. 317 East Seventy-fifth street.  
 10643. Samuel Nurenberg, No. 1742 First avenue.  
 10742. Louis Cohen, No. 355 Madison street.  
 10906. Tony Esposito, No. 1687 Avenue A.  
 10809. Charles Shapiro, No. 268 East Fourth street.  
 10925. Cosimo Darino, No. 321 East One Hundred and Fourteenth street.  
 11005. Robert Frank, No. 26 Avenue A.  
 11166. Morris Cantor, No. 29 Essex street.  
 11298. James V. Carrello, No. 163 Mott street.  
 11475. Joseph Truden, No. 304 East One Hundred and Tenth street.  
 12021. Nettie Holtz, No. 146 Norfolk street.  
 12169. Rubin Golding, No. 173 Clinton street.  
 12181. Henry Heller, No. 1515 First avenue.

## BOROUGH OF THE BRONX.

## Stores.

2768. Benjamin Pachman, No. 1168 Union avenue.  
 2150. Max Rubin, No. 3854 Third avenue.  
 2614. Lea Lichtenstein, No. 834 East One Hundred and Sixty-first street.  
 2740. Bronx Milk and Cream Company, No. 678 East One Hundred and Thirty-third street.  
 2814. John Fusco, No. 961 Morris avenue.  
 2815. John Mueller, No. 638 East One Hundred and Thirty-eighth street.  
 2816. Nathan Holder, No. 3457 Third avenue.  
 2286. Abraham Steiner, No. 380 Third avenue.

On motion, it was

Resolved, That permits be and are hereby denied as follows:

## BOROUGH OF MANHATTAN.

16770. Frank Ceiri, to sell milk at No. 160 Thompson street.  
 16771. John Nictoux, to sell milk at No. 756 Eighth avenue.  
 16772. Robert Forsythe, to sell milk at No. 2906 Eighth avenue.  
 16773. Marie Silk, to sell milk at No. 2519 Seventh avenue.  
 16774. Santo Campagno, to sell milk at No. 161 East One Hundred and Fourth street.  
 16775. Mrs. Mary Merino, to board 1 child at No. 348 East One Hundred and Fourteenth street.  
 16776. Mrs. Norah Burke, to board 3 children at No. 170 East One Hundred and Sixth street.  
 16777. Henry Burtner, to keep 20 pigeons at No. 327 East Twenty-fourth street.  
 16778. Joseph Oliver, to stable 15 horses in a cellar at No. 470 Pearl street.

## BOROUGH OF THE BRONX.

16779. Abraham Reinheimer, to sell milk at No. 288 East One Hundred and Sixty-fourth street.  
 16780. Jos. Palazzoto, to sell milk at No. 1114 Intervale avenue.  
 16781. Stephen Keil, to sell milk at No. 1230 Southern boulevard.  
 16782. John D. Steil, to sell milk at No. 1133 Simpson street.  
 16783. Harry Rubenstein, to sell milk at No. 670 St. Ann's avenue.  
 16784. Mary Scrocca, to board 1 child at No. 315 East One Hundred and Forty-eighth street.  
 16785. Mary Sullo, to board 1 child at No. 274 East One Hundred and Fifty-third street.  
 16786. Hattie Toden, to board 2 children at No. 840 Courtland avenue.  
 16787. J. L. Mooney, to keep 15 pigeons at No. 1318 Brook avenue.  
 16788. Michele Pascucci, to keep 12 pigeons at No. 2537 Cambrelling avenue.  
 16789. Henry Hanf, to keep 3 chickens at No. 952 Forest avenue.  
 16790. Mrs. S. R. Wiley, to keep 20 chickens at No. 2510 St. Raymonds avenue.  
 16791. Mary Sullivan, to keep 6 chickens at No. 1662 Wallace avenue.  
 16792. Albert Wawrzyniak, to keep 25 chickens at No. 859 East Two Hundred and Twentieth street.  
 16793. Michael Rozourke, to keep 20 chickens at No. 775 East Two Hundred and Twenty-fifth street.

## BOROUGH OF BROOKLYN.

16794. Max Reckholder, to keep 10 chickens at No. 265 Montauk avenue.

## BOROUGH OF QUEENS.

16795. William Bueggemann, to keep 2 cows at Main street and Fisk avenue, Maspeth.  
 16796. Lucy Pascalli, to keep 1 pig at No. 154 Sherman street, Long Island City.  
 16797. Nicolo Gorino, to keep 2 goats at No. 586 Boulevard, Long Island City.  
 16798. Hester Birdsall, to keep 10 chickens at Avenue C, near Fourteenth street, Whitestone.  
 16799. Nicolo Gorino, to keep 6 chickens at No. 586 Boulevard, Long Island City.  
 16800. Mrs. Lottie Bauer, to keep 10 chickens at No. 1667 Metropolitan avenue, Middle Village.

16801. Leopold Martin, to keep 15 chickens at No. 490 North street, Evergreen.  
 16802. Leopold Martin, to keep 4 ducks at No. 490 North street, Evergreen.  
 16803. Leopold Martin, to keep 10 pigeons at No. 490 North street, Evergreen.  
 16804. Lucy Pascalli, to keep 12 chickens at No. 154 Sherman street, Long Island City.  
 16805. Lucy Pascalli, to keep 50 pigeons at No. 154 Sherman street, Long Island City.  
 16806. Lucy Pascalli, to keep 10 ducks at No. 154 Sherman street, Long Island City.  
 16807. John H. Case, to keep 12 chickens at No. 1336 Spruce street, Morris Park.  
 16808. Jacob Kohler, to keep 30 chickens at No. 16 Stratton avenue, Bayside.

## BOROUGH OF RICHMOND.

16809. Caroline C. Powell, to board 3 children at Rossville avenue, one-quarter mile west of Woodrow, Rossville.

On motion, it was  
 Resolved, That the following permits to practice midwifery in The City of New York, be and the same are hereby denied.

## BOROUGH OF MANHATTAN.

16810. Clara Abramowitz, No. 14 First avenue.  
 16811. Fanny Ader, No. 358 Fourth street.  
 16812. Elizabeth Ambos, No. 424 East Eighty-fifth street.  
 16813. Yeta Axelrod, No. 207 Eldridge street.  
 16814. Dora Axenfeld, No. 329 East Fourteenth street.  
 16815. Anna Bade, No. 336 East Eighty-third street.  
 16817. Ada E. Baker, No. 1 King street.  
 16818. Katherine R. Bajot, No. 415 East Fourteenth street.  
 16819. Mrs. Betty Baras, No. 130 Allen street.  
 16820. Mrs. Granc Barracato, No. 211 Avenue A.  
 16821. Jennie Bass, No. 102 Monroe street.  
 16822. Hermina Bavina, No. 426 East Seventy-second street.  
 16823. Elizabeth Bayer, No. 205 Lewis street.  
 16824. N. Baukoff, No. 154 Madison street.  
 16825. Louise W. Bauer, Nos. 208 and 210 East Thirteenth street.  
 16826. Katharine Baum, No. 600½ East Sixteenth street.  
 16827. Dominica Bellona, No. 448 East Thirteenth street.  
 16828. Rose Benjamin, No. 250 East Third street.  
 16829. Antonia Beressi, No. 70 First avenue.  
 16830. Mrs. Philippine Berger, No. 514 East Seventeenth street.  
 16831. Mrs. Sarah Berman, No. 450 Grand street.  
 16832. Mrs. Katharina Bolz, No. 215 Eighty-fourth street.  
 16833. Lena Bornstein, No. 611 East Eleventh street.  
 16834. Regina Borsuk, No. 243 Madison street.  
 16835. Chalo Breslauer, No. 144 Forsyth street.  
 16836. Mary Brevda, Nos. 199 and 201 East Ninety-sixth street.  
 16837. Etta Brownstein, No. 311 Henry street.  
 16838. Ester Bensel, No. 161 Madison street.  
 16839. Itka Busel, No. 254 Henry street.  
 16840. Mary Capra, No. 331 East Thirty-fourth street.  
 16841. Florina M. Carreba, No. 178 Mulberry street.  
 16842. Rosa Catalano, No. 408 East Eleventh street.  
 16843. Anna Catalano, No. 412 East Eleventh street.  
 16844. Dora Cohen, No. 231 Eldridge street.  
 16845. Matilda Colosimo Marincola, Nos. 10 and 12 Morton street.  
 16846. Angelica Calacos, No. 346 East Forty-third street.  
 16847. Genoveffa Coniglio, No. 230 Chrystie street.  
 16848. Lillie Cooper, Nos. 271 and 273 Broome street.  
 16849. Bessy B. Circus, No. 103 Allen street.  
 16850. Rosina Cuti, No. 291 Elizabeth street.  
 16851. Maria O. Cuti Sortino, No. 1145 First avenue.  
 16852. Rose Denenfeld, No. 323 East Seventy-second street.  
 16853. Betty Diener, No. 109 Rivington street.  
 16854. Mrs. Bertha B. Diers, No. 314 East Eighty-third street.  
 16855. Mary Lizzie Dumsar, No. 623 East Sixteenth street.  
 16856. Margaretha Everling, No. 301 East Seventieth street.  
 16857. Amelia Englander, No. 199 Orchard street.  
 16858. Lizzie Feldman, No. 605 East Eleventh street.  
 16859. Marie Fiala, No. 410 East Seventy-fifth street.  
 16860. Mrs. A. T. Flachsenhar, No. 535 East Eighty-seventh street.  
 16861. Josephine Fleischman, No. 426 East Seventieth street.  
 16862. Ester Frankel, Nos. 473 and 475 East Houston street.  
 16863. Catherine Franco, No. 338 East Eleventh street.  
 16864. Yetta Frankfort, No. 117 Ridge street.  
 16865. Lillie Friedman, No. 395 East Eighth street.  
 16866. Marie Fristensky, No. 313 East Seventy-third street.  
 16867. Auguste Freyxell, No. 130 East Sixty-seventh street.  
 16868. Mrs. Mary Galatowitz, No. 311 East Seventy-second street.  
 16869. Vittoria Gardelli, No. 340 East Sixty-first street.  
 16870. Mrs. Helena Grune, No. 406 East Eighty-eighth street.  
 16871. Anna Gershanovitz, Nos. 1 and 3 Attorney street.  
 16872. Bertha Ginsberg, Nos. 79 and 81 Cannon street.  
 16873. Clementina Ghilardi, No. 336 East One Hundred and First street.  
 16874. Susie Giannina, No. 125 Mulberry street.  
 16875. Maria R. Tazzetta Giacco, No. 313 East Forty-fifth street.  
 16876. Martha Giardina, No. 233 East Twenty-ninth street.  
 16877. Ida Gladstone, No. 84 Essex street.  
 16878. Mrs. Annie Gollon, No. 236 East Eighty-ninth street.  
 16879. Farga Goldenberg, No. 171 Essex street.  
 16880. Fannie Grosken, No. 123 Division street.  
 16881. Kata Grinewitch, No. 222 East Third street.  
 16882. Mrs. Jennie Greenberg, No. 12 Pitt street.  
 16883. Haja Guterman, No. 98 Allen street.  
 16884. Emanuela Gurrieri, No. 419 East Twelfth street.  
 16885. Maria Anna Guida, No. 354 East Twelfth street.  
 16886. Maria Halbig, No. 407 East Seventy-eighth street.  
 16887. Hannah Halpern, No. 202 Eldridge street.  
 16888. Batsie R. Hammer, No. 185 Monroe street.  
 16889. Barbara Havranck, No. 214 East Fourth street.  
 16890. Octavia Heim, No. 235 East Eighty-second street.  
 16891. Meta C. Helm, No. 529 Hudson street.  
 16892. Chawe Hirsch, No. 168 Orchard street.  
 16893. Marie Hlavacek, No. 518 East Seventy-sixth street.  
 16894. Karoline Hoffmann, No. 334 East Seventy-sixth street.  
 16895. Wilhelmina Hoffman, No. 325 East Ninth street.  
 16896. Serapina Isabella, No. 857 First avenue.  
 16897. Mary A. Jackson, No. 440 East Fourteenth street.  
 16898. Dora Jampolsky, No. 230 East Broadway.  
 16899. Philippine Jandas, No. 128 East Eighty-sixth street.  
 16900. Anna Kahn, No. 321 East Ninetieth street.  
 16901. Marie Kaluba, No. 534 East Eighty-third street.  
 16902. Lillian Kaloustian, No. 400 East Sixty-sixth street.  
 16903. Sarah L. Klatzka, No. 36 Gouverneur street.  
 16904. Henrietta F. Kleyenstuber, No. 255 East Thirty-second street.  
 16905. Mrs. R. Knoper, No. 74 Columbia street.  
 16906. Katharina Kaber, No. 122 East One Hundred and Second street.  
 16907. Anna Kosak, No. 335 East Sixty-ninth street.  
 16908. Elisabet Konacky, No. 428 East Seventieth street.  
 16909. Marie Korda, No. 435 East Seventy-fourth street.  
 16910. Marie W. Kral, No. 307 East Sixty-ninth street.  
 16911. Wilhelmina Kruger, No. 74 Avenue A.  
 16912. Marie Krutis, No. 363 East Seventy-first street.  
 16913. Adel Kreisberg, No. 456 East Tenth street.  
 16914. Antonie Kutil, No. 1379 Avenue A.

16915. Antonina Lason, No. 41 Avenue B.  
 16916. Zipra Lubowitz, No. 197 Eldridge street.  
 16917. Pessi Leifer, No. 58 East Third street.  
 16918. Betzy Levinger, No. 161 Attorney street.  
 16919. Mary Lezak, No. 543 East Thirteenth street.  
 16920. Fannie Horowitz Lilienthal, No. 115 Norfolk street.  
 16921. Emily Luhan, No. 220 East Seventy-second street.  
 16922. Mari Macharik, No. 319 East Forty-eighth street.  
 16923. Firma Mahler, No. 291 East Houston street.  
 16924. Marianna Manfredi, No. 322 East Eleventh street.  
 16925. Mamie McAlpin McEwen, No. 300 East Twenty-sixth street.  
 16926. Mrs. Theresa Medveczky, No. 195 Avenue B.  
 16927. Katharine Meyer, No. 1541 First avenue.  
 16928. Maria D. Michetti, No. 137 Mott street.  
 16929. Rosine Montanus, No. 315 East Ninety-third street.  
 16930. Augusta Musil, No. 336 East Seventy-first street.  
 16931. Santa Musco, No. 327 Broome street.  
 16932. Marie Myskora, No. 426 East Seventy-first street.  
 16933. Mollie Newkrug, No. 160 East Broadway.  
 16934. Elizabeth Nix, No. 328 East Sixty-first street.  
 16935. Fanny Osler, No. 189 Rivington street.  
 16936. Carmela Allico Pandolfo, No. 437 East Fourteenth street.  
 16937. Isabella Pascale, No. 53 East Houston street.  
 16938. Fanny Pariser Kleiman, No. 90 Pitt street.  
 16939. Mrs. Yettie Pell, No. 178 Clinton street.  
 16940. Paola Perazzo, No. 239 Bleeker street.  
 16941. Josefa Perontka, No. 306 East Seventy-third street.  
 16942. Concetta Scarinci Perdichizzi, No. 352 East Thirteenth street.  
 16943. Anna Peters, No. 207 East Eighty-fifth street.  
 16944. Anna Philip, No. 338 East Seventy-third street.  
 16945. Irene Pivky, No. 544 East Twelfth street.  
 16946. Anna Placek, No. 338 East Forty-eighth street.  
 16947. Maria Polizzi, No. 209 Mulberry street.  
 16948. Therese Priolo, No. 448 East Thirteenth street.  
 16949. Mrs. Fannie Proops, No. 511 East Eighty-sixth street.  
 16950. Mary Protaswich, No. 95 Grand street.  
 16951. Francesca Puma, Nos. 220 and 222 East Twenty-ninth street.  
 16952. Rincze Rapp, No. 68 Lewis street.  
 16953. Christina Rau, No. 766 Ninth avenue.  
 16954. Anna Repa, No. 408 East Seventy-third street.  
 16955. Carmela Riccobono, No. 440 East Thirteenth street.  
 16956. Bessie Richman, No. 350 East Fourth street.  
 16957. Annie Rofsky, No. 1061 Lexington avenue.  
 16958. Regina Roth, No. 506 East Eighty-first street.  
 16959. Rosie Rothmann, No. 533 East Fifth street.  
 16960. Emma Rottesman, No. 34 Attorney street.  
 16961. Bertha Rosenthal, No. 304 East Fifth street.  
 16962. Molle Rowinsky, No. 262 Broome street.  
 16963. Ester Rudner, No. 257 East Fourth street.  
 16964. Annetta Alessi Savoca, No. 184 First avenue.  
 16965. Ester Schatzberg, Nos. 122 to 128 Norfolk street.  
 16966. Mrs. Antonio Schenber, No. 323 East Seventy-second street.  
 16967. Anna Schneid, No. 433 Canal street.  
 16968. Mollie Schniebold, Nos. 21 and 23 First avenue.  
 16969. Rachel Schneider, No. 45 Avenue B.  
 16970. Etti Schneider, No. 141 Attorney street.  
 16971. Ester Seife, No. 82 Essex street.  
 16972. Anna Semerad, No. 422 East Seventy-third street.  
 16973. Rozalie Seyfried, No. 115 Avenue B.  
 16974. Julia R. Shusteroff, No. 1 Goerck street.  
 16975. Eva Silverman, Nos. 368 and 370 East Eighth street.  
 16976. Frida Sitzman, No. 180 East Houston street.  
 16977. Marya Soltcik, No. 224 East Third street.  
 16978. Mali Solzman, No. 140 Columbia street.  
 16979. Regina Sonnenthal, No. 60 Attorney street.  
 16980. Maria De Stefano, No. 213 Mott street.  
 16981. Sarah Stein, No. 117 Delancey street.  
 16982. Fanny Stepanek Haller, No. 334 East Seventy-first street.  
 16983. Amalia Stern, No. 123 Lewis street.  
 16984. Esther S. Sternlit, No. 633 East Eleventh street.  
 16985. Mary Streich, No. 135 Norfolk street.  
 16986. Veronika T. Szillaggi, No. 335 East Thirteenth street.  
 16987. Annie Toro, No. 50 Oliver street.  
 16988. Anna Tulka, No. 402 East Seventy-second street.  
 16989. Celestine Turini, Nos. 26 and 28 Carmine street.  
 16990. Hinde Turk, No. 71 Mangin street.  
 16991. Annetta Ventura, No. 603 East Fourteenth street.  
 16992. Theresa Vogel, No. 332 East Ninety-fifth street.  
 16993. Maria M. Glaser Volke, No. 326 East Thirty-third street.  
 16994. Maria Vrabec, No. 363 East Seventy-first street.  
 16995. Mrs. F. R. Wagner, No. 254 Rivington street.  
 16996. Amalia Warshawsky, No. 211 East Tenth street.  
 16997. Zelma Warshawsky, Nos. 317 and 319 East Third street.  
 16998. Sabina Weber, No. 245 Eldridge street.  
 17000. Rosa Weinberger, No. 93 Goerck street.  
 17001. Charlotte Weiss, No. 349 East Third street.  
 17002. Louise Weiss, No. 69 Amsterdam avenue.  
 17003. Margaret Westrich, No. 187 East Third street.  
 17004. Mrs. K. Wondraschek, No. 242 East Eighty-fifth street.  
 17005. Barbara Wrama, No. 334 East Seventy-fourth street.  
 17006. Helena Wyse, No. 283 Grand street.  
 17007. Annie Zilberman, No. 62 Cannon street.  
 17008. Ida Zimmermann, No. 78 Norfolk street.  
 17009. Margaretha Zoeller, No. 407 East Eighty-seventh street.  
 17010. Dora Zouly, Nos. 274 and 276 Henry street.  
 17011. Olivina Bideau, No. 258 St. Nicholas avenue.

## BOROUGH OF BROOKLYN.

16816. Anna Bagley, No. 22 Hamburg avenue.  
 17012. Clara Cohen, No. 234 Metropolitan avenue.  
 16991. Carmela Della Valle, No. 633 Fifty-fourth street.  
 17013. Sheindal Fau, No. 109 Moore street.  
 17014. Mary R. Finicz, No. 1077 Manhattan avenue.  
 17015. Emilia Florio, No. 153 Twenty-first street.  
 17016. Diletta Frangella Carnavole, No. 235 Montrose avenue.  
 17017. Barbara Gaetner, No. 172 Leonard street.  
 17018. Mary Grand, No. 644 Sixth avenue.  
 17019. Barbara Hasprecht Hartmann, No. 150 Onderdonk avenue.  
 17020. Emilia Klam, No. 29 Schaeffer street.  
 17021. Johanna Klein, No. 762 Manhattan avenue.  
 17022. Henrietta Kozze, No. 334 Barbey street.  
 17023. Lena Lefton, No. 601 Metropolitan avenue.  
 17024. Mrs. Apolonia Malak, No. 223 Twenty-seventh street.  
 17025. Mary Miller, No. 171 Eagle street.  
 17026. Johanna Pitsch, No. 229 Humboldt street.  
 17027. Anna Regina, No. 381 Manhattan avenue.  
 17028. Mrs. A. Lockwood, No. 260 Graham avenue.  
 17029. Annie Smilansky, Nos. 214 and 216 School street.  
 17030. Agnes M. Taylor, No. 157 Huron street.  
 17031. Hanna Wehenkel, No. 76 Freeman street.

On motion, it was

Resolved, That the following permits be and the same are hereby revoked:

## BOROUGH OF MANHATTAN.

591. Nathan Pacher, to sell milk at No. 353 East One Hundred and Thirteenth street.

782. Rebecca Silverstein, to sell milk at No. 144 West One Hundred and Thirty-third street.  
 988. C. Pulschen, to sell milk at No. 319 West Thirty-fifth street.  
 994. Gustave A. Grambo, to sell milk at No. 428 East Sixty-seventh street.  
 1021. Edward Roberts, to sell milk at No. 204 East Sixty-fifth street.  
 1144. Sarah Hanley, to sell milk at No. 223 East Seventy-fifth street.  
 1781. Ida Lotscheck, to sell milk at No. 2780 Eighth avenue.  
 2067. Jacob Lapinsky, to sell milk at No. 111 East One Hundred and Tenth street.  
 2129. Fanny Weinberg, to sell milk at No. 226 East Sixty-seventh street.  
 2170. Valentine Schott, to sell milk at No. 904 Columbus avenue.  
 2291. Free & Loffler, to sell milk at No. 608 Eleventh avenue.  
 2322. Kuller & Kaplan, to sell milk at No. 243 East Seventy-eighth street.  
 2641. Benj. Mailand, to sell milk at Nos. 205 and 207 East One Hundred and Third street.  
 2794. Dora Rasp, to sell milk at No. 1670 Avenue A.  
 2795. Albin Lange, to sell milk at No. 229 East Ninety-fifth street.  
 3129. Albert Blum, to sell milk at No. 1733 Second avenue.  
 3141. John Murphy, to sell milk at No. 1544 Second avenue.  
 3177. William McAdams, to sell milk at No. 419 West Forty-first street.  
 3382. Addeigo & Nicholais, to sell milk at No. 178 Seventh avenue.  
 3467. Reher & Roden, to sell milk at No. 125 East Eighty-eighth street.  
 4668. Pasqualo Pantano, to sell milk at No. 48½ Mulberry street.  
 4767. Joseph Grubo, to sell milk at No. 171 West One Hundred and Thirty-third street.  
 4937. Frank Grande, to sell milk at No. 422 East One Hundred and Fifteenth street.  
 5356. Ciro Peggoloi, to sell milk at No. 252 Elizabeth street.  
 5421. Calando Fortenito, to sell milk at No. 130 Elizabeth street.  
 6151. Henry Belmer, to sell milk at No. 2686 Eighth avenue.  
 6218. Benjamin Ellman, to sell milk at No. 1855 Second avenue.  
 6414. Aaron Perlus, to sell milk at No. 2098 Eighth avenue.  
 6536. Harris Rosenblatt, to sell milk at No. 251 Elizabeth street.  
 6577. George E. Holliday, to sell milk at No. 2355 Eighth avenue.  
 6668. Luigi D. Russo, to sell milk at No. 154 Mott street.  
 7081. Bernardo Carvanio, to sell milk at No. 246 Elizabeth street.  
 7154. Mary Lennon, to sell milk at No. 2827 Eighth avenue.  
 7318. John P. Chrystie, to sell milk at No. 1366 Fifth avenue.  
 7459. Matilda Deverman, to sell milk at No. 768 Ninth avenue.  
 7475. John Schlaun, to sell milk at No. 317 West Fortieth street.  
 7526. Freda Kushner, to sell milk at No. 42 Jackson street.  
 7626. Harria Abramof, to sell milk at No. 362 Cherry street.  
 7660. James Butler, to sell milk at No. 2566 Eighth avenue.  
 8623. Pincus Wallach, to sell milk at No. 236 Seventh avenue.  
 8764. Philip Winterbaur, to sell milk at No. 1834 Second avenue.  
 8926. Jacob Frost, to sell milk at No. 2423 Eighth avenue.  
 9311. K. Rausser, to sell milk at No. 2498 Eighth avenue.  
 9447. James Mauro, to sell milk at No. 340 East One Hundred and Tenth street.  
 10122. Jacob Levine, to sell milk at No. 210 East One Hundredth street.  
 10256. Lewis Shapiro, to sell milk at No. 242 Monroe street.  
 10273. Ciro Leigiodeca, to sell milk at No. 241 Elizabeth street.  
 10639. Abraham Bail, to sell milk at No. 317 East Seventy-fifth street.  
 10742. Carmelo Neri, to sell milk at No. 166 Elizabeth street.  
 10806. Pasquale Gutati, to sell milk at No. 264 Elizabeth street.  
 10809. Ida Shapiro, to sell milk at No. 268 East Fourth street.  
 10925. Cosimo Darino, to sell milk at No. 2270 First avenue.  
 11005. Aaron Stiber, to sell milk at No. 26 Avenue A.  
 11166. Paul Struve, to sell milk at No. 1378 Fifth avenue.  
 11298. Annie Jackson, to sell milk at No. 339 East Fifth street.  
 11475. Salvatore Luicci, to sell milk at No. 304 East One Hundred and Tenth street.  
 12169. Antonio Genovese, to sell milk at No. 245 Eldridge street.  
 12181. Ernest Rink, to sell milk at No. 2507 Eighth avenue.  
 1097. Hyman Gluck, to sell milk at No. 101 Mangin street.  
 2269. Frank Bros., to sell milk at No. 613 Amsterdam avenue.  
 2869. John Lunz, to sell milk at No. 110 Avenue A.  
 4241. C. Carnello, to sell milk at No. 68 Goerck street.  
 4664. Lucy Mosca, to sell milk at No. 346 East One Hundred and Fifteenth street.  
 6381. Tony Nigro, to sell milk at No. 340 East One Hundred and Fifteenth street.  
 6905. Isaac Rabinowitz, to sell milk at No. 91 Allen street.  
 7227. Annie Fine, to sell milk at No. 531 East Twelfth street.  
 7913. Ray Richter, to sell milk at No. 369 East Eighth street.  
 8003. I. Longello, to sell milk at No. 506 East Eleventh street.  
 10044. Salvatore Piccolo, to sell milk at No. 426 East Seventeenth street.  
 11756. Philip Mencher, to sell milk at No. 636 East Ninth street.  
 9771. Sadie Solomon, to sell milk at No. 102 Bayard street.  
 10443. Herman Unterman, to sell milk at No. 162 Allen street.  
 28867. Merrill-Haneause Oyster Company, to keep and sell oysters at boats 2 and 19, foot of Bloomfield street.  
 25870. Sam Gordon, to use smokehouse at No. 1594 Madison avenue.  
 19064. Barth. J. Rice, to stable horses in a cellar at No. 578 West One Hundred and Thirtieth street.

## BOROUGH OF THE BRONX.

2024. Fannie Miller, to sell milk at No. 3856 Third avenue.  
 2463. John Pealok, to sell milk at No. 1442 Boston road.  
 2649. John Sullivan, Jr., to sell milk at No. 546 East One Hundred and Forty-seventh street.  
 718. William D. Montgomery, to sell milk at No. 719 Courtland avenue.  
 2787. Savino Rocco, to sell milk at No. 577 Union avenue.  
 1928. Henry Bernitt, to sell milk at No. 1060 Stebbins avenue.  
 287. Francis Rogers, to use basement at northwest corner One Hundred and Forty-third street and Third avenue.  
 357. Theo. J. Chabot, to use basement at northwest corner One Hundred and Fifteenth street and Third avenue.  
 285. L. E. Levy & Co., to use basement at Nos. 3287 and 3289 Third avenue.  
 435. Adams, Flanagan & Co., to use basement at Nos. 2, 4, 6 and 8 Westchester avenue.  
 389. Bronx Store Company, to use basement at Nos. 3251 to 3255 Third avenue.

## BOROUGH OF BROOKLYN.

29308. Francesca Apriceade, to board children at No. 255 Elton street.  
 28397. Louisa Perillo, to board children at No. 315 Linwood street.  
 27482. Amelia Martenelli, to board children at No. 22 Havemeyer street.  
 32032. Mary Bennett, to board children at No. 386 Myrtle avenue.  
 27551. Nora Sutton, to board children at No. 86 Berry street.  
 28201. Mary Cullen, to board children at No. 165 South Second street.  
 27744. Mabel Chase, to board children at No. 26 Quincy street.  
 26500. Matilda Mitchell, to board children at No. 26 Quincy street.  
 27863. Maria Spatresamo, to board children at No. 330 Metropolitan avenue.  
 29310. Josephine Valentino, to board children at No. 84 Havemeyer street.  
 29315. Mary Catterson, to board children at No. 374 Metropolitan avenue.  
 30210. Amelia Dedani, to board children at No. 104 Skillman street.  
 25974. Mary Quinn, to board children at No. 572 Myrtle avenue.  
 29321. Marianna Maione, to board children at No. 311 North Seventh street.  
 28008. Mary Kilduff, to board children at No. 174 York street.  
 27561. Teresa Fariara, to board children at No. 266 Elton street.  
 29125. Margaret Doherty, to board children at No. 223 Front street.  
 27859. Maria Ambrosio, to board children at No. 379 Cleveland street.  
 29128. Maria Gabina, to board children at No. 205 York street.  
 28916. Concetta Cardelei, to board children at No. 18 Garfield place.  
 28915. Maria Cascone, to board children at No. 16 Garfield place.  
 27735. Theresa Labella, to board children at No. 52 Franklin avenue.  
 27483. Ida Accarella, to board children at No. 649 Lorimer street.  
 26572. Hannah Williamson, to board children at No. 957 Metropolitan avenue.  
 28095. Anna Maguire, to board children at No. 185 Jay street.  
 27738. Josephine Farrenell, to board children at No. 726 Lorimer street.

25817. Mary Shields, to board children at No. 22 Devoe street.  
 28203. Maggie Nastasi, to board children at No. 251 Twentieth street.  
 31046. Minnie Eichberg, to board children at No. 1408 Fulton street.  
 29509. Guesepina Costandino, to board children at No. 270 Twenty-second street.  
 29513. Mary Hewey, to board children at No. 205 Huron street.  
 25650. Elizabeth Caine, to board children at No. 445a Twentieth street.  
 28810. Nellie DeGroff, to board children at No. 359 Nineteenth street.  
 29320. Maria Cassee, to board children at No. 240 North Fifth street.  
 24244. Katherine Luyjes, to board children at No. 328 Oakland street.  
 29951. Barbara Keller, to board children at No. 171 Scholes street.  
 28616. Maria Cassee, to board children at No. 15 Jackson street.  
 25025. Mary E. Bishop, to board children at No. 68 Sutton street.  
 24975. Lizzie Spooner, to board children at No. 157 Newell street.  
 29935. Caterine Babera, to board children at No. 204 Boerum street.  
 28099. Agnes Brady, to board children at No. 316 South Fourth street.  
 28399. Bertha Gude, to board children at No. 369 South Fourth street.  
 28100. Frances Fitzpatrick, to board children at No. 432 South Fifth street.  
 28198. Olive E. Richards, to board children at No. 360 Lexington avenue.  
 28323. Anna Schavnik, to board children at No. 135 North Ninth street.  
 26563. Augusta Ruppert, to board children at No. 2383 Fulton street.  
 26637. Elizabeth Gaston, to board children at No. 22 Hunterly place.  
 25561. Mary Michelfelder, to board children at No. 474 Humboldt street.  
 32030. Ella Eustace, to board children at No. 260 Leonard street.  
 29941. Maria Montalbano, to board children at No. 150 Humboldt street.  
 30878. Madeline Thompson, to board children at No. 10 Bergen street.  
 29328. Antonia Shultz, to board children at No. 304 Twenty-fourth street.  
 26166. Lizzie Haggerty, to board children at No. 253 Twenty-first street.  
 30619. Rosie Rouno, to board children at No. 318 Twenty-third street.  
 30058. Alice Ellis, to board children at No. 662 Sixth avenue.  
 27555. Mary Whalen, to board children at No. 562 Seventh avenue.  
 29131. Johanna Grise, to board children at No. 317 Eckford street.  
 24120. Mary A. Toner, to board children at No. 137 North Ninth street.  
 26935. Lizzie McMurray, to board children at No. 37A Sutter street.  
 26167. Mary Stapleton, to board children at No. 137 North Ninth street.  
 25887. Margaret Banahan, to board children at No. 164 Butler street.  
 30618. Angela Agaglia, to board children at No. 192 Twenty-second street.  
 28724. Nicoline Franche, to board children at No. 207 Thirty-second street (rear).  
 30342. Beatrice Melliva, to board children at No. 126 Thirty-fifth street.  
 22831. Johanna McDonald, to board children at No. 314 Forty-second street.  
 28725. Mary O'Donnell, to board children at No. 250 Fortieth street.  
 31051. Pauline Kowalsky, to board children at No. 291 Twenty-first street.  
 21308. St. Joseph's Female Orphan Asylum, to use beds in dormitories at No. 735 Willoughby avenue.

## BOROUGH OF QUEENS.

30414. John Buettner, to keep 1 pig at No. 191 Guion place, Richmond Hill.

Sixth—Reports on applications for relief from orders.

On motion, it was

Resolved, That the following orders be extended, modified or rescinded, as follows:

On motion, it was

Resolved, That the following applications for relief from orders be and are hereby denied:

## BOROUGH OF MANHATTAN.

12565. No. 89 Oliver street.

12587. No. 36 Peck slip.

12617. No. 2023 Lexington avenue.

## BOROUGH OF THE BRONX.

2985. No. 352 Brook avenue.  
 2950. Northeast corner Union avenue and One Hundred and Sixty-eighth street.

## BOROUGH OF BROOKLYN.

6553, 6554 and 6568. Nos. 235, 237 and 239 Marion street.  
 6175, 6176 and 6177. Nos. 374, 376 and 378 South Fifth street.  
 6522. North side Ninetieth street, third house east of Third avenue.

## BOROUGH OF MANHATTAN.

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Manhattan. Ordered on file.

## Division of Inspections.

Second—Weekly reports of the Chief Inspector.

(a) Weekly report of work performed by Sanitary Police. Ordered on file.

(b) Report of violations of section 63 of the Sanitary Code.

The Secretary was directed to notify the persons named in said report that a repetition of the offense will be sufficient cause for the revocation of their permits.

## Division of Contagious Diseases.

Third—Weekly reports of the Chief Inspector.

(a) Monthly reports of charitable institutions.

(b) Reports of inspections of discharged patients from Willard Parker, Reception and Riverside Hospitals. Ordered on file.

## Division of Communicable Diseases.

Fourth—Weekly report of Chief Inspector. Ordered on file.

## Division of Laboratories.

Fifth—Weekly report of the Pathologist and Directors of the Chemical, Research and Vaccine Laboratories. Ordered on file.

## BOROUGH OF THE BRONX.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of The Bronx. Ordered on file.

## BOROUGH OF BROOKLYN.

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Brooklyn. Ordered on file.

## Division of Sanitary Inspection.

Second—Weekly report of the Chief Inspector.

(a) Weekly report of work performed by Sanitary Police. Ordered on file.

## Division of Contagious Diseases.

Third—Weekly report of the Chief Inspector. Ordered on file.

## BOROUGH OF QUEENS.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Queens. Ordered on file.

## BOROUGH OF RICHMOND.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Richmond. Ordered on file.

## Bureau of Records.

The following communications were received from the Registrar of Records:

First—Weekly report. Ordered on file.

Second—Reports on applications to record corrected certificates.

On motion, it was

Resolved, That permission be and is hereby given to record corrected certificates relating to

Winifred H. Marshall, born October 6, 1901.

Adele Schenker, born October 3, 1908.

Louis Schenke, married December 27, 1907.

Mathilde Rosenberg, died November 12, 1905.

Thomas G. Dowd, died January 1, 1907.

Annie E. Bates, died May 10, 1908.

Margaret J. O'Neill, died November 4, 1908.

Guiseppa Tuminiaro, died November 6, 1908.

John Killilea, died November 8, 1908.

Lena Ritter, died November 17, 1908.

Third—Reports on applications to file delayed and imperfect certificates.

On motion, it was

Resolved, That the Registrar of Records be and is hereby directed to file in the volume of "Delayed and Imperfect Certificates" the following certificates:

Edna S. Walsh, born February 3, 1901.

Meyer Hartman, born June 17, 1903.

Antonia D'Ambrosia, born November 27, 1903.

Hyman Ebner, born September 15, 1901.

Abraham Ebner, born November 9, 1901.

Caroline Cross, born April 4, 1901.

Miriam Goldenberg, born November 24, 1902.

Max Blinder, born August 15, 1903.

Sam Blinder, born August 15, 1903.

John Christie, born March 20, 1902.

Rachel Cohn, born October 25, 1904.

Dourerth Doctors, born March 22, 1903.

Morris Grossman, born December 17, 1902.

Benny Lazarus, born October 17, 1902.

Sadie Mandel, born September 10, 1902.

Bertha Norvert, born September 16, 1902.

Antoine Perthus, born December 19, 1900.

Maurice Perthus, born June 3, 1902.

Sadie Press, born December 19, 1902.

Hannah Ramras, born April 7, 1903.

George Ratkovitz, born September 4, 1902.

Joseph Schine, born December 14, 1902.

Rosie Weisinger, born January 24, 1902.

Sidney Weiss, born May 16, 1902.

Harold M. Weiss, born October 16, 1905.

Sylvia Weiss, born November 18, 1903.

Henry L. Reiss, born November 17, 1902.

David Costello, born December 18, 1901.

Maria De Julio, born December 19, 1902.

## Leave of Absence.

Reports on applications for leave of absence.

On motion, it was

Resolved, That leave of absence be and is hereby granted as follows:

## BOROUGH OF MANHATTAN.

Alexander Dolphin, one-half day of November 20, 1908, without pay.

William Keil, November 16, 1908.

Nellie H. Frawley, from November 9 to November 11, 1908.

Eugenie G. Spanneut, from November 11 to November 12, 1908.

Philip Horowitz, from November 9 to November 14, 1908.

Sarah M. Snowden, from November 9 to November 11, 1908.

L. M. Kahn, M. D., November 9, 1908.

T. J. Barry, M. D., November 14, 1908.

Isaac Kemp, from November 9 to November 14, 1908.

## BOROUGH OF BROOKLYN.

Daniel Melody, November 11, 1908.

Nathan Skolnick, November 13, 1908.

John F. Hussey, November 13, 1908.

## BOROUGH OF QUEENS.

Dr. Gertrude Streeter, November 13, 1908.

A copy of a resolution adopted by the Board of Estimate and Apportionment November 13, 1908, authorizing an issue of \$25,000 Revenue Bonds to provide means to defray the necessary expenses required to be incurred by the Board of Health for the preservation of the public health during the years 1908 and 1909, for the drainage and filling in of marsh lands and depressions, and the destruction of all mosquito-breeding areas located in the several Boroughs of The City of New York, was received and ordered on file.

A communication from Laurence F. Flick, of Philadelphia, requesting the transfer of the exhibit of the Department of Health, at the International Congress on Tuberculosis, to Philadelphia, upon the conclusion of the exhibit now being held in The City of New York, was received, and the President was authorized to transfer the exhibit in accordance with the request upon the condition that all expenses in connection with such transfer be borne by the city authorities of Philadelphia.

On motion, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to the Tuberculosis Committee of the Charity Organization Society to keep two cows at the tuberculosis exhibit to be held at the American Museum of Natural History, this permit to be in force until the close of the exhibit.

A communication from the Society for the Prevention of Cruelty to Animals relative to the renewal of the order by the Board of Health issued June 17, 1908, providing for the muzzling and leashing of dogs, was received and referred to the Secretary for reply.

The application of the East River Mill and Lumber Company for an extension of time of thirty days for the completion of the contract awarded to the E. H. Ogden Lumber Company, for furnishing and delivering timber, lumber, moulding, etc., to the Tuberculosis Sanatorium at Otisville, Orange County, N. Y., during the year 1908, which contract was assigned to the East River Mill and Lumber Company, was received, and on motion, it was

Resolved, That an extension of time of thirty days be and is hereby granted to the East River Mill and Lumber Company, to whom was assigned the contract awarded to the E. H. Ogden Lumber Company, for furnishing and delivering timber, lumber, moulding, etc., to the Tuberculosis Sanatorium at Otisville, Orange County, N. Y., during the year 1908.

A copy of claim of Joseph Nigro for \$10,000 for damages in consequence of the death of his son, Peter Nigro, at Riverside Hospital, was received from the Corporation Counsel and the Secretary was directed to forward copies of all reports bearing upon the subject to the Corporation Counsel for his information.

Papers in the matter of the arrest of Edward J. Welch, Superintendent of the Pennsylvania Railroad, Pier 28, North River, for alleged violation of section 42 of the Sanitary Code, were submitted and referred to the President and Sanitary Superintendent.

The application of S. Kutler for a permit to keep and slaughter poultry at No. 226 South street, Borough of Manhattan, was received and laid on the table.

The application of Aloysius Fellenstein for permit to keep forty-three cows on the site on Eastchester road, north of Saw Mill lane, Borough of The Bronx, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Aloysius Fellenstein to keep forty-three cows on the site on Eastchester road, north of Saw Mill lane, Borough of The Bronx.

The application of Mayer Krout for the approval of the plans and specifications for a cow stable to be erected on the southwest corner of Juniper Swamp road and Furman avenue, Middle Village, Borough of Queens, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the plans and specifications for a cow stable to be erected on the southwest corner of Juniper Swamp road and Furman avenue, Middle Village, Borough of Queens, submitted by Mayer Krout, be and the same are hereby approved.

Reports of the preventative hydrophobia treatment sent to Dr. Louis Leroy, Memphis, Tenn. (two cases), Dr. N. M. Hunter, No. 20 Lincoln street, Hudson, Mass. (two cases), at a charge of \$25 for each case, were received and approved and ordered on file.

Certain applications for certificates of employment were received and the evidence submitted as to the age of the applicants being in accordance with the requirements of the law relating to the employment of women and children in mercantile and other establishments, as amended, it was

Resolved, That the Sanitary Superintendent be and is hereby directed to cause certificates of employment to be issued to the following named applicants, the applications of whom are recorded as being in compliance with the requirements of the law relating to the employment of women and children in mercantile and other establishments.

Manhattan—Mendel Bendhower, Bertha Ashkenaze, Mamie Cohen, Kalman Ratchitch, Samuel Trager, Morris Rubin, Bertha Kempner, Louis Friedman, Olga Mayer.

The Bronx—Ludwig Michel, Charles Blanaug.

Bronx—Arthur Graf, William Bennett.

On recommendation of the Corporation Counsel, it was

Resolved, That the Registrar of Records be and is hereby directed to record the birth of the following named persons in a special book kept for such purpose in the Bureau of Records of the Department of Health, pursuant to the provisions of section 1241, chapter 466 of the Laws of 1901.</p

Lists of articles at the Kingston Avenue Hospital, Borough of Brooklyn, unfit for further use, was received, and, on motion, it was

Resolved, That the hospital Physician of Kingston Avenue Hospital be and is hereby directed to cause the old and wornout articles at the Kingston Avenue Hospital, Borough of Brooklyn, unfit for further use, enumerated in lists submitted by the said hospital Physician, dated November 9 and 11, 1908, to be condemned and destroyed under the direction and in the presence of said hospital Physician, and a report thereof to be prepared and submitted to this Board.

Report of the Assistant Chief Clerk assigned to duty in the Borough of Brooklyn, recommending the condemnation of certain articles belonging to the Department of Health unfit for further use, was received, and, on recommendation of the Chief Clerk, it was

Resolved, That the Assistant Chief Clerk of the Department of Health, assigned to duty in the Borough of Brooklyn, be and is hereby directed to cause the old and wornout articles in the office building of such Borough, consisting of twelve ash cans and one old mattress, and which are unfit for further use, enumerated in a report dated November 11, 1908, to be condemned and destroyed under the direction and in the presence of said Assistant Chief Clerk, and a report thereof to be prepared and submitted to this Board.

A report of the condemnation and destruction of articles at the Kingston Avenue Hospital, Borough of Brooklyn, in accordance with authorization issued by the Board November 13, 1908, was received and ordered on file.

Reports of the following changes and details:

Mary A. Shaw, Nurse, Otisville Sanatorium, detailed to Riverside Hospital, Borough of The Bronx, November 1, 1908.

William H. Lohman, M. D., Medical Inspector, Division of Contagious Diseases, Brooklyn, detailed to the Division of Child Hygiene, Brooklyn, to take effect November 16, 1908.

Dr. Vincent J. Gallagher, Medical Inspector, Division of Child Hygiene, Brooklyn, detailed to the Division of Contagious Diseases, Brooklyn, to take effect November 16, 1908.

Charles G. Purdy, Sanitary Inspector, Division of Inspections, Brooklyn, detailed to Division of Inspections, Manhattan, to take effect November 18, 1908. —were received and approved and ordered on file.

A communication was received from the Municipal Civil Service Commission, relative to the temporary employment of Nurses pursuant to paragraph 3 of Rule XII., of the Municipal Civil Service Commission, and, on motion, it was

Resolved, That Mary Staib, of No. 145 East Sixtieth street, Manhattan, be and is hereby appointed a Nurse in the Department of Health, and assigned to duty in the Division of Child Hygiene, Borough of Manhattan, with salary at the rate of \$900 per annum, pursuant to Clause III., of Civil Service Rule XII., to date from and after November 26, 1908.

A communication was received from the Municipal Civil Service Commission, notifying the Department of Health of the failure of Kathleen Vandermeulen, Lucille A. Tischner and Frieda M. Paetsch, who were temporarily employed by the Department, to qualify for the position of Nurse, as provided by paragraph 3 of Rule XII., of the Municipal Civil Service Commission Rules and Classification, and, on motion, it was

Resolved, That the services of Kathleen Vandermeulen, Lucille A. Tischner and Frieda M. Paetsch, who were temporarily appointed to the position of Nurse, pursuant to paragraph 4, of Rule XII., of the Municipal Civil Service Commission, be and are hereby dispensed with, from and after November 19, 1908.

The recommendation of the Sanitary Superintendent that leave of absence without pay be granted to Harry Aranow, M. D., a Medical Inspector, assigned to duty in the Borough of Brooklyn, and Charlotte E. Etner, a Nurse, assigned to duty in the Borough of Manhattan, from November 18 to December 18, 1908, inclusive, was received, and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to Harry Aranow, M. D., a Medical Inspector in the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Brooklyn, from November 18 to December 18, 1908, inclusive.

Resolved, That leave of absence without pay be and is hereby granted to Charlotte B. Ftner, a Nurse in the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Manhattan, from November 18 to December 18, 1908, inclusive.

The application of Laura Jacobson, a Nurse in the employ of the Department of Health, assigned to duty at the Kingston Avenue Hospital, Borough of Brooklyn, for leave of absence from November 8 to November 11, 1908, inclusive, was received, and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to Laura Jacobson, a Nurse in the employ of the Department of Health, assigned to duty at the Kingston Avenue Hospital, Borough of Brooklyn, from November 8 to November 11, 1908, inclusive.

The resignation of Alice Migowski, a Nurse in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of The Bronx, was received and accepted to take effect November 30, 1908.

The resignation of Josephine Hill, a Nurse in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Manhattan, was received and accepted to take effect November 17, 1908.

On motion, it was

Resolved, That the payrolls of this Department for the month of November, 1908, be and are hereby approved, and the President and Secretary directed to sign certificates and forward the same to the Comptroller for payment.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

#### BOARD OF HEALTH.

November 20, 1908.

The Board met pursuant to call.

Present—Commissioners Alvah H. Doty, M. D., Health Officer of the Port; General Theodore A. Bingham, Commissioner of Police.

A communication was received from his Honor the Mayor calling the attention of the Board of Health to the accident in the excavation at Gold street, Borough of Brooklyn, and requesting the Board to take such measures as in the opinion of said Board are proper and necessary. Pursuant to such instructions the following orders were made:

The Board of Health having taken and filed among its records what it regards as sufficient proof to authorize its declaration that the premises at the intersection of Gold and Front streets, in the Borough of Brooklyn, City of New York, at which an explosion had this day occurred, are dangerous to life and health, and that human beings who are still alive may be confined therein, hereby enters said premises in its records, and declares the same to be dangerous to life and health and orders said premises altered or otherwise improved and protected, and the persons or bodies released and recovered from said excavation.

To the contractors, and to whom it may concern, in charge of the public highway, construction of sewers and the work of excavation at the intersection of Gold and Front streets, Borough of Brooklyn, in the City of New York:

Take notice that you, and each of you, are hereby ordered and required by the Board of Health of the Department of Health of The City of New York, pursuant to the provisions of the Greater New York Charter, to alter and otherwise improve the premises and public streets and thoroughfares at the intersection of Gold and Front streets, Borough of Brooklyn, in the City of New York, as herein specified, to wit:

That the excavation made in the said public streets at which an explosion and loss of life have this day occurred, be shored up and so protected as to prevent further damage and injury to buildings and property adjacent thereto; that all debris be at once removed from said excavation so that persons who may still be alive be released and the bodies of those who may be deceased be recovered from said excavation.

The Board having met and issued an order, dated this day, affecting the public streets and premises at the junction of Gold and Front streets, in the Borough of Brooklyn, City of New York, and such order requiring, among other things, that the excavation made in the public streets at which a serious explosion this day occurred, resulting in the loss of life and damage to property, be shored up and so protected as to prevent further damage and injury to buildings and property adjacent thereto; that all debris be

at once removed from said excavation so that persons who may still be alive be released and that the bodies of those who may be deceased be recovered from said excavation, the Board does hereby

Resolve, That, pursuant to the provisions of section 1107 of the Greater New York Charter, the said order be executed by and through the Sanitary Superintendent of this Department and he is hereby authorized and empowered to execute the same and to employ such laborers and secure such machinery, appliances and material and to take such other measures or action as may in his judgment be necessary to execute the said order and release from said excavation such persons as may be still confined therein and recover the bodies of such as may have been killed and to shore up the public streets and protect adjoining premises from further damage.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

#### BOARD OF HEALTH.

November 23, 1908.

The Board met pursuant to call.

Present—Commissioners Thomas Darlington, M. D., President; Alvah H. Doty, M. D., Health Officer of the Port; Gen. Theodore A. Bingham, Police Commissioner.

The Sanitary Superintendent submitted the name of Kingsley L. Martin, Civil Engineer, of No. 194 Berkeley place, Borough of Brooklyn, and requested that he be appointed in the position of General Assistant to the Sanitary Superintendent to serve without compensation during the progress of the work made necessary consequent to the accident in the excavation at Gold street in the Borough of Brooklyn, and on recommendation of the President, it was

Resolved, That Kingsley L. Martin, of No. 194 Berkeley place, Borough of Brooklyn, be and is hereby appointed General Assistant to the Sanitary Superintendent of this Department to serve without compensation.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

#### BOARD OF HEALTH.

New York, November 25, 1908.

The Board met pursuant to adjournment.

Present—Commissioners Thomas Darlington, M. D., President; Alvah H. Doty, M. D., Health Officer of the Port; Fred H. Bugher, Second Deputy Police Commissioner, for the Police Commissioner.

The minutes of the last meeting were read and approved.

The Finance Committee presented the following bills, which were approved and ordered forwarded to the Comptroller for payment:

Charities Publication Company.	\$1 00	The Diamond Rubber Company	7 75
International Electric and Engineering Company.	6 69	Dennison Manufacturing Company	18 75
James McC. Miller, Chief Clerk	4 59	Dennison Manufacturing Company	80
James McC. Miller, Chief Clerk	21 20	Dennison Manufacturing Company	6 93
James McC. Miller, Chief Clerk	28 10	James B. Craig	24 75
James McC. Miller, Chief Clerk	30 10	Frank D. Cole, Agent and Warden	74
James McC. Miller, Chief Clerk	148 25	Dr. C. Clark	69 50
James McC. Miller, Chief Clerk	48 71	Scranton and Lehigh Coal Company	524 30
James McC. Miller, Chief Clerk	20 25	Francis H. Leggett & Co.	148 37
James McC. Miller, Chief Clerk	7 65	John Morgan	108 00
James McC. Miller, Chief Clerk	15 25	Ed. B. Tiechman	25 00
M. Karet	20 55	Fred G. Lax	6 50
Consolidated Trading Company	3 99	Wm. Byrnes	15 90
Geo. W. Benham, Agent and Warden	3 42	Frank B. Hill	50 45
Geo. W. Benham, Agent and Warden	2 30	Sperry & Popham Coal Company	64 50
Geo. W. Benham, Agent and Warden	895 84	James McC. Miller, Chief Clerk	32 30
The Kny-Scheerer Company	1 50	H. & P. Nimpfius	13 50
Herman Kornahrens	4 88	Paul's Machine Shop	3 00
John G. Jager Company	1 00	McNab & Harlin Manufacturing Company	3 37
Hammacher, Schlemmer & Co.	1 35	W. & J. Sloane	18 77
Ernst Leitz	4 00	The Lozier Motor Company	35 00
J. E. Linde Paper Company	11 50	Gilbert & Barker Manufacturing Company	118 36
Alfred Lee	6 00	New York Belting and Packing Company, Ltd.	194 12
Library Bureau	9 00	John C. Wiarda & Co.	15 17
Lehn & Fink	5 00	Conron Bros. Company	24 00
L. Levine	6 75	John Simmons Company	1,199 41
A. E. Noxon	485 00	O'Neill-Adams Company	35 10
H. O. Veltman	75 00	Hornthal & Co.	22 00
Clarke & Baker Company	252 00	Clark & Wilkins	132 00
James B. Craig	130 63	J. M. Horton Ice Cream Company	130 00
Consolidated Trading Company	5 32	Standard Oil Company of New York	62 40
Samuel E. Hunter	87 29	Western Union Telegraph Company	35 56
Frank A. Hall	7 20	The Snare & Triest Company	8 27
The Harral Soap Company	5 04	Lang & Gros Manufacturing Company	60 00
M. Hartley Company	20 66	John Morgan	127 50
Henry J. Fink	13 50	Sheffield Farms-Slawson-Decker Company	18 00
Paul B. Hoeber	3 60	Francis H. Leggett & Co.	784 81
Wm. G. Harper	25 27	Abraham & Straus	64 05
The Hospital Supply Company	39 34	Strauss Bros.	938 43
Hastings & Miller	2 31	M. Karet	975 32
J. F. Gylsen	29 91	Thomas Glackin	109 95
The Globe-Wernicke Company	14 75	I. S. Remson Manufacturing Company	25 00
A. Gross	60 25	Mason's Supplies Company	10 38
Wm. Gleichmann & Co.	2 50	E. Belcher Hyde	8 50
James Goldsmith	7 00	James McC. Miller, Chief Clerk	151 02
Henry J. Fink	1 81	The Fred W. Wolfe Company	32 50
Whitall-Tatum Company	25 14	Atlas Engine Works	38 50
Whitall-Tatum Company	280 50	Samuel E. Hunter	88 92
William Gleichmann	201 97	The Harral Soap Company	7 56
Aaron Buchbaum Company	1,656 99	J. A. Rosenbaum & Co.	5 22
The Globe-Wernicke Company	28 00	New York Soap Works	18 00
Francis H. Leggett & Co.	36 33	James McC. Miller, Chief Clerk	5 00
Henry J. Fink	41 97	George T. Bestle	10 50
The Fairbanks Company	25 50	C. W. Keenan	1 75
George L. Ehrmann	28 90	J. M. Horton Ice Cream Company	127 30
Eimer & Amend	5 40	B. Altman & Co.	9 00
Elmore Automobile Company	43 25	J. & T. Adikes	109 48
Baker Motor Vehicle Company	45 00	The Henry Aschenbach Harness Company	5 35
Broadway Rubber Tire Works	1 45	James McC. Miller, Chief Clerk	102 00
Burton & Davis Company	1 50	W. L. Scott	75 00
Burton & Davis Company	302 04	Remington Typewriter Company	1 25
Harry Balf	1 66	A. P. W. Paper Company	6 00
Harry Balf	55 92		
John Boyle & Co.	99 80		
Baker, Voorhis & Co.	5 50		
Geo. T. Bestle	5 25		
Bausch & Lomb Optical Company	13 26		
Bausch & Lomb Optical Company	80		
Aaron Buchbaum Company	63 20		
Adams Express Company	1 00		
Adams Express Company	52 04		
Armstrong Cork Company	65		
Auto Operating Company	135 00		
Henry Allen	74 93		

B. L. Abrams.....	3 00	Brady Brothers .....	61 50
Ayres & Galloway.....	2 00	Schieffelin & Co.....	2 55
Baker Motor Vehicle Company of New York.....	73 57	Goodyear Rubber Company.....	32 90
F. W. Devoe & C. T. Raynolds Company .....	65	Harry Balfe .....	1 66

## General Administration:

The Mutual Auto Accessories Company .....	\$1 50	The Gutta Percha and Rubber Manufacturing Company .....	7 50
The Lozier Motor Company.....	1 02	Rand, McNally & Co.....	2 50
Standard Adding Machine Company .....	1 50	George W. Benham, Agent and Warden .....	4 20
D. C. Heath & Co.....	50	O'Neill-Adams Company .....	1 69
Longmans Green & Co.....	1 65	Parke Davis & Co.....	3 43
Thomas Glackin.....	25 00	Syndicate Trading Company.....	1 42
George Ermold Company.....	1 95	Swinton & Co.....	1 40
Medical Society of the State of New York.....	7 50	Stumpf & Walter Company.....	1 80
Frank D. Cole, Agent and Warden .....	4 55	Lehn & Fink.....	1 50
Ernst Leitz .....	1 90	O'Neill-Adams Company .....	1 75
		Swinton & Co.....	24 91
		Chas. F. P. Dillon.....	1 50

## BOROUGH OF MANHATTAN.

The Harral Soap Company.....	\$27 32	Harry Balfe .....	34
Hastings & Miller.....	96 18	McKesson & Robbins.....	1 50
John Wanamaker.....	1 35	John E. Kehoe.....	2 80
The Manhattan Supply Company .....	3 25	The Tabulating Machine Company .....	30 00
J. F. Reichhard Company.....	37 72	Frank D. Cole, Agent and Warden .....	3 562 36
John Wanamaker .....	1 38		
Pittsburgh Plate Glass Company .....	4 38		

## BOROUGH OF BROOKLYN.

Abraham & Straus.....	\$897 88	Frank D. Cole, Agent and Warden .....	343 48
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First—Communication from the Assistant Corporation Counsel, recommending the discontinuance of the suits named in his report.

On motion, it was

Resolved, That the Corporation Counsel be and is hereby requested to discontinue without costs the actions against the following named persons for violations of the Sanitary Code and of the Health Laws, the Inspector having reported the orders therein complied with, or the nuisances complained of abated, a permit having been granted or violations removed, or the orders rescinded, to wit:

## BOROUGH OF THE BRONX.

Names.	No.
Tier, Charles A.....	1598

## BOROUGH OF RICHMOND.

Names.	No.	Names.	No.
Haggerty, Cornelius .....	1527	Fish, Charles .....	1433
Fish, Charles .....	1437	Rosenholtz, Meyer .....	1418
Fish, Charles .....	1436	Rosenholtz, Meyer .....	1419
Fish, Charles .....	1435		

## Sanitary Bureau.

The following communications were received from the Sanitary Superintendent: First—Weekly reports of the Sanitary Superintendent. Ordered on file.

Second—Weekly reports from the Willard Parker, Reception, Riverside and Kingston Avenue hospitals. Ordered on file.

Report on changes in the hospital service.

On motion, it was

Resolved, That the following changes in the hospital service be and are hereby approved:

List of Changes in the Hospital Service for the Month Ending November 30, 1908.

## Willard Parker Hospital.

Edwin J. Richardson, Medical Inspector, \$1,800 per annum; transferred from Riverside Hospital, October 31, 1908.

Henry F. Koester, Medical Inspector, \$1,800 per annum; transferred to Riverside Hospital, November 1, 1908.

Kate L. White, Matron, \$900 per annum; transferred to Riverside Hospital, October 31, 1908.

Mary Dooling, Matron, \$900 per annum; transferred from Kingston Avenue Hospital, October 31, 1908.

Mary Stoey, Domestic, \$216 per annum; resigned, October 31, 1908.

Kate McHugh, Domestic, \$216 per annum; resigned, October 31, 1908.

Maggie McGlory, Helper, \$216 per annum; resigned, October 31, 1908.

Mary A. Clair, Nurse, \$600 per annum; salary fixed, November 1, 1908.

Alice M. McCullock, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Mary McMillan, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Cecilia McManus, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Wilhelmina Ross, Nurse, \$720 per annum; appointed, November 1, 1908.

Kate Burger, Domestic, \$216 per annum; appointed, November 1, 1908.

Mary B. Murphy, Domestic, \$216 per annum; resigned, November 2, 1908.

Mary Bauber, Domestic, \$216 per annum; appointed, November 5, 1908.

Lizzie Jackson, Domestic, \$216 per annum; dropped, November 7, 1908.

Mary Bauber, Domestic, \$216 per annum; resigned, November 7, 1908.

Mary Bruton, Domestic, \$216 per annum; appointed, November 9, 1908.

Lizzie Martin, Domestic, \$216 per annum; resigned, November 10, 1908.

Lucy Zeyer, Domestic, \$216 per annum; appointed, November 10, 1908.

Katie Coe, Domestic, \$216 per annum; appointed, November 10, 1908.

Margaret Kenny, Domestic, \$216 per annum; appointed, November 14, 1908.

David S. Moran, Orderly, \$600 per annum; resigned, November 15, 1908.

Patra Holst, Domestic, \$216 per annum; appointed, November 16, 1908.

Wm. J. McDonnell, Laborer, \$600 per annum; appointed, November 19, 1908.

Elizabeth Swan, Domestic, \$216 per annum; dropped, November 20, 1908.

Mabel R. Norhans, Nurse, \$480 per annum; appointed, November 24, 1908.

Mary Stoey, Domestic, \$216 per annum; appointed, November 7, 1908.

## Riverside Hospital.

Edwin J. Richardson, Medical Inspector, \$1,800 per annum; transferred to Willard Parker Hospital, October 31, 1908.

William T. Cannon, Hospital Physician, \$1,200 per annum; transferred to Kingston Avenue Hospital, October 31, 1908.

Joseph L. Kirby-Smith, Interne, \$120 per annum; Kingston Avenue Hospital, October 31, 1908.

Charles W. Riley, Interne, \$120 per annum; Kingston Avenue Hospital, October 31, 1908.

Julia M. Murphy, Matron, \$900 per annum; Kingston Avenue Hospital, October 31, 1908.

Della C. De Grau, Nurse, \$900 per annum; Kingston Avenue Hospital; October 31, 1908.

Wilhelmina Ross, Nurse, \$600 per annum; resigned, October 31, 1908.

Emma L. Allen, Nurse, \$600 per annum; transferred to Kingston Avenue Hospital, October 31, 1908.

Lillian Heidman, Nurse, \$600 per annum; transferred to Kingston Avenue Hospital, October 31, 1908.

Helena Harrington, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Winnie Ramey, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Daisy Patterson, Nurse, \$540 per annum; salary fixed, November 1, 1908.

Henry F. Koester, Medical Inspector, \$1,800 per annum; transferred from Willard Parker Hospital, November 1, 1908.

Kate L. White, Matron, \$900 per annum; transferred from Willard Parker Hospital, November 1, 1908.

Wilhelmina Williams, Nurse, \$900 per annum; transferred from Kingston Avenue Hospital, November 1, 1908.

Mary A. Shaw, Nurse, \$600 per annum; appointed, November 1, 1908.

Margaret A. Supple, Nurse, \$600 per annum; transferred from Kingston Avenue Hospital, November 1, 1908.

Alice Brown, Domestic, \$216 per annum; appointed, October 1, 1908.

Eileen Conway, Domestic, \$216 per annum; appointed, November 1, 1908.

Ellen Donahue, Domestic, \$216 per annum; appointed, November 2, 1908.

David A. Stewart, Interne, \$120 per annum; appointed November 5, 1908.

Mary McGee, Domestic, \$216 per annum; appointed, November 6, 1908.

Thomas McCaffery, Orderly, \$360 per annum; resigned, November 10, 1908.

Emma Wagner, Domestic, \$216 per annum; resigned, November 10, 1908.

Delia Larkin, Domestic, \$216 per annum; appointed, November 11, 1908.

Mary A. Tyrrell, Domestic, \$216 per annum; resigned, November 12, 1908.

Mary McGowan, Domestic, \$240 per annum; resigned, November 12, 1908.

Mary Alexander, Domestic, \$216 per annum; resigned, November 12, 1908.

Frances Koch, Domestic, \$216 per annum; appointed, November 14, 1908.

Charles A. Simpson, Interne, \$120 per annum; appointed, November 14, 1908.

Frank Hearne, Laborer, \$360 per annum; resigned, November 15, 1908.

Rosanna Cavanaugh, Domestic, \$216 per annum; appointed, November 16, 1908.

Mary Lynch, Domestic, \$240 per annum; appointed, November 17, 1908.

Edna Hanger, Nurse, \$540 per annum; appointed, November 17, 1908.

Delia Newell, Domestic, \$216 per annum; resigned, November 17, 1908.

Mary Lynch, Domestic, \$240 per annum; resigned, November 18, 1908.

Julia Mulligan, Domestic, \$216 per annum; appointed, November 21, 1908.

## Kingston Avenue Hospital.

Binford Thorne, M. D., Medical Inspector, \$1,800 per annum; transferred to Division of Communicable Diseases, Borough of Queens, October 31, 1908.

Mary J. Dooling, Matron, \$900 per annum; transferred to Willard Parker Hospital, October 31, 1908.

William T. Cannon, M. D., Hospital Physician, \$1,200 per annum; transferred from Roosevelt Hospital, November 1, 1908.

Charles Rielly, M. D., Interne, \$120 per annum; transferred from Roosevelt Hospital, November 1, 1908.

Joseph L. Kirby-Smith, M. D., \$120 per annum; transferred from Roosevelt Hospital, November 1, 1908.

Julia M. Murphy, Matron, \$900 per annum; transferred from Roosevelt Hospital November 1, 1908.

Della De Graw, Nurse, \$900 per annum; transferred from Roosevelt Hospital, November 1, 1908.

Maud J. Kean, Nurse, \$600 per annum; transferred to Otisville Sanatorium, October 31, 1908.

Katharine M. Tompkins, Nurse, \$600 per annum; salary fixed, November 1, 1908.

Rhoda E. Chase, Nurse, \$600 per annum; salary fixed, November 1, 1908.

Mary A. Craven, Nurse, \$540 per annum; resigned, November 15, 1908.

Emma L. Allen, Nurse, \$600 per annum; transferred from Riverside Hospital, November 1, 1908.

Lillian Heidman, Nurse, \$600 per annum; transferred from Riverside Hospital, November 1, 1908.

Mary J. Feeney, Cleaner, \$216 per annum; resigned, November 18, 1908.

Annie McHenry, Domestic, \$216 per annum; salary fixed, November 1, 1908.

Julia Jarvis, Domestic, \$240 per annum; appointed, November 4, 1908.

Delia O'Grady, Domestic, \$192 per annum; resigned, November 30, 1908.  
 Kate Meehan, Domestic, \$300 per annum; resigned, November 30, 1908.  
 Mary Fogarty, Domestic, \$300 per annum; resigned, November 30, 1908.  
 Anton Olsen, Helper, \$480 per annum; resigned, November 30, 1908.  
 Walter Payne, Helper, \$300 per annum; resigned, November 30, 1908.  
 Walter Payne, Helper, \$300 per annum; appointed, November 1, 1908.  
 Anna Eastman, Domestic, \$240 per annum; appointed, November 2, 1908.  
 Charles Bordeau, Carpenter, \$720 per annum; appointed, November 4, 1908.  
 Herbert Iler, Helper, \$180 per annum; appointed November 5, 1908.  
 John C. Mackey, Carpenter, \$936 per annum; appointed, November 10, 1908.  
 Annabelle Kirk, Nurse, \$600 per annum; appointed, November 1, 1908.  
 William Barnett, Helper, \$180 per annum; appointed November 10, 1908.  
 Maud Kean, Nurse, \$600 per annum; transferred from Kingston Avenue Hospital, November 1, 1908.

James J. Kelly, Helper, \$180 per annum; appointed, November 11, 1908.  
 Patrick McCormack, Helper, \$240 per annum; appointed, November 16, 1908.  
 Peter Ryan, Helper, \$180 per annum; appointed, November 11, 1908.  
 Augustus King, Helper, \$180 per annum; appointed, November 15, 1908.  
 Meyer Ratzky, Helper, \$180 per annum; appointed, November 16, 1908.  
 Fred Comfort, Carpenter, \$720 per annum; appointed, November 16, 1908.  
 Nicolo Renzette, Laborer, \$720 per annum; appointed November 16, 1908.  
 Charles Bordeau, Carpenter, \$720 per annum; resigned, November 30, 1908.

Fourth—Certificates in respect to the vacation of premises at No. 128 Essex street and No. 67 West Third street, Borough of Manhattan; northwest corner Edison avenue and Eastern boulevard, Borough of The Bronx; No. 410 Atlantic avenue, No. 637 Broadway, No. 33 Debevoise street, No. 716 Driggs avenue, Nos. 991 and 993 Fulton street, No. 74 Grand street, No. 2 Havemeyer street, No. 103 Leonard street, No. 692 Wythe avenue, No. 287 South Second street and No. 121 South Fourth street, Borough of Brooklyn.

On motion, the following preamble and resolutions were adopted:

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 128 Essex street, in the Borough of Manhattan, has become dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 128 Essex street, in the Borough of Manhattan, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 67 West Third street, in the Borough of Manhattan, has become dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 67 West Third street, in the Borough of Manhattan, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot northwest corner Edison avenue and Eastern boulevard, in the Borough of The Bronx, has become dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot northwest corner Edison avenue and Eastern boulevard, in the Borough of The Bronx, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 410 Atlantic avenue, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 410 Atlantic avenue, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 637 Broadway, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 637 Broadway, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 33 Debevoise street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 33 Debevoise street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 716 Driggs avenue, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 716 Driggs avenue, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lots Nos. 991 and 993 Fulton street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lots Nos. 991 and 993 Fulton street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 74 Grand street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 74 Grand street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 2 Havemeyer street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 2 Havemeyer street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 103 Leonard street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 103 Leonard street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 692 Wythe avenue, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 692 Wythe avenue, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 287 South Second street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants.

Ordered, That all persons in said building situated on lot No. 287 South Second street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life and is unfit for human habitation because of defects in the plumbing and drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 121 South Fourth street, in the Borough of Brooklyn, has become dangerous to life by reason of want of repair and is unfit for human habitation because of defects in the drainage thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants;

Ordered, That all persons in said building situated on lot No. 121 South Fourth street, in the Borough of Brooklyn, be required to vacate said building on or before December 1, 1908, for the reason that said building is dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the drainage thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Fifth—Report on compliance with certain orders to vacate premises, etc.

On motion, it was

Resolved, That the following orders be and are hereby rescinded, for the reason that the causes for the same have been removed:

#### BOROUGH OF MANHATTAN.

No.  
 10548. No. 94 Vesey street.  
 11230. No. 67 Horatio street.  
 11396. No. 235 East Nineteenth street.  
 12102. No. 168 Eighth avenue.

#### BOROUGH OF THE BRONX.

174. North side Briggs avenue, first stable east of Fourth avenue, Williamsbridge.  
 Sixth—Certificates declaring premises at No. 48 Jefferson street, Borough of Manhattan; No. 133 Alexander avenue and No. 418 Brook avenue, Borough of The Bronx; No. 33 Debevoise street (rear), Nos. 490 and 492 Flushing avenue, No. 18 Hopkins street (rear), Nos. 56 and 58 Hopkins street (rear), No. 589 Park avenue, No. 861 Park avenue (rear), No. 109 Richardson street (rear), No. 32 Ross street, Nos. 325 to 331 Rutledge street, and No. 219 Third avenue (rear), Borough of Brooklyn, public nuisances.

On motion, the following orders were entered:

Whereas, The premises No. 48 Jefferson street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and



32816. Mrs. M. Ketz, to board 1 child at No. 244 East Thirty-fifth street.  
 32817. Mrs. Mary Denton, to board 1 child at No. 537 West Thirty-ninth street.  
 32818. Ellen Donovan, to board 1 child at No. 425 West Forty-fifth street.  
 32819. Mrs. Marie Reinhardt, to board 1 child at No. 343 East Fifty-fourth street.  
 32820. Mrs. Ellen Donohue, to board 1 child at No. 137 West Sixtieth street.  
 32821. Camela Barnbaum, to board 1 child at No. 242 East Seventy-first street.  
 32822. Mrs. J. Morrison, to board 1 child at No. 328 East Seventy-fourth street.  
 32823. Mrs. Margaret Fonselow, to board 1 child at No. 109 East One Hundred and Twenty-sixth street.  
 32824. Emma Irans, to board 1 child at No. 5 West One Hundred and Thirty-seventh street.  
 32825. Mrs. Bertha Reinitz, to board 2 children at No. 1474 Madison avenue.  
 32826. Mrs. Elizabeth Loughran, to board 2 children at No. 321 East Twenty-sixth street.  
 32827. Mrs. Rocetta J. Dabney, to board 2 children at No. 334 West Fifty-third street.  
 32828. Esther Hamilton, to board 2 children at No. 115 West Sixtieth street.  
 32829. Lillie Anderson, to board 2 children at No. 239 East Seventy-fourth street.  
 32830. Mrs. Josef Hora, to board 2 children at No. 302 East Seventy-fifth street.  
 32831. Mrs. Mary Moran, to board 2 children at No. 307 East Seventy-eighth street.  
 32832. Mrs. Henrietta Tessman, to board 2 children at No. 69 East One Hundred and First street.  
 32833. Mrs. Ellen Lamb, to board 2 children at No. 213 East One Hundred and First street.  
 32834. Mrs. Nora Morley, to board 2 children at No. 317 East One Hundred and First street.  
 32835. Mrs. Sadie Murray, to board 2 children at No. 44 West One Hundred and Thirty-third street.  
 32836. Mrs. Maria Cooley, to board 3 children at No. 1506 Second avenue.  
 32837. Mrs. Helen Hoffman, to board 3 children at No. 335 East Ninetieth street.  
 32838. Mrs. Katharine Beede, to board 3 children at No. 305 East One Hundred and Twenty-fifth street.  
 32839. Loft's, per Geo. W. Loft, to manufacture carbonated water at No. 54 Barclay street.  
 32840. Loft's, per Geo. W. Loft, to manufacture carbonated water at No. 206 Broadway.  
 32841. Loft's, per Geo. W. Loft, to manufacture carbonated water at No. 29 Cortlandt street.  
 32842. Henry B. Thoele, to manufacture carbonated water at No. 167 Eighth avenue.  
 32843. Fred J. Tholke, to manufacture carbonated water at No. 317 Eighth avenue.  
 32844. Adam A. Moshevitz, to manufacture carbonated water at No. 423 Grand street.  
 32845. Loft's, per Geo. W. Loft, to manufacture carbonated water at No. 41 Park row.  
 32846. The Mirror, T. H. Shields, Manager, to manufacture carbonated water at No. 1 West Forty-second street.  
 32847. Max Hamburg, to keep oysters for sale at No. 1067 Park avenue.  
 32848. Chas. J. Pfriemer, to keep 15 pigeons at No. 248 East Fifty-second street.  
 32849. H. B. Walters, to keep 20 pigeons at No. 226 East Sixty-third street.  
 32850. S. Kutler, to keep and slaughter poultry at No. 226 South street.  
 32851. Isaac Shapiro, to keep and slaughter poultry at No. 416 East Ninety-first street.  
 32852. Owen Ward's Sons, to stable 3 horses in a cellar at No. 448 West Thirty-ninth street.

## BOROUGH OF THE BRONX.

32853. Ada Waddy, to board 1 child at No. 777 Wendover avenue.  
 32854. Sarah Solomon, to board 1 child at No. 442 East One Hundred and Forty-sixth street.  
 32855. Elizabeth Hanna, to board 4 children at No. 703 East One Hundred and Eighty-seventh street.  
 32856. Ida Barrett, to board 2 children at Barnes avenue, near Two Hundred and Thirty-fifth street.  
 32857. Mary Hicks, to board 2 children at Dean place, Westchester, first house from Bogart avenue.  
 32858. Rose Levy, to board 2 children at No. 343 St. Anns avenue.  
 32859. Mary Ann Lees, to board 2 children at No. 3651 Third avenue.  
 32860. Gertrude Hearn, to board 2 children at No. 1469 Webster avenue.  
 32861. Mary Laufer, to board 2 children at No. 631 East One Hundred and Thirty-seventh street.  
 32862. Mary Cavanagh, to board 2 children at No. 543 East One Hundred and Thirty-ninth street.  
 32863. Carrie Wolder, to board 3 children at No. 925 Tiffany street.  
 32864. Myrtle Whitehead, to board 4 children at No. 1036 Castle Hill avenue.  
 32865. Matthew Bergen, to keep 20 chickens at No. 2110 Anthony avenue.  
 32866. Mrs. Emma O'Connell, to keep 20 chickens at No. 2075 Arthur avenue.  
 32867. Mrs. E. Hannigan, to keep 8 chickens at No. 2469 De Voe terrace, near Aqueduct avenue.  
 32868. Mrs. D. Schultheis, to keep 12 chickens at No. 1147 Fulton avenue.  
 32869. Mrs. Hattie B. Fowler, to keep 25 chickens at No. 2048 Honeywell avenue.  
 32870. Louis Ernst, to keep 10 chickens at No. 660 Morris Park avenue.  
 32871. Michael Coyne, to keep 25 chickens at Mosholu avenue and Riverdale lane.  
 32872. Agnes Wily, to keep 10 chickens at No. 2510 St. Raymonds avenue.  
 32873. Mrs. Lullie Brands, to keep 10 chickens at No. 2516 St. Raymonds avenue.  
 32874. Mary E. Johnson, to keep 15 chickens at No. 3053 Villa avenue.  
 32875. Nathan Selig, to keep 12 pigeons at No. 1873 Wallace avenue.  
 32876. Mrs. S. Geraghty, to keep 25 chickens at No. 1514 Zerega avenue.  
 32877. J. Leitz, to keep 25 chickens at No. 787 East One Hundred and Fifty-eighth street.  
 2106. Louis Amigroni, to keep 1 cow at Two Hundred and Thirty-ninth street and White Plains road.

## BOROUGH OF BROOKLYN.

32878. Concettina Romeo, to board 1 child at No. 13 Hamilton avenue.  
 32879. Maria Spio, to board 1 child at No. 203 Hudson avenue.  
 32880. Maria Lampessa, to board 1 child at No. 180 Greenpoint avenue.  
 32881. Alice Humphrey, to board 1 child at No. 10 Gunther place.  
 32882. Mary Kellett, to board 1 child at No. 99 Pioneer street.  
 32883. Lucia Martanbuono, to board 1 child at No. 194 Prospect street.  
 32884. Rose Ferrara, to board 1 child at No. 210 Prospect street.  
 32885. Maria Cassesa, to board 1 child at No. 238 North Fifth street.  
 32886. Maggie Smith, to board 1 child at East Ninety-second street and Stillwells lane, Canarsie.  
 32887. Mary Clayton, to board 2 children at No. 151 Driggs avenue.  
 32888. Minnie Eichberg, to board 2 children at No. 1408 Fulton street.  
 32889. Johanna Grise, to board 2 children at No. 101 Greenpoint avenue.  
 32890. Mary Irving, to board 2 children at No. 156 Jefferson avenue.  
 32891. Mary O'Grady, to board 2 children at No. 880 Lorimer street.  
 32892. Lizzie Spooner, to board 2 children at No. 814 Manhattan avenue.  
 32893. Yetta Solomon, to board 2 children at No. 119 McKibben street.  
 32894. Josephine Ballantine, to board 2 children at No. 369 Sumpter street.  
 32895. Augusta Ruppert, to board 2 children at No. 99 Truxton street.  
 32896. Paulina Cox, to board 2 children at No. 188 Wyckoff street.  
 32897. Katie Kass, to board 2 children at East Ninety-fourth street and Skidmore lane, Canarsie.  
 32898. Mrs. Nellie DeGroot, to board 3 children at No. 444 Seventeenth street.  
 32899. Elizabeth Gaines, to board 3 children at No. 451 Seventeenth street.  
 32900. Mary Stapleton, to board 4 children at No. 880 Lorimer street.  
 32901. Charles Reinbolt, to render lard at No. 192 Leonard street.  
 32902. Samuel Cohen, to manufacture carbonated water at No. 131 Boerum street.  
 32903. Bernard Reilly, to keep and sell oysters at No. 88 Fifth avenue.  
 32904. Thomas J. Reaney, to keep and sell oysters at No. 4405 Sixteenth avenue.  
 32905. Thomas Jackson, to keep 10 chickens at No. 2825 Avenue F.  
 32906. Mrs. Sydney Bruce, to keep 10 chickens at No. 851 Belmont avenue.  
 32907. Charles Lundberg, to keep 10 chickens at No. 795 Logan street.  
 32908. Adolf Fischer, to keep 20 pigeons at No. 81 Meserole street.  
 32909. Wm. Gatehouse, to keep 10 chickens at No. 138 Norwood avenue.  
 32910. John F. Geraghty, to keep 10 chickens at No. 21 Pilling street.

32911. Emilio Lombardo, to keep 10 chickens at No. 219 Third avenue.  
 32912. Godfrey H. Bachman, to keep 10 chickens at No. 178 East Seventh street.  
 32913. Passon & Co., to keep and slaughter poultry, southwest corner Forty-first street and Ninth avenue.

## BOROUGH OF QUEENS.

32914. Mrs. Agnes Kreppen, to board 1 child at No. 112 Chestnut street, Winfield.  
 32915. Mrs. Mary Perrone, to board 1 child at No. 120 Jamaica avenue, Long Island City.  
 32916. Mrs. Margaret Smith, to board 2 children at No. 132 Greenpoint avenue, Long Island City.  
 32917. Mrs. Rosene Hewitt, to board 2 children at No. 115 Plateau street, Corona.  
 32918. Mrs. Cath. Flanagan, to board 2 children at No. 150 Young street, Long Island City.  
 32919. Bertha Homberg, to board 4 children at No. 54 Cook avenue, Elmhurst.  
 2197. Michael J. Smithwick, to keep 20 cows at north side Baltic street, about 200 feet east of Collins avenue, Maspeth.  
 2198. John Dichtelmiller, to keep 1 cow at south side Adriatic street, 100 feet east of Collins avenue, Maspeth.  
 2199. Nathan Wasserberger, to keep 2 cows at east side Maurice avenue, 100 feet south of Elmenier avenue, Maspeth.  
 2200. Goldstein Bros., to keep 312 cows at south side Old South road, about 500 feet east of Cedar lane, Woodhaven.  
 32920. Mrs. Annie Gleason, to keep 1 goat at No. 39 Weil place, Long Island City.  
 32921. George Benvenutto, to keep 1 goat at No. 91 East Park avenue, Corona.  
 32922. Mrs. Mary Miller, to keep 3 pigs at east side Cooper avenue, first house south of Central avenue, Glendale.  
 32923. George Benvenutto, to keep 1 pig at No. 91 East Park avenue, Corona.  
 32924. Louis Gambeske, to keep 6 pigs at south side Willets Point road, third house east of Fourteenth street, Whitestone.  
 32925. Hester Birdsall, to keep 12 chickens at north side Avenue C, 150 feet west of Fourteenth street, Whitestone.  
 32926. Fred Mensing, to keep 50 chickens at west side Clinton avenue, first house south of Central avenue, Glendale.  
 32927. Louis Schaper, to keep 15 chickens at No. 514 Eighth avenue, Long Island City.  
 32928. Ambrose Kirchner, to keep 50 chickens at No. 18 Fulton street, Maspeth.  
 32929. Christina Schuster, to keep 14 chickens at No. 222 Garrison street, Maspeth.  
 32930. Antonio Giosasa, to keep 15 chickens at No. 3907 Jamaica avenue, Richmond Hill.  
 32931. Patrick McPhillips, to keep 25 chickens at No. 221 Lawrence street, Flushing.  
 32932. Margaret Brauer, to keep 25 chickens at Leland avenue, adjoining disposal plant, Far Rockaway.  
 32933. Margaret Brauer, to keep 6 ducks at Leland avenue, adjoining disposal plant, Far Rockaway.  
 32934. Elvira Weeden, to keep 25 chickens at No. 78 Linden avenue, Flushing.  
 32935. George Benvenutto, to keep 12 chickens at No. 91 East Park avenue, Corona.  
 32936. John B. McKerty, to keep 15 chickens at No. 116 Park street, Corona.  
 32937. Charles Hessler, to keep 20 pigeons at south side Perry avenue, 100 feet east of Astoria road, Maspeth.  
 32938. Charles Hessler, to keep 5 ducks at south side Perry avenue, 100 feet east of Astoria road, Maspeth.  
 32939. Charles Hessler, to keep 25 chickens at south side Perry avenue, 100 feet east of Astoria road, Maspeth.  
 32940. Frank Cutolo, to keep 15 pigeons at No. 60 South street, Jamaica.  
 32941. Frank Cutolo, to keep 20 chickens at No. 60 South street, Jamaica.  
 32942. Tony Muschinski, to keep 6 chickens at No. 4 Stratton avenue, Bayside.  
 32943. Rev. Adalbert Olszewski, to keep 20 geese at north side Stratton avenue, second house from Bell avenue, Bayside.  
 32944. Rev. Adalbert Olszewski, to keep 30 chickens at north side Stratton avenue, second house from Bell avenue, Bayside.  
 32945. Lena Pfeifer, to keep 5 chickens at east side Webster avenue, fifth house north of Cooper avenue, Glendale.  
 32946. Mrs. Annie Gleason, to keep 15 chickens at No. 39 Weil place, Long Island City.  
 32947. Henry J. Metz, to keep 50 chickens at No. 1436 Welcome place, Ozone Park.  
 32948. William Sutonius, to keep 15 chickens at No. 138 Thirteenth street, College Point.

## BOROUGH OF RICHMOND.

32949. James Smith, to keep 1 pig at east side Huguenot avenue, second house from railroad, Huguenot Park.  
 32950. George J. Weber, to keep 50 chickens at No. 29 Fisher avenue.  
 32951. Mrs. C. Gabel, to keep 15 chickens at East side Wier lane, 300 feet north of Broadway, Tottenville.

On motion, it was

Resolved, That the following permits to practice midwifery in The City of New York be and the same are hereby granted:

## BOROUGH OF MANHATTAN.

No. 33341. Clara Goldstein, No. 104 Essex street.  
 33342. Ettie Kogut, No. 54 Cannon street.  
 33343. Teresa Koropcaak, No. 220 East Third street.  
 33344. Victoria Pfeffer, No. 300 Delancey street.  
 33345. Johanna Radomska, No. 107 East Third street.

## BOROUGH OF THE BRONX.

33346. Pauline H. Salzman, No. 4079 Fulton avenue.

## BOROUGH OF BROOKLYN.

33347. Adelaide L. Jones, No. 23 Fleet place.  
 33348. Julia Nistico, No. 150 President street.

## BOROUGH OF RICHMOND.

33350. Ellen Langton, No. 82 Burgher avenue, West New Brighton, Staten Island.  
 33351. Maria V. Ruberto, No. 34 Griffin street, Tompkinsville.  
 Report of application for store and wagon permits for the sale and delivery of milk in The City of New York.

On motion, it was

Resolved, That the following permits for the sale and delivery of milk in The City of New York be and the same are hereby granted.

## BOROUGH OF THE BRONX.

## Stores.

No. 702. Harry Rubenstein, No. 670 St. Anns avenue.  
 711. Raffaele Sasso, No. 1125 Intervale avenue.  
 772. John Jacobs, No. 1444 Edwards avenue.  
 2310. Sam Gerstenfeld, No. 605 Prospect avenue.  
 2349. Henry Kauschinger, No. 653 St. Anns avenue.  
 2492. William McKelvey, No. 955 Jennings street.  
 2649. Mrs. M. Wissmann, No. 546 East One Hundred and Forty-seventh street.  
 2817. Sheffield Farms, Slawson-Decker Company, No. 922 Washington avenue.  
 2818. Dora Weierich, west side Jerome avenue, between One Hundred and Sixty-eighth and One Hundred and Sixty-ninth streets.  
 2819. Z. Edschowitz, No. 3780 Third avenue.  
 2820. Morris Wallerstein, No. 763 East One Hundred and Sixty-fifth street.  
 2821. Stephen Keil, No. 1230 Southern boulevard.  
 2822. Katie Dumler, No. 766 East One Hundred and Thirty-eighth street.

## BOROUGH OF BROOKLYN.

## Stores.

19159. Peyer Dorcunzo, No. 462 Carroll street.  
 19161. Joseph Leo, No. 3904 Tenth avenue.  
 19163. Phillip Goldstein, No. 197 Montrose avenue.  
 19164. Morris Paklatnick, No. 2012 Fulton street.

19165. Morris Bottle, No. 244 Seigel street.  
 19167. Betty Brettley, No. 114 Hopkins street.  
 19168. Fred Mohring, No. 152 Sumner avenue.  
 19170. John Lauricella, No. 869 Fulton street.  
 19172. Gus Obergfell, No. 168 Schenectady avenue.  
 19173. Minnie Sarafal, No. 336 Saratoga avenue.  
 19179. Jacob Brager, No. 467 Vermont avenue.  
 19189. Morris Weiner, No. 51 Boerum street.  
 19190. Raphael Schneeweis, No. 166 Boerum street.  
 19191. August Von Ohlen, No. 806 Fortieth street.  
 19192. Peter Bjorgum, No. 756 Fourth avenue.  
 19193. Ahre Kiland, No. 727 Sixth avenue.  
 19194. Wolf Herskowitz, No. 783 Jefferson avenue.  
 19195. Beckman & Peters, No. 1810 Fulton street.  
 19196. John F. Lauterbach, No. 366 Central avenue.  
 19198. Morris Fuer, No. 308 Bedford avenue.  
 19199. Charles B. Polen, No. 79 Knickerbocker avenue.  
 19200. Sadie Elkind, No. 3910 Thirteenth avenue.  
 19202. Wm. Orbach, No. 209 Osborne street.  
 19206. Herman Ignaszewski, No. 320 Floyd street.  
 19209. Ryan Bros., No. 1220 Bedford avenue.  
 19210. Eva Schmidt, No. 106 Chauncey street.  
 19211. Phillip Kramer, No. 155 Bridge street.  
 19212. Harry Spanier, No. 107 North Eighth street.  
 19213. John Lee, No. 601 Baltic street.  
 19214. George Hurley, No. 551 Atlantic avenue.  
 19215. Louis Gottesman, No. 967 Flushing avenue.  
 19216. Mary Byer, No. 326 Court street.  
 19217. Edward Stoltz, No. 283 Grand avenue.  
 19224. Isaac Silverman, No. 7 Hull street.  
 19228. Henry Kattenhorne, No. 246 Hoyt street.  
 19230. Hyman Gottlieb, No. 108 Meserole street.  
 19231. George Misselbeck, No. 5109 Fifth avenue.  
 19233. John Notoli, Bros., No. 1163 Myrtle avenue.  
 19235. Dora Bard, No. 149 Grand street.  
 19236. Morris Minow, No. 118 Harrison avenue.  
 19239. Fred W. Stottman, No. 4908 Fifth avenue.  
 19243. Valentine Roell, No. 34 Cedar street.

## BOROUGH OF RICHMOND.

449. Frank Muigg, No. 1023 Castleton avenue, West New Brighton.

## BOROUGH OF MANHATTAN.

1. Salvation Army, to keep lodging house (90 lodgers) at No. 118 Avenue D.  
 2. James A. Geraty, to keep lodging house (135 lodgers) at Nos. 1 and 7 Bowery.  
 3. Alice Flynn, to keep lodging house (116 lodgers) at No. 9 Bowery.  
 4. Alfredo Del Genovese, to keep lodging house (112 lodgers) at No. 11 Bowery.  
 5. Alfredo Del Genovese, to keep lodging house (193 lodgers) at No. 13 Bowery.  
 6. Thomas F. Campbell, to keep lodging house (177 lodgers) at No. 15 Bowery.  
 7. Michael Flynn, to keep lodging house (298 lodgers) at No. 19 Bowery.  
 8. Bernard Flynn, to keep lodging house (79 lodgers) at No. 20 Bowery.  
 9. Thomas F. Campbell, to keep lodging house (135 lodgers) at No. 21 Bowery.  
 10. Lyons & Co., to keep lodging house (171 lodgers) at No. 25 Bowery.  
 11. Joseph Ajello, to keep lodging house (120 lodgers) at No. 26 Bowery.  
 12. Bruno Ottaviani, to keep lodging house (390 lodgers) at Nos. 37 and 39 Bowery.  
 13. Lyons & Co., to keep lodging house (267 lodgers) at Nos. 39½ and 41 Bowery.  
 14. George Preschi, to keep lodging house (210 lodgers) at No. 60 Bowery.  
 15. Mrs. H. Preaney, to keep lodging house (180 lodgers) at No. 73 Bowery.  
 16. Robert Kerr & Son, to keep lodging house (270 lodgers) at Nos. 70 and 72 Bowery.  
 17. Paglioghi Bros., to keep lodging house (150 lodgers) at Nos. 81 and 81½ Bowery.  
 18. Salvation Army, to keep lodging house (182 lodgers) at No. 83 Bowery.  
 19. Lyons & Co., to keep lodging house (165 lodgers) at No. 85 Bowery.  
 20. Robert Kerr & Son, to keep lodging house (375 lodgers) at Nos. 86 and 88 Bowery.  
 21. Turner & Timberman, to keep lodging house (210 lodgers) at Nos. 90 and 92 Bowery.  
 22. George Freschi, to keep lodging house (134 lodgers) at No. 96 Bowery.  
 23. John J. Campbell, to keep lodging house (135 lodgers) at No. 98 Bowery.  
 24. Bernard Flynn, to keep lodging house (180 lodgers) at No. 99 Bowery.  
 25. Bernard Flynn, to keep lodging house (68 lodgers) at No. 100 Bowery.  
 26. Bernard Flynn, to keep lodging house (135 lodgers) at No. 103 Bowery.  
 27. Lyons & Co., to keep lodging house (159 lodgers) at No. 105 Bowery.  
 28. Alice Flynn, to keep lodging house (154 lodgers) at Nos. 108 and 108½ Bowery.  
 29. Bernard Flynn, to keep lodging house (96 lodgers) at No. 112 Bowery.  
 30. Charles D. Hoxie, to keep lodging house (270 lodgers) at Nos. 125 and 127 Bowery.  
 31. George F. Langenbacher, to keep lodging house (192 lodgers) at No. 143 Bowery.  
 32. Alice Flynn, to keep lodging house (109 lodgers) at No. 185 Bowery.  
 33. John J. Campbell, to keep lodging house (75 lodgers) at No. 212 Bowery.  
 34. Dr. Geo. B. Hickok, to keep lodging house (255 lodgers) at Nos. 219 and 221 Bowery.  
 35. Salvation Army, to keep lodging house (135 lodgers) at No. 243 Bowery.  
 36. Anna M. Dwyer, to keep lodging house (195 lodgers) at Nos. 262 and 262½ Bowery.  
 37. Alfredo Del Genovese, to keep lodging house (213 lodgers) at Nos. 268 and 268½ Bowery.  
 38. C. W. Byrnes, to keep lodging house (285 lodgers) at No. 270 Bowery.  
 39. Bruno Ottaviani, to keep lodging house (74 lodgers) at No. 274 Bowery.  
 40. Lyons & Co., to keep lodging house (60 lodgers) at No. 275 Bowery.  
 41. Joseph Ajello, to keep lodging house (120 lodgers) at Nos. 276 and 278 Bowery.  
 42. Charles D. Hoxie, to keep lodging house (165 lodgers) at Nos. 280 and 282 Bowery.  
 43. Michael Flynn, to keep lodging house (105 lodgers) at No. 283 Bowery.  
 44. Margheret Heist Barsotti, to keep lodging house (210 lodgers) at Nos. 300 and 302 Bowery.  
 45. Geo. F. Langenbacher, to keep lodging house (225 lodgers) at No. 317 Bowery.  
 46. Mary Mercandante, to keep lodging house (134 lodgers) at No. 340 Bowery.  
 47. John J. Campbell, to keep lodging house (131 lodgers) at No. 354 Bowery.  
 48. John J. Campbell, to keep lodging house (107 lodgers) at No. 356 Bowery.  
 49. John J. Campbell, to keep lodging house (90 lodgers) at No. 358 Bowery.  
 50. Alice Flynn, to keep lodging house (101 lodgers) at No. 591 Broome street.  
 51. H. Curry, to keep lodging house (165 lodgers) at No. 4 Chatham square.  
 52. Minnie Penfield, to keep lodging house (133 lodgers), at No. 6 Chatham square.  
 53. Robert Kerr & Son, to keep lodging house (285 lodgers) at No. 9 Chatham square.  
 54. S. Magliola, to keep lodging house (148 lodgers), at Nos. 11 and 12 Chatham square.  
 55. Gustave Meyer, to keep lodging house (105 lodgers) at No. 94 Division street.  
 56. Salvation Army, to keep lodging house (547 lodgers) at Nos. 2, 4 and 6 East Broadway.  
 57. A. Sartirana & Co., to keep lodging house (165 lodgers) at No. 208 Eighth avenue.  
 58. A. Sartirana & Co., to keep lodging house (123 lodgers) at No. 352 Eighth avenue.

59. A. Sartirana & Co., to keep lodging house (160 lodgers) at No. 370 Eighth avenue.  
 60. Mary Del Genovese, to keep lodging house (101 lodgers) at No. 583 First avenue.  
 61. A. Sartirana & Co., to keep lodging house (131 lodgers) at No. 32 Gansevoort street.  
 62. Frederic Crane, to keep lodging house (420 lodgers) at No. 183 West Houston street.  
 63. A. Sartirana & Co., to keep lodging house (150 lodgers) at No. 513 Hudson street.  
 64. H. Curry, to keep lodging house (149 lodgers) at No. 3 James street.  
 65. Da Parma & Acquini, to keep lodging house (289 lodgers) at No. 9 Mulberry street.  
 66. Rudolph Heig, to keep lodging house (197 lodgers) at No. 14 New Chambers street.  
 67. Joseph Ajello, to keep lodging house (180 lodgers) at No. 20 North William street.  
 68. Lyons & Co., to keep lodging house (179 lodgers) at No. 128 Park row.  
 69. Frank A. Campbell, to keep lodging house (105 lodgers) at Nos. 160 and 162 Park row.  
 70. Fusebio Ghelardi, to keep lodging house (255 lodgers) at No. 173 Park row.  
 71. Frank Licati, to keep lodging house (105 lodgers) at No. 180 Park row.  
 72. Frank Licati, to keep lodging house (60 lodgers) at No. 182 Park row.  
 73. Frank A. Campbell, to keep lodging house (87 lodgers) at No. 184 Park row.  
 74. F. C. Taylor, to keep lodging house (132 lodgers) at Nos. 189 and 191 Park row.  
 75. H. Curry, to keep lodging house (210 lodgers) at Nos. 190 and 192 Park row.  
 76. John Bowsky, to keep lodging house (144 lodgers) at No. 194 Park row.  
 77. Thomas F. Connery, to keep lodging house (73 lodgers) at No. 450 Pearl street.  
 78. Da Parma Bros., to keep lodging house (135 lodgers) at No. 460 Pearl street.  
 79. Geo. F. Langenbacher, to keep lodging house (186 lodgers) at No. 4 Rivington street.  
 80. H. F. Knauff, to keep lodging house (128 lodgers) at No. 6 Rivington street.  
 81. A. Sartirana & Co., to keep lodging house (225 lodgers) at Nos. 93 and 95 Sixth avenue.  
 82. Harry Juris, to keep lodging house (60 lodgers) at No. 90 South street.  
 83. Bernard Brunjes, to keep lodging house (45 lodgers) at No. 199 South street.  
 84. Estate of Bernard Kommel (M. Kommel), to keep lodging house (207 lodgers) at No. 295 Tenth avenue.  
 85. A. Sartirana & Co., to keep lodging house (165 lodgers) at No. 583 Tenth avenue.  
 86. Peter Reilly, to keep lodging house (135 lodgers) at No. 295 Third avenue.  
 87. James Maguire, to keep lodging house (75 lodgers) at No. 386 Third avenue.  
 88. Geo. F. Langenbacher, to keep lodging house (194 lodgers) at No. 1109 Third avenue.  
 89. John P. Kelly, to keep lodging house (210 lodgers) at Nos. 2231 to 2237 Third avenue.  
 90. S. Magliola, to keep lodging house (90 lodgers) at No. 2240 Third avenue.  
 91. John J. Campbell, to keep lodging house (250 lodgers) at Nos. 2258 and 2260 Third avenue.  
 92. Da Parma & Acquini, to keep lodging house (120 lodgers) at No. 2291 Third avenue.  
 93. A. M. G. Wedge, to keep lodging house (75 lodgers) at No. 2315 Third avenue.  
 94. Thomas F. Campbell, to keep lodging house (91 lodgers) at No. 2374 Third avenue.  
 95. Anna Shipman, to keep lodging house (307 lodgers) at No. 5 Thompson street.  
 96. Geo. F. Langenbacher, to keep lodging house (210 lodgers) at No. 510 West Broadway.  
 97. Frederic Crane, to keep lodging house (142 lodgers) at No. 535 West Broadway.  
 98. James McKee, to keep lodging house (45 lodgers) at No. 173 West street.  
 99. Mrs. Margaret Moloney, to keep lodging house (45 lodgers) at No. 174 West street.  
 100. Children's Aid Society, W. A. McKean, to keep lodging house (122 lodgers) at No. 295 East Eighth street.  
 101. Children's Aid Society, to keep lodging house (56 lodgers) at No. 307 East Twelfth street.  
 102. Frederick Meyer, to keep lodging house (330 lodgers) at Nos. 151 and 153 East Twenty-third street.  
 103. Henry Meyer, to keep lodging house (408 lodgers) at Nos. 328 to 332 East Twenty-third street.  
 104. W. H. G. Chandler, to keep lodging house (478 lodgers) at Nos. 340 and 342 East Twenty-third street.  
 105. Angelo Sartirana, to keep lodging house (165 lodgers) at Nos. 201 and 203 East Thirty-fourth street.  
 106. Children's Aid Society, to keep lodging house (116 lodgers) at No. 225 West Thirty-fifth street.  
 107. Louis Schaup, to keep lodging house (225 lodgers) at No. 224 East Forty-second street.  
 108. Herman Luhrs & Co., to keep lodging house (274 lodgers) at Nos. 437 and 439 West Forty-second street.  
 109. Children's Aid Society, to keep lodging house (95 lodgers) at Nos. 247 and 249 East Forty-fourth street.  
 110. Freaney & Nathan, to keep lodging house (150 lodgers) at Nos. 179 and 181 East One Hundred and Twenty-fourth street.  
 111. Alice H. Lacy, to keep lodging house (207 lodgers) at No. 156 East One Hundred and Twenty-ninth street.  
 112. Frank A. Campbell, to keep lodging house (180 lodgers) at No. 170 East One Hundred and Twenty-ninth street.

## BOROUGH OF THE BRONX.

113. Hattie Cohn, to keep lodging house (162 lodgers) at No. 2505 Third avenue.  
 On motion, it was  
 Resolved, That permits be and are hereby denied as follows:

## BOROUGH OF MANHATTAN.

No.  
 17032. John Horam, to keep birds and small animals for sale at No. 242 West Sixtieth street.  
 17033. Rebecca Milligan, to board 1 child at No. 244 West Thirtieth street.  
 17034. The Mirror, T. J. Shields, Assistant General Manager, to manufacture carbonated water at No. 196 Broadway.  
 17035. The Mirror, T. J. Shields, Assistant General Manager, to manufacture carbonated water at No. 89 Nassau street.  
 17036. Wine Growers' Association, Sidney R. Oberfelder, to display 1 turkey in window at No. 616 Ninth avenue.

## BOROUGH OF THE BRONX.

17037. Ester Gunselberg, to sell milk at No. 2068 Clinton avenue.  
 17038. Domenico Di Scipio, to sell milk at No. 584 Robbins avenue.  
 17040. George Sommer, to sell milk at No. 1123 Walker avenue.  
 17039. Rubin Wasserman, to sell milk at No. 953 East One Hundred and Sixty-fifth street.  
 17041. William Horn, to sell milk at No. 309 East One Hundred and Fifty-fourth street.  
 17042. Abraham Reinheimer, to keep 8 cows at west side Concourse, first stable north of One Hundred and Sixty-seventh street.  
 17043. Samuel Klein, to keep 3 goats at No. 1117 Walker avenue.  
 17044. Frank Barba, to keep 12 chickens at No. 2383 Belmont avenue.  
 17045. Irma Mazeau, to keep 30 pigeons at No. 2331 Gleason avenue.  
 17046. Mrs. M. Mittenzwuf, to keep 3 pigeons at No. 1532 Rosedale avenue.  
 17047. Adolph R. Wolf, to keep 3 chickens at No. 1869 Wallace avenue.

17048. Mrs. J. J. Murphy, to keep 21 chickens at No. 1869 Wallace avenue.  
 17049. William Donohue, to keep 10 chickens at No. 468 East One Hundred and Eighty-ninth street.

## BOROUGH OF BROOKLYN.

17050. Kearn Gunnings, to sell milk at No. 89 Walworth street.  
 17051. William J. Simpson, to sell milk at No. 1822 Dean street.  
 17052. Samuel Safelo, to sell milk at No. 201 Osborn street.  
 17053. Max Goldenberg, to sell milk at No. 129 Sumner avenue.  
 17054. Emil D'Ambrosio, to sell milk at No. 544 Ralph avenue.  
 17055. Louis Brodinsky, to sell milk at No. 71 Walton street.  
 17056. Jacob Schlesinger, to sell milk at No. 173 Harrison avenue.  
 17057. William Steinberg, to sell milk at No. 163 Throop avenue.  
 17058. Barney Goldsmith, to sell milk at No. 129 Ellery street.  
 17059. Emil Burgin, to sell milk at No. 372 Wallabout street.  
 17060. Solomon Gross, to sell milk at No. 87 Harrison avenue.  
 17061. Nathan Pomeranz, to sell milk at No. 433 Flushing avenue.  
 17062. Morris Brecher, to sell milk at No. 454 Vermont avenue.  
 17063. Ida Rosenfeld, to sell milk at No. 92 Thatford avenue.  
 17064. Morris Breslow, to sell milk at No. 1848 Pitkin avenue.  
 17065. Charles Rutnick, to sell milk at No. 549 Sackman street.  
 17066. Israel S. Barshtsky, to sell milk at No. 323 Watkins street.  
 17067. Catherine Neuschler, to sell milk at No. 51 Arlington avenue.  
 17068. Joseph Glassberg, to sell milk at No. 699 Glenmore avenue.  
 17069. Louis Rublin, to sell milk at No. 1830 Pitkin avenue.  
 17070. Morris F. Maller, to sell milk at No. 545 Blake avenue.  
 17071. David Kolodney, to sell milk at No. 1868 Pitkin avenue.  
 17072. Joseph Goldstein, to sell milk at No. 393 Powell street.  
 17073. Adolph Moskowitz, to sell milk at No. 21 Floyd street.  
 17074. Adolph Timin, to sell milk at No. 554 DeKalb avenue.  
 17075. Florence Marrell, to sell milk at No. 571 DeKalb avenue.  
 17076. Ben. Wadler, to sell milk at No. 509 Flushing avenue.  
 17077. Samuel Brodsky, to sell milk at No. 488 Marcy avenue.  
 17078. Samuel Roseman & Son, to sell milk at No. 641 Sackman street.  
 17079. Morris Sisselman, to sell milk at No. 193 Osborn street.  
 17080. Hyman Grossman, to sell milk at No. 1826 Prospect place.  
 17081. Nathan M. Boscov, to sell milk at No. 1933 Park place.  
 17082. Joseph Malzenskey, to sell milk at No. 90 Eagle street.  
 17083. Andrew Polo, to sell milk at No. 225 Johnson avenue.  
 17084. Sam Skalar, to sell milk at No. 102 Walton street.  
 17085. Samuel Silverman, to keep 1 cow at No. 500 Osborn street.  
 17086. A. Henry Lotz, to render lard at Nos. 9 and 11 Chauncey street.  
 17087. Samuel Silverman, to keep 10 chickens at No. 500 Osborn street.  
 17088. Charles H. Watson, to keep 10 chickens at No. 994 Willoughby avenue.  
 17089. Fred R. Barning, to keep 10 pigeons at No. 552 Fifteenth street.  
 17132. William Dall, to keep a lodging house at No. 246 Flushing avenue.

## BOROUGH OF QUEENS.

17090. Catharine Todasco, to board 1 child at No. 58 Ridge street, Long Island City.  
 17091. George Kassner, to keep 1 cow at No. 35 Maurice avenue, Winfield.  
 17092. Joseph Case, to keep 1 goat at No. 568 Boulevard, Long Island City.  
 17093. William P. F. White, to keep 2 goats at No. 95 Myrtle avenue, Flushing.  
 17094. Louis Trucolo, to keep 1 goat at No. 163 Sherman street, Long Island City.  
 17095. Julian Di Donato, to keep 10 chickens at No. 154 Broadway, Long Island City.  
 17096. J. La Malfa, to keep 22 chickens at No. 97 Jefferson avenue, Maspeth.  
 17097. W. Fidean, to keep 25 chickens at No. 207 Lawrence street, Flushing.  
 17098. James J. Shortell, to keep 20 chickens at No. 213 Lawrence street, Flushing.  
 17099. James McPhillips, to keep 25 chickens at No. 221 Lawrence street, Flushing.  
 17100. Michael Fannon, to keep 30 chickens at No. 99 Linden avenue, Flushing.  
 17101. M. H. Heard, to keep 20 chickens at No. 610 Sanford avenue, Flushing.  
 17102. Louis Trucolo, to keep 5 chickens at No. 163 Sherman street, Long Island City.

## BOROUGH OF RICHMOND.

17103. John Bonner, to keep 2 cows at No. 156 Elm street, West Brighton.  
 On motion, it was  
 Resolved, That the following permits to practice midwifery in The City of New York be and the same are hereby denied.

## BOROUGH OF MANHATTAN.

No.  
 17104. Bessie Bercowitz, No. 192 East Third street.  
 17105. Bertha Bing, No. 2595 Eighth avenue.  
 17106. Annie Blau, No. 119 Broome street.  
 17107. Maddalena Bruno, No. 70 New Chambers street.  
 17108. Maria M. Episcopia, No. 44 Baxter street.  
 17109. Adele Dionigi, No. 121 Mott street.  
 17110. Krestina Drapac, No. 23 Washington street.  
 17111. Tauba Gordon, No. 54 East Third street.  
 17112. Aloisa Hamp, No. 1235 Avenue A.  
 17113. Sara Heller, No. 60 East One Hundred and Second street.  
 17114. Antonina Marrone, No. 73 Goerck street.  
 17115. Maria Rodriguez, No. 414 East Eighteenth street.  
 17116. Sophie Rosenberg, No. 199 Allen street.  
 17117. Netty Rosenzweig, No. 171 Norfolk street.  
 17118. Anna Olga Scheins, No. 65 Avenue C.  
 17119. Zlata Schotter, No. 71 Clinton street.  
 17120. Emilie Siegel, No. 322 East Eightieth street.  
 17121. Lena Vahlbusch, No. 245 East One Hundred and Eleventh street.  
 17122. Rosie Waigman, No. 64 East First street.  
 17123. Catherine Wilska, No. 308 East Thirty-third street.

## BOROUGH OF THE BRONX.

17124. Mrs. Emma Reich, No. 3058 Third avenue.  
 BOROUGH OF BROOKLYN.

17125. Amelia Horton, No. 90 George street.  
 17126. Zofia Kawkowska, No. 185 Franklin street.  
 17127. Laura Olivastri, No. 358 Columbia street.

## BOROUGH OF RICHMOND.

17128. Luigia P. De Angeli, No. 442 Richmond terrace, Elm Park, Staten Island.  
 17129. Marie Hammer, No. 64 Bush avenue, Mariners Harbor.  
 17130. Julia Lovington Kechanowsky, No. 2328 Richmond terrace, Port Richmond.  
 17131. Anna Siewert, Kreischerville, Staten Island.  
 17132. Ottilia Loesenbeck, No. 53 Broad street, Stapleton.  
 17133. Lucy McLoud, No. 3 Henry street, New Brighton, Staten Island.

On motion, it was

Resolved, That the following permits be and the same are hereby revoked:

## BOROUGH OF MANHATTAN.

No.  
 259. Thomas W. Russell, to sell milk at No. 2421 Eighth avenue.  
 1137. David Fidler, to sell milk at No. 254 Delancey street.  
 1696. Antonio Marchians, to sell milk at No. 320 East One Hundred and Ninth street.  
 1712. K. Stockman, to sell milk at No. 92 First street.  
 2727. Anton Dutsch, to sell milk at No. 85 Ridge street.  
 3152. Jacob Takal, to sell milk at Nos. 1233 and 1235 First avenue.  
 3181. Nicolo Franko, to sell milk at No. 332 East Eleventh street.  
 5498. Minnie Rosenthal, to sell milk at No. 150 Rivington street.  
 8237. Jimmie Feldstein, to sell milk at No. 44 East First street.  
 10184. Patrick Parker, to sell milk at No. 460 Lenox avenue.  
 11472. Pincus Barnet, to sell milk at No. 57 Columbia street.  
 1. The Salvation Army, to keep lodging house (90 lodgers) at No. 118 Avenue B.  
 2. Alice Flynn, to keep lodging house (116 lodgers) at No. 9 Bowery.  
 3. Alfredo Del Genovese, to keep lodging house (112 lodgers) at No. 11 Bowery.

4. Alfredo Del Genovese, to keep lodging house (193 lodgers) at No. 13 Bowery.  
 5. Bernard Flynn, to keep lodging house (79 lodgers) at No. 20 Bowery.  
 6. Thomas F. Campbell, to keep lodging house (135 lodgers) at No. 21 Bowery.  
 7. Lyons & Co., to keep lodging house (171 lodgers) at No. 25 Bowery.  
 8. Joseph Ajello, to keep lodging house (120 lodgers) at No. 26 Bowery.  
 9. Bruno Ottaviani, to keep lodging house (390 lodgers) at Nos. 37 and 39 Bowery.  
 10. Lyons & Co., to keep lodging house (267 lodgers) at Nos. 39½ and 41 Bowery.  
 12. George Freschi, to keep lodging house (210 lodgers) at No. 69 Bowery.  
 13. Robert Kerr & Son, to keep lodging house (270 lodgers) at Nos. 70 and 72 Bowery.  
 14. Mrs. J. Freaney, to keep lodging house (180 lodgers) at No. 73 Bowery.  
 15. Paglighi Brothers, to keep lodging house (150 lodgers) at Nos. 81 and 81½ Bowery.  
 16. The Salvation Army, to keep lodging house (182 lodgers) at No. 83 Bowery.  
 17. Lyons & Co., to keep lodging house (165 lodgers) at No. 85 Bowery.  
 18. Robert Kerr & Son, to keep lodging house (375 lodgers) at Nos. 86 and 88 Bowery.  
 19. Turner & Timberman, to keep lodging house (210 lodgers) at Nos. 90 and 92 Bowery.  
 20. George Freschi, to keep lodging house (134 lodgers) at No. 96 Bowery.  
 21. John J. Campbell, to keep lodging house (135 lodgers) at No. 98 Bowery.  
 22. Bernard Flynn, to keep lodging house (180 lodgers) at No. 99 Bowery.  
 23. Bernard Flynn, to keep lodging house (68 lodgers) at No. 100 Bowery.  
 24. Bernard Flynn, to keep lodging house (135 lodgers) at No. 103 Bowery.  
 25. Lyons & Co., to keep lodging house (159 lodgers) at No. 105 Bowery.  
 26. Alice Flynn, to keep lodging house (154 lodgers) at Nos. 108 and 108½ Bowery.  
 27. Bernard Flynn, to keep lodging house (96 lodgers) at No. 112 Bowery.  
 28. Charles D. Hoxie, to keep lodging house (270 lodgers) at Nos. 125 and 127 Bowery.  
 29. Geo. F. Langenbacher, to keep lodging house (192 lodgers) at No. 143 Bowery.  
 30. Alice Flynn, to keep lodging house (109 lodgers) at No. 185 Bowery.  
 31. John J. Campbell, to keep lodging house (75 lodgers) at No. 212 Bowery.  
 32. George B. Hickok, M. D., to keep lodging house (255 lodgers) at Nos. 219 and 221 Bowery.  
 33. The Salvation Army, to keep lodging house (135 lodgers) at No. 243 Bowery.  
 34. Anna M. Dwyer, to keep lodging house (195 lodgers) at Nos. 262 and 262½ Bowery.  
 35. Alfredo Del Genovese, to keep lodging house (213 lodgers) at Nos. 268 and 268½ Bowery.  
 36. The Bowery Company, to keep lodging house (285 lodgers) at No. 270 Bowery.  
 37. Bruno Ottaviani, to keep lodging house (74 lodgers) at No. 274 Bowery.  
 38. Lyons & Co., to keep lodging house (60 lodgers) at No. 275 Bowery.  
 39. Joseph Ajello, to keep lodging house (120 lodgers) at Nos. 276 and 278 Bowery.  
 40. Charles D. Hoxie, to keep lodging house (165 lodgers) at Nos. 280 and 282 Bowery.  
 41. Bernard Flynn, to keep lodging house (105 lodgers) at No. 283 Bowery.  
 42. Geo. F. Langenbacher, to keep lodging house (225 lodgers) at No. 317 Bowery.  
 43. John J. Campbell, to keep lodging house (131 lodgers) at No. 354 Bowery.  
 44. John J. Campbell, to keep lodging house (107 lodgers) at No. 356 Bowery.  
 45. John J. Campbell, to keep lodging house (90 lodgers) at No. 358 Bowery.  
 46. M. H. Bassati, to keep lodging house (210 lodgers) at Nos. 300 and 302 Bowery.  
 47. Alice Flynn, to keep lodging house (101 lodgers) at No. 591 Broome street.  
 48. H. Curry, to keep lodging house (165 lodgers) at No. 4 Chatham square.  
 49. Minnie Pinfield, to keep lodging house (133 lodgers) at No. 6 Chatham square.  
 50. Robert Kerr & Son, to keep lodging house (285 lodgers) at No. 9 Chatham square.  
 51. S. Magliola, to keep lodging house (148 lodgers) at Nos. 11 and 12 Chatham square.  
 52. Gustave Meyer, to keep lodging house (105 lodgers) at No. 94 Division street.  
 53. The Salvation Army, to keep lodging house (547 lodgers) at Nos. 2, 4 and 6 East Broadway.  
 54. A. Sartirana & Co., to keep lodging house (165 lodgers) at No. 208 Eighth avenue.  
 55. A. Sartirana & Co., to keep lodging house (123 lodgers) at No. 352 Eighth avenue.  
 56. A. Sartirana & Co., to keep lodging house (160 lodgers) at No. 370 Eighth avenue.  
 57. Mary Del Genovese, to keep lodging house (101 lodgers) at No. 583 First avenue.  
 58. A. Sartirana & Co., to keep lodging house (131 lodgers) at No. 32 Gansevoort street.  
 59. Frederic Crane, to keep lodging house (420 lodgers) at No. 183 West Houston street.  
 60. Angelino Sartirana, to keep lodging house (150 lodgers) at No. 513 Hudson street.  
 61. H. Curry, to keep lodging house (149 lodgers) at No. 3 James street.  
 62. Da Parma & Acquini, to keep lodging house (289 lodgers) at No. 9 Mulberry street.  
 63. Rudolph Heig, to keep lodging house (197 lodgers) at No. 14 New Chambers street.  
 64. Joseph Ajello, to keep lodging house (180 lodgers) at No. 20 North William street.  
 65. Lyons & Co., to keep lodging house (179 lodgers) at No. 128 Park row.  
 66. F. A. Campbell, to keep lodging house (105 lodgers) at Nos. 160 and 162 Park row.  
 67. Eusebio Ghelardi, to keep lodging house (255 lodgers) at No. 173 Park row.  
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 69. Frank Licata, to keep lodging house (90 lodgers) at No. 182 Park row.  
 70. F. A. Campbell, to keep lodging house (87 lodgers) at No. 184 Park row.  
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 72. C. Taylor, to keep lodging house (132 lodgers) at Nos. 189 and 191 Park row.  
 73. John Bowsky, to keep lodging house (144 lodgers) at No. 194 Park row.  
 74. Thomas Connery, to keep lodging house (73 lodgers) at No. 450 Pearl street.  
 75. Da Parma & Brothers, to keep lodging house (135 lodgers) at No. 460 Pearl street.  
 76. Geo. F. Langenbacher, to keep lodging house (186 lodgers) at No. 4 Rivington street.  
 77. Henriette E. Knauff, to keep lodging house (128 lodgers) at No. 6 Rivington street.  
 78. A. Sartirana & Co., to keep lodging house (225 lodgers) at Nos. 93 and 95 Sixth avenue.  
 79. Bernard Brunjes, to keep lodging house (45 lodgers) at No. 199 South street.  
 80. A. Sartirana & Co., to keep lodging house (165 lodgers) at No. 583 Tenth avenue.  
 82. Peter Reilly, to keep lodging house (135 lodgers) at No. 295 Third avenue.  
 83. James Maguire, to keep lodging house (75 lodgers) at No. 386 Third avenue.  
 84. John P. Kelly, to keep lodging house (210 lodgers) at Nos. 2231 to 2237 Third avenue.  
 85. S. Magliola, to keep lodging house (90 lodgers) at No. 2240 Third avenue.  
 86. John J. Campbell, to keep lodging house (250 lodgers) at Nos. 2258 and 2260 Third avenue.  
 87. Da Parma & Acquini, to keep lodging house (120 lodgers) at No. 2291 Third avenue.  
 88. A. M. G. Wedge, to keep lodging house (75 lodgers) at Nos. 2315 and 2317 Third avenue.  
 89. Thomas F. Campbell, to keep lodging house (91 lodgers) at No. 2374 Third avenue.  
 90. Anna M. Shipman, to keep lodging house (307 lodgers) at No. 5 Thompson street.  
 91. Geo. F. K. Langenbacher, to keep lodging house (210 lodgers) No. 510 West Broadway.

92. Frederic Crane, to keep lodging house (142 lodgers) at No. 535 West Broadway.  
 93. James McKee, to keep lodging house (45 lodgers) at No. 173 West street.  
 95. Children's Aid Society, to keep lodging house (122 lodgers) at Nos. 295 and 297 East Eighth street.  
 96. Children's Aid Society, to keep lodging house (56 lodgers) at No. 307 East Second street.  
 97. Frederick Meyer, to keep lodging house (330 lodgers) at Nos. 151 and 153 East Twenty-third street.  
 98. Henry Meyer, to keep lodging house (408 lodgers) at Nos. 328 to 332 East Twenty-third street.  
 99. W. H. Chandler, to keep lodging house (478 lodgers) at Nos. 340 and 342 East Twenty-third street.  
 100. A. Sartirana & Co., to keep lodging house (165 lodgers) at Nos. 201 and 203 East Thirty-fourth street.  
 101. Children's Aid Society, to keep lodging house (116 lodgers) at No. 225 West Thirty-fifth street.  
 103. Herman Luhrs & Co., to keep lodging house (274 lodgers) at Nos. 437 and 439 West Forty-second street.  
 104. Children's Aid Society, to keep lodging house (95 lodgers) at Nos. 247 and 249 East Forty-fourth street.  
 105. Freaney & Nathan, to keep lodging house (150 lodgers) at Nos. 179 and 181 East One Hundred and Twenty-fourth street.  
 106. Alice H. Lacy, to keep lodging house (207 lodgers) at No. 156 East One Hundred and Twenty-ninth street.  
 107. John J. Campbell, to keep lodging house (180 lodgers) at No. 168 East One Hundred and Twenty-ninth street.  
 108. Estate of Bernard Kommel, to keep lodging house (207 lodgers) at No. 295 Tenth avenue.  
 109. Geo. F. Langenbacher, to keep lodging house (194 lodgers) at No. 1109 Third avenue.  
 110. Thomas R. Bearman, to keep lodging house (135 lodgers) at Nos. 1 to 7 Bowery.  
 144. Mary Mercadante, to keep lodging house (134 lodgers) at No. 340 Bowery.  
 146. Thos. F. Campbell, to keep lodging house (177 lodgers) at No. 15 Bowery.  
 147. Louis Schaup, to keep lodging house (225 lodgers) at No. 224 East Forty-second street.  
 148. Peter P. Cappel, to keep lodging house (298 lodgers) at No. 19 Bowery.  
 149. Margaret Molony, to keep lodging house (45 lodgers) at No. 174 West street.  
 8923. New York, New Haven and Hartford Railroad Company, to load manure on cars at Lincoln avenue and One Hundred and Thirty-first street and Harlem River.  
 16681. August Linsenmaier, to use smoke house at No. 557 West Fifty-second street.

**BOROUGH OF THE BRONX.**

2310. Isidor Levin, to sell milk at No. 605 Prospect avenue.  
 2349. Carl Mann, to sell milk at No. 653 St. Ann's avenue.  
 2150. The Greenfield Packing Company, to sell milk at No. 3854 Third avenue.  
 2614. Jonas Weinberger, to sell milk at No. 834 East One Hundred and Sixty-first street.  
 43. George Bernstein, to sell milk at No. 314 Willis avenue.  
 21693. Mrs. Buckley, to board children at No. 559 East One Hundred and Thirty-sixth street.  
 23626. Jennie Walsh, to board children at No. 1000 East One Hundred and Thirty-fourth street.  
 25683. Fannie Goldberg, to board children at No. 774 East One Hundred and Fifty-eighth street.  
 26291. Mamie Tuxson, to board children at No. 346 East One Hundred and Thirty-seventh street.  
 26631. Myrtle Whitehead, to board children at southwest corner of Tremont and Havemeyer avenues.  
 27720. Mrs. A. Wilburn, to board children at No. 24 Blondell avenue, Westchester.  
 28787. Carrie Van Gunten, to board children at No. 2010 Daly avenue.  
 28784. Catherine Gress, to board children at No. 573 Mott avenue.  
 29706. Jane E. Hamilton, to board children at No. 530 East One Hundred and Thirty-eighth street.  
 31015. Sophie Freid, to board children at No. 1326 Prospect avenue.  
 114. Hattie Cohen, to keep lodging house (204 lodgers) at No. 2505 Third avenue.  
 32210. Charles A. Scherzenger, to keep 22 chickens at No. 631 East Two Hundred and Thirty-third street.

**BOROUGH OF BROOKLYN.**

6528. James E. Gardner, to sell milk at No. 1255 Fifth avenue.  
 14103. Katherine Glaab, to sell milk at No. 34 Cedar street.  
 16857. Benj. Witznagle, to sell milk at No. 393 Powell street.  
 18504. Augusta Krause, to sell milk at No. 530 Knickerbocker avenue.  
 18003. Benj. Wander, to sell milk at No. 534 Flushing avenue.  
 8763. Henry Block, to sell milk at No. 407 Graham avenue.  
 30891. Mrs. McFarlane, to board children at No. 221 Fifty-seventh street.  
 27872. Elizabeth N. Ten Brook, to board children at No. 5920 Fifth avenue.  
 19227. Maude Ramsden, to board children at No. 618 Fifty-sixth street.  
 29519. Mary Bergin, to board children at No. 5607 Sixth avenue.  
 22451. Mrs. Jane Desnoit, to board children at No. 526 Fifty-eighth street.  
 24023. Mary Meehan, to board children at No. 551 Fifty-first street.  
 31643. Henrietta Kirwin, to board children at No. 100 Flushing avenue.  
 24027. Anne Carberry, to board children at No. 5713 Fourth avenue.  
 29140. Agnes Cunningham, to board children at No. 214 Forty-ninth street.  
 27741. Elizabeth O'Brien, to board children at No. 1052 Second avenue.  
 27750. Ellen Riley, to board children at No. 219 Hull street.  
 31065. Christina Hatch, to board children at No. 13 Ocean place.  
 30769. Rose Pinco, to board children at No. 12 Manhattan avenue.  
 31619. Minnie Frober, to board children at No. 203 Middleton street.  
 27660. Mary Hutton, to board children at No. 130 York street.  
 30746. Maria Lempersia, to board children at No. 233 Nassau street.  
 28009. Antoinetta Maffee, to board children at No. 749 Atlantic avenue.  
 31058. Josephine Valentine, to board children at No. 98 Sackman street.  
 31615. Mary Irving, to board children at No. 128 India street.  
 26835. Adelheid Schlichting, to board children at No. 52 Clay street.  
 25123. Annie Marina, to board children at No. 148 Bayard street.  
 26315. Mrs. Napolitana, to board children at No. 21 Old Wood Point road.  
 31055. Julia Davis, to board children at No. 235 Driggs avenue.  
 30345. Alice Conradi, to board children at No. 200 Devoe street.  
 30882. Bridget McCarey, to board children at No. 691 Leonard street.  
 115. Harry Lyons, to keep lodging house (98 lodgers) at Nos. 314 and 316 Bedford avenue.  
 116. Bevier & Co., to keep lodging house (263 lodgers) at Nos. 339 and 341 Broadway.  
 117. Lyons Hotel Company of Brooklyn, to keep lodging house (270 lodgers) at Nos. 29 and 31 Fulton street.  
 118. Lyons Hotel Company of Brooklyn, to keep lodging house (165 lodgers) at Nos. 43 and 45 Fulton street.  
 119. Eusebio Ghelardi, to keep lodging house (125 lodgers) at Nos. 66 and 68 Fulton street.  
 120. Lyons Hotel Company of Brooklyn, to keep lodging house (93 lodgers) at No. 223 Fulton street.  
 121. Lyons Hotel Company of Brooklyn, to keep lodging house (144 lodgers) at Nos. 289 and 291 Fulton street.  
 122. Mathias J. Smith, to keep lodging house (120 lodgers) at No. 134 Grand street.  
 123. Brooklyn City Mission and Tract Society, to keep lodging house (150 lodgers) at Nos. 114 and 116 Greenpoint avenue.  
 124. Lyons Hotel Company of Brooklyn, to keep lodging house (105 lodgers) at No. 6 Henry street.  
 125. Sartirana & Daparma, to keep lodging house (90 lodgers) at No. 17 Myrtle avenue.

126. Lyons Hotel Company of Brooklyn, to keep lodging house (133 lodgers) at No. 355 Pearl street.  
 127. George F. Langenbacher, to keep lodging house (270 lodgers) at Nos. 8 and 10 Tillary street.  
 128. Charles H. Semken, to keep lodging house (75 lodgers) at No. 109 Fulton street.  
 129. Charles H. Semken, to keep lodging house (79 lodgers) at No. 296 Fulton street.  
 130. Richard Kruger, to keep lodging house (30 lodgers) at No. 3 Wallabout market.  
 131. Domenico Curcio, to keep lodging house (127 lodgers) at No. 76 Fulton street.  
 132. Lewis Feldman, to keep lodging house (89 lodgers) at No. 70 Summit street.  
 133. Charles Peiner, to keep lodging house (45 lodgers) at No. 1002 Wallabout market.  
 134. Jacob M. Hoskwith, to keep lodging house (75 lodgers) at No. 302 Bedford avenue.  
 135. John E. Nugent, to keep lodging house (89 lodgers) at No. 109 South Sixth street.  
 136. Brooklyn City Mission and Tract Society, to keep lodging house (155 lodgers) at Nos. 141 and 143 Atlantic avenue.  
 137. Michael Flynn, to keep lodging house (190 lodgers) at No. 178 Fulton street.  
 138. Domenico Curcio, to keep lodging house (129 lodgers) at Nos. 32 and 34 Hamilton avenue.  
 139. Brooklyn City Mission and Tract Society, to keep lodging house (165 lodgers) at Nos. 14 and 16 Tillary street.  
 140. Mathias J. Smith, to keep lodging house (134 lodgers) at Nos. 658 and 660 Broadway.  
 141. Alfredo Del Genovese, to keep lodging house (346 lodgers) at Nos. 50 to 54 Fulton street.  
 142. Thomas J. McFeely, to keep lodging house (42 lodgers) at No. 272 Forty-first street.  
 143. George W. McCarl, to keep lodging house (72 lodgers) at Nos. 1 and 3 York street.  
 31616. Jennie Daniel, to board children at No. 501 Marcy avenue.  
 31064. Mrs. M. Bornholz, to board children at No. 247 Linden street.

**BOROUGH OF QUEENS.**

1652. Charles Jud, to sell milk at No. 510 Bleeker street, Ridgewood.  
 908. Cornelius Volder, to sell milk at No. 282 Onderdonk avenue, Ridgewood.  
 28529. Ida Buettner, to keep 20 ducks at No. 191 Guion place, Richmond Hill.  
 31898. Margaretta Burck, to board 1 child at No. 218 Fresh Pond road, East Williamsburg.

**BOROUGH OF RICHMOND.**

410. Foster Read, to sell milk at No. 32 Van Duzer street.  
 Eighth—Reports on applications for relief from orders.  
 On motion, it was  
 Resolved, That the following orders be extended, modified or rescinded, as follows:

**BOROUGH OF MANHATTAN.**

No. 11537. North side of West Two Hundred and Sixth street, beginning 100 feet west of Ninth avenue and extending west 75 feet, extended until December 21, 1908.

**BOROUGH OF THE BRONX.**

3347. No. 298 East One Hundred and Forty-fifth street, extended until December 1, 1908.  
 On motion, it was  
 Resolved, That the following applications for relief from orders be and are hereby denied:

**BOROUGH OF MANHATTAN.**

No. 10430. No. 64 Prince street.  
 11722. No. 192 Grand street.  
 12689. Nos. 42 and 44 New street.

**BOROUGH OF QUEENS.**

3193. Marion street, south of Freeman avenue, Long Island City.

**BOROUGH OF MANHATTAN.**

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Manhattan. Ordered on file.

Division of Inspections.

Second—Weekly reports of the Chief Inspector. Ordered on file.  
 (a) Weekly report of work performed by Sanitary Police. Ordered on file.  
 (b) Report of violations of section 63 of the Sanitary Code.  
 The Secretary was directed to notify the persons named in said report that a repetition of the offense will be sufficient cause for the revocation of their permits.

Division of Contagious Diseases.

Third—Weekly reports of the Chief Inspector.

(a) Monthly reports of Charitable Institutions. Ordered on file.  
 (b) Reports of inspections of discharged patients from Willard Parker, Reception and Riverside Hospitals. Ordered on file.

Division of Communicable Diseases.

Fourth—Weekly report of Chief Inspector. Ordered on file.

Division of Laboratories.

Fifth—Weekly report of the Pathologist and Directors of the Chemical, Research and Vaccine Laboratories. Ordered on file.

**BOROUGH OF THE BRONX.**

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of The Bronx. Ordered on file.

**BOROUGH OF BROOKLYN.**

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Brooklyn. Ordered on file.

Division of Sanitary Inspection.

Second—Weekly report of the Chief Inspector. Ordered on file.  
 (a) Weekly report of work performed by Sanitary Police. Ordered on file.

Division of Contagious Diseases.

Third—Weekly report of the Chief Inspector. Ordered on file.

**BOROUGH OF QUEENS.**

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Queens. Ordered on file.

**BOROUGH OF RICHMOND.**

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Richmond. Ordered on file.

**Bureau of Records.**

The following communications were received from the Registrar of Records:

First—Weekly report. Ordered on file.  
 Second—Reports on applications to record corrected certificates.

On motion, it was  
 Resolved, That permission be and is hereby given to record corrected certificates relating to:

Fedora A. Glass, born April 19, 1887.  
 Elsie E. F. Garrison, born January 11, 1890.  
 Charles Moffit, born September 24, 1901.  
 Mary Moffit, born January 18, 1900.  
 John Moffit, born September 17, 1897.  
 Julius Drucker, born September 5, 1902.  
 Carmela De Maio, born October 3, 1904.  
 Valentine Chilkevitsch, born February 9, 1908.  
 Angiolina De Maio, born January 3, 1907.  
 Carl Brunotte, died October 19, 1908.  
 Thomas Kalty, died October 27, 1908.  
 Anna Wais, died October 27, 1908.  
 Henry Kuck, died October 29, 1908.  
 Theodore Kasprowicz, died November 2, 1908.  
 Charles O. Vincent, died November 4, 1908.  
 George Dohlman, died November 5, 1908.

Francesco Giovio, married December 28, 1907.

Don A. Gaylord, died September 3, 1908.

Lewis Vandermurray, died September 26, 1908.

Third—Reports on applications to file delayed and imperfect certificates.

On motion, it was

Resolved, That the Registrar of Records be and is hereby directed to file in the volume of "Delayed and Imperfect Certificates" the following certificates:

Edith M. Kilt, born December 5, 1901.

Bertha Fier, born July 23, 1902.

Mary R. Wulff, born May 17, 1902.

Martha Harris, born August 10, 1902.

Annie Jaffe, born October 3, 1903.

Joseph Kennealey, born September 30, 1903.

Muriel Gellert, born September 13, 1903.

Saul Canell, born November 3, 1902.

Harold Johnson, born July 12, 1904.

Alex. Johnson, born May 13, 1903.

Virginia Menendez, born December 1, 1902.

Ida Sash, born November 29, 1903.

Howard Seeger, born October 27, 1902.

Maria A. Castagna, born October 21, 1906.

Arthur S. Swenson, born November 28, 1902.

Margaret Helbock, born July 12, 1901.

John G. Hayes, born June 28, 1904.

Grace Worsley, born June 9, 1902.

Adolf Schumacher, born March 16, 1903.

Abraham J. Seigel, born March 14, 1903.

Raffaele Bifulco, born June 28, 1905.

Caterina Sanfelippo, born February 1, 1903.

Percey Dembow, born February 1, 1903.

Alice Keogy, born October 1, 1902.

Alex. Kirshner, born February 2, 1903.

Lillian Kohler, born November 11, 1902.

Jennie Leff, born September 20, 1903.

Harry Levine, born October 25, 1902.

Sadie Mailman, born September 28, 1903.

Abe Olitsky, born December 29, 1902.

Ruth Scaler, born September 1, 1903.

Jane Marshall, born January 21, 1904.

Marion E. Waibel, born February 25, 1901.

#### Leave of Absence.

Reports on applications for leave of absence.

On motion, it was

Resolved, That leave of absence be and is hereby granted as follows:

#### BOROUGH OF MANHATTAN.

Margaret Dowd, November 12 to November 23, 1908.

Charles E. Foye, December 3, 1908.

Max L. Stein, November 18, 1908.

Hannah Simmons, November 24, 1908.

Louis Cohen, November 20, 1908.

Elizabeth M. McGrath, November 24, 1908.

William J. Klau, November 17, 1908.

Francis E. Reehil, November 18 to November 19, 1908.

Jacob Braun, November 27 to November 28, 1908.

#### BOROUGH OF BROOKLYN.

Solomon Pomerantz, November 18, 1908.

B. Frank Knause, M. D., November 9 to November 15, 1908.

Lillian C. Brennan, November 16, 1908.

Ada M. Clarke, November 5 to November 14, 1908.

Mary V. Crich, November 16 to November 19, 1908.

Nathan Skolnick, November 16, 1908.

#### BOROUGH OF QUEENS.

Edna McNab, November 13 to November 14, 1908.

A printed notice from the United States Department of Agriculture regarding a communicable disease known as foot-and-mouth disease, existing among live stock in the States of Pennsylvania and New York, was received and ordered on file.

A communication from C. H. Blair, Chairman of the Passaic Valley Sewerage Commission, in relation to a hearing that is to be had in the Army Building, No. 39 Whitehall street, December 9, 1908, in respect to the discharge of sewage from the State of New Jersey into New York Bay, was received and referred to the President with the request that he attend the hearing.

A copy of a resolution adopted by the Board of Aldermen November 10, 1908, and approved by his Honor the Mayor November 21, 1908, authorizing the Board of Health to enter into a contract without public letting for all necessary work, material, labor and services in connection with the exhibit to be held for the purpose of interesting citizens of The City of New York in the prevention of a further spread of tuberculosis, to the amount of \$13,000, was received and ordered on file.

A copy of a resolution adopted by the Board of Aldermen November 10, 1908, and approved by his Honor the Mayor November 21, 1908, authorizing the Board of Health to contract for and purchase in the open market without public letting such furniture, fixtures and apparatus as are necessary or required to equip completely the Measles Pavilion at the Kingston Avenue Hospital, to an amount not exceeding \$15,000, was received and ordered on file.

A statement of the present condition of the account of the Trustees of the Health Department Pension Fund with the Knickerbocker Trust Company was received and ordered on file.

A communication from P. Gallagher, contractor for the Health Department building being erected in the Borough of Brooklyn, relative to alleged interference with his work by the architect, was received. Mr. Gallagher appeared and was heard at length concerning the difference that exists between him and the architect. He requested that the Board take immediate steps to relieve the situation and make it possible for him to proceed with the construction of the building. After consideration of the matter, it was

Resolved, That the President of this Board be and he hereby is authorized to employ the services of a civil engineer of recognized ability to investigate the cause of the delay in the construction of the building located at Fleet place, Willoughby street, Fleet street and Flatbush avenue extension, in the Borough of Brooklyn, to be used as an office building in the Borough of Brooklyn for the Department of Health, and report thereon to this Board at the earliest practical moment.

Pursuant to notice in the CITY RECORD, bids or estimates for furnishing all the labor and materials necessary or required to erect and complete a laundry building, together with all necessary alterations and other work incidental thereto, on the grounds of the Kingston Avenue Hospital, at Kingston avenue and Fenimore street, Borough of Brooklyn, City of New York, were opened by the President of the Board on November 25, 1908, pursuant to a resolution of the Board of Health, adopted November 21, 1904, authorizing the said President to open bids on behalf of the Board, tabulate the

Heinrich Goebel, died November 15, 1908.

Henry Kruse, died November 16, 1908.

Margaret Kennedy, died November 20, 1908.

Third—Reports on applications to file delayed and imperfect certificates.

On motion, it was

Resolved, That the Registrar of Records be and is hereby directed to file in the volume of "Delayed and Imperfect Certificates" the following certificates:

Lester Sheinart, born March 23, 1904.

Bertha Wilke, born April 3, 1900.

Corinne Austern, born January 4, 1904.

Jacob Bailing, born December 25, 1904.

Rebecca Bailing, born May 12, 1902.

Molly Berger, born February 24, 1902.

David Factor, born November 22, 1902.

Samie Flicker, born January 8, 1904.

Arnold R. Fuchs, born November 25, 1902.

Henry Goldberger, born August 10, 1902.

Milton Goldner, born September 19, 1902.

Esther Gottlieb, born November 13, 1902.

William Grippo, born September 17, 1901.

Bennie Kirshenbaum, born October 10, 1902.

Lizzie Kursky, born October 1, 1903.

Sylvia Levine, born June 16, 1903.

Antonietta M. C. Materazzo, born May 2, 1904.

Fannie Mintzer, born January 19, 1904.

Joseph Rosenberg, born November 21, 1902.

Julius Rosenfeld, born September 3, 1903.

Yetta Silver, born September 8, 1902.

Bessie Solovei, born April 21, 1903.

Hyman Stoop, born October 7, 1903.

Dzeni Teichman, born September 29, 1902.

Philip Tunis, born January 10, 1902.

Solomon Wasserman, born October 20, 1902.

Abraham Wolosoff, born November 1, 1902.

Dora Yablonowitch, born November 6, 1903.

Bessey Zukerman, born November 12, 1902.

Giulio Leocca, born May 17, 1907.

same and report thereon to the Board at the regular meeting next thereafter, and were submitted to the Board as follows:

Charles H. Peckworth..... \$74,945 00 George Hildebrand..... 86,290 00

Timothy O'Connell and W. J. Hanna..... 83,300 00 The Bottsford-Dickinson Company..... 77,319 00

H. S. Stoddard & W. L. Hughes..... 85,660 00 James McArthur..... 91,993 00

P. J. Brennan & Son..... 85,000 00 The Amsterdam Building Company.....

John H. Parker Company..... 89,927 00 pany..... 79,300 00

Kelly & Kelley, Inc..... 81,441 00 Joseph Wagner..... 87,654 00

Jos. B. Acker & Co..... 78,816 00 Neptune B. Smyth..... 88,990 00

J. F. Walsh Company..... 78,000 00

On motion, it was

Resolved, That the contract for furnishing all the labor and materials necessary or required to erect and complete a laundry building, together with all necessary alterations and other work incidental thereto, on the grounds of the Kingston Avenue Hospital, at Kingston Avenue and Fenimore street, Borough of Brooklyn, City of New York, be and is hereby awarded to Charles H. Peckworth, for the sum of \$74,945, he being the lowest bidder, subject to the approval of sureties by the Comptroller, and the President be and is hereby authorized to execute the contract in the form approved by the Corporation Counsel.

On motion, it was

Resolved, That the bid or estimate of Charles H. Peckworth for furnishing all the labor and materials necessary or required to erect and complete a laundry building, together with all necessary alterations and other work incidental thereto, on the grounds of the Kingston Avenue Hospital, at Kingston Avenue and Fenimore street, Borough of Brooklyn, City of New York, be and is forwarded to the Comptroller for approval of the sureties thereon.

On motion, it was

Resolved, That the security deposits on bids or estimates for furnishing all the labor and materials necessary or required to erect and complete a laundry building, together with all necessary alterations and other work incidental thereto, on the grounds of the Kingston Avenue Hospital, at Kingston Avenue and Fenimore street, Borough of Brooklyn, City of New York, opened by the President of the Board of Health on November 25, 1908, pursuant to a resolution of the Board, adopted November 21, 1904, authorizing the President to open bids on behalf of the Board of Health, be forwarded to the Comptroller, as follows:

James MacArthur, check..... \$2,500 00 J. F. Walsh Company, check.... 2,000 00

The Bottsford-Dickinson Company, check..... 2,000 00 Jos. B. Acker & Co., check.... 2,052 20

John H. Parker Company, check..... 2,500 00

Kelly & Kelley, check..... 2,100 00

O'Connell & Hanna, check..... 2,100 00

Stoddard & Hughes, check..... 2,142 00

P. J. Brennan & Son, check.... 2,250 00

George Hildebrand (2), check..... 2,350 00

Chas. H. Peckworth, check.... 1,950 00

A communication from the State Board of Charities regarding the receipt of protests against the establishment of the Audubon Hospital, formerly known as Dr. Lloyd's Sanatorium, was received and ordered on file.

A communication from Frank E. Campbell, undertaker, regarding payment of funeral expenses of Mabel Strawmski, formerly a Nurse at the Riverdale Hospital, deceased, was received and referred to the Sanitary Superintendent.

A report of the Hospital Physician at the sanatorium for the care and treatment of persons living in The City of New York, suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., regarding acts of insubordination and violation of the rules, of certain patients being treated at the Sanatorium on the days of November 9, 10 and 11, 1908, was submitted by the President and ordered on file.

The application of Samuel Kutler for a modification of the plans and specifications submitted by him for a poultry slaughter house, to be erected on the premises, No. 226 South street, Borough of Manhattan, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the plans and specifications submitted by Samuel Kutler for a poultry slaughter house to be erected on the premises, No. 226 South street, Borough of Manhattan, be and the same are hereby modified so as not to require the alterations contemplated on the second and third floors, also the construction of cages on the south side of the first floor.

The application of Samuel Kutler for a permit to keep and slaughter poultry at No. 226 South street, Borough of Manhattan, was received, and on recommendation of the Sanitary Superintendent it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Samuel Kutler to keep and slaughter poultry at No. 226 South street, Borough of Manhattan.

The application of Isaac Shapiro for a permit to keep a poultry slaughter house at No. 416 East Ninety-first street, Borough of Manhattan, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Isaac Shapiro to keep a poultry slaughter house at No. 416 East Ninety-first street, Borough of Manhattan.

The application of Maxwell Greenberg for the approval of the site at No. 441 East One Hundred and Seventh street, Borough of Manhattan, for the location of a poultry slaughter house, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Passon & Co., for a permit to keep and slaughter poultry on the southwest corner of Forty-first street and Ninth avenue, Borough of Brooklyn, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Passon & Co., to keep and slaughter poultry on the southwest corner of Forty-first street and Ninth avenue, Borough of Brooklyn.

The application of Goldstein Bros., for a permit to keep three hundred and twelve cows on the premises on the south side of Old South road, about 500

Resolved, That the application of Howell Condensed Milk and Cream Company, for permit to pasteurize milk at Belmont, N. Y., be and the same is hereby denied.

The application of Howell Condensed Milk and Cream Company, for permit to pasteurize milk at Belvidere, N. Y., was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Howell Condensed Milk and Cream Company, for permit to pasteurize milk at Belvidere, N. Y., be and the same is hereby denied.

The application of Howell Condensed Milk and Cream Company, for permit to pasteurize milk at Friendship, N. Y., was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Howell Condensed Milk and Cream Company, for permit to pasteurize milk at Friendship, N. Y., be and the same is hereby denied.

The application of the Howell Condensed Milk and Cream Company for a permit to pasteurize milk at Scio, N. Y., was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of the Howell Condensed Milk and Cream Company for permit to pasteurize milk at Scio, N. Y., be and the same is hereby denied.

The application of the Beakes Dairy Company for permit to pasteurize milk at Montgomery, N. Y., was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of the Beakes Dairy Company for permit to pasteurize milk at Montgomery, N. Y., be and the same is hereby denied.

Certain applications for certificates of employment were received and the evidence submitted as to the age of the applicants being in accordance with the requirements of the law relating to the employment of women and children in mercantile and other establishments, as amended, it was

Resolved, That the Sanitary Superintendent be and is hereby directed to cause certificates of employment to be issued to the following named applicants, the applications of whom are recorded as being in compliance with the requirements of the law relating to the employment of women and children in mercantile and other establishments:

BOROUGH OF MANHATTAN.

David Rosenblum.	Bernard Rosener.
Sol. Greenhouse.	Max Kolner.
Joseph Traiger.	Herbert Whitehall.
Meyer Hulter.	Harry Schwartzman.
Jacob Garland.	Louis Rogick.
Rose Greenwald.	Elwood S. Wright.
Anna Phillips.	Fanny Rosenhaus.
Simon Libofsky.	Sarah Forim.
Samuel Padrofsky.	Albert Moussette.
Ettie Baltimore.	William Okun.

Abraham Kassel.

George Ludemann.

Jennie Katzberg.

Gustav Pritting.

Ida Lieberman.

BOROUGH OF THE BRONX.

Harry O'Shinsky.
Fred Tableman.
Thomas Cozze.

BOROUGH OF QUEENS.

Mary Blendowska.

On recommendation of the Corporation Counsel, it was

Resolved, That the Registrar of Records be and is hereby directed to record the birth of the following named persons in a special book kept for such purpose in the Bureau of Records of the Department of Health, pursuant to the provisions of section 1241, chapter 466 of the Laws of 1901:

Ada Sternberg, born September 2, 1893.

Bella Leffel, born December 20, 1894.

Gustav Stern, born June 17, 1893.

Dora Goldstein, born October 14, 1894.

Calogero Mandracchia, born July 15, 1897.

Martha McFadden, born September 4, 1893.

Samuel Helfaut, born October 11, 1894.

Robert G. Gedney, born January 12, 1893.

Robert Jeffreys, born August 5, 1893.

James Esler, Jr., born June 6, 1893.

Luigi Iosu, born March 12, 1903.

Elizabeth Dittmar, born November 9, 1893.

A list of articles at the Kingston Avenue Hospital unfit for further use was received, and, on motion, it was

Resolved, That the Hospital Physician of Kingston Avenue Hospital be and is hereby directed to cause the old and wornout articles at the Kingston Avenue Hospital, Borough of Brooklyn, unfit for further use, enumerated in a list submitted by said Hospital Physician November 23, 1908, to be condemned and destroyed under the direction and in the presence of said Hospital Physician and a report thereof to be prepared and submitted to this Board.

Communication recommending and nominating the following named Physician on the staff of the German Hospital for appointment to the position of Ambulance Surgeon in said hospital, was received, and, on recommendation of H. Beeckman Delatour, M. D., Surgeon-in-Chief of the ambulance service, it was

Resolved, That Arthur Graves, M. D., be and is hereby appointed an Ambulance Surgeon, to serve without compensation at German Hospital, in the Borough of Brooklyn, for a period of three months commencing December 1, 1908.

Report of the transfer of Patrolmen Michael Cannon, John W. Journeay, Frank McCormack and James J. O'Brien to the Sanitary Police Squad, was received and approved and ordered on file.

Reports of the transfer of the following named persons: Dr. William C. Schirmer, Medical Inspector, Division of Child Hygiene, Brooklyn, detailed to the Division of Inspections, Brooklyn, to take effect November 20, 1908, and Dr. John A. Cochran, Medical Inspector, Division of Inspections, Brooklyn, detailed to the Division of Child Hygiene, Brooklyn, to take effect November 20, 1908, were received and approved and ordered on file.

On recommendation of the Superintendent of Hospitals, it was

Resolved, That William T. Cannon, M. D., a Hospital Physician in the third grade, in charge of the Kingston Avenue Hospital, in the Borough of Brooklyn, be and is hereby promoted to the fourth grade, with salary at the rate of \$1,800 per annum, in accordance with the rules and classification of the Municipal Civil Service Commission, to take effect November 1, 1908, vice Throne, transferred.

On motion, it was

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, be and is hereby respectfully requested to recommend to the Board of Aldermen that the position of Hospital Physician in the Department of Health be created, with salary at the rate of \$2,500 per annum.

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, be and is hereby respectfully requested to recommend to the Board of Aldermen that the position of Civil Engineer in the Department of Health be created, with salary at the rate of \$3,000 per annum.

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of section 56 of the Greater New York Charter, be and is hereby respectfully requested to recommend to the Board of Aldermen that the position of Architectural Draughtsman in the Department of Health be created, with salary at the rate of \$1,200 per annum.

Communication from the Municipal Civil Service Commission regarding the transfer of Arthur Faulhaber from the position of Clerk of the second grade in the Department of Health to a similar position in the office of the President of the Borough of The Bronx, was received, and, on motion, it was

Resolved, That Arthur Faulhaber, a Clerk of the second grade in the employ of the Department of Health, with salary at the rate of \$900 per annum, be and is hereby transferred to a similar position in the office of the President of the Borough of The Bronx, to take effect November 19, 1908.

A communication from the Municipal Civil Service Commission regarding the examination of Chemists employed in the Research Laboratory for promotion to the position of Assistant Director of the Research Laboratory was received and ordered on file.

A certificate of service of Charles S. Josephs, M. D., a Medical Inspector, as an exempt Volunteer Fireman of Tompkins Hose Company 6, of the North Shore Fire Department, Borough of Richmond, was received and ordered on file.

On motion, it was

Resolved, That Isaac L. Dunn, of No. 172 West One Hundred and Thirtieth street, Borough of Manhattan, be and is hereby appointed a lay Sanitary Inspector in the Department of Health, and assigned to duty in the Division of Inspections, Borough of Manhattan, with salary at the rate of \$1,200 per annum, in accordance with the rules and classification of the Municipal Civil Service Commission, to take effect November 16, 1908.

Resolved, That the following named persons be and they are hereby appointed first grade Clerks in the Department of Health and assigned to duty in the Division of Communicable Diseases, Borough of Manhattan, with salary at the rate of \$300 per annum, in accordance with the rules and classification of the Municipal Civil Service Commission, to take effect November 19, 1908:

Mr. Louis J. Silverstein, No. 112 Stagg street, Brooklyn.

Matthew O'Brien, No. 2512 Seventh avenue, Manhattan.

The application of John H. Long, M. D., a Medical Inspector in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Brooklyn, for leave of absence without pay from November 27 to 28, 1908, inclusive, was received, and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to John H. Long, M. D., a Medical Inspector in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Brooklyn, from November 27 to 28, 1908, inclusive.

The application of Michael Flannagan, a Driver in the employ of the Department of Health, assigned to duty in the Division of Contagious Diseases, Borough of The Bronx, for leave of absence from November 9 to November 11, 1908, inclusive, was received, and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to Michael Flannagan, a Driver in the employ of the Department of Health, assigned to duty in the Division of Contagious Diseases, Borough of The Bronx, from November 9 to November 11, 1908, inclusive.

The application of Kathryn O'Connor, a Nurse in the employ of the Department of Health, assigned to duty at the Kingston Avenue Hospital, Borough of Brooklyn, for leave of absence without pay from November 8 to November 20, 1908, inclusive, was received, and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to Kathryn O'Connor, a Nurse in the employ of the Department of Health, assigned to duty at the Kingston Avenue Hospital, Borough of Brooklyn, from November 8 to November 20, 1908, inclusive.

A report preferring charges of dereliction of duty and forwarding false reports, against Isaac B. Smith, M. D., a Medical Inspector in the employ of the Department of Health, assigned to duty in the Borough of Brooklyn, was received, and the Secretary was directed to cite Dr. Smith to appear before the Board at its meeting to be held Wednesday, December 2, 1908, in answer to said charges.

A report regarding the insubordination and neglect of duty as a Medical Inspector of the Department of Health, and with conduct in school detrimental to the good of the service of said Department, of Arthur S. Tenner, M. D., a Medical Inspector assigned to duty in the Borough of Manhattan, was received, and the Secretary was directed to prefer charges of insubordination and neglect of duty as a Medical Inspector and with conduct in school detrimental to the good of the service of the Department of Health, against said Arthur S. Tenner, M. D.

A list of Laborers in the Borough of Richmond, whose services will be no longer required after November 30, 1908, was received from the Assistant Chief Clerk, assigned to duty in the Borough of Richmond, and, on motion, it was

Resolved, That the services of the following named Laborers be and are hereby dispensed with, owing to the necessary reduction of the force of Laborers in the Department and the discontinuance of the duties performed by them, in order to conform to the appropriation available for the support and maintenance of the particular kind of work in which they have been engaged, to take effect December 1, 1908:

William Cushing, Greenridge, Borough of Richmond.

Henry C. Muller, Hillside Park, Stapleton, Borough of Richmond.

Genny Pasqualone, No. 207 York avenue, New Brighton.

Talbot B. Simonson, Port Richmond, Borough of Richmond.

The resignation of Jessica Holmes, a Nurse in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Manhattan, was received and accepted to take effect September 17, 1908.

The resignation of Alexander Misikow, a first grade Clerk, in the employ of the Department of Health, assigned to duty in the Division of Child Hygiene, Borough of Manhattan, was received and accepted to take effect November 25, 1908.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

BOARD OF HEALTH.

New York, December 2, 1908.

The Board met pursuant to adjournment.

Present—Commissioners Thomas Darlington, M. D., President; Alvah H. Doty, M. D., Health Officer of the Port; Fred H. Bugher, Second Deputy Police Commissioner, for the Police Commissioner.

The minutes of the last meeting were read and approved.

The Finance Committee presented the following bills, which were approved and ordered forwarded to the Comptroller for payment:

Medical Society of the State of New York.....	\$2 50	T. G. Patterson.....	6 00
The J. W. Pratt Company.....	160 00	DeWitt C. Wheeler.....	7 20
N. C. Purdy.....	41 60	White, Van Glahn & Co.....	1 39
Pittsburgh Plate Glass Company..	54 51	Standard Oxygen Company.....	14 00
Herman Kornahrens.....	13 50	Fussell Ice Cream Company.....	50 18
McClave Lumber Company.....	24 35	New York Soap Works.....	15 00
H. P. Seibert.....	12 50	New York Soap Works.....	2 50
Schieffelin & Co.....	4 25	Sheffield Farms-Slawson-Decker Company.....	12 30
Thomas Nelson & Sons.....	1 58	The Smith Worthington Company.....	26 63
New York Carpet Cleaning Works	7 00	Harry Balfe.....	137 33
G. E. Steckert & Co.....	1 25	Aaron Buchsbaum Company.....	671 92
The J. L. Mott Iron Works.....	8 60	Abram & Straus.....	938 43
New York Bottling Company.....	4 00	Department of Correction.....	2 89
Oliver Typewriter Company.....	2 80	Western Union Telegraph Company.....	10 21
Standard Oil Company of New York .....	6 50	Oscar Schlichting.....	7 50
Swinton & Co.....	40 40	Underwood Typewriter Company.....	94 00
Universal Auto and Motor Boat Supply Company.....	102 30	Charles F. Mattlage.....	11 55
Schieffelin & Co.....	3 60	Trow Directory, Printing and Bookbinding Company.....	18 75
James McC. Miller, Chief Clerk..	55 60	J. F. Reichhard Company.....	36 92
James McC. Miller, Chief Clerk..	6 75	M. Karet.....	4 98
James McC. Miller, Chief Clerk..	5 25	Special Fire Alarm Electrical Signal Company.....	25 00
Wilbur Van Fleet.....	171 05	Adams Express Company.....	3 37
The J. W. Pratt Company.....	3 20	Francis H. Leggett & Co.....	21 90
Consolidated Trading Company...	2 25	Abram L. Hirsh.....	175 00
U. S. Frame and Picture Company	26 00	Abram L. Hirsh.....	7 20
A. B. Dick Company.....	5 75	Armour & Co.....	4 00
Trow Directory, Printing and Bookbinding Company.....	9 00	J. H. G. Johansmeyer.....	39 50
L. Martin.....	34 50	H. & P. Nimpfius.....	22 78
James McC. Miller, Chief Clerk..	2 50	Abram L. Hirsh.....	149 70
James M. Everett.....	8 15	Armour & Co.....	86 61
James B. Craig.....	68 75	George W. Benham, Agent and Warden .....	683 62
	64 63	Standard Oil Company of New York .....	2 40

L. R. Wallace.....	258 25	Martin J. & Thomas F. White.....	399 00
George Ermold Company.....	14 70	Martin J. & Thomas F. White.....	1,818 37
White, Van Glahn Company.....	7 26	McKeever Company.....	1,125 00
The E. W. Ross Company.....	8 10	McKeever Company.....	1,215 00
Writer & Patterson.....	15 15	Murphy Brothers.....	190 73
John Wanamaker.....	157 50	James McC. Miller, Chief Clerk.....	55 00
Pittsburgh Steel Company.....	242 41	Harry Balf.....	137 33
George W. Benham, Agent and Warden .....	55 62	Parke, Davis & Co.....	18 00
The Seamless Rubber Company.....	6 00	The Emil Greiner Company.....	6 00
Victor Auto Storage Company.....	88 89	Whitall Tatum Company.....	13 65
The Randall Harness Company.....	2 25	Saratoga Auto Top and Body Company .....	20 00
New York Transportation Company .....	15 90	John E. Kehoe.....	8 78
The Seamless Rubber Company.....	6 00	Swinton & Co.....	3 28
Standard Oil Company of New York .....	7 32	James McC. Miller, Chief Clerk.....	236 63
Stanley & Patterson.....	38 62	Paul B. Hoeber.....	60 25
Sheffield Farms-Slawson-Decker Company .....	56 00	R. H. Luthin.....	1 18
Schieffelin & Co.....	2 55	Eimer & Amend.....	3 60
Medical Society of the State of New York.....	2 50	A. F. Brombacher & Co.....	3 70
The Manhattan Supply Company.....	3 25	The Emil Greiner Company.....	6 00
Charles E. Matthews.....	46 00	Schieffelin & Co.....	99 70
John Wanamaker.....	5 22	Nason Manufacturing Company.....	11 91
John J. Reilly.....	8 90	The Roessler & Hasslacher Chemical Company.....	7 40
Underwood Typewriter Company.....	12 05	Frank D. Cole, Agent and Warden .....	49 92
John Morgan.....	8 10	Merck & Co.....	6 60
White, Van Glahn Company.....	1 00	Burton & Davis Company.....	14 88
John L. Whiting, J. J. Adams Company .....	3 49	George W. Benham, Agent and Warden .....	42 53
D. S. Walton & Co.....	2 00	Marine Engine and Machine Company .....	6 00
		Swinton & Co.....	12 86

## Sanitary Bureau.

The following communications were received from the Sanitary Superintendent:  
First—Weekly reports of the Sanitary Superintendent. Ordered on file.  
Second—Weekly reports from the Willard Parker, Reception, Riverside and Kingston Avenue hospitals. Ordered on file.  
Third—Report on compliance with certain orders to vacate premises, etc.

On motion, it was

Resolved, That the following orders be and are hereby rescinded, for the reason that the causes for the same have been removed:

## BOROUGH OF MANHATTAN.

No.	
11100.	No. 106 East One Hundred and Tenth street.
10153.	No. 248 East Forty-eighth street.
11071.	No. 248 West Twelfth street.
4060.	No. 206 East Eighty-sixth street.
12108.	No. 57 Third avenue.
11473.	No. 231 East Twenty-fourth street.
12350.	No. 315 East Seventy-fourth street.
12098.	No. 428 East Eighty-second street.
12564.	No. 58 Oliver street.

Fourth—Certificates declaring premises at No. 43 Cherry street and No. 50 Clinton street, Borough of Manhattan, public nuisances.

On motion, the following orders were entered:

Whereas, The premises, No. 43 Cherry street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises, No. 50 Clinton street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Fifth. Reports on applications for permits.

On motion, it was

Resolved, That permits be and are hereby granted as follows:

## BOROUGH OF MANHATTAN.

No.	
32952.	Vito Pantuoso, to conduct a bathing establishment at No. 114 Eighth avenue.
32953.	Christian Becker, to conduct a public bath at No. 182 Eighth avenue.
32954.	Gurogos Morsho, to conduct a public bath at No. 200 East Twenty-seventh street.
32955.	James E. Beatty, to keep birds for sale at No. 318 East Fifty-second street.
32956.	Isaac Shapiro, to keep pigeons for sale at No. 416 East Ninety-first street.
32957.	Giuseppe Ruggiro, to board 1 child at No. 2213 First avenue.
32958.	Maria S. Falcone, to board 1 child at No. 33 Monroe street.
32959.	Mary Morano, to board 1 child at No. 308 Mott street.
32960.	Genevieve Gernivia, to board 1 child at No. 41 Oliver street.
32961.	Lena Mandio, to board 1 child at No. 1067 Second avenue.
32962.	Angelina de Rosso, to board 1 child at No. 2099 Second avenue.
32963.	Maria Frescetti, to board 1 child at No. 2112 Second avenue.
32964.	Luisa Morfo, to board 1 child at No. 2228 Second avenue.
32965.	Jennie Jebia, to board 1 child at No. 321 Seventh avenue.
32966.	Helena Harkin, to board 1 child at No. 725 Seventh avenue.
32967.	Mrs. Mary Taffe, to board 1 child at No. 814 Tenth avenue.
32968.	Mrs. Dore Bach, to board 1 child at No. 920 Third avenue.
32969.	Mrs. F. Lockhart, to board 1 child at No. 1714 Third avenue.
32970.	Giulia Tevere, to board 1 child at No. 535 West Thirty-fifth street.
32971.	Elizabeth Collich, to board 1 child at No. 462 West Forty-first street.
32972.	Pasqualina Spasino, to board 1 child at No. 234 East Fifty-sixth street.
32973.	Giuseppa Guinta, to board 1 child at No. 309 East Ninety-seventh street.
32974.	Elizabeth Sneeden, to board 1 child at No. 118 West One Hundred and First street.
32975.	Carmela Rosco, to board 1 child at No. 413 East One Hundred and Sixth street.
32976.	Thomasina Deposito, to board 1 child at No. 220 East One Hundred and Eighth street.
32977.	Teresa Masula, to board 1 child at No. 229 East One Hundred and Eighth street.
32978.	Carmela Carbino, to board 1 child at No. 235 East One Hundred and Eighth street.
32979.	Rosa Tomasullo, to board 1 child at No. 335 East One Hundred and Eighth street.
32980.	Louisa Fiorella, to board 1 child at No. 309 East One Hundred and Eleventh street.

32981.	Minnie Dietz, to board 1 child at No. 314 East One Hundred and Seventeenth street.
32982.	Mrs. Gunther, to board 1 child at No. 321 East One Hundred and Seventeenth street.
32983.	Mrs. Annie Hanlon, to board 1 child at No. 305 East One Hundred and Twenty-fifth street.
32984.	Mrs. Helen Fleming, to board 1 child at No. 220 East One Hundred and Twenty-seventh street.
32985.	Mrs. Alvina Beridge, to board 1 child at No. 220 East One Hundred and Twenty-seventh street.
32986.	Mrs. Bessie Perry, to board 1 child at No. 54 East One Hundred and Thirty-second street.
32987.	Mrs. Hattie Woodward, to board 1 child at No. 216 West One Hundred and Twenty-third street.
32988.	Mrs. William Tobin, to board 1 child at No. 465 West One Hundred and Sixty-fifth street.
32989.	Mrs. Hattie Costello, to board 2 children at No. 135 Sherman avenue.
32990.	Mrs. Jennie Lewis, to board 2 children at No. 442 West Thirty-sixth street.
32991.	Mary Burns, to board 2 children at No. 325 East Ninety-third street.
32992.	Marion Murrell, to board 2 children at No. 212 West One Hundred and Eighth street.
32993.	Mary Bridgesforth, to board 2 children at No. 309 West One Hundred and Nineteenth street.
32994.	Mrs. Sophie Davis, to board 2 children at No. 402 East One Hundred and Twenty-first street.
32995.	Mrs. Mary Schwemme, to board 2 children at No. 301 West One Hundred and Twenty-third street.
32996.	Mrs. Lydia Washington, to board 2 children at No. 161 West One Hundred and Thirty-third street.
32997.	Mrs. Laurne C. West, to board 2 children at No. 17 East One Hundred and Thirty-fourth street.
32998.	Mrs. Kate McGuire, to board 2 children at No. 232 West One Hundred and Forty-fourth street.
32999.	Mrs. Anna Shapiro, to board 3 children at Nos. 537 and 539 West One Hundred and Thirty-third street.
33000.	John Strats, to manufacture carbonated water at No. 174 West Twenty-third street.
33501.	Charles Warner, to keep oysters for sale at No. 729 Fulton street.
33502.	George Motzer, to keep 25 pigeons (in coop on roof) at No. 433 East Fifty-second street.
33503.	Louis Hildenstein, to keep 50 chickens at No. 671 West One Hundred and eighty-seventh street.
33504.	John Szabo, to use a smoke house at No. 220 Avenue B.
33505.	Barney Azwolinsky, to keep and slaughter poultry at No. 152 Avenue D.
33506.	Price & Hillman, to keep and slaughter poultry at No. 419 East One Hundred and Fourth street.
33507.	Thomas Fletcher (per P. J. Curran, foreman), to stable 11 horses in cellar at No. 228 East Ninth street.
33508.	Flynn Brothers (per Jos. Flynn), to stable 23 horses in cellar at No. 609 West One Hundred and Thirty-first street.
	BOROUGH OF THE BRONX.
33509.	Elizabeth Judson, to board 1 child at No. 404 Bergen avenue.
33510.	Dora Weber, to board 1 child at No. 147 Willis avenue.
33511.	Teresa Tirillo, to board 1 child at No. 760 East Two Hundred and Fifteenth street.
33512.	Caroline Gunther, to board 3 children at No. 4629 Bronx boulevard.
33513.	Mary A. Dalton, to board 3 children at Cottage B, Morris Park.
33514.	Sarah Thompson, to board 3 children at Cottage No. 6, Morris Park.
33515.	Margaret Hoffman, to board 3 children at No. 1830 Victor street, Van Nest.
33516.	Louise Harjers, to board 6 children at No. 4736 Richardson avenue.
33517.	Julius Vosen, to keep 2 goats at No. 829 Rheinlander avenue.
33518.	H. Bartelstone, to keep 25 pigeons at No. 2090 Anthony avenue.
33519.	Ferdinanda Merino, to keep 20 chickens at No. 1602 Glover street.
33520.	Stella Mills, to keep 4 chickens at Kingsbridge terrace, opposite Pirot street.
33521.	Charles Magallo, to keep 10 chickens at No. 1216 Olmstead avenue.
33522.	Julius Vosen, to keep 12 chickens at No. 829 Rheinlander avenue.
33523.	Mrs. Albert Welsh, to keep 3 chickens at No. 527 Trinity avenue.
33524.	August Cabral, to keep 25 chickens at No. 1692 Weekes avenue.
33525.	Thomas Walsh, to keep 15 chickens at No. 612 East One Hundred and Eightieth street.
	BOROUGH OF BROOKLYN.
33526.	Antoinette Maffei, to board 1 child at No. 490 Adelphi street.
33527.	Maria Mardii, to board 1 child at No. 2266 Atlantic avenue.
33528.	Rosalia Esposito, to board 1 child at No. 2276A Atlantic avenue.
33529.	Lena Brown, to board 1 child at No. 2784 Atlantic avenue.
33530.	Clementina Manico, to board 1 child at No. 2065 Dean street.
33531.	Josie Mazzo, to board 1 child at No. 381 East New York avenue.
33532.	Margarita Delia, to board 1 child at No. 3 Havemeyer court, between North Seventh and North Eighth streets.
33533.	Giuseppe Gallo, to board 1 child at No. 10 Havemeyer street.
33534.	Josephine Ribardi, to board 1 child at No. 53 Liberty avenue.
33535.	Mary McCue, to board 1 child at No. 263 Linwood street.
33536.	Julia Davis, to board 1 child at No. 732 Manhattan avenue.
33537.	Marie DeLuca Indocia, to board 1 child at No. 227 Pacific street.
33538.	Ella Ruggiono, to board 1 child at No. 28 Powell street.
33539.	Pasqualina D'Angelo, to board 1 child at No. 38 Powell street.
33540.	Parinina A. Antonio, to board 1 child at No. 219 Rockaway avenue.
33541.	Maria Muccia, to board 1 child at No. 221 Rockaway avenue.
33542.	Mary DeR. Fattirosa, to board 1 child at No. 605 Eighteenth street.
33543.	Kate R. Petrena, to board 1 child at No. 230 Twenty-first street.
33544.	Anna Larkin, to board 2 children at No. 115 Bedford avenue.
33545.	Mrs. Annie Primrose, to board 2 children at No. 1352 Bushwick avenue.
33546.	Caroline Shaw, to board 2 children at No. 505 Carlton avenue.
33547.	Laura Zittloren, to board 2 children at No. 524 Classon avenue.
33548.	Bridget McCarry, to board 2 children at No. 308 Eckford street.
33549.	Annie Liyison, to board 2 children at No. 136 Grand street.
33550.	Mary Spiggel, to board 2 children at No. 142 Grand street.
33551.	Anna Kubel, to board 2 children at No. 222 Hamburg avenue.
33552.	Jennie Daniell, to board 2 children at No. 501 Marcy avenue.
33553.	Adela Liebowitz, to board 2 children at room 6, No. 18 Meserole street.
33554.	Mary Hutton, to board 2 children at No. 152 York street.
33555.	Sadie Hall, to board 2 children at No. 155 Sixteenth street.
33556.	Lillie Minor, to board 2 children at No. 392 Eighteenth street.
33557.	Elizabeth Pinkerton, to board 2 children at No. 254 Nineteenth street.
33558.	Georgina Bamberger, to board 3 children at No. 1037 Sixty-first street.
33559.	Ellen Riley Ashley, to board 4 children at No. 219 Hull street.
33560.	Minna Bornholz, to board 4 children at No. 247 Linden street.
2201.	James B. Wheeler, to keep 10 cows at No. 617 Bergen street.
2202.	Matilda Grun, to keep 1 cow at East Ninety-second street, near Skidmore place.
120.	Brooklyn City Mission and Tract Society, to

128. Michael Flynn, to keep a lodging house, 190 lodgers, No. 178 Fulton street.  
 129. Lyons Hotel Company, to keep a lodging house, 93 lodgers, No. 223 Fulton street.  
 130. Lyons Hotel Company, to keep a lodging house, 144 lodgers, Nos. 289 and 291 Fulton street.  
 131. Charles H. Semken, to keep a lodging house, 79 lodgers, No. 296 Fulton street.  
 132. Domenico Curcio, to keep a lodging house, 129 lodgers, Nos. 30 to 34 Hamilton avenue.  
 133. Lyons Hotel Company, to keep a lodging house, 105 lodgers, No. 6 Henry street.  
 134. Louis Feldman, to keep a lodging house, 90 lodgers, No. 70 Summit street.  
 135. Brooklyn City Mission and Tract Society, to keep a lodging house, 165 lodgers, Nos. 14 and 16 Tillary street.  
 136. Charles Peiner, to keep a lodging house, 45 lodgers, No. 1002 Wallabout Market.  
 137. Thomas J. McFeely, to keep a lodging house, 42 lodgers, No. 272 Forty-first street.  
 33561. St. John's Home, to keep beds in dormitories at No. 992 St. Marks avenue.  
 33562. Wm. McLaughlin, to keep and sell oysters at No. 631 Fifth avenue.  
 33563. Eugene Hartlich, to keep 10 chickens at No. 461 Central avenue.  
 33564. Lena Gada, to keep 10 chickens at No. 28 Newport avenue.  
 33565. Annie Appelt, to keep 14 pigeons at No. 2270 Pitkin avenue.  
 33566. Annie Appelt, to keep 10 chickens at No. 2270 Pitkin avenue.  
 33567. Cohn & Wallach, to keep and slaughter poultry at No. 2 Park avenue.  
 33568. Fred. Fleck, to use smoke house, at No. 212 Manhattan avenue.

BOROUGH OF QUEENS.

33569. Mrs. Lillia Nicastri, to board 1 child at No. 82 Camelia street, Long Island City.  
 33570. Mrs. Maria Nungeluzzo, to board 1 child at No. 142 West street, Long Island City.  
 33571. Mrs. H. Weirauch, to board 2 children at No. 140 Jamaica avenue, Long Island City.  
 33572. Mrs. Anna Mahoney, to board 2 children at No. 74 Railroad avenue, Corona.  
 33573. Rosie Schiemann, to board 2 children at No. 21 Siney street, Jamaica.  
 2203. Mayer, Emmer, to keep 50 cows at south side Old South road, 500 feet east of Cedar lane, Woodhaven.  
 33574. Christ Johannsen, to keep 30 chickens at east side Bell avenue, 600 feet north of Rocky Hill road, Bayside.  
 33575. Christ Kappler, to keep 30 chickens at west side Clinton avenue, first house south of Central avenue, Glendale.  
 33576. Frank Henn, to keep 12 chickens at No. 183 Guion place, Richmond Hill.  
 33577. Charles L. Benniem, to keep 75 chickens at south side Old House Landing road, third house from Station road, Little Neck.  
 33578. Mrs. Wm. Stuart, to keep 50 chickens at south side Old House Landing road fourth house from Station road, Little Neck.  
 33579. Frank T. Heard, to keep 20 chickens at No. 610 Sanford avenue, Flushing.  
 33580. Gennarò Caso, to keep 15 chickens at No. 145 Sherman street, Long Island City.  
 33581. Mrs. Lillie A. Lockwood, to keep 6 ducks at No. 176 Fourteenth street, Whitestone.  
 33582. Mrs. Lillie A. Lockwood, to keep 6 chickens at No. 176 Fourteenth street, Whitestone.

BOROUGH OF RICHMOND.

33583. Josephine Johnson, to board 2 children at No. 25 Villa avenue, between Barnes lane and Prospect street, Graniteville.  
 2204. Charles M. Brice, to keep 1 cow at west side Richmond avenue, opposite public school, Graniteville.

Report of application for permits for the sale and delivery of milk in The City of New York.

On motion, it was

Resolved, That the following permits for the sale and delivery of milk from stores and wagons be and the same are hereby granted.

BOROUGH OF MANHATTAN.

Stores.

2162. Fazio Rocco, No. 375 Broome street.  
 6222. Max Schnapp, No. 86 Ludlow street.  
 11332. Richard Flor, No. 146 Amsterdam avenue.  
 959. Charles Ruess, No. 2361 Old Broadway.  
 1033. John Rossi, No. 111 McDougal street.  
 1190. Wilkens & Von Seth, No. 3353 Broadway.  
 1272. Max Matthes, No. 311 Pleasant avenue.  
 1428. Joseph Glass, No. 169 Allen street.  
 1649. Michael Brigida, No. 25 Rivington street.  
 1912. Atanasio, No. 35 First street.  
 1993. Domenico Girolani, No. 328 East One Hundred and Twenty-fifth street.  
 2016. George E. Dockett, No. 2220 Fifth avenue.  
 2220. Tony Nierenberg, No. 235 East One Hundred and Eighteenth street.  
 2353. Joseph Imperiale, No. 1138 First avenue.  
 2507. Meyer Lifschitz, No. 1970 Second avenue.  
 3144. Henry Mahlstadt, No. 429 West Forty-sixth street.  
 3167. Ignazio Bacchi, Nos. 149 and 151 Elizabeth street.  
 3228. Giovanni Boggi, No. 227 East One Hundred and Eleventh street.  
 3371. Michael Heier, No. 227 East Sixty-third street.  
 3558. Harry Madick, No. 1665 Park avenue.  
 3936. Cecil Schlessel, No. 308 Delancey street.  
 4071. Ida Mardorf, No. 2222 Amsterdam avenue.  
 4098. Antonio Toscani, No. 8 Carmine street.  
 4477. Antonio Lapresti, No. 441 East Twelfth street.  
 4873. Hyman Klein, No. 222 East One Hundred and Thirteenth street.  
 4936. Isidor Lifshitz, No. 1825 Amsterdam avenue.  
 5305. Louis Robinson, No. 66 East One Hundred and Thirteenth street.  
 5392. Louis Herman, No. 52½ Carmine street.  
 5438. Meyer Kolschinsky, No. 241 West Thirty-fifth street.  
 5440. Wolf Rosen, No. 159 Second street.  
 5719. Samuel Weinberger, No. 105 Goerck street.  
 5767. Jow Breyne, No. 343 East One Hundred and Nineteenth street.  
 5897. Julius Moeckel, No. 538 Tenth avenue.  
 5982. Serafino Pezzotti, No. 217 East Ninety-seventh street.  
 6013. Michael Rossman, No. 2282 First avenue.  
 6019. Osias Quadrastein, No. 225 East Ninety-ninth street.  
 6208. Samuel Kersner, No. 298 Cherry street.  
 6269. Joseph Kavovitz, No. 233 East One Hundred and Twenty-first street.  
 6923. Isidor Greenstein, No. 55 Bayard street.  
 7190. Marima Castigilia, No. 417 East One Hundred and Fifteenth street.  
 7274. Nicholas Varini, Nos. 9 to 13 Hancock street.  
 7354. Philip Freyer, No. 1479 Madison avenue.  
 7920. Davis Rothkopf, No. 222 East One Hundred and Twelfth street.  
 8124. Antonia Oliva, No. 202 Elizabeth street.  
 8726. Nathan Greenberg, No. 135 Ludlow street.  
 8924. Samuel Lifschitz, No. 319 East Ninety-first street.  
 9147. Berthold Meyer, No. 66 East One Hundred and Fifteenth street.  
 9261. Rose Hermale, No. 2263 Second avenue.  
 9334. Harriet Elgin, No. 333 East One Hundred and Twenty-fourth street.  
 9452. William F. Lederer, No. 3307 Broadway.  
 9517. Max Miller, No. 244 East One Hundred and Fourth street.  
 9570. Dante Cacicchioli, No. 78 Macdougal street.  
 9610. Sam Ciacni, No. 420 East One Hundred and Fifteenth street.  
 9691. Ambrose Papalici, No. 297 Bleecker street.  
 9706. Alex Raymond, No. 2091 Third avenue.  
 9816. Herman Weyhe, No. 447 West Sixteenth street.  
 9862. Abraham Sitomer, No. 1842 Madison street.  
 9872. Becky Shapiro, No. 636 East Thirteenth street.  
 9955. Louis Liebhoff, No. 238 East Tenth street.  
 10117. Max Goldstein, No. 1076 First avenue.  
 10136. Jacob Foltz, No. 256 East One Hundred and Twenty-fifth street.

10318. James Blando, No. 92 Chrystie street.  
 10458. James Butler, No. 175 Amsterdam avenue.  
 10638. Gustave Senfer, No. 144 Amsterdam avenue.  
 10780. Lena Weil, No. 1969 Amsterdam avenue.  
 11213. Max Cohen, No. 242 West Twenty-seventh street.  
 11637. Samuel Buchholz, No. 112 Third street.  
 11657. Sam Grossman, No. 110 Henry street.  
 12309. Harris Fisher, No. 84 East Third street.  
 12397. Louis Morris, No. 1498 Fifth avenue.  
 4105. John Zdenek, No. 503 East Seventy-third street.  
 243. Charles A. Coffey, No. 845 Columbus avenue.  
 264. Joseph Szapora, No. 339 East Fifty-fifth street.  
 994. Gustave A. Grambo, No. 219 East Fortieth street.  
 1171. Eben A. Smith, No. 2507 Eighth avenue.  
 1212. Isaac Simon, No. 115 East One Hundred and Forty-second street.  
 1569. Mina Pleaver, No. 127 Allen street.  
 1637. Samuel Miller, No. 238 East One Hundred and Twelfth street.  
 2052. Charles Siemer, No. 2417 Second avenue.  
 2072. Abraham Fried, No. 240 East One Hundred and Sixteenth street.  
 2097. Charles Lahrheim, No. 1267 First avenue.  
 2277. Louis Winter, No. 513 East Eleventh street.  
 2343. Carmine De Luca, No. 1116 First avenue.  
 2834. William Mara, No. 1354 First avenue.  
 2926. Joseph Hahn, No. 167 Avenue B.  
 2937. Samuel Ort, No. 136 Orchard street.  
 3091. Jacob Margolis, No. 235 Broome street.  
 3241. Rose Castellano, No. 324 East Seventieth street.  
 3318. Vincenzo De Matino, No. 194 Chrystie street.  
 3563. Harris Rosensweet, No. 22 Clinton street.  
 3793. Vincenzo Badam, No. 158 Chrystie street.  
 3815. Charles Rubinfeld, No. 178 Chrystie street.  
 3844. Annie Berger, No. 117 Ludlow street.  
 4080. Herman Greenwald, No. 754 Sixth street.  
 4624. Salvatore Pollina, No. 354 West Twenty-sixth street.  
 4661. John Schunacher, No. 1012 First avenue.  
 4681. Joseph Steinberg, No. 118 Third street.  
 4761. Mollie Appelbaum, No. 175 Orchard street.  
 4850. William Schwanemann, No. 2329 Third avenue.  
 4959. Bella Lauber, No. 428 East Ninth street.  
 4972. David Goldman, No. 638 Fifth street.  
 5344. Joseph Alberti, No. 136 Chrystie street.  
 5819. Harry Galanter, No. 222 East One Hundred and Nineteenth street.  
 5945. Max Ortner, No. 187 Allen street.  
 5946. Louis Vnolo & Co., No. 1281 Amsterdam avenue.  
 6021. Louis Leibowitz, No. 211 East Sixty-sixth street.  
 6457. Elias Fatt, No. 2100 Eighth avenue.  
 6632. Gussie Ferber, No. 322 East Eighty-first street.  
 6878. Frank Vasquez, No. 2510 Seventh avenue.  
 7508. Alfred G. Dennison, No. 203 East Eighty-ninth street.  
 7518. Joseph Adler, No. 1325 First avenue.  
 7562. Domenico Salvatoro, No. 15 First street.  
 7766. Evan Evans, No. 114½ Houston street.  
 7798. Abraham Rosen, No. 206 Broome street.  
 7926. Annie Sobel, No. 222 East One Hundred and Fourth street.  
 8018. Joseph Weishaus, No. 188 Rivington street.  
 8115. Samuel Lukazzer, No. 1448 Fifth avenue.  
 8137. Samuel Neulman, No. 60 Gouverneur street.  
 8211. Rosie Schwartz, No. 217 East One Hundred and Fifth street.  
 8226. Morris Meyerson, No. 16 Orchard street.  
 8264. Morris Rosenblum, No. 16 Suffolk street.  
 8896. Rachel Glassenberg, No. 246 East One Hundred and Twelfth street.  
 8972. Angelo Coppola, No. 1241 Third avenue.  
 8991. Morris Micahnik, No. 1629 Avenue A.  
 8984. Archibald & Cornelius, No. 2264 Seventh avenue.  
 9062. Isaac Leiser, No. 78 Lewis street.  
 9224. Solomon Silverman, No. 538 Lenox avenue.  
 9664. Cohen & Cohen, No. 554 Ninth avenue.  
 9771. Samuel Gluck, No. 102 Bayard street.  
 9852. Isaac Goldworm, No. 190 Chrystie street.  
 9866. Harry Kessman, No. 239 Madison street.  
 9958. John Christiansen, No. 324 East Thirty-fourth street.  
 10173. Joseph Alter, No. 96 Willett street.  
 10320. Joseph Volusky, No. 718 East Sixth street.  
 10359. Samuel Gordon, No. 2694 Eighth avenue.  
 10446. Eugene Gros, No. 1644 Amsterdam avenue.  
 10598. Charles Freiberg, No. 147 Lenox avenue.  
 11062. William Wykoff, No. 1473 St. Nicholas avenue.  
 11079. Henry Sheiner, No. 1093 St. Nicholas avenue.  
 11193. John Bioselli, No. 319 East Sixty-first street.  
 11411. Mountain Farm Dairy, No. 283 West One Hundred and Forty-seventh street.  
 11486. Henry F. Spreen, No. 952 Columbus avenue.  
 11557. Michael Canniello, No. 17 Cherry street.  
 11652. Lena Lindner, No. 98 Willett street.  
 12207. Joseph Lakovitz, No. 309 East Eighty-third street.  
 12261. Julius Plenge, No. 222 West One Hundred and Thirty-third street.  
 12332. Arkin & Dobbins, No. 74 West Ninety-seventh street.

BOROUGH OF THE BRONX.

Stores.

1021. Karl Schaab, No. 677 Cortlandt avenue.  
 2823. Robert C. Schlegel, No. 384 East One Hundred and Sixty-first street.  
 2824. Arthur Schwartz, No. 2892 Third avenue.  
 2825. John Fittner, No. 1224 Southern boulevard.  
 2826. Henry Cleinert, No. 2111 Southern boulevard.  
 1186. Frederick Eichin, No. 497 Brook avenue.  
 2437. Phillip Cooper, No. 850 East One Hundred and Fifty-sixth street.  
 2544. Emma Achenbach, No. 846 East One Hundred and Fifty-sixth street.  
 43. R. V. Birdsley, No. 314 Willis avenue.  
 991. Joseph Kettl, No. 147 Lincoln avenue.  
 2828. Jacob Schneiders, No. 517 East One Hundred and Sixty-second street.  
 2827. Sidney Roemer, Nos. 202 and 204 Brook avenue.  
 2829. Fred Hespelt, No. 707 East One Hundred and Fifty-sixth street.

BOROUGH OF QUEENS.

Stores.

2391. Charles Jud, No. 251 Woodward avenue, Ridgewood Heights.  
 2396. Goldstein Brothers, south side of Old South road, east of Cedar lane, Aqueduct.  
 2397. Meyer Emmer, south side of Old South road, east of Cedar lane, Aqueduct.  
 2395. Gebhard Wachter, No. 386 Steinway avenue, Long Island City.  
 2430. Geatano Trupiano, west side of Flushing avenue, 150 feet south of Woodward avenue, Wyckoff Heights.  
 2513. George Brase, No. 23 Doscher avenue, Ridgewood Heights.  
 2471. Charles Meuser, Fulton street and Eastwood place, Jamaica.  
 2434. Charles Stanschik, No. 282 Onderdonk avenue, Ridgewood.

On motion, it was

Resolved, That permits be and are hereby denied as follows:

BOROUGH OF MANHATTAN.

No.

17133. Max Goldberg, to sell milk at No. 3 Allen street.  
 17134. William Kapf, to sell milk at No. 2140 Fifth avenue.  
 17135. John Rose, to sell milk at No. 202 Avenue C.  
 17136. Samuel A. Lewis, to sell milk at No. 2532 Seventh avenue.

17137. Julia Joly, to sell milk at No. 2547 Eighth avenue.  
 17138. Mrs. Mary Lee, to board 1 child at No. 414 West Fifty-sixth street.  
 17139. Laura Sims, to board 2 children at No. 55 East Ninety-ninth street.  
 17140. Mrs. Johanna Faust, to practice midwifery in The City of New York at No. 172 East Eighty-ninth street.  
 17141. William J. Klaus, to display 6 turkeys in window at No. 2797 Eighth avenue.  
 17142. James Maher, to keep pigeons at No. 238 East Eighty-fourth street.  
 17143. Louis Kast, to use a smoke house at No. 152 Spring street.

## BOROUGH OF THE BRONX.

17144. Minnie Eberle, to sell milk at No. 957 Cauldwell avenue.  
 17145. Geo. Jacobs, to sell milk at No. 1081 Union avenue.  
 17146. Louis Miller & Brother, to sell milk at No. 1506 Brook avenue.  
 17147. Max Eidenger & N. Heller, to sell milk at No. 1293 Wilkens avenue.  
 17149. Margaret McKirdy, to board 2 children at No. 4130 Dugney avenue.

## BOROUGH OF BROOKLYN.

17150. Julius Lichtblow, to manufacture carbonated water at No. 388 Central avenue.  
 17151. Sam Schlossman, to keep 2 chickens at No. 149 Bayard street.  
 17152. Annie Drivean, to keep 2 chickens at No. 151 Bayard street.  
 17153. Ed. L. Taylor, to keep 10 chickens at No. 282 South Fourth street.  
 17154. Martin Peterson, to keep 10 chickens at No. 576 East Twenty-ninth street.

## BOROUGH OF QUEENS.

17155. Fred Schmetzter, to sell milk at corner of Linden street and Prospect avenue, East Williamsburg.  
 17156. John Schultz, to sell milk at No. 495 Stanhope street, Ridgewood Heights.  
 17157. Christ Johannsen, to keep 1 cow at east side of Bell avenue, 600 feet north of Rocky Hill road, Bayside.  
 17158. John Kalabza, to keep 1 cow at No. 29 Sixth street, Whitestone.  
 17159. Mrs. Susie Peterson, to keep 11 chickens at No. 67 Elm street, Corona.  
 17160. Mrs. Eva Seifert, to keep 20 chickens at No. 83 Graham avenue, Long Island City.  
 17161. Mrs. Eva Seifert, to keep 12 pigeons at No. 83 Graham avenue, Long Island City.  
 17162. Alois Weibl, to keep 12 chickens at No. 93 Jefferson avenue, Maspeth.  
 17163. Bridget Butler, to keep 20 chickens at No. 232 Lawrence street, Flushing.  
 17164. Marianna Vita, to keep 25 chickens at No. 3 Seventh avenue, Whitestone.  
 17165. Mrs. H. J. Magee, to keep 15 chickens at south side of Shell road, 300 feet east of Walnut street, Elmhurst.  
 17166. John Grolioro, to keep 4 pigeons at No. 161 Sherman street, Long Island City.  
 17148. John Grolioro, to keep 15 chickens at No. 161 Sherman street, Long Island City.

On motion, it was

Resolved, That the following permits be and the same are hereby revoked:

## BOROUGH OF MANHATTAN.

959. Christian Ruess, to sell milk at No. 2361 Old Broadway.  
 1033. Argilon Serventi, to sell milk at No. 111 McDougal street.  
 1190. Gristede Brothers, to sell milk at No. 3353 Broadway.  
 1272. Max Matthes, to sell milk at No. 1384 Second avenue.  
 1428. Sam Faden, to sell milk at No. 169 Allen street.  
 1912. Antonio Piccolo, to sell milk at No. 35 First street.  
 2016. Charles Nicholas, to sell milk at No. 2229 Fifth avenue.  
 2200. Tony Nierenberg, to sell milk at No. 231 East One Hundred and Eighteenth street.  
 3144. Daniel M. Huggins, to sell milk at No. 429 West Forty-sixth street.  
 3167. Ignazio Bacchi, to sell milk at No. 147 Elizabeth street.  
 3228. Giovanni Boggi, to sell milk at No. 222 East One Hundred and Eleventh street.  
 3558. John Adrian, to sell milk at No. 970 First avenue.  
 4071. Martin Mordoff, to sell milk at No. 29 Manhattan street.  
 4098. Dominic Dowetta, to sell milk at No. 8 Carmine street.  
 4477. Frank Sosperto, to sell milk at No. 441 East Twelfth street.  
 4873. Meyer J. Levey, to sell milk at No. 222 East One Hundred and Thirteenth street.  
 4936. Mr. Kasselbohn, to sell milk at No. 1825 Amsterdam avenue.  
 5305. Lena Davidson, to sell milk at No. 66 East One Hundred and Thirteenth street.  
 5392. Jacob Lewrs, to sell milk at No. 2246 Fifth avenue.  
 5438. Mrs. Margaret Lautman, to sell milk at No. 241 West Thirty-fifth street.  
 5719. Mrs. L. Gilmore, to sell milk at No. 502 First avenue.  
 5767. Freida Tobias, to sell milk at No. 281 First avenue.  
 5897. Max Weinert, to sell milk at No. 358 Tenth avenue.  
 5982. Frank Rincerai, to sell milk at No. 217 East Ninety-seventh street.  
 6013. Frank Novotny, to sell milk at No. 1357 First avenue.  
 6019. Charles Goldberg, to sell milk at No. 225 East Ninety-ninth street.  
 6208. Charles Liss, to sell milk at No. 131 First avenue.  
 6269. Joseph Kavovitz, to sell milk at No. 2 East One Hundred and Fifteenth street.  
 6923. Morris Goldstein, to sell milk at No. 55 Bayard street.  
 7190. Congetta Viscardi, to sell milk at No. 417 East One Hundred and Fifteenth street.  
 7247. Giuseppe Cirainini, to sell milk at Nos. 9 to 13 Hancock street.  
 7354. Morris Moses, to sell milk at No. 1469 Madison avenue.  
 7920. Domis & Son, to sell milk at No. 1665 First avenue.  
 8124. Eugene Neusberger, to sell milk at No. 47½ First avenue.  
 8726. Nathan Greenberg, to sell milk at No. 135 Ludlow street.  
 8924. Annie Clark, to sell milk at No. 641 First avenue.  
 9147. Mina Hochstadt, to sell milk at No. 66 East One Hundred and Fifteenth street.  
 9261. Rose Hermale, to sell milk at No. 318 East Fifty-second street.  
 9334. Delia Rosenkrontz, to sell milk at No. 333 East One Hundred and Twenty-fourth street.  
 9452. Wm. F. Lederer, to sell milk at No. 3305 Broadway.  
 9517. Louis Hochman, to sell milk at No. 244 East One Hundred and Fourth street.  
 9570. James Butler, to sell milk at No. 340 First avenue.  
 9610. Aquilen Straub, to sell milk at No. 795 First avenue.  
 9691. Andrew Davey, to sell milk at No. 297 Bleeker street.  
 9796. Simon Petchskey, to sell milk at No. 1103 First avenue.  
 9816. Kate Durkins, to sell milk at No. 447 West Sixteenth street.  
 9872. Samuel Adler, to sell milk at No. 944 First avenue.  
 9955. Abraham M. Siegel, to sell milk at No. 238 East Tenth street.  
 10117. Arthur Beekman, to sell milk at No. 1076 First avenue.  
 10138. John Detrichs, to sell milk at No. 256 East One Hundred and Twenty-fifth street.  
 10318. James Blando, to sell milk at No. 16 Chrystie street.  
 10780. Lucido Gubitso, to sell milk at No. 2037 First avenue.  
 11213. Hyman Eisen, to sell milk at No. 242 West Twenty-seventh street.  
 11637. Joseph Rosenfeldt, to sell milk at No. 112 Third street.  
 11657. Rose Fabricant, to sell milk at No. 110 Henry street.  
 12397. Mark Weil, to sell milk at No. 1498 Fifth avenue.  
 243. George Scgoeppler, to sell milk at No. 845 Columbus avenue.  
 264. Sigmund Altman, to sell milk at No. 606 East Eleventh street.  
 994. Gustave A. Grambo, to sell milk at No. 426 East Sixty-seventh street.  
 1171. Moritz Oestreich, to sell milk at No. 2507 Eighth avenue.  
 1212. Max Rudolph, to sell milk at No. 115 East One Hundred and Forty-second street.  
 1569. Jacob Winagram, to sell milk at No. 127 Allen street.  
 1637. Samuel Brown, to sell milk at No. 238 East One Hundred and Twelfth street.  
 2052. Siemer & Diekroger, to sell milk at No. 2417 Second avenue.  
 2072. Louis Doropkin, to sell milk at No. 240 East One Hundred and Sixteenth street.  
 2097. John Hausner, to sell milk at No. 1267 First avenue.  
 2343. Carmine De Luca, to sell milk at No. 322 East Fifty-ninth street.

27366. Antoinette Saladini, to board children at No. 316 East One Hundred and Thirteenth street.  
 29678. Mrs. Christina Bird, to board children at No. 218 East One Hundred and Nineteenth street.  
 28588. Mrs. Margaret Murphy, to board children at No. 154 East One Hundred and Twenty-first street.  
 27620. Elizabeth Fretz, to board children at No. 335 East One Hundred and Twenty-second street.  
 29250. Anna Wadsworth, to board children at No. 431 East One Hundred and Twenty-second street.  
 24952. Mrs. Sophie Davis, to board children at No. 324 East One Hundred and Twenty-fifth street.  
 27790. Mrs. Fanny Harris, to board children at No. 229 East One Hundred and Twenty-seventh street.  
 27168. Mrs. Annie Liddell, to board children at No. 2713 Eighth avenue.  
 29208. Josephina Pocaro, to board children at No. 181 First avenue.  
 26970. Marinda Cardaropolo, to board children at No. 1957 First avenue.  
 31117. Rosina Grimo, to board children at No. 2030 First avenue.  
 29430. Francesca Romano, to board children at No. 204 Forsyth street.  
 29213. Mrs. Theresa Chaffo, to board children at No. 493 Greenwich street.  
 26716. Julia McClosky, to board children at No. 1494 Lexington avenue.  
 28131. Annie Kilgore, to board children at No. 1571 Lexington avenue.  
 18014. Mrs. Mary Mohr, to board children at No. 1567 Madison avenue.  
 27684. Mrs. Susan Flynn, to board children at No. 156 Manhattan avenue.  
 27521. Guisepina Corbo, to board children at No. 235 Mulberry street.  
 29830. Mrs. Catharine Savage, to board children at No. 1710 Park avenue.  
 23720. Mary Gleason, to board children at No. 1765 Park avenue.  
 30145. Mrs. McGrath, to board children at No. 365 Pearl street.  
 18922. Mary Warren, to board children at No. 395 Pleasant avenue.  
 24649. Mrs. Mary Healy, to board children at No. 1041 Second avenue.  
 23099. Ellen Finlay, to board children at No. 1778 Second avenue.  
 23098. Katie Schmidt, to board children at No. 1778 Second avenue.  
 27522. Mrs. Edith Kresser, to board children at No. 1832 Second avenue.  
 26216. Winifred Sherlock, to board children at No. 2151 Second avenue.  
 27776. Concetta Citarella, to board children at No. 2216 Second avenue.  
 28246. Mrs. Shea, to board children at No. 2351 Second avenue.  
 23042. Sarah Johnston, to board children at No. 2406 Second avenue.  
 25390. Annie Fowler, to board children at No. 725 Seventh avenue.  
 24685. Mrs. Sarah Anderson, to board children at No. 941 Sixth avenue.  
 27060. Mrs. Nora Lanigan, to board children at No. 1614 Third avenue.  
 28553. Julie Osborn, to board children at No. 1791 Third avenue.  
 27777. Mrs. Loether Scott, to board children at No. 1807 Third avenue.  
 28670. Mrs. Mary Bartlett, to board children at No. 1811 Third avenue.  
 23103. Mrs. Rose Dinnenger, to board children at No. 1841 Third avenue.  
 28759. Jane Shea, to board children at No. 1936 Third avenue.  
 30804. Dora Weber, to board children at No. 2029 Third avenue.  
 28848. Alice Hanley, to board children at No. 2058 Third avenue.  
 28672. Elizabeth Cureri, to board children at No. 123 Washington street.  
 27173. Mrs. Annie Deery, to board children at No. 202 West End avenue.  
 18536. Ellen McCahill, to board children at No. 221 West Tenth street.  
 29838. Margaret Russell, to board children at No. 531 West Twenty-ninth street.  
 26796. Blanche Kierstedt, to board children at No. 249 West Thirtieth street.  
 30705. Mrs. Ralph Spaltro, to board children at No. 254 West Thirtieth street.  
 29226. Marie Siwanna Cariaro, to board children at No. 531 West Thirty-fifth street.  
 28581. Mary Wilson, to board children at No. 149 West Fifty-first street.  
 24896. Mrs. K. Krieger, to board children at No. 455 West Fifty-sixth street.  
 26271. Mrs. Kate Ward, to board children at No. 509 West Fifty-ninth street.  
 28850. Mrs. Margaret Fleischauer, to board children at No. 133 West Sixtieth street.  
 27940. Mary Holwell, to board children at No. 143 West Sixtieth street.  
 30006. Lucia Labata, to board children at No. 323 West Sixty-ninth street.  
 26404. Mrs. L. Jacobs, to board children at No. 333 West Sixty-ninth street.  
 26478. Mrs. T. DuPorte, to board children at No. 57 West Ninety-eighth street.  
 25010. Mrs. Kate McCabe, to board children at No. 61 West One Hundredth street.  
 26781. Mrs. Mary Mercil, to board children at No. 65 West One Hundredth street.  
 24219. Mrs. Anna Cole, to board children at No. 160 West One Hundredth street.  
 29264. Theresa Dollard, to board children at No. 460 West One Hundred and Thirty-first street.  
 29580. Cora Williams, to board children at No. 24 West One Hundred and Fortieth street.  
 25292. Lucy Christian, to board children at No. 258 West One Hundred and Fifty-third street.  
 27627. J. H. Rademacher, to manufacture carbonated water at No. 716 Columbus avenue.  
 32580. Florian D'mohovski, to use smoke house at No. 220 Avenue B.  
 25872. Max Price, to stable horses in a cellar at No. 228 East Ninth street.  
 22897. Louis Cohen, to keep and slaughter poultry at Nos. 313 and 315 East One Hundred and Twenty-seventh street.

## BOROUGH OF THE BRONX.

2388. Fred Hespelt, to sell milk at No. 707 East One Hundred and Fifty-sixth street.  
 1186. Joe Bayer, to sell milk at No. 479 Brook avenue.  
 991. Christian Ziegler, to sell milk at No. 147 Lincoln avenue.  
 43. George Bernstein, to sell milk at No. 314 Willis avenue.  
 2544. Gitt & Levers, to sell milk at No. 846 East One Hundred and Fifty-sixth street.  
 2437. Max H. Greenberg, to sell milk at No. 850 East One Hundred and Fifty-sixth street.  
 2286. Abraham Steiner, to sell milk at No. 3480 Third avenue.  
 2779. Jacob Newburg, to sell milk at No. 194 Brook avenue.  
 2679. Emma Bertram, to sell milk at No. 1434 Commonwealth avenue.  
 14041. Mr. Jazeliski, to keep chickens at west side Sixth street, second house north of Fourth avenue, Williamsbridge.  
 32243. Joseph O'Day, to keep 20 chickens at No. 641 East One Hundred and Seventy-fifth street.  
 31587. Nichels Moran, to keep 15 chickens at southeast corner Kingsbridge road and Valentine avenue.  
 28715. Louise Peconser, to keep 20 chickens at No. 2196 Washington avenue.  
 29299. Carl Witzel, to keep 12 chickens at No. 3202 Perry avenue.  
 31754. Phillip Balsam, to keep and slaughter poultry at Nos. 643 and 645 Brook avenue, The Bronx.

## BOROUGH OF BROOKLYN.

31604. Guisepina Ramaglia, to board children at No. 574 Clinton street.  
 27866. Rosina Peranna, to board children at No. 37 Spencer street.  
 32216. Barbara Kukop, to board children at No. 158a Dupont street.  
 17930. St. Johns Home, to keep beds in dormitories at No. 992 St. Marks avenue.  
 32413. Isaac Levy, to keep and slaughter poultry at No. 2 Park avenue.

## BOROUGH OF QUEENS.

1440. Peter Muller, to sell milk at No. 23 Doscher avenue, corner of Hancock street, Ridgewood Heights.  
 32490. Lilli Nicastri, to board children at No. 153 Elm street, Long Island City.  
 24044. Mrs. G. Schuman, to board children at No. 49 Grand street, Jamaica.

## BOROUGH OF RICHMOND.

186. John Bonner, to sell milk at No. 156 Elm street, West Brighton.  
 22. Chlarez Weller, to sell milk at No. 214 Richmond terrace, West Brighton.  
 45. John J. Sweeney, to sell milk at No. 55 Castleton avenue, West Brighton.  
 24. James From, to sell milk at No. 77 Richmond terrace, Port Richmond.  
 30131. Nicholas Palermo, to sell milk at No. 287 Tompkins avenue, Rosebank.  
 Sixth—Reports on applications for relief from orders.

On motion, it was

Resolved, That the following orders be extended, modified or rescinded, as follows:

## BOROUGH OF MANHATTAN.

No. 9499. No. 396 Broome street; extended until December 15, 1908, provided that the rubbish on roof of extension be removed at once.

On motion, it was

Resolved, That the following applications for relief from orders be and are hereby denied:

## BOROUGH OF MANHATTAN.

No. 11896. No. 154 East Twenty-seventh street.  
 13206. No. 6 East Seventeenth street.  
 12352. Nos. 528 to 532 East Seventy-sixth street.

## BOROUGH OF BROOKLYN.

No. 6714. No. 130 Ryerson street.  
 6521. North side Ninetieth street, second house east of Third avenue.

## BOROUGH OF MANHATTAN.

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Manhattan. Ordered on file.

## Division of Inspections.

Second—Weekly reports of the Chief Inspector.

(a) Weekly report of work performed by Sanitary Police. Ordered on file.

(b) Report of violations of section 63 of the Sanitary Code.

The Secretary was directed to notify the persons named in said report that a repetition of the offense will be sufficient for the revocation of their permits.

## Division of Contagious Diseases.

Third—Weekly reports of the Chief Inspector.

(a) Monthly reports of charitable institutions.

(b) Reports of inspections of discharged patients from Willard Parker, Reception and Riverside hospitals. Ordered on file.

## Division of Communicable Diseases.

Fourth—Weekly report of Chief Inspector. Ordered on file.

## Division of Laboratories.

Fifth—Weekly report of the Pathologist and Directors of the Chemical, Research and Vaccine laboratories. Ordered on file.

## BOROUGH OF THE BRONX.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of The Bronx. Ordered on file.

## BOROUGH OF BROOKLYN.

First—Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Brooklyn. Ordered on file.

## Division of Sanitary Inspection.

Second—Weekly report of the Chief Inspector.

(a) Weekly report of work performed by Sanitary Police. Ordered on file.

## Division of Contagious Diseases.

Third—Weekly report of the Chief Inspector. Ordered on file.

## BOROUGH OF QUEENS.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Queens. Ordered on file.

## BOROUGH OF RICHMOND.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Richmond. Ordered on file.

## Bureau of Records.

The following communications were received from the Registrar of Records:

First—Weekly report. Ordered on file.

Second—Reports on applications to record corrected certificates.

On motion, it was

Resolved, That permission be and is hereby given to record corrected certificates relating to:

Ganfolfa Macaluso, born March 14, 1899.  
 Vincenza Sancimina, born December 22, 1901.  
 Agnes Martin, born November 12, 1902.  
 Maria Filomena Laporta, born March 14, 1907.  
 Grace Connolly, born August 20, 1908.  
 Rosa M. A. Dotto, born November 12, 1908.  
 George Hanna, died September 6, 1906.  
 Andrew MacMillan, died March 26, 1907.  
 Angelo G. De Leo, died February 3, 1908.  
 David John Murphy, died October 14, 1908.

Caroline W. J. J. Gerold, died October 18, 1908.

Edward Dwyer, died October 18, 1908.  
 Patrick Mackin, died October 22, 1908.

Annie Lutshansky, died November 6, 1908.

Louise D. Beyer, died November 10, 1908.

Robert Woods, died November 11, 1908.

Eugene Sullivan, died November 19, 1908.

Atilio Ruffino, died November 22, 1908.

Mary Goldstein, died November 24, 1908.

Max Goldstein, died November 24, 1908.

Third—Reports on applications to file delayed and imperfect certificates.

On motion, it was

Resolved, That the Registrar of Records be and is hereby directed to file in the volume of "Delayed and Imperfect Certificates" the following certificates:

Ida Abrahms, born December 7, 1902.  
 Mosses Adelman, born September 10, 1902.  
 Clementina Capozzi, born November 9, 1901.  
 Gussie Green, born October 21, 1902.  
 Bella Hirsch, born September 15, 1903.  
 Harry Mallenbaum, born November 4, 1902.  
 Leonie Mattocks, born December 15, 1900.  
 Ralph Mattocks, born July 12, 1903.  
 Louis Moschkowits, born May 11, 1904.  
 Yetta Shore, born September 15, 1902.  
 Lottis Warshor, born December 14, 1902.  
 Rose Waserman, born October 20, 1902.  
 Leona Weinberg, born November 28, 1902.  
 Charles Goldstein, born January 1, 1903.  
 Walter T. O'Rourke, born February 14, 1902.  
 Maria A. Bove, born May 30, 1906.  
 Antonio Padorano, born June 13, 1902.  
 Lucy M. Hazelton, born June 27, 1902.  
 Francesco Ciccone, born January 9, 1904.  
 John F. Worrall, born August 15, 1906.  
 Mart E. Worrall, born May 6, 1904.

Aaron Altman, born August 5, 1903.

Bella Faver, born August 6, 1902.

Tillie Faver, born February 6, 1901.

Willie Feldman, born January 12, 1903.

Isidor Greenberg, born April 5, 1903.

John Hoensch, born December 7, 1902.

John Loughran, born May 12, 1905.

Blanche Mendel, born December 25, 1903.

Benj. Merber, born November 21, 1902.

Emma Newell, born August 4, 1902.

Milton Rappaport, born September 28, 1902.

Philip J. Ruppert, born October 4, 1902.

Dorothy Shellon, born December 8, 1901.

Aaron Stettner, born August 22, 1903.

Charles E. White, born August 26, 1902.

Karel Zaklasnik, born August 16, 1903.

Allen E. Anderson, born March 13, 1907.

## Leave of Absence.

Reports on applications for leave of absence.

On motion, it was

Resolved, That leave of absence be and is hereby granted as follows:

## BOROUGH OF MANHATTAN.

Louis C. Brailly, November 23, 1908.  
 Annie Sisk, November 24, 1908.  
 John McGowan, December 2 to December 3, 1908.  
 Willia R. Hill, November 24, 1908.  
 Lena Reich, November 27, 1908.  
 Mary E. Daly, November 24, to November 25, 1908.  
 Francis E. Reehill, November 23 to November 25, 1908.

Mary McCaffrey, November 21, 1908.

John Koopman, November 21, 1908.

Ada A. Powers, November 24, 1908.

M. J. Katz, M. D., November 23, 1908.

Caroline E. Huntzinger, November 23 to November 24, 1908.

Elizabeth M. Williams, November 28, 1908.

Oscar M. Leiser, M. D., November 24 to November 25, 1908.

## BOROUGH OF BROOKLYN.

Charles Frast, November 9 to November 28, 1908.	J. Rosenbluth, M. D., November 27, 1908.
Katherine Leyden, November 13 to November 25, 1908.	Sam J. Druskin, M. D., November 24, 1908.
Daniel J. O'Connell, November 24 to November 28, 1908.	

## BOROUGH OF RICHMOND.

Henry McShane, November 23 to November 28, 1908.

Certified copies of two resolutions adopted by the Board of Estimate and Apportionment November 20, 1908, as follows:

1. Authorizing an issue of \$3,500 to defray the expenses incurred for the preservation of the public health in the purchase of supplies, and for contingencies from the fund known as Borough Administration of Sanitation and Prevention of Contagious Diseases, Manhattan, Contingencies, of the Department of Health for the year 1908.

2. Authorizing an issue of \$50,000 Revenue Bonds to defray expenses incurred in the payment of salaries under various accounts of the Department of Health for the year 1908, —were received and ordered on file.

Statement of the condition of the Health Department Pension Fund on December 1, 1908, was submitted and approved and ordered on file.

The matter of requesting the Board of Estimate and Apportionment to exempt the sum of \$15,000 from the issue of Corporate Stock authorized by the Board of Estimate and Apportionment January 13, 1905, and approved by his Honor the Mayor February 28, 1905, required for the equipment of the new measles pavilion at the Kingston Avenue Hospital, was submitted, and, on motion, it was

Resolved, That the Board of Health of the Department of Health of The City of New York hereby requests the Board of Estimate and Apportionment to release said Board of Health from the provisions of a certain resolution adopted by the said Board of Estimate and Apportionment December 6, 1907, in and by which said resolution the Bureaus and Divisions of the City government were directed until further notice not to incur any new or additional indebtedness payable from the funds provided by the issue of Corporate Stock theretofore authorized without the approval of said Board of Estimate and Apportionment, in so far as said resolution may refer to the equipment of the new measles pavilion at the Kingston Avenue Hospital, Borough of Brooklyn, at a cost not exceeding fifteen thousand dollars (\$15,000).

The matter of requesting the Board of Estimate and Apportionment to consent to the amending of a certain resolution adopted April 24, 1908, authorizing the Comptroller to issue Revenue Bonds of The City of New York to the amount of \$5,000, the proceeds whereof to defray the necessary expenses of disposing of stray dogs, was submitted, and, on motion, it was

Resolved, That the Board of Estimate and Apportionment be and is hereby respectfully requested to amend a certain resolution by it adopted April 24, 1908, authorizing the Comptroller to issue Revenue Bonds of The City of New York to the amount of \$5,000, the proceeds whereof to defray the necessary expenses of disposing of stray dogs, so as to read as follows:

Resolved, That, pursuant to the provisions of chapter 535 of the Laws of 1893 and section 170 of the Greater New York Charter, and the requisition of the Board of Health by resolution adopted January 22, 1908, the Comptroller be and is hereby authorized to issue Revenue Bonds of The City of New York to the amount of \$4,500, the proceeds whereof to defray the expense of disposing of stray dogs in the Borough of Richmond.

A report of the Chief Clerk in respect to the condition of existing contracts for furnishing milk, butter and eggs to the various hospitals of the Department of Health during the year 1908 and the necessity for the purchase of additional supplies for use during the balance of the current year, was received, and, on motion, it was

Resolved, That, pursuant to the provisions of section 419 of the Greater New York Charter, the Board of Aldermen be and is hereby respectfully requested to authorize the Board of Health of the Department of Health of The City of New York to purchase in the open market, without public letting, at the lowest price obtainable, such milk as may be required to supply the various hospitals of the Department during the balance of the year 1908, at a total cost not exceeding the sum of \$6,000.

Resolved, That, pursuant to the provisions of section 419 of the Greater New York Charter, the Board of Aldermen be and is hereby respectfully requested to authorize the Board of Health of the Department of Health of The City of New York to purchase in the open market, without public letting, at the lowest price obtainable, such butter and eggs as may be required to supply the various hospitals of the department during the balance of the year 1908, at a total cost not exceeding the sum of \$2,500.

Pursuant to notice in the CITY RECORD bids or estimates for furnishing all the labor and materials necessary or required to construct an iron and tile sewer and branch tile sewers throughout the grounds of the Riverside Hospital, North Brother Island, City of New York, were opened by the President of the Board on December 2, 1908, pursuant to a resolution of the Board of Health adopted November 21, 1904, authorizing the said President to open bids on behalf of the Board, tabulate the same and report thereon to the Board at the regular meeting next thereafter, and were submitted to the Board as follows:

Joseph Miller .....	\$4,654 00	Bart Dunn .....	7,000 00
Charles Meads & Co. ....	4,312 00	Thomas M. Curry (informal, no sureties) .....	5,120 00
Frank J. Tee .....	6,807 00		
John Spence .....	6,000 00		

On motion, it was

Resolved, That the contract for furnishing all the labor and materials necessary or required to construct an iron and tile sewer and branch tile sewers throughout the grounds of the Riverside Hospital, North Brother Island, City of New York, be and is hereby awarded to Charles Meads & Co., for the sum of \$4,312, they being the lowest bidder, subject to the approval of sureties by the Comptroller, and the President be and is hereby authorized to execute the contract in the form approved by the Corporation Counsel.

On motion, it was

Resolved, That the bid or estimate of Charles Meads & Co. for furnishing all the labor and materials necessary or required to construct an iron and tile sewer and branch tile sewers throughout the grounds of the Riverside Hospital, North Brother Island, City of New York, be and is forwarded to the Comptroller for approval of the sureties thereon.

On motion, it was

Resolved, That the security deposits on bids or estimates for furnishing all the labor and materials necessary or required to construct an iron and tile sewer and branch tile sewers throughout the grounds of the Riverside Hospital, North Brother Island, City of New York, opened by the President of the Board of Health on December 2, 1908, pursuant to a resolution of the Board adopted November 21, 1904, authorizing the said President to open bids on behalf of the Board of Health, be forwarded to the Comptroller as follows:

John Spence, cash .....	\$150 00	Joseph Miller, check .....	233 00
Frank J. Tee, check .....	300 00	Charles Meade & Co., check .....	125 00
Bart Dunn, check .....	400 00	Thomas M. Curry, cash .....	78 00

Report of the poor quality of poultry received at the sanatorium for the care and treatment of persons living in The City of New York suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., on November 28, 1908, from Aaron Buchsbaum & Co., contractors for furnishing meat and poultry to said institution for the year 1908, was received, and on recommendation of the President the Secretary was directed to forward the following notice to Messrs. Aaron Buchsbaum & Co.:

"December 2, 1908.

"Messrs. AARON BUCHSBAUM COMPANY, No. 729 and 731 Ninth Avenue, Borough of Manhattan:

"Gentlemen—The Inspector appointed to inspect supplies under a certain contract dated September 22, 1908, made between The City of New York by the Department

of Health, acting by and through the President of the Board of Health, party of the first part, and Aaron Buchsbaum Company, a corporation acting by and through Aaron Buschbaum, vice-president and treasurer, party of the second part, for furnishing and delivering, as required, meats and poultry to the Tuberculosis Sanatorium at Otisville, Orange County, N. Y., during the year 1908, in accordance with the specifications and schedules therein included, being of the opinion that the deliveries at Otisville under said contract are not of the kind and character required by said contract, you are hereby notified by The City of New York and the Department of Health to stop all further deliveries of supplies under said contract to the Tuberculosis Sanatorium at Otisville aforesaid."

A communication from the general manager of the American Association of Masters, Mates and Pilots suggesting that the Board of Health request the Municipal Civil Service Commission to place the positions of Master, Mate and Pilot in the Department of Health in the competitive classified service, was received and disapproved and ordered on file.

Report of conditions found to exist at Briarcliff Farms, located at Pine Plains, N. Y., was received from the Sanitary Superintendent. W. W. Law, Jr., proprietor, and George W. Tuttle, manager of the Briarcliff Farms, appeared and were heard in relation to the conditions reported. After consideration of the report and the explanation submitted by Messrs. Law and Tuttle, the Secretary was directed to notify Mr. Law that owing to the conditions found by Inspectors of the Department to exist at the Briarcliff Farms, the further sale of milk purchased by him and sold as certified milk must cease forthwith, and such sale discontinued in The City of New York until such time as the condition of the dairy and the conditions under which the milk is produced shall be in accordance with the rules and regulations governing the sale and care of milk.

The application of Price & Hillman for a permit to keep and slaughter poultry at No. 419 East One Hundred and Fourth street, Borough of Manhattan, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Price & Hillman to keep and slaughter poultry at No. 419 East One Hundred and Fourth street, Borough of Manhattan.

The application of Barney Azwolinsky for permit to keep and slaughter poultry at No. 152 Avenue D, Borough of Manhattan, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Barney Azwolinsky to keep and slaughter poultry at No. 152 Avenue D, Borough of Manhattan.

The application of Morris Willner for the approval of the site at Westchester Arcade on Westchester avenue, near Jackson avenue, Borough of The Bronx, for the location of a poultry slaughter house, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Morris Willner for the approval of the site at Westchester Arcade, on Westchester avenue, near Jackson avenue, Borough of The Bronx, for the location of a poultry slaughter house, be and the same is hereby denied.

The application of Eastern Poultry Company for the approval of the site No. 45 Walton street, Borough of Brooklyn, for the location of a poultry slaughter house, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Eastern Poultry Company for the approval of the site No. 45 Walton street, Borough of Brooklyn, for the location of a poultry slaughter house, be and the same is hereby denied.

The application of the Werner Live Poultry Company for a reconsideration of the action of the Board of Health at its meeting held October 28, 1908, denying the application of said Werner Live Poultry Company for the approval of the site at No. 420 East One Hundred and Eighth street, Borough of Manhattan, was received and ordered on file.

The application of A. Kippel for the approval of the site at Nos. 420 and 422 Keap street, Borough of Brooklyn, for the location of a poultry slaughter house, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of A. Kippel for the approval of the site at Nos. 420 and 422 Keap street, Borough of Brooklyn, for the location of a poultry slaughter house, be and the same is hereby denied.

The application of Max Cohen for the approval of the site on the north side of Varet street, 100 feet east of White street, and extending east 25 feet, Borough of Brooklyn, was received and laid on the table.

The application of Cohn & Wallach for permit to keep and slaughter poultry at No. 2 Park avenue, Borough of Brooklyn, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Cohn & Wallach to keep and slaughter poultry at No. 2 Park avenue, Borough of Brooklyn.

The application of James H. Wheeler for permit to keep ten cows at No. 617 Bergen street, Borough of Brooklyn, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to James H. Wheeler to keep ten cows at No. 617 Bergen street, Borough of Brooklyn.

The application of Mayer Emmer for permit to keep fifty cows on the premises on the south side of Old South road, 500 feet east of Cedar lane, Woodhaven, Borough of Queens, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Mayer Emmer to keep fifty cows on the premises on the south side of Old South road, 500 feet east of Cedar lane, Woodhaven, Borough of Queens.

Report in respect to the discontinuance of the use of the premises Nos. 313 and 315 East One Hundred and Twenty-seventh street, Borough of Manhattan, as a poultry slaughter house, permit No. 22897 for which was issued to Louis Cohen, was received and, on recommendation of the Sanitary Superintendent, it was

Resolved, That permit No. 22897, issued by this Board to Louis Cohen June 6, 1906, to conduct a poultry slaughter house at Nos. 313 and 315 East One Hundred and Twenty-seventh street, Borough of Manhattan, be and the same is hereby revoked.

On recommendation of the Sanitary Superintendent, it was

Resolved, That permit No. 32413, issued by this Board to Isaac Levy October 28, 1908, to conduct a poultry slaughter house at No. 2 Park avenue, Borough of Brooklyn, be and the same is hereby revoked.

Report of a violation of the rules and regulations relating to the operation of a poultry slaughter house by Philip Balsam at Nos. 643 and 645 Brook avenue, Borough of The Bronx, was received and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the permit issued by this Board to Philip Balsam, of Nos. 643 and 645 Brook avenue, Borough of The Bronx, being No. 31754, on September 30, 1908, to keep and slaughter poultry, be and the same is hereby revoked.

Reports in respect to the damage done to the woodwork, furniture and ceiling through the escape of steam from pipes in the office of the Secretary, were received and ordered on file.

The following memorandum from the General Medical Officer: "With reference to the work of the scientific laboratory, it should be said that not only is all of the work absolutely open and free to everyone, but every opportunity has been taken to facilitate the dissemination of any information which had any scientific importance at the earliest possible moment. This has been the invariable policy with the Department of Health.

"I cannot see that there is any reason why we should restrict or prevent employees in the laboratory giving assistance outside of the department hours to others interested in the kind of work which is being done in the laboratory and receiving compensation for it.

"The information is free to all, and this would be one additional method for disseminating it under the best possible conditions. We cannot, in my opinion, forbid them to give information which we are anxious should be widely disseminated," —was received and ordered on file.

Certain applications for certificates of employment were received and the evidence submitted as to the age of the applicants being in accordance with the requirements of the law relating to the employment of women and children in mercantile and other establishments, as amended, it was

Resolved, That the Sanitary Superintendent be and is hereby directed to cause certificates of employment to be issued to the following named applicants, the applications of whom are recorded as being in compliance with the requirements of the

law relating to the employment of women and children in mercantile and other establishments:

Manhattan—Alexander Apelinsky, Edward Mizel, Abe Grossman, Louis Finkelstein, Harry Rothstein, Sadie Oberhard, Aaron Lacher, Minnie Sandler, Kate Becker, Bessie Sugarman.

Brooklyn—Jacob Klinkowstein, Florence Ashton, Isadore Miller, Charles Senn, Frank Hanna, Sarah Fenermark.

On recommendation of the Corporation Counsel, it was

Resolved, That the Registrar of Records be and is hereby directed to record the birth of the following named persons in a special book kept for such purpose in the Bureau of Records of the Department of Health, pursuant to the provisions of section 1241, chapter 466 of the Laws of 1901:

Rachel Edelman, born November 14, 1894.

Sydney Larchen, born November 5, 1894.

Fanny Dubin, born October 24, 1894.

Margherita O. Waibel, born March 8, 1893.

Sarah Felsenfeld, born September 20, 1893.

Louis Teicher, born August 20, 1894.

John B. O. Lightell, born September 24, 1894.

Ruth Goldstein, born August 15, 1894.

Arthur H. Johnston, born February 8, 1894.

Dora Annenberg, born December 10, 1893.

Rhoda Olive Nicholls, born October 23, 1887.

Reports of the commencement of the preventive hydrophobia treatment in the following named cases:

Mr. James L. Thomas, No. 30 West Forty-fourth street, City;

Robert Slattery, No. 42 Washington street, City;

Wm. H. Johnson, No. 322 Ninth avenue, City;

Ed. Eldridge, Clermont avenue, Brooklyn;

E. Donohue, No. 1864 Sixty-fifth street, Brooklyn;

Blanche Abrams, No. 521 Flushing avenue, Brooklyn;

Kiola Abrams, No. 521 Flushing avenue, Brooklyn;

Anna Olsen, New Brighton, S. I.,

—were received and approved and ordered on file.

Report of the preventive hydrophobia treatment sent to Dr. M. Bailey, of Kingsbridge, N. Y., at a charge of \$3 for postage, was received and approved and ordered on file.

Report of the commencement of the preventive hydrophobia treatment at the Research Laboratory, in the case of F. Plumbly, Sherburne, Vt., at a charge of \$50, was received and approved and ordered on file.

Reports of the preventive hydrophobia treatment sent to Dr. T. C. Reinhardt, Toledo, O.; Dr. C. Schmitz, Cleveland, O.; Cleveland Board of Health, Cleveland, O.; Dr. T. H. McGuire, Dorchester, Mass.; Dr. Chas. E. Winne, Albany, N. Y.; Dr. C. H. Schoff, Media, Pa.; Dr. F. M. Lynch, Old Forge, Pa. (two cases); Dr. M. V. Pierce, Milton, Mass. (two cases); Dr. G. W. Ewing, Middletown, Mass. (two cases); Boston City Hospital, Boston, Mass. (three cases), at a charge of \$25 for each case, were received and approved and ordered on file.

On motion, it was

Resolved, That owing to the pecuniary circumstances of the patient, the charge for the preventive hydrophobia treatment sent to J. Murphy, Binghamton, N. Y., be and the same is hereby fixed at the rate of \$10.

On motion, it was

Resolved, That owing to the pecuniary circumstances of the patient, the charge for the preventive hydrophobia treatment sent to Dr. G. A. Rogers, Newark, N. J., for three patients, be and the same is hereby fixed at the rate of \$50 for the three cases.

Report in regard to the resolution of the Board of Health, of November 25, 1908, authorizing the destruction of old and worn out articles at the Kingston Avenue Hospital, Borough of Brooklyn, having been complied with, was received and ordered on file.

Communications recommending and nominating the following named physicians on the staffs of the various hospitals mentioned, for appointment to the position of Ambulance Surgeon in the respective hospitals, were received and, on recommendation of H. Beeckman Delatour, M. D., Surgeon-in-Chief of the Ambulance Service, it was

Resolved, That the following named physicians be and they are hereby appointed Ambulance Surgeons, to serve without compensation at the Kings County and Allied Hospital, in the Borough of Brooklyn, for a period of twelve months, commencing December 10, 1908:

Perle B. Brockway, M. D.; Edward I. Ives, M. D.; James T. Flanagan, M. D.; Thomas F. Plunkett, M. D.

Resolved, That William Miller, M. D., be and is hereby appointed an Ambulance Surgeon, to serve without compensation at the Eastern District Hospital, in the Borough of Brooklyn, for a period of nine months, commencing December 1, 1908.

On motion, it was

Resolved, That the Secretary be and is hereby directed to cause diploma or certificate of service to be issued to Charles W. Riley, an Interne who has served at the Kingston Avenue Hospital, Kingston avenue and Fenimore street, Borough of Brooklyn, for a period of upwards of four months.

A communication from the Assistant Sanitary Superintendent assigned to duty in the Borough of Brooklyn, recommending the appointment of Donald McKenzie to the position of Automobile Engineman of the automobile used by the Assistant Sanitary Superintendent, Borough of Brooklyn, to take effect December 1, 1908, was received and ordered on file.

Report of the satisfactory character of the services of William A. Neilan, a Clerk of the first grade, assigned to duty in the Division of Inspections, Borough of Manhattan, was received and approved and ordered on file.

On motion, it was

Resolved, That Louis F. Vojtechovsky, of No. 319 East Seventy-third street, Borough of Manhattan, be and is hereby appointed a first grade Clerk in the Department of Health, and assigned to duty in the Division of Contagious Diseases, Borough of Richmond, with salary at the rate of \$300 per annum, pursuant to the rules and classification of the Municipal Civil Service Commission, to take effect November 30, 1908.

Resolved, That Lucille A. Tischner, of No. 133 Garfield place, Borough of Brooklyn, be and is hereby appointed a Nurse in the Department of Health, and assigned to duty in the Division of Child Hygiene, Borough of Queens, with salary at the rate of \$900 per annum, pursuant to Clause III. of Civil Service Rule XII., to take effect December 1, 1908.

Resolved, That Freda M. Paetsch, of No. 589 Lexington avenue, Borough of Manhattan, be and is hereby appointed a Nurse in the Department of Health, and assigned to duty in the Division of Child Hygiene, Borough of Manhattan, with salary at the rate of \$900 per annum, pursuant to Clause III. of Civil Service Rule XII., to take effect December 1, 1908.

Report of the transfer of Henry Laut, a Clerk in the Division of Inspections, Borough of Manhattan, to the office of the Sanitary Superintendent, to take effect December 1, 1908, was received and approved and ordered on file.

The request of the Deputy Commissioner of the Department of Water Supply, Gas and Electricity for the consent of the Board to the transfer of Miss Alice Van Allen, employed in the Bureau of Records, Borough of Manhattan, as a Typewriting Copyist, to a similar position in the Department of Water Supply, Gas and Electricity, with salary at the rate of \$900 per annum, was received and approved and, on motion, it was

Resolved, That Alice Van Allen, a Typewriting Copyist in the employ of the Department of Health, in the second grade, assigned to duty in the Bureau of Records, Borough of Manhattan, be and is hereby promoted in said second grade, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$900 per annum, to take effect December 9, 1908.

The application of Alexander Dolphin, an Engineer in the Department of Health, assigned to the Division of the Assistant Chief Clerk, Borough of Manhattan, for leave of absence without pay from December 1 to December 2, 1908, inclusive, was received and, on motion, it was

Resolved, That leave of absence without pay be and is hereby granted to Alexander Dolphin, an Engineer in the Department of Health, assigned to the Division of the Assistant Chief Clerk, Borough of Manhattan, from December 1 to December 2, 1908, inclusive.

The request of Mrs. Laura Baier, widow of Anthony Baier, formerly a Laborer in the employ of the Department of Health, assigned to duty at the Willard Parker Hospital, for reconsideration of the action of the Board of Health denying her application for widow's pension under the provisions of section 1322 of the Greater New York Charter, was received and

Referred to the Board of Medical Examiners, consisting of Alonzo Blauvelt, M. D., Herbert W. Wootton, M. D., and William L. Somerset, M. D., for report, with recommendations.

Isaac B. Smith, M. D., a Medical Inspector in the employ of the Department of Health, assigned to duty in the Borough of Brooklyn, charged with forwarding false reports and with dereliction of duty as a Medical Inspector in the employ of the Department, appeared pursuant to notice and was heard in answer to said charges. After consideration of the explanation submitted by Dr. Smith the matter was laid on the table for one week.

The resignation of Kingsley L. Martin, appointed General Assistant to the Sanitary Superintendent at a meeting of the Board of Health held November 23, 1908, was received and accepted, to take effect December 1, 1908.

The resignation of Maurice Donohue, a Clerk of the second grade, assigned to duty in the office of the Sanitary Superintendent, Borough of Manhattan, to take effect November 18, 1908, was received and accepted.

The resignation of Cyril A. Hinds, a Chemist, assigned to duty in the Chemical Laboratory, Borough of Manhattan, to take effect December 10, 1908, was received and accepted.

Notices that they intend to take advantage of the provisions of chapter 373 of the Laws of 1907, entitled "An act to amend the Greater New York Charter in relation to the Health Department Pension Fund," and consenting that a sum of money equal to 1 per centum of their monthly pay, salary or compensation may be deducted monthly by the Comptroller of The City of New York, were received from the following named Physicians and employees of the Department of Health, the said deduction to take effect from and after December 1, 1908:

Cornelius F. Boyle, Daniel B. Fenn, Agnes V. Finnigan, Clara M. Harris, Charles Hochlerner, Mary T. Lyden, Henry A. Menien, Thomas F. Tormey.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

## BOROUGH OF MANHATTAN

### COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466 of the Laws of 1901, I transmit the following report of the transactions of the offices of the Commissioner of Public Works, President of the Borough of Manhattan, for the week ending December 16, 1908:

#### Public Moneys Received During the Week.

For restoring and repaving pavement, water and sewer openings, Special Fund .....	\$2,934 05
For redemption of obstructions seized, General Fund .....	3 50
For vault permits, Sinking Fund .....	6,749 26
For shed permits, General Fund .....	30 00
For sewer connections, General Fund .....	424 56
For bay window permits, General Fund .....	94 72
For ornamental projection permits, General Fund .....	57 07

#### Permits Issued.

Permits to place building material on streets .....	Inspection Division, Bureau of Highways.
Permits to construct street vaults .....	Complaints received..... 1,353
Permits to construct sheds .....	Repairs made..... 1,101
Permits to cross sidewalks .....	Police complaints received..... 514
Permits for subways, steam mains and various connections .....	Repairs to Pavement.
Permits for railway construction and repairs .....	Square yards of pavement repaired. 5,480
Permits to repair sidewalks .....	Repairs to Sewers.
Permits for sewer connections .....	Linear feet of sewer built..... 184
Permits for sewer repairs .....	Linear feet of sewer cleaned..... 27,220
Permits for bay windows .....	Linear feet of sewer examined..... 8,104
Permits for ornamental projections .....	Basins built..... 2

Obstructions Removed.	Basins cleaned..... 285
Obstructions removed from various streets and avenues .....	Linear feet of sewer relieved..... 4,647
Complaints received and attended to, Bureau of Incumbrances .....	Basin hoods put in..... 4
Permits extended, Bureau of Incumbrances .....	Basin covers put on..... 4
Permits revoked Bureau of Incumbrances .....	Basins relieved..... 4
Manholes built .....	Manholes built..... 2
Manhole covers put on .....	Manhole covers put on..... 7
Cartloads of dirt removed .....	Cubic feet of brickwork built..... 118
Cuts opened and refilled .....	Basin grates put in..... 2
Manhole frames reset .....	Cartloads of dirt removed..... 915

#### General Office, Commissioner of Public Works.

Orders Nos. 4822 to 4945, inclusive, were issued; 124 requisitions were received and acted upon.

Fourteen requisitions, including 128 vouchers, amounting to \$71,673.47, were drawn on the Comptroller.

#### Statement of Laboring Force Employed During the Week.

Repaving and Renewal of Pavements.	Carts .....	5
Mechanics .....	231	
Laborers .....	182	
Teams .....	4	
Carts .....	117	
Boulevards, Roads and Avenues (Maintenance of).		
Mechanics .....	8	
Laborers .....	61	
Teams .....	29	
Carts .....	17	
Roads, Streets and Avenues.		
Laborers .....	21	
Teams .....	10	
Cleaners .....		
Cleaning Public Buildings, Baths, etc.		
Mechanics .....	190	
Laborers .....	110	
Carts .....	30	
Bath Attendants .....		
Cleaners .....		
Cleaners .....	249	

#### List of Changes for Week Ending December 12, 1908.

Highways—One Driver, increased from \$2.50 to \$3; two Stenographers appointed, temporarily; one Rodman, title changed from Axeman, \$900; one Cartman appointed; one Cartman removed.

Sewers—One Sewer Cleaner dropped.

Public Buildings and Offices—One licensed Fireman reinstated; one licensed Fireman transferred from City College; one Lineman deceased.

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

**DEPARTMENT OF HEALTH.**

**Week Ending Saturday, 12 M., December 19, 1908.**

Boroughs.	Population State Census, 1905.	Estimated Population Middle of Year 1908.	Deaths.				Births.	Marriages.	Still-births.	Death-rate.			
			1907.	1908.	*Cor- rected, 1908.	1907.	1908.	*Cor- rected, 1908.	1907.	1908.	*Cor- rected, 1908.	1907.	1908.
Manhattan . . . . .	2,112,697	2,292,894	908	694	639	1,205	343	82	21.22	15.79	14.7	19.0	14.7
†The Bronx . . . . .	271,629	327,553	145	126	122	188	21	10	24.54	20.07	19.4	20.0	19.4
Brooklyn . . . . .	1,358,891	1,492,970	561	438	412	682	185	57	20.21	15.31	14.1	20.2	14.1
Queens . . . . .	108,241	232,580	74	66	62	96	23	1	17.48	14.80	13.3	17.4	13.3
Richmond . . . . .	72,846	76,688	23	35	35	16	2	1	15.91	23.81	23.3	23.8	23.3
City of New York....	4,014,304	4,422,685	1,711	1,359	1,270	2,187	574	151	20.83	16.03	14.4	19.4	14.4

\* Non-residents and infants under one week old not included

† The presence of several large institutions, the great majority of whose inmates are residents of the other Boroughs, increases considerably the death-rate of this Borough.

### Cases of Infectious and Contagious Diseases Reported.

	Week Ending—												
	Sept. 26.	Oct. 3.	Oct. 10.	Oct. 17.	Oct. 24.	Oct. 31.	Nov. 7.	Nov. 14.	Nov. 21.	Nov. 28.	Dec. 5.	Dec. 12.	Dec. 19.
Tuberculosis Pulmo- nalis.....	530	481	597	486	509	431	443	479	499	405	574	493	418
Diphtheria and Croup.	255	266	284	311	322	321	291	337	361	358	385	381	376
Measles.....	54	96	68	119	133	145	137	180	172	255	271	384	352
Scarlet Fever.....	143	102	146	109	129	162	143	215	157	191	221	222	282
Small-pox.....	..	..	..	1	..	..	..	..	..	..	..	..	..
Varicella.....	17	16	19	30	82	81	91	96	153	151	179	232	199
Typhoid Fever.....	127	100	108	105	84	85	53	78	66	47	77	64	60
Whooping Cough.....	25	21	33	22	20	26	9	18	38	24	37	25	30
Cerebro-Spinal Men- ingitis.....	8	7	3	4	9	9	5	6	6	5	5	6	6
Total.....	1,159a	1,089b	1,258c	1,187d	1,294e	1,260f	1,172g	1,409h	1,452i	1,436k	1,749l	1,807m	1,723n

- a. Includes 1 case of measles from Ellis Island.
- b. Includes 6 cases of measles and 4 diphtheria from Ellis Island.
- c. Includes 3 cases of measles and 2 scarlet fever from Ellis Island.
- d. Includes 16 cases of measles from Ellis Island.
- e. Includes 12 cases of measles and 1 scarlet fever from Ellis Island.
- f. Includes 6 cases of measles and 3 scarlet fever from Ellis Island.
- g. Includes 6 cases of measles and 1 scarlet fever from Ellis Island.
- h. Includes 5 cases of measles and 1 scarlet fever from Ellis Island.
- j. Includes 11 cases of measles and 2 scarlet fever from Ellis Island.
- k. Includes 15 cases of measles and 2 scarlet fever, 1 diphtheria and 5 varicella from Ellis Island.
- l. Includes 49 cases of measles, 1 scarlet fever and 4 varicella from Ellis Island.
- m. Includes 24 cases of measles, 2 scarlet fever and 1 varicella from Ellis Island.
- n. Includes 23 cases of measles, 2 scarlet fever and 1 diphtheria from Ellis Island.

**Deaths by Principal Causes, According to Locality and Age**

Boroughs.	Contagious Diseases Detailed Elsewhere.	Malaria.	Diseases.	Whooping Cough.	Tuberculosis Phthisis.	Cerebro-Spinal Meningitis.	Bronchitis.	Diarrhoeal Diseases.	Diarrhoeal Diseases under 5 Years.	Pneumonia.	Broncho Pneumonia.	Suicides.	Homicides.	Accidents.	Under 1 Year.	Under 5 Years.	5-65 Years.	65 Years.	
Manhattan....	37			4	100			12	30	56	58								
The Bronx....	1			1	34			1	4	24	6								
Brooklyn....	18			2	44			19	17	14	6								
Queens....	..			3				1	2	39	22								
Richmond....	3			4				..	1	6	6								
Total.....	59	..	5	185	4	33	54	44	119	95	16	2	..	2	30	135	198	408	
																21	24	26	..
																11	167	247	..
																6	28	33	18
																7	7	10	..

**Deaths According to Cause, Age and Sex.**

	Total Deaths.	Deaths in Corresponding Week of 1907.	Males.	Females.	Under 1 Year.	1 Year and Under 2.	2 and Under 5.	Under 5 Years.	5-15.			15-25.			25-45.			65 and Over.		
									1,359	1,711	722	637	250	55	51	356	44	88	298	352
Total, all causes.....	1,359	1,711	722	637	250	55	51	356	44	88	298	352								
1. Typhoid Fever.....	10	13	6	4	..	..	..	..	1	2	6	1								
2. Malaria, Fever.....	..	2	..	..	..	..	..	..	..	..	..	..								
3. Small-pox.....	..	..	..	..	..	..	..	..	..	..	..	..								
4. Measles.....	13	30	10	3	5	3	4	12	1	2	3	3								
5. Scarlet Fever.....	5	22	3	2	..	1	1	2	5	..	..	..								
6. Whooping Cough.....	5	2	..	5	2	1	2	5	..	..	..	..								
7. Diphtheria and Croup.....	31	37	13	18	5	6	14	25	6	..	..	..								
8. Influenza.....	4	68	3	1	1	..	..	1	..	..	..	..						2	1	
9. Other Epidemic Diseases.....	4	8	1	3	1	..	..	1	1	1	..	..						1	..	1
10. Tuberculosis Pulmonalis.....	185	174	122	63	1	..	1	2	2	2	30	101	46	4						
11. Tubercular Meningitis.....	13	13	7	6	1	5	3	9	1	..	3	..								
12. Other forms of Tuberculosis.....	7	12	3	4	1	..	..	1	..	..	3	2	1	2	1	..				
13. Cancer, Malignant Tumor.....	71	87	28	43	..	..	..	..	..	..	..	..	1	12	38	20				
14. Simple Meningitis, Of which	9	14	8	1	2	2	1	5	1	2	1	2	1	..						
15. Cerebro Spinal Meningitis.....	4	7	3	1	..	1	1	2	..	1	1	1	1	1	..					
16. Apoplexy, Congestion and softening of the Brain.....	29	71	13	16	..	..	..	..	..	..	..	..	2	15	15					
17. Organic Heart Diseases.....	147	184	77	70	..	..	..	..	..	..	..	..	5	9	25	61	47			
18. Acute Bronchitis.....	33	28	17	16	20	6	..	26	1	1	..	..	4	..						
19. Chronic Bronchitis.....	3	5	..	3	..	..	..	..	..	..	..	..	..	..	..					
20. Pneumonia (excluding Broncho Pneumonia).....	119	217	53	66	8	6	5	19	8	8	8	23	36	2						
21. BronchoPneumonia.....	95	159	48	47	45	13	10	68	1	3	6	3	1	..						
22. Diseases of the Stomach (Cancer excepted).....	7	8	5	2	..	..	..	..	..	2	1	3	..							
23. Diarrhoeal diseases (under 5 years).....	44	42	23	21	37	6	1	44	..	..	..	..	..	..						
24. Hernia, Intestinal Obstruction.....	6	13	3	3	1	..	..	1	1	1	1	1	1	2	..					
25. Cirrhosis of Liver.....	26	22	17	9	..	..	..	..	..	..	..	..	..	9	11					
26. Bright's Disease and Nephritis.....	104	107	55	49	1	1	1	3	2	3	2	3	22	47	2					
27. Diseases of Women (not Cancer).....	5	5	..	5	..	..	..	..	..	2	3	2	3	..						
28. Puerperal Septicaemia.....	4	12	..	4	..	..	..	..	..	2	2	2	2	..						
29. Other Puerperal Diseases.....	10	7	..	10	..	..	..	..	..	..	..	..	1	6	3	..				
30. Congenital Deformity and Malformations.....	86	80	47	39	86	..	..	86	..	..	..	..	..	..	..	..				
31. Old Age.....	14	12	5	9	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	
32. Violent Deaths.....	77	92	54	23	2	..	..	4	6	5	10	28	22							
33. a. Sunstroke.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..				
34. b. Other Accidents.....	59	68	36	23	2	..	..	4	6	5	7	24	14							
35. c. Homicide.....	2	4	2	..	..	..	..	..	..	..	..	..	..	1	1					
36. d. Suicide.....	16	20	16	..	..	..	..	..	..	..	..	..	3	3	7					
37. All other causes.....	184	158	96	88	22	5	4	31	5	11	43	55								
38. Ill-defined causes.....	9	7	5	4	9	..	..	9	..	..	..	..	..	..	..					

**Deaths According to Cause, Annual Rate per 1,000 and Age, with Meteorology and Number of Deaths in Public Institutions for 13 Weeks.**

	Week Ending—												
	Sept. 26.	Oct. 3.	Oct. 10.	Oct. 17.	Oct. 24.	Oct. 31.	Nov. 7.	Nov. 14.	Nov. 21.	Nov. 28.	Dec. 5.	Dec. 12.	Dec. 19.
<b>Total deaths .....</b>	<b>1,271</b>	<b>1,200</b>	<b>1,223</b>	<b>1,220</b>	<b>1,228</b>	<b>1,166</b>	<b>1,140</b>	<b>1,297</b>	<b>1,236</b>	<b>1,290</b>	<b>1,213</b>	<b>1,249</b>	<b>1,359</b>
<b>Annual death-rate.....</b>	<b>14.99</b>	<b>14.15</b>	<b>14.43</b>	<b>14.39</b>	<b>14.48</b>	<b>13.75</b>	<b>13.45</b>	<b>15.30</b>	<b>14.58</b>	<b>15.22</b>	<b>14.31</b>	<b>14.73</b>	<b>16.03</b>
<b>Typhoid Fever .....</b>	<b>29</b>	<b>19</b>	<b>12</b>	<b>23</b>	<b>16</b>	<b>19</b>	<b>12</b>	<b>15</b>	<b>6</b>	<b>13</b>	<b>11</b>	<b>13</b>	<b>10</b>
<b>Malarial Fevers .....</b>	<b>..</b>	<b>1</b>	<b>1</b>	<b>..</b>	<b>..</b>	<b>1</b>	<b>1</b>	<b>..</b>	<b>1</b>	<b>..</b>	<b>..</b>	<b>..</b>	<b>..</b>
<b>Small-pox .....</b>	<b>1</b>	<b>..</b>	<b>..</b>	<b>..</b>	<b>2</b>	<b>6</b>	<b>3</b>	<b>6</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>10</b>	<b>10</b>
<b>Measles .....</b>	<b>..</b>	<b>2</b>	<b>..</b>	<b>..</b>	<b>2</b>	<b>6</b>	<b>3</b>	<b>6</b>	<b>7</b>	<b>5</b>	<b>10</b>	<b>7</b>	<b>13</b>
<b>Scarlet Fever .....</b>	<b>2</b>	<b>4</b>	<b>4</b>	<b>5</b>	<b>2</b>	<b>6</b>	<b>6</b>	<b>7</b>	<b>5</b>	<b>10</b>	<b>7</b>	<b>10</b>	<b>5</b>
<b>Whooping Cough .....</b>	<b>6</b>	<b>2</b>	<b>5</b>	<b>5</b>	<b>1</b>	<b>4</b>	<b>3</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>1</b>	<b>2</b>	<b>5</b>
<b>Diphtheria and Croup .....</b>	<b>24</b>	<b>21</b>	<b>18</b>	<b>19</b>	<b>17</b>	<b>21</b>	<b>16</b>	<b>23</b>	<b>28</b>	<b>47</b>	<b>39</b>	<b>42</b>	<b>31</b>
<b>Influenza .....</b>	<b>..</b>	<b>..</b>	<b>..</b>	<b>1</b>	<b>1</b>	<b>..</b>	<b>..</b>	<b>1</b>	<b>4</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>4</b>
<b>Cerebro Spinal Meningitis .....</b>	<b>8</b>	<b>2</b>	<b>1</b>	<b>7</b>	<b>6</b>	<b>5</b>	<b>4</b>	<b>4</b>	<b>5</b>	<b>7</b>	<b>1</b>	<b>7</b>	<b>4</b>
<b>Tuberculosis Pulmonalis .....</b>	<b>172</b>	<b>153</b>	<b>156</b>	<b>138</b>	<b>156</b>	<b>134</b>	<b>147</b>	<b>173</b>	<b>148</b>	<b>184</b>	<b>153</b>	<b>153</b>	<b>185</b>
<b>Other Tuberculous .....</b>	<b>18</b>	<b>17</b>	<b>25</b>	<b>23</b>	<b>21</b>	<b>17</b>	<b>17</b>	<b>17</b>	<b>18</b>	<b>19</b>	<b>18</b>	<b>20</b>	<b>20</b>
<b>Acute Bronchitis .....</b>	<b>12</b>	<b>7</b>	<b>6</b>	<b>5</b>	<b>10</b>	<b>18</b>	<b>17</b>	<b>13</b>	<b>19</b>	<b>19</b>	<b>13</b>	<b>19</b>	<b>33</b>
<b>Pneumonia .....</b>	<b>47</b>	<b>51</b>	<b>58</b>	<b>61</b>	<b>28</b>	<b>66</b>	<b>65</b>	<b>95</b>	<b>97</b>	<b>68</b>	<b>105</b>	<b>96</b>	<b>119</b>
<b>Broncho Pneumonia .....</b>	<b>64</b>	<b>56</b>	<b>51</b>	<b>64</b>	<b>58</b>	<b>70</b>	<b>70</b>	<b>59</b>	<b>86</b>	<b>98</b>	<b>93</b>	<b>111</b>	<b>95</b>
<b>Diarrhoeal Diseases .....</b>	<b>266</b>	<b>184</b>	<b>176</b>	<b>112</b>	<b>104</b>	<b>74</b>	<b>81</b>	<b>74</b>	<b>46</b>	<b>45</b>	<b>43</b>	<b>44</b>	<b>54</b>
<b>Diarrhoeals under 5 .....</b>	<b>193</b>	<b>172</b>	<b>163</b>	<b>102</b>	<b>99</b>	<b>70</b>	<b>74</b>	<b>68</b>	<b>41</b>	<b>39</b>	<b>39</b>	<b>36</b>	<b>44</b>
<b>Violent Deaths .....</b>	<b>78</b>	<b>83</b>	<b>84</b>	<b>88</b>	<b>96</b>	<b>78</b>	<b>85</b>	<b>89</b>	<b>82</b>	<b>82</b>	<b>87</b>	<b>62</b>	<b>77</b>
<b>Under one year .....</b>	<b>349</b>	<b>311</b>	<b>309</b>	<b>278</b>	<b>268</b>	<b>240</b>	<b>217</b>	<b>239</b>	<b>223</b>	<b>222</b>	<b>208</b>	<b>215</b>	<b>250</b>
<b>Under five years .....</b>	<b>471</b>	<b>423</b>	<b>402</b>	<b>383</b>	<b>368</b>	<b>325</b>	<b>303</b>	<b>331</b>	<b>323</b>	<b>346</b>	<b>309</b>	<b>342</b>	<b>356</b>
<b>Five to sixty-five .....</b>	<b>634</b>	<b>591</b>	<b>643</b>	<b>650</b>	<b>675</b>	<b>654</b>	<b>669</b>	<b>744</b>	<b>690</b>	<b>722</b>	<b>697</b>	<b>674</b>	<b>782</b>
<b>Sixty-five years and over .....</b>	<b>166</b>	<b>186</b>	<b>178</b>	<b>187</b>	<b>115</b>	<b>187</b>	<b>168</b>	<b>222</b>	<b>223</b>	<b>222</b>	<b>207</b>	<b>233</b>	<b>221</b>
<b>In Public and Private Institutions .....</b>	<b>438</b>	<b>437</b>	<b>451</b>	<b>457</b>	<b>426</b>	<b>438</b>	<b>394</b>	<b>456</b>	<b>387</b>	<b>410</b>	<b>436</b>	<b>427</b>	<b>453</b>
<b>Inquest cases .....</b>	<b>163</b>	<b>184</b>	<b>177</b>	<b>192</b>	<b>208</b>	<b>177</b>	<b>166</b>	<b>190</b>	<b>181</b>	<b>180</b>	<b>182</b>	<b>148</b>	<b>187</b>
<b>Mean barometer .....</b>	<b>30.105</b>	<b>30.029</b>	<b>30.125</b>	<b>30.106</b>	<b>30.203</b>	<b>29.835</b>	<b>29.811</b>	<b>29.885</b>	<b>29.915</b>	<b>30.162</b>	<b>30.018</b>	<b>29.928</b>	<b>29.861</b>
<b>Mean humidity .....</b>	<b>69.</b>	<b>82.</b>	<b>67.</b>	<b>63.</b>	<b>68.</b>	<b>79.</b>	<b>77.</b>	<b>74.</b>	<b>76.</b>	<b>77.</b>	<b>64.</b>	<b>80.</b>	<b>83.</b>
<b>Inches of rain or snow .....</b>	<b>..</b>	<b>1.20</b>	<b>.20</b>	<b>..</b>	<b>..</b>	<b>1.15</b>	<b>..</b>	<b>.49</b>	<b>.22½</b>	<b>..</b>	<b>..</b>	<b>2.41</b>	<b>.53</b>
<b>Mean temperature (Fahrenheit) .....</b>	<b>69.6°</b>	<b>61.1°</b>	<b>63.3°</b>	<b>63.°</b>	<b>60.8°</b>	<b>59.5°</b>	<b>44.6°</b>	<b>48.9°</b>	<b>40.9°</b>	<b>52.5°</b>	<b>43.1°</b>	<b>37.2°</b>	<b>39.°</b>
<b>Maximum temperature (Fahrenheit) .....</b>	<b>79.°</b>	<b>75.°</b>	<b>72.°</b>	<b>80.°</b>	<b>79.°</b>	<b>73.°</b>	<b>59.°</b>	<b>58.°</b>	<b>50.°</b>	<b>62.°</b>	<b>64.°</b>	<b>57.°</b>	<b>49.°</b>
<b>Minimum temperature (Fahrenheit) .....</b>	<b>61.°</b>	<b>46.°</b>	<b>50.°</b>	<b>45.°</b>	<b>46.°</b>	<b>40.°</b>	<b>31.°</b>	<b>36.°</b>	<b>28.°</b>	<b>41.°</b>	<b>26.°</b>	<b>24.°</b>	<b>28.°</b>

### Infectious and Contagious Diseases in Hospital

	Willard Parker Hospital.			Riverside Hospital.			Kingston Ave. Hospital.			Otisville Sanatorium.				
	Scarlet Fever.	Diphtheria.	Total.	Diphtheria.	Measles.	Scarlet Fever.	Tuber-culosi-sis Pulmo-nal.	Total.	Diphtheria.	Measles.	Scarlet Fever.	Small-pox.	Total.	Tuber-culosi-sis Pulmo-nal.
Remaining Dec. 12, '08.	97	91	188		1				41	116	88		245	166
Admitted.....	24	35	59		..	..	..	16	17	15	21		53	10
Discharged.....	5	17	22		1	..	..	3	11	17	15		43	6
Died.....		9	10		..	..	..	6	4	6	2		12	..
Remaining Dec. 19, '08.	115	100	215		..	..	..	256	43	108	92		243	170
Total treated....	121	126	247	2	..	..	265	266	58	131	109	..	298	176

Cases of Infectious and Contagious Diseases Reported and Deaths from the Same, by Wards.

Borough Rich- mond	Wards	Sickness.						Deaths Reported.							
		Typhoid Fever.	Small-pox.	Measles.	Scarlet Fever.	Diphtheria and Croup.	Tuberculosis Pulmonalis.	Typhoid Fever.	Small-pox.	Measles.	Scarlet Fever.	Diphtheria and Croup.	Tuberculosis Pulmonalis.	Pneumonia.	Broncho- Pneumonia.
First	2	..	5	5	2	..	..	2	..	..	1	1	1	1	13
Second	..	..	1	4	6	4	2	..	..	..	1	1	1	1	5
Third	..	4	3	3	2	..	..	..	..	..	1	1	1	1	13
Fourth	..	..	1	..	..	..	..	..	..	..	1	1	1	1	2
Fifth	..	4	3	..	..	..	..	..	..	..	1	1	1	1	2
Total	2	..	9	16	14	8	..	..	..	..	2	4	6	3	35

Chemical Analysis of Croton Water, December 16, 1908.

	Results Expressed in Parts by Weight in One Hundred Thousand.	Results Expressed in Grains Per U. S. Gallon of 231 Cubic Inches.	Appearance	
			Before boiling	After boiling
Color.	Very Slightly Turbid. Slightly yellow. Moldy.	.....		
Odor (Heated to 100° Fahr.)	0.160	0.093		
Chlorine in Chlorides.	0.264	0.154		
Equivalent to Sodium Chloride	None.	None.		
Phosphates (P <sub>2</sub> O <sub>5</sub> )	0.0001	0.00006		
Nitrogen in Nitrates.	0.0240	0.0140		
Nitrogen in Nitrites.	0.0004	0.0002		
Free Ammonia.	0.0130	0.0079		
Albuminoid Ammonia.	3.77	2.20		
Hardness equivalent to Carbonate of Lime	3.25	1.90		
Organic and volatile (loss on ignition)	2.20	1.28		
Mineral matter (non-volatile)	3.90	2.27		
Total solids (by evaporation).	6.10	3.55		

Temperature at hydrant, 52° Fahr.

Chemical Analysis of Ridgewood Water, December 14, 1908.

	Results Expressed in Parts by Weight in One Hundred Thousand.	Results Expressed in Grains Per U. S. Gallon of 231 Cubic Inches.	Appearance	
			Before boiling	After boiling
Color.	Clear.	.....		
Odor (Heated to 100° Fahr.)	Very Slightly Yellow. Slightly Vegetable.	.....		
Chlorine in Chlorides.	1.320	0.769		
Equivalent to Sodium Chloride	2.178	1.241		
Phosphates (P <sub>2</sub> O <sub>5</sub> )	None.	None.		
Nitrogen in Nitrates.	0.0002	0.0001		
Nitrogen in Nitrites.	0.1600	0.0933		
Free Ammonia.	0.0016	0.0009		
Albuminoid Ammonia.	0.0048	0.0028		
Hardness equivalent to Carbonate of Lime	4.28	2.50		
Organic and volatile (loss on ignition)	3.64	2.12		
Mineral matter (non-volatile)	2.10	1.22		
Total solids (by evaporation).	7.70	4.49		
	9.80	5.71		

Temperature at hydrant, 52° Fahr.

Bacteriological Examination of Croton Water, December 19, 1908.

Colonies developed from 1 c. c. at 37° C. = 10.  
 Colonies developed from 1 c. c. at 24° C. = 46.  
 Bacilli of colon group present in 1 c. c.; not present in 1/10 c. c.  
 Microscopical examinations are not made at this laboratory.

## BOARD OF REVISION OF ASSESSMENTS.

A meeting of the Board of Revision of Assessments was held in the Reception Room, Mayor's office, City Hall, on Thursday, December 24, 1908, at 11:05 o'clock a. m.

Present—N. Taylor Phillips, Deputy and Acting Comptroller, and George L. Sterling, Assistant and Acting Corporation Counsel.

On motion of the Assistant and Acting Corporation Counsel, the minutes of meeting of December 10, 1908, were approved as printed in the CITY RECORD.

## BOROUGH OF MANHATTAN.

Sewer, Twelfth Avenue.

The Deputy and Acting Comptroller presented the assessment list for sewer in Twelfth avenue, from One Hundred and Thirty-third to One Hundred and Thirty-fifth street, and objections of O'Donohue estate and others, filed by Joseph A. Flannery, attorney, and of Mary Tone, filed by James A. Deering, attorney, received from the Board of Assessors under date of December 12, 1908.

Mr. Joseph A. Flannery, attorney, appeared by representative.

No others appearing after notice, on motion of the Assistant and Acting Corporation Counsel, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members present voting in the affirmative.

## BOROUGH OF THE BRONX.

Regulating, etc., Cypress Avenue.

The assessment list for regulating, grading, curbing, flagging and laying cross-walks in Cypress avenue, from the Bronx Kill to East One Hundred and Forty-first street, and objections of the New York, New Haven and Hartford Railroad Company, filed by Joseph A. Flannery, attorney; Catharine V. Spring, L. H. Day et al., and applications for awards for damages filed by A. C. Hottenroth, attorney, referred back to the Board of Assessors at meeting of June 21, 1906, for further investigation in regard to the claims filed for damages by the alleged changes in the grade of the said avenue were presented by the Deputy and Acting Comptroller, having been returned by the Board of Assessors under date of December 12, 1908, together with a communication of the Secretary of the Board of Estimate and Apportionment of July 18, 1906, and of the President of the Borough of The Bronx of July 12, 1906; also the opinion of the Corporation Counsel of December 1, 1908, in regard to what action should be taken in the matter.

The Assessors reported that in view of the said opinion they had made a footnote at the end of the assessment list as follows: "Amount of reduction as determined by the Board of Assessors at meeting held December 2, 1908, in accordance with opinion of the Corporation Counsel, dated December 1, 1908, \$5,447.45."

Mr. Joseph A. Flannery and Messrs. A. C. and F. W. Hottenroth, attorneys, appeared by representatives.

On motion of the Assistant and Acting Corporation Counsel, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members present voting in the affirmative.

## BOROUGH OF BROOKLYN.

Sewers, Sixty-fifth Street, Both Sides.

The assessment list for sewers in Sixty-fifth street (both sides), between Fifth and Eighth avenues, and objections of Charles A. Kulich and others in person, were presented by the Deputy and Acting Comptroller, having been received from the Board of Assessors under date of December 12, 1908.

Mr. Charles A. Kulich was heard in opposition to the assessment.

No others appearing in opposition after notice, on motion of the Assistant and Acting Corporation Counsel, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members present voting in the affirmative.

Regulating, etc., Hawthorne Street.

The Deputy and Acting Comptroller presented the assessment list for regulating, grading, curbing and laying cement sidewalks on Hawthorne street, between Nostrand and New York avenues, and objections of Mrs. Ellen T. Phillips in person, also communication of the President of the Borough of December 10, 1908, transmitting a report of the Chief Engineer of the Bureau of Highways relative thereto, received from the Board of Assessors under date of December 18, 1908.

Mrs. Ellen T. Phillips was heard in opposition to the assessment.

On motion of the Assistant and Acting Corporation Counsel the assessment list was referred back to the Board of Assessors with instructions to reduce the assessment on lot 15, block 4819, \$37.50, the amount charged against that portion of the sidewalk which was taken up and repaved, and to confirm the assessment as so reduced, all the members present voting in the affirmative.

## Glenwood Road, Sidewalks.

The assessment list for laying cement sidewalks in Glenwood road, between Flatbush and Brooklyn avenues, and objections of Charles B. Valentine in person, were presented by the Deputy and Acting Comptroller, having been received from the Board of Assessors under date of December 18, 1908.

Mr. Valentine was heard in opposition to the assessment.

On motion of the Assistant and Acting Corporation Counsel the objections filed against the assessment were overruled and the assessment list was confirmed, all the members present voting in the affirmative.

## Regulating, etc., Fortieth Street.

The assessment list for regulating, grading, curbing and laying cement sidewalks on Fortieth street, between Fort Hamilton and Fourteenth avenues, and objections of Susan M. Geiger, filed by Hugo Hirsh, attorney, were presented by the Deputy and Acting Comptroller, having been received from the Board of Assessors under date of December 18, 1908.

No one appearing in opposition after notice, on motion of the Assistant and Acting Corporation Counsel, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members present voting in the affirmative.

## BOROUGH OF MANHATTAN.

Paving, etc., West One Hundred and Eighty-eighth Street.

The Deputy and Acting Comptroller presented the assessment list for paving with asphalt blocks, curbing and recurring West One Hundred and Eighty-eighth street, from Amsterdam avenue to St. Nicholas avenue, and objections of Louis Haberstroh and Isidor Grayhead, filed by John C. Shaw, attorney, received from the Board of Assessors under date of December 18, 1908.

Mr. John C. Shaw, attorney, was heard in opposition to the assessment.

On motion of the Assistant and Acting Corporation Counsel the assessment list was referred back to the Board of Assessors with instructions to reduce the assessment by \$866, being the amount included therein for the laying of new curb, the same having been heretofore done at the expense of the property owners, and to confirm the assessment as so reduced, all the members present voting in the affirmative.

At 11:35 o'clock a. m., on motion of the Assistant and Acting Corporation Counsel, the Board adjourned one week, all the members present voting in the affirmative.

HENRY J. STORRS,

Chief Clerk, Board of Revision of Assessments.

## POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),

December 15, 1908.

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, December 14, 1908:

## First Class.

Charles Miller, No. 16 Concord street, Brooklyn; John H. Roher, No. 303 Washington street, Brooklyn; Robert Riley, foot of Webster avenue, Brooklyn; John Manning, No. 2908 Broadway; James E. Corrigan, No. 102 East Seventy-second street; John D. Nolan, Hester street; David Parry, No. 127 West Forty-third street; Milnor H. Wells, No. 155 West Forty-fifth street; Arthur Miller, No. 32 West Twenty-third street; John C. Davidson, Princess Bay, S. I.

## Second Class.

Charles E. Rorke, No. 56 Second avenue, Brooklyn (Long Island City); Terrence O'Neil, Jackson avenue and Grove street; Peter Reeb, No. 62 West avenue, Long Island City; Alviz Danz, No. 242 Huron street, Brooklyn; Otto A. Weber, Jamaica avenue, Long Island City; Philip Wenzel, Stapleton, S. I.; Augustus F. Twiggs, foot of East Fifty-sixth street; Edward J. Murphy, No. 7 Harrison street; Timothy Lynch, No. 189 Sixth avenue; Charles A. Bailey, Astor place; Frederick H. Miller, No. 757 Broadway; Patrick Fennell, No. 326 East One Hundred and Third street; John R. Grant, Pier A, North River; William H. Kelly, No. 15 East Eighteenth street; Frans O. Pierson, No. 128 Franklin street; Michael Antonow, foot of East Twenty-first street; Patrick Drum, Blackwells Island.

## Third Class.

Karl Hoffman, No. 1191 Fifth avenue; Joseph Smith, No. 312 West Forty-fourth street; Joseph Brennan, Hanover street, Brooklyn; Jacob Parr, Pennsylvania and Stanley avenues, Brooklyn; John Kerr, Cabinet street and Shore road, Long Island City; Benjamin L. Dickerson, No. 497 Union street, Brooklyn; Charles H. Rohde, No. 307 Sumpter street, Brooklyn; Amos F. Thiergardt, No. 36 Doughty street, Brooklyn; Robert Baird, No. 303 Washington street, Brooklyn; John Peter, No. 40 Kent avenue, Brooklyn; Chester Graham, No. 188 Plymouth street, Brooklyn; William Cabel, No. 345 Bond street, Brooklyn; Francis Anneser, No. 205 East Forty-second street; Andrew Newell, No. 560 West Twenty-third street; John Haltmeyer, foot of West Forty-second street; Frank W. Davis, No. 199 Grand street; Richard Loescher, No. 106 East Fourteenth street; John J. Flynn, No. 2 West Ninety-second street; William F. Buckley, No. 78 Tenth avenue; Stephen Cushing, No. 115 West Thirty-eighth street; Michael Mullany, No. 27 East Seventy-second street; John Stone, No. 261 Front street; John Schaefer, No. 224 Church street; David S. Tompkins, No. 224 Church street; Joseph Goldstein, Pier 38, North River; Frederick Harris, No. 1701 Broadway; Clarence V. Graves, No. 328 Livingston street; Thomas Ferguson, No. 230 West Thirty-first street; Patrick Connolly, foot of West One Hundred and Thirty-third street; Philip Oke, No. 14 Beekman street; Thomas L. Burns, No. 215 West Thirty-third street; Charles Dempsey, No. 1191 Broadway; Matthew F. Clun, No. 46 West Twenty-fourth street.

## Special.

Henry C. Young, Gravesend avenue, Brooklyn; George A. Buchanan, No. 409 State street, Brooklyn.

## Respectfully,

JOHN CARROLL, Lieutenant in Command.

## POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),

December 16, 1908.

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, December 15, 1908:

## First Class.

Henry J. Chors, No. 787

West Twenty-eighth street; Godfrey Miller, Nos. 99 and 101 Beekman street; Charles Foy, No. 51 White street.

## Second Class.

Charles A. White, Greenpoint avenue and Newtown Creek, Long Island City; Reuben H. Beebe, Kingsland avenue, Brooklyn; William F. Suhring, No. 400 East One Hundred and Seventh street; Lawrence J. Barry, No. 45 Wall street; Robert Koethen, No. 142 Sixth avenue; Charles H. Clemons, No. 230 West Thirty-first street; Christopher Hatfield, No. 154 Nassau street; Otto Lehrman, Nos. 214 to 222 East Ninety-third street.

## Third Class.

Edward Garrity, Nos. 290 to 294 Broadway; Charles Pederson, Nos. 62 and 64 William street; Jacob J. Vogel, West Brighton, S. I.; Paul Koenig, No. 338 Stanton street; Daniel McKenzie, Hunts Point road, The Bronx; Robert Mason, Produce Exchange; William Henshaw, No. 106 Fulton street; George E. Putnam, Park avenue, Forty-first and Forty-second streets; James J. Canning, No. 59 West Forty-sixth street; Christopher Timmins, No. 213 West One Hundred and Fifth street; Patrick Flanagan, Third avenue and Harlem River.

## Special.

John Ferguson, No. 363 Broome street.

Respectfully,

JOHN CARROLL, Lieutenant in Command.

## POLICE DEPARTMENT.

Sanitary Company (Boiler Squad),  
December 18, 1908.

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, December 16, 1908:

## First Class.

Michael Misic, No. 414 Flushing avenue, Brooklyn; Timothy Murphy, No. 375 Lafayette street; Charles D. Galloway, No. 84 William street; Henry Rabson, Vanderbilt avenue and Forty-third street; Albert Coyler, No. 121 Seventh avenue.

## Second Class.

Henry Neidhardt, Van Sinderen and Dumont avenues, Brooklyn; Edw. McCormick, No. 126 Thirteenth street, Brooklyn; Jos. J. Thayer, Amsterdam avenue and Ninety-third street; Michael Doyle, Avenue A and Twenty-first street; William Reedy, No. 367 Sixth avenue; Henry Fuhrer, No. 144 Mulberry street; Edward Ferguson, Broadway and One Hundred and Thirty-eighth street; John Rice, No. 527 West Thirty-fourth street; Frederick Jager, Nos. 59 and 61 Broadway.

## Third Class.

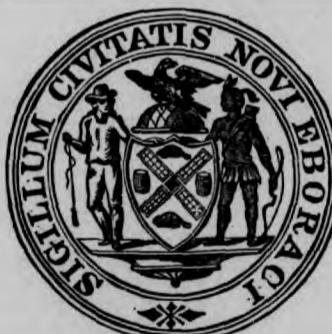
William Kunle, Casino Beach, Long Island City; Michael J. Reidy, No. 276 Fifth avenue; James Foley, Clifton, Staten Island; Edward F. Meehan, Nos. 1101 to 1107 Broadway; Martin J. Dunne, East Third street and Neptune street; Joseph J. Murphy, No. 444 East Sixty-eighth street; August Flyhouse, Depot lane and Lafayette boulevard; Barney McCallion, No. 992 St. Marks avenue, Brooklyn; Gustaf E. Bostrom, Bay street and Gowanus Canal, Brooklyn; James McNeil, No. 1155 Manhattan avenue, Brooklyn; Joseph Archibald, No. 277 Greene avenue, Brooklyn; Clarence Manning, No. 116 West Twenty-eighth street; Joseph Paulik, No. 10 West Thirtieth street; Patrick J. Gilmartin, No. 147 East One Hundred and Twenty-fifth street; James J. Ryan, Claremont Park; Thomas Fitzpatrick, No. 648 Water street; William Snyder, Second avenue and One Hundred and Twenty-seventh street; John McBeath, Nos. 28 and 30 Greene street; Thomas J. Hughes, Clifton, Staten Island; Charles G. Weberg, No. 16 Central Park West; John Graham, Harlem River and Park avenue; George Moore, No. 808 Greenwich street; August Arnold, Nos. 380 and 382 Broadway; Anton Klingele, No. 255 East Eighty-sixth street; John C. Hoaggreef, No. 115 East Fifty-eighth street; Ambros Bertsche, No. 11 East One Hundred and Thirty-fourth street; William Brown, No. 301 West Ninety-first street; John Carson, No. 434 Lafayette street; John Henke, foot of West Forty-second street; Joseph Ploeser, Randalls Island; William Vaughan, No. 28 Moore street; Hans Nicholsen, Nos. 113 and 115 Leonard street; Joseph Fleischner, No. 162 Fifth avenue; Theodore Werthmuller, Nos. 97 and 99 Nassau street; John Browne, Nos. 131 to 137 Spring street; John McLennan, Nos. 249 to 253 Broadway; John A. Bruckner, No. 668 East One Hundred and Sixty-first street.

## Special.

David J. Horgan, foot of Ninety-ninth street, East River.

Respectfully,

JOHN CARROLL, Lieutenant in Command.



## CHANGES IN DEPARTMENTS, ETC.

## DEPARTMENT OF BRIDGES.

December 29—A. F. Muller, of No. 329 Third street, Brooklyn, and Richard H. Bonnett, of No. 188 Fifteenth street, have been reinstated as Bridge Keepers and their salaries fixed at \$1,095 per annum, to date from January 1, 1909.

## BOARD OF EDUCATION.

December 28—At a meeting of the Board of Education held on the 23d inst., action relative to appointments, transfers, etc., was taken as follows:

Peter Quinn, Inspector of Masonry in the Bureau of School Buildings in the Borough of Brooklyn, was fined thirty days' pay after having been found guilty of the charges preferred against him, said thirty days to be considered as beginning on the date of his suspension, viz., November 27, 1908.

The action of the Committee on Supplies in appointing Thomas R. Healy, of No. 128 East One Hundred and Twelfth street, Manhattan, as first-grade Clerk in the Bureau of School Buildings, with salary at the rate of \$300 per annum, taking effect December 14, 1908, was approved and ratified.

The action of the Committee on Supplies in continuing the services of Thomas J. A. Connelly, Typewriting Copyist, temporarily employed in the Bureau of Supplies, for three months from and including December 21, 1908, at a rate of compensation of \$1,050 per annum, was approved and ratified.

The action of the Committee on Supplies in accepting the resignations of the following named employees in the Department of Education, taking effect on the dates indicated, was approved:

Grace Dahl, Clerk to the Local School Boards of Districts Nos. 37 and 38 and to District Superintendent Edsall, December 7, 1908.

George T. Janikula, first grade Clerk in the Bureau of Supplies, December 19, 1908, at 12 m.

Michael Rosmarin, Stenographer and Typewriter, Bureau of Lectures, January 1, 1909.

The action of the Committee on Special Schools in assigning John Lane to the position of Cleaner at the Manhattan Truant School, to begin service on December 1, 1908, at the rate of \$25 per month, with maintenance, was approved.

The action of the Committee on Care of Buildings in appointing the following named persons to the positions and at the rates of compensation indicated, taking effect December 21, 1908, was approved and ratified:

Patrick Mescall, Janitor-Engineer, Public School 13, Manhattan, \$3,324.

Lizzie Fitzgerald, Cleaner, Public School 188, Manhattan, \$360.

The action of the Committee on Care of Buildings in transferring the following named persons to the schools and on the dates indicated, was approved and ratified:

Edward A. Slavin, Cleaner, from Public School 23, Queens, to Public School 76, Queens, \$804, December 16, 1908.

Clarence Munson, Cleaner, from Public School 76, Queens, to Public School 95, Brooklyn, \$684, December 16, 1908.

William J. Heaney, Jr., Janitor, from Public School 95, Brooklyn, to Public School 23, Queens, \$1,596, December 16, 1908.

David Crothers, Janitor, from Public School 97, Brooklyn, to Public School 50, Manhattan, \$1,740, January 1, 1909.

James J. Egan, Janitor, from Public School 82, Brooklyn, to Public School 60, Brooklyn, \$1,644, January 1, 1909.

Michael T. Kelly, Janitor, steam heating, from Public School 60, Brooklyn, to Public School 82, Brooklyn, \$2,064, January 1, 1909.

Margaret Duignan, Cleaner, from Public School 80, Queens, to Public School 2, Queens, \$600, January 1, 1909.

The action of the Committee on Care of Buildings in assigning the following named Janitors to the care of public schools, temporarily, they to receive the salary of the position, less the rent allowance, was approved and ratified:

George Ziegelmeyer, Public School 33, Brooklyn, December 7, 1908.

James Gartland, Public School 5 (old), Brooklyn, November 20, 1908.

Frank A. Crosby, Public School 22, The Bronx, December 12, 1908.

Thomas F. Stapleton, Public School 50, Manhattan, December 16, 1908.

John Kelly, Public School 22, The Bronx, December 22, 1908.

Thomas F. O'Brien, Public School 25, Brooklyn, October 26, 1908.

The action of the Committee on Care of Buildings in assigning Edward Dougherty, who was transferred from the position of Janitor in the office of the President of the Borough of Brooklyn to the position of Janitor (steam heating) in this Department, to Public School 33, Borough of Brooklyn, taking effect December 16, 1908, at a salary of \$1,776 per annum, was approved and ratified.

The action of the Committee on Care of Buildings in assigning George L. Rice, Janitor of Public School 1, Borough of Manhattan, to the care of Public School 162, Borough of Manhattan, at a salary of \$720 per annum, to take effect January 1, 1909, was approved and ratified.

The action of the Committee on Care of Buildings in assigning Matthew J. Brown, Janitor of Public School 5 (new), Borough of Brooklyn, to the care of Public School 5 (old), Borough of Brooklyn, taking effect December 7, 1908, was approved and ratified.

The action of the Committee on Care of Buildings in assigning John M. Donelin, Janitor of Public School 27, Borough of The Bronx, to the care of the annex to said school, taking effect December 1, 1908, was approved and ratified.

The action of the Committee on Care of Buildings in accepting the resignation of Baldassare Gambino, Cleaner in Public School 81, Borough of Queens, taking effect December 16, 1908, was approved.

The action of the Committee on Care of Buildings in reducing the compensation attached to the position of Janitor of Public School 34, Borough of Richmond, six dollars per month, taking effect December 1, 1908, was approved and ratified.

The action of the Committee on Care of Buildings in reducing the compensation of Henry Schmidt, Cleaner in charge of Public School 2, Borough of Queens, from \$1,080 to \$600 per annum, to take effect January 1, 1909, was approved and ratified.

The action of the Committee on Care of Buildings in relieving William H. Brundage, Janitor of the Curtis High School, Borough of Richmond, from the care of the Curtis Athletic Field, and in assigning David Robinson, Janitor of Public School 16, Borough of Richmond, to the care of said field, at a salary of \$60 per month, to take effect January 1, 1909, was approved and ratified.

The action of the Committee on Care of Buildings in fixing the compensation of John M. Cunliffe, Janitor of Public School 153, Borough of Brooklyn, at the rate of \$100 per month, taking effect November 18, 1908, until such time as the building is ready for occupancy, was approved and ratified.

At a meeting of the Board of Education held on the 23d inst., the action of the Committee on Care of Buildings in dispensing with the services of Michael Burke, Stoker in the Manual Training High School, Brooklyn, from and after January 1, 1909, the same being no longer necessary, was approved and ratified.

## DEPARTMENT OF DOCKS AND FERRIES.

December 28—A communication has been received from the President of the Borough of Manhattan stating that Roger T. Harrison, formerly employed as a Stationary Engineer in this Department, has been transferred to his employ. In view of the transfer, Harrison has been dropped from the list of employees of this Department.

The Commissioner has fixed the pay of Raymond A. Hansen, Dock Laborer, at the rate of 31/4 cents per hour while employed, to take effect January 1, 1909.

## TENEMENT HOUSE DEPARTMENT.

December 28—Appointments in the service of the Tenement House Department: First Grade Clerk, Salary \$300 Per Annum.

Leahy, James F., No. 1705 Second avenue; Gross, David, No. 302 Neptune avenue, Brooklyn; Montefusco, Anthony, No. 131 Ryerson street, Brooklyn; Loughran, George, No. 2121 Third avenue; Grill, Rudolph, East Two Hundred and Thirty-third street, near Second street.

These appointments to take effect at the beginning of business December 28, 1908.

## OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING WHICH the Public Offices in the City are open for business and at which the Courts regularly open and adjourn as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts

## CITY OFFICES.

MAYOR'S OFFICE. No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays a. m. to 12 m. Telephone, 820 Cortlandt. GEORGE B. McCLELLAN, Mayor. Frank M. O'Brien, Secretary. William A. Willis, Executive Secretary. James A. Rierdon, Chief Clerk and Bond and Warrant Clerk.

BUREAU OF WEIGHTS AND MEASURES. Room 7, City Hall, 9 a. m. to 4 p. m.; Saturdays a. m. to 12 m. Telephone, 820 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.

BUREAU OF LICENSES. 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Telephone, 820 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, 1107 Cortlandt. ROBERT W. DE FOREST, Trustee. METROPOLITAN MUSEUM OF ART, President; FRANK D. MILLET, Painter, Vice-President; HOWARD MANSFIELD, Secretary; A. AUGUSTUS HEALY, President of the Brooklyn Institute of Arts and Sciences; GEORGE B. McCLELLAN, Mayor of the City of New York; JOHN BIGELOW, President of New York Public Library; JOHN J. BOYLE, Sculptor; ARNOLD W. BRUNNER, Architect; JOHN B. PINE, Charles Howland Russell. JOHN QUINCY ADAMS, Assistant Secretary.

## BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue. Telephone, 4400 Madison Square.

Board of Trustees—DR. JOHN W. BRANNAN, President; JAMES K. PAULDING, Secretary; ARDEN M. ROBBINS, SAMUEL SACHS, LEOPOLD STERN, JOHN J. BARRY, JOHN G. O'KEEFE, ROBERT W. HEBBERD, 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.; Saturdays, 12 m. ANTONIO ZUCCA. PAUL WEIMANN. 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), RUDOLPH C. FULLER, JAMES KANE.

WILLIAM PLIMLEY, Acting Chief Clerk. Telephone, 2946 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 (SOLINGEN BUILDING).

CORNELIUS A. BUNNER, Chief Clerk.

QUEENS. 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 Broadway, 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 801. 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 Hardin, Charles G. Smith, Edward F. Croker, Henry R. Marshall and George A. Just, Chairman.

Edward V. Barton, Clerk.

Board meeting every Tuesday at 2 p.m.

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

Office, No. 148 East Twentieth street.

John V. Coggey, Commissioner of Correction, President.

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

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

James J. Walsh, City Magistrate, First Division.

Edward J. Dooley, City Magistrate, Second Division.

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

Thomas R. Minnick, Secretary.

## BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.

Francis K. Pendleton, Corporation Counsel.

Lawson Purdy, President of the Department of Taxes and Assessments.

Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.

Telephone, 1200 Worth.

## BOARD OF WATER SUPPLY.

Office, No. 209 Broadway.

John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.

Thomas Hassett, Secretary.

J. Waldo Smith, Chief Engineer.

## COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a.m. to 4 p.m.

Telephone, 4315 Worth.

John Purroy Mitchel, Ernest Y. Gallaher, Commissioners.

## CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

Office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.

Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.

Lamont McLoughlin, Clerk.

Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p.m.

## CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a.m. to 4 p.m.; Saturdays, 10 a.m. to 12 m.

Telephone, 7500 Cortlandt.

P. J. Scully, City Clerk and Clerk of the Board of Aldermen.

Joseph F. Prendergast, First Deputy City Clerk.

John T. Oakley, Chief Clerk of the Board of Aldermen.

Joseph V. Sculley, Clerk, Borough of Brooklyn.

Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.

William R. Zimmerman, Deputy City Clerk, Borough of Queens.

Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

## CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.

Supervisor's Office, Park Row Building, No. 21 Park Row. Entrance, Room 807, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.

Telephone, 1505 and 1506 Cortlandt. Supply Room, No. 2, City Hall.

Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemie, Secretary.

## COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.

John N. Bogart, Commissioner.

James P. Archibald, Deputy Commissioner.

John J. Caldwell, Secretary.

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

Telephone, 2828 Worth.

## COMMISSIONERS OF SINKING FUND.

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen, and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen, Members. N. Taylor Phillips, Deputy Comptroller, Secretary. Office of Secretary, Room 12, Stewart Building. Telephone, 1200 Worth.

## DEPARTMENT OF BRIDGES.

No. 13-21 Park Row. James W. Stevenson, Commissioner. John H. Little, Deputy Commissioner.

Edgar E. Schiff, Secretary.

Office hours, 9 a.m. to 4 p.m.

Saturdays, 9 a.m. to 12 m.

Telephone, 6680 Cortlandt.

## DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.

No. 148 East Twentieth street. Office hours from 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.

Telephone, 1047 Gramercy.

John V. Coggey, Commissioner. George W. Meyer, Deputy Commissioner. John B. Fitzgerald, Secretary.

## DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place. Telephone, 300 Rector. Allen N. Spooner, Commissioner. Dennis A. Judge, Deputy Commissioner. Joseph W. Savage, Secretary. Office hours, 9 a.m. to 4 p.m.; Saturdays, 12 m.

## DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.

Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a.m. to 5 p.m. (in the month of August, 9 a.m. to 4 p.m.); Saturdays, 9 a.m. to 12 m.

Telephone, 5580 Plaza. Richard B. Aldrich, Jr.; Nicholas J. Barrett, Charles E. Bruce, M. D.; Joseph E. Cosgrove, Frederic R. Couder, Francis W. Crowninshield, Francis P. Cunnion, Thomas M. De Laney, Horace E. Dresser, Alexander Ferris, Joseph Nicola Francolini, George Freifeld, George J. Gillespie, John Greene, Lewis Haase, Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James P. Holland, Arthur Hollick, Charles H. Ingalls, Nathan S. Jonas, Hugo Kanzler, Max Katzenberg, John C. Kelley, Alick H. Man, Clement March, Mitchell May, Dennis J. McDonald, M. D.; Thomas J. O'Donohue, Frank H. Partridge, George W. Schaefle, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James E. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.

Egerton L. Winthrop, Jr., President.

John Greene, Vice-President.

A. Emerson Palmer, Secretary.

Fred H. Johnson, Assistant Secretary.

C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies.

James R. Cook, Auditor.

Thomas A. Dillon, Chief Clerk.

Henry M. Leipziger, Supervisor of Lectures.

Claude G. Lefland, Superintendent of Libraries.

A. J. Maguire, Supervisor of Janitors.

BOARD OF SUPERINTENDENTS.

William H. Maxwell, City Superintendent of Schools, and Andrew W. Edson, John H. Haaren, Clarence E. Meleney, Thomas S. O'Brien, Edward B. Shallow, Edward L. Stevens, Gustave Straubmüller, John H. Walsh, Associate City Superintendents.

DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M. D.; John L. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richman, Alfred T. Schauffler, Albert Shieles, Edgar Dube 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 4 p.m.; Saturdays, 9 a.m. to 12 m.

Telephone, 1200 Worth.

Herbert 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 AND AWARDS DIVISION.

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

STOCK AND BOND DIVISION.

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

BUREAU OF AUDIT—MAIN DIVISION.

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 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 O.

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.

James E. Bouck 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 ASSESSMENTS AND ARREARS.

Borough of Manhattan—Stewart Building, Room I.

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.

Thomas J. Drennan, Deputy Collector of Assessments and Arrears.

BUREAU OF THE CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway, Room 141.

John M. Gray, Collector of City Revenue and Superintendent of Markets.

John F. Hobbs, Deputy 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.

BUREAU OF THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway, Room 142.

John M. Gray, Collector of City Revenue and Superintendent of Markets.

John F. Hobbs, Deputy Superintendent of Markets.

Frederick H. Bugher, Second Deputy Commissioner.  
Bert Hanson, Third Deputy Commissioner.  
Arthur Woods, Fourth Deputy Commissioner.  
Daniel G. Slattery, Secretary to Commissioner.  
William H. Kipp, Chief Clerk.

#### PUBLIC SERVICE COMMISSION.

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

Office hours, 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. Willcox, Chairman; William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis, Counsel, George S. Coleman, Secretary, Travis H. Whitney.

Telephone, 4150 Beekman.

#### TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street. Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

Wm. H. 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 Avenue. Telephone, 967 Melrose.

William B. Calvert, Superintendent.

#### BOROUGH OFFICES.

##### BOROUGH OF THE BRONX.

Office of the President, corner Third avenue and One Hundred and Seventy-seventh street; 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Louis F. Haffen, President.

Henry A. Gumbleton, Secretary. John F. Murray, Commissioner of Public Works.

John A. Hawkins, Assistant Commissioner of Public Works.

Josiah A. Briggs, Chief Engineer.

Frederick Greifenberg, Principal Assistant Topographic Engineer.

Charles H. Graham, Engineer of Sewers.

Thomas H. O'Neil, Superintendent of Sewers.

Samuel C. Thompson, Engineer of Highways.

Patrick J. Reville, Superintendent of Buildings.

John A. Mason, Assistant Superintendent of Buildings.

Peter J. Stumpf, Superintendent of Highways.

Albert H. Liebneau, Superintendent of Public Buildings and Offices.

Telephone, 66 Tremont.

##### BOROUGH OF BROOKLYN.

President's Office, Nos. 15 and 16 Borough Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Bird S. Coler, President.

Charles Frederick Adams, Secretary. John A. Heffernan, Private Secretary.

Thomas R. Farrell, Commissioner of Public Works.

James M. Power, Secretary to Commissioner.

David F. Moore, Superintendent of Buildings.

James Dunne, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

Patrick F. Lynch, Superintendent of Highways.

##### BOROUGH OF MANHATTAN.

Office of the President, Nos. 14, 15 and 16 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

John F. Ahearn, President.

Bernard Downing, Secretary.

John Cloughen, Commissioner of Public Works.

James J. Hagan, Assistant Commissioner of Public Works.

Edward S. Murphy, Superintendent of Buildings.

Frank J. Goodwin, Superintendent of Sewers.

John R. Voorhis, Superintendent of Buildings and Offices. Telephone, 6725 Cortlandt.

##### BOROUGH OF QUEENS.

President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City; 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Lawrence Gresser, President.

John M. Cragan, Secretary.

Alfred Denton, Commissioner of Public Works.

Harry Sutphin, Assistant Commissioner of Public Works.

James P. Hicks, Superintendent of Highways.

Carl Berger, Superintendent of Buildings.

Cornelius Burke, Superintendent of Sewers.

James E. Clonin, Superintendent of Street Cleaning.

Edward F. Kelly, Superintendent of Public Buildings and Offices.

Telephone, 1000 Greenpoint.

##### BOROUGH OF RICHMOND

President's Office, New Brighton, Staten Island.

George Cromwell, President.

Maybury Fleming, Secretary.

Louis Lincoln Tribus, Consulting Engineer and Acting Commissioner of Public Works.

John Seaton, Superintendent of Buildings.

H. E. Buel, Superintendent of Highways.

John T. Fetherston, Superintendent of Street Cleaning.

Ernest H. Seehusen, Superintendent of Sewers.

John Timlin, Jr., Superintendent of Public Buildings and Offices.

Offices—Borough Hall, New Brighton, N. Y., 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1000 Tompkinsville.

##### CORONERS.

Borough of The Bronx—Corner of Third avenue and Tremont avenue Telephone, 1250 Tremont and 1402 Tremont.

Robert F. McDonald, A. F. Schwannecke.

William T. Austin, Chief Clerk.

Borough of Brooklyn—Office, Rooms 1 and 3 Municipal Building. Telephone, 4004 Main and 4005 Main.

Henry J. Brewer, M. D., John F. Kennedy.

Joseph McGuinness, Chief Clerk.

Open all hours of the day and night.

Borough of Manhattan—Office, Criminal Courts Building, Centre and White streets. Open at all times of the day and night.

Coroners: Julius Harburger, Peter P. Acratelli, George F. Shadley, Jr., Peter Dooley.

Julius Harburger, President Board of Coroners.

Jacob E. Bausch, Chief Clerk.

Telephones, 104, 5057, 5058 Franklin.

Borough of Queens—Office, Borough Hall, Fulton street, Jamaica, L. I.

Samuel D. Nutt, Alfred S. Ambler.

Martin Mager, Jr., Chief Clerk.

Office hours, from 9 a. m. to 10 p. m.

Borough of Richmond—No. 44 Second street, New Brighton. Open for the transaction of business all hours of the day and night.

Matthew J. Cahill.

Telephone, 7 Tompkinsville.

#### COUNTY OFFICES.

##### NEW YORK COUNTY.

###### COMMISSIONER OF JURORS.

Room 127, Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.

Thomas Allison, Commissioner.

Matthew F. Neville, Assistant Commissioner.

Frederick P. Simpson, Assistant Commissioner.

Frederick O'Byrne, Secretary.

Telephone, 241 Worth.

###### COMMISSIONER OF RECORDS.

Office, Hall of Records.

William S. Andrews, Commissioner.

James O. Farrell, Superintendent.

James J. Fleming, Jr., Secretary.

Telephone, 3900 Worth.

###### COUNTY CLERK.

Rooms 5, 8, 9, 10 and 11 New County Court-house Office hours from 9 a. m. to 4 p. m.

Peter J. Dooling, County Clerk.

John F. Curry, Deputy.

Joseph J. Glennen, Secretary.

Telephone, 870 Cortlandt.

###### DISTRICT ATTORNEY.

Building for Criminal Courts, Franklin and Centre streets.

Office hours from 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Wm. Travers Jerome, District Attorney.

John A. Henneberry, Chief Clerk.

Telephone, 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. 299 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Thomas F. Foley, Sheriff.

John F. Gilchrist, Under Sheriff.

Telephone, 4984 Worth.

###### SURROGATES.

Hall of Records. Court open from 9 a. m. to 4 p. m., except Saturday, when it closes at 12 m.

During the months of July and August the hours are from 9 a. m. to 2 p. m.

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

###### KINGS COUNTY.

###### COMMISSIONER OF JURORS.

5 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.

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 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, 2955-67—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. Ebslein, 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.

## &lt;h

Sixth District—One Hundred and Sixty-first street and Brook avenue.  
Seventh District—No. 314 West Fifty-fourth street.  
Eighth District—Main street, Westchester.

## Second Division.

Borough of Brooklyn.

City Magistrates—Edward J. Dooley, James G. Tige, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Geismar, John P. Hylan.  
President of the Board, Edward J. Dooley, No. 318 Adams street.

Secretary to the Board, Charles J. Flanigan, Myrtle and Vanderbilt avenues, and No. 648 Halsey street.

## Courts.

First District—No. 318 Adams street.  
Second District—Court and Butler streets.  
Third District—Myrtle and Vanderbilt avenues.

Fourth District—No. 186 Bedford avenue.  
Fifth District—No. 249 Manhattan avenue.  
Sixth District—No. 495 Gates avenue.

Seventh District—No. 31 Snider avenue (Flatbush).

Eighth District—West Eighth street (Coney Island).

Ninth District—Fifth avenue and Twenty-third street.

Tenth District—No. 133 New Jersey avenue.

## Borough of Queens.

City Magistrates—Matthew J. Smith, Joseph Fitch, Maurice E. Connolly, Eugene C. Gilroy.

## Courts.

First District—St. Mary's Lyceum, Long Island City.  
Second District—Town Hall, Flushing, L. I. •  
Third District—Central avenue, Far Rockaway L. I.

## Borough of Richmond.

City Magistrates—Joseph B. Handy, Nathaniel Marsh.

## Courts.

First District—Lafayette place, New Brighton, Staten Island.  
Second District—Village Hall, Stapleton, Staten Island.

## MUNICIPAL COURTS.

## Borough of Manhattan.

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street, and Catharine street.

Wauhlope Lynn, William F. Moore, John Hoyer, Justices.  
Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 54-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Additional Parts are held at southwest corner of Sixth avenue and Tenth street and at No. 128 Prince street.

Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the south and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

George F. Roesch, Benjamin Hoffman, Leon Sanders, Thomas P. Dineen, Justices.  
James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 2590 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly bound of the said borough.

Thomas E. Murray, James W. McLaughlin, Justices.  
Michael Skelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone number, 5450 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of East Fourteenth street, on the west by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, on the north by the centre line of Fifty-ninth street, on the east by the easterly line of said borough; excluding, however, any portion of Blackwell's Island.

Michael F. Blake, William J. Boyhan, Justices.  
Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I., No. 407 Second avenue, northwest corner of Second avenue and Twenty-third street. Part II., No. 151 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4570 Gramercy.

Fifth District—The Fifth District embraces the territory bounded on the south by the centre line of Sixty-fifth street, on the east by the centre line of Central Park West, on the north by the centre line of One Hundred and Tenth street, on the west by the westerly boundary of said borough.

Alfred P. W. Seaman, William Young, Frederick Spiegelberg, Justices.

James V. Gilloon, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4006 Riverside.

Sixth District—The Sixth District embraces the territory bounded on the south by the centre line of Fifty-ninth street and by the centre line of Ninety-sixth street from Lexington avenue to Fifth avenue, on the west by the centre line of Lexington avenue from Fifty-ninth street to Ninety-sixth street and the centre line of Fifth avenue from Ninety-sixth street to One Hundred and Tenth street, on the north by the centre line of One Hundred and Tenth street, on the east by the easterly boundary of said borough, including, however, all of Blackwell's Island and excluding any portion of Ward's Island.

Herman Joseph, Jacob Marks, Justices.

Edward A. McQuade, Clerk; Thomas M. Campbell, Deputy Clerk; John J. Dietz, Frederick J. Stroh, Assistant Clerks.

Location of Court—Northwest corner of Third avenue and Eighty-third street. Clerk's Office open

daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 4343 79-St.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth avenue, following in a northerly direction the course of the Harlem river, on a line conterminous with the easterly boundary of said borough, on the north and west by the northerly and westerly boundaries of said borough.

Phillip J. Sinnott, David L. Weil, John R. Davies, Justices.  
Heman B. Wilson, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.

Joseph P. Fallon, Leopold Prince, Justices.  
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3950 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West, on the west by the centre line of Seventh avenue and Central Park West.

Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.  
William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.  
Telephone, 3873 Plaza.

## Borough of The Bronx.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, No. 1400 Williamsbridge road, Westchester Village. Court open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.

Peter A. Sheil, Justice.  
Stephen Collins, Clerk.  
Office hours from 9 a. m. to 4 p. m.; Saturdays closing at 12 m.  
Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.

John M. Tierney, Justice. Thomas A. Maher, Clerk.  
Telephone, 3043 Melrose.

## Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning, of the Borough of Brooklyn. Court-house, northwest corner State and Court streets. Parts I. and II.

John J. Walsh, Justice. Edward Moran, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schenectady avenue, also that portion of the Twentieth Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.

Court-room, No. 495 Gates avenue.  
Gerard B. Van Wart and Charles J. Dodd, Justices. Franklin B. Van Wart, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central Park, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.

Philip D. Meagher and William J. Bogenshutz, Justices. John W. Carpenter, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens at 9 a. m.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-third Wards lying east of the centre line of Stuyvesant avenue and east of the centre line of Schenectady avenue, and that portion of the Twenty-seventh Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway.

Court-room, No. 14 Howard avenue.  
Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. Milton L. Williams, Assistant Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-

house, northwest corner of Fifty-third street and Third avenue.  
Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 407 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and the Twentieth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets; thence along the centre line of Fulton street to Flatbush avenue; thence along the centre line of Flatbush avenue to Atlantic avenue; thence along the centre line of Atlantic avenue to Washington avenue; thence along the centre line of Washington avenue to Park avenue; thence along the centre line of Park avenue to Waverly avenue; thence along the centre line of Waverly avenue to Myrtle avenue; thence along the centre line of Myrtle avenue to Hudson avenue; thence along the centre line of Hudson avenue to Johnson street; thence along the centre line of Johnson street to Bridge street, and thence along the centre line of Bridge street to the point of beginning.

Lucien S. Bayliss and George Fielder, Justices. Charles P. Bible, Clerk.  
Court-house, No. 611 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second Wards.

Alexander S. Rosenthal and Edward A. Richards, Justices. Samuel F. Brothers, Clerk.  
Court-house, corner Pennsylvania avenue and Fulton street (No. 31 Pennsylvania avenue).

Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays.

Jury days, Wednesdays and Thursdays.  
Telephone, 904 East New York.

## Borough of Queens.

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, St. Mary's Lyceum, Nos. 115 and 117 Fifth street, Long Island City.

Clerk's Office open from 9 a. m. to 4 p. m. each day, excepting Saturdays, closing at 12 m. Trial days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kadion, Justice. Thomas F. Kennedy, Clerk.  
Telephone, 2376 Greenpoint.

Second District—Second and Third Wards, which include the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, Queens County, New York.

William Rasquin, Jr., Justice. Luke J. Connor, Clerk. William Repper, Assistant Connor. James B. Snediker, Stenographer.  
Trial days, Tuesdays and Thursdays.

Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 87 Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.  
Court-house, Town Hall, Jamaica.  
Telephone, 189 Jamaica.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court held on Mondays, Wednesdays and Fridays at 9 a. m.

## Borough of Richmond.

First District—First and Third Wards (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.

Thomas C. Brown, Justice. Anning S. Prall, Clerk.  
Clerk's Office open from 8:45 a. m. to 4 p. m.  
Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tiernan, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens at 9 a. m. Calendar called at 10 a. m. Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.  
Telephone, 313 Tompkinsville.

## OFFICIAL BOROUGH PAPERS.

## BOROUGH OF THE BRONX.

"The Bronx Star," "North Side News," "Bronx Independent."

## BOROUGH OF RICHMOND.

"Staten Island World," "Richmond County Herald."

## BOROUGH OF QUEENS.

"Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

## BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

## BOROUGH OF MANHATTAN.

"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 30, 1907; February 24, 1908, and March 5 and 16, 1908.

## 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.

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The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1909. The amount of the security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. The extensions must be made and footed, as the bid will be read from the total for each item and award made to the lowest bidder on each item, or the bids will be compared and the contract awarded at a lump or aggregate sum.

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

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, southwest corner of Park Avenue and Fifty-ninth street.

PATRICK JONES,

Superintendent of School Supplies.

Dated December 18, 1908.

d18,30

**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, JANUARY 7, 1909,  
Borough of Manhattan.

FOR FURNISHING AND DELIVERING MASON'S SUPPLIES FOR PARKS, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the delivery will be as required, before November 1, 1909.

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

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated December 26, 1908.

d26,j7

**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, JANUARY 14, 1909,  
Borough of Brooklyn.

FOR WORK AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A SHELTER HOUSE IN McLAUGHLIN PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract is one hundred and fifty (150) days.

The amount of the security required is Thirty Thousand Dollars (\$30,000).

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

Blank forms may be obtained and plans may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH, President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

d26,j14

**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, JANUARY 7, 1909,  
Borough of The Bronx.

FOR FURNISHING AND DELIVERING ONE THOUSAND (1,000) TONS NO. 2 NUT COAL, ANTHRACITE, AND FIFTY (50) TONS BROKEN COAL, ANTHRACITE (NO. 1, 1909-BOTANICAL GARDEN), FOR PARKS, BOROUGH OF THE BRONX.

The time for the delivery and the full performance of the contract is before May 1, 1909.

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.

d26,j7

**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, JANUARY 14, 1909,  
Boroughs of Brooklyn and Queens.

NO. 1. FOR FURNISHING AND DELIVERING TOOLS AND IMPLEMENTS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

NO. 2. FOR FURNISHING AND DELIVERING WHEELWRIGHTS' SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is Five Hundred Dollars (\$500).

NO. 3. FOR FURNISHING AND DELIVERING LUMBER IN PARKS AND PARKWAYS, BOROUGHS OF BROOKLYN AND QUEENS.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is Four Thousand Dollars (\$4,000).

NO. 4. FOR FURNISHING AND DELIVERING PAINTS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 5. FOR FURNISHING AND DELIVERING HARDWARE AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 6. FOR FURNISHING AND DELIVERING RUBBER GOODS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 7. FOR FURNISHING AND DELIVERING PLUMBING MATERIALS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 8. FOR FURNISHING AND DELIVERING MASON'S SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 9. FOR FURNISHING AND DELIVERING OILS, ETC., AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is One Thousand Dollars (\$1,000).

NO. 10. FOR FURNISHING AND DELIVERING BLACKSMITH'S SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is Fifteen Hundred Dollars (\$1,500).

NO. 11. FOR FURNISHING AND DELIVERING OILS, ETC., IN THE THREE (3) DOOR OPENINGS, KINGS COUNTY COURT HOUSE.

The time for the completion of the contract will be on or before December 31, 1909. The amount of security required is Fifteen Hundred Dollars (\$1,500).

NO. 12. FOR FURNISHING AND DELIVERING ALL THE LABOR AND MATERIAL REQUIRED TO PAINT CORRIDORS, STAIRWAYS, SHAFTS, ETC., IN THE HALL OF RECORDS.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$1,000.

NO. 13. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR REPAIRS AND ALTERATIONS TO THE INSIDE AND OUTSIDE HARDWOOD DOORS, JAMBS, ETC., IN THE THREE (3) DOOR OPENINGS, KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 14. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 15. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 16. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 17. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 18. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 19. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 20. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 21. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 22. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 23. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 24. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 25. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 26. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 27. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 28. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 29. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 30. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 31. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

NO. 32. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS, AND DOME OF THE KINGS COUNTY COURT HOUSE.

be received in time to permit of their being prepared and filed prior to closing hour.

All notices of examinations will be posted in the office of the Commission, and advertised in the CITY RECORD for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Specimen questions of previous examinations may be obtained at Room 1108.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK,  
President;  
R. ROSS APPLETON,  
ARTHUR J. O'KEEFE,  
Commissioners.

FRANK A. SPENCER,  
Secretary.

## 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 3 p.m. on

FRIDAY, JANUARY 8, 1909.

FOR COAL.

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 on or before December 31, 1909.

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.

Dated December 26, 1908.

JOHN W. BRANNAN,  
President, Board of Trustees.

d28,j8

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

## BOARD OF ESTIMATE AND APPORTIONMENT.

### PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Appportionment, held this day, the following proceedings were had:

Whereas, The Third Avenue Railroad Company has, under date of June 2, 1908, made application to this Board for the grant of the right, privilege, and franchise to construct, maintain and operate a double-track street surface railway as an extension to its existing line upon and along Fort George avenue, from Amsterdam avenue to Audubon avenue, in the Borough of Manhattan; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on June 5, 1908, fixing the date for public hearing thereon as June 26, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Times" and the "New York Tribune," newspapers designated by the Mayor, and in the CITY RECORD for ten (10) days immediately prior to the date of the 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 Third Avenue Railroad 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 Third Avenue Railroad 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:

### THE THIRD AVENUE RAILROAD COMPANY.

#### 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 Appportionment of said City (hereinafter called the Board), and the Third Avenue Railroad Company (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 terms and conditions herein-after set forth, the right and privilege to construct, maintain and operate a double-track extension to its present street surface railway, with the necessary wires and equipment, for the purpose of conveying passengers in the Borough of Manhattan, City of New York, upon the following route:

Beginning and connecting with the existing double-track street surface railway on Amsterdam avenue at or near the intersection of said avenue with Fort George avenue; thence northerly, westerly and southerly in, upon and along said Fort George avenue as it winds and turns to its intersection with Audubon avenue, with a loop terminal at said intersection, to be constructed within the present roadway of said Fort George ave-

nue. The said route, with switches, crossovers and terminal loop hereby authorized, are shown upon a map entitled: "Amended map showing proposed railway of the Third Avenue Railroad Company in the Borough of Manhattan, City of New York, to accompany petition to the Board of Estimate and Appportionment, of June 2, 1908," and signed by F. W. Whitridge, Receiver, Edward A. Maher, General Manager, and T. F. Mullany, Chief Engineer, dated New York, November 27, 1908, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed; provided, that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description and the provisions of this contract may be permitted by resolution of the Board.

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

First—The consent in writing of the owners of half in value of the property bounded on said streets and avenues to the construction and operation of said railway shall be obtained by the Company within thirty (30) days from the signing of this contract by the Mayor, and a copy of such consents shall be filed with the Board within such time, or in the event that such consents cannot be obtained within such time the Company shall, within one month thereafter, make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railway ought to be constructed; otherwise this grant shall cease and determine.

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for a term not exceeding three (3) years, provided that if the Company shall make application to the Board, then the Board may extend the term of said right and privilege upon the same terms and conditions herein fixed for a further period not exceeding two (2) years.

Third—The Company shall pay to the City for this privilege the following sums of money:

(a) The sum of three hundred dollars (\$300) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

(b) During the term of this grant, whether for a term of three years or an extension of such term for a further period of two years, on application of the Company, as herein provided, an annual sum which shall in no case be less than one thousand one hundred dollars (\$1,100), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of one thousand one hundred dollars (\$1,100).

The gross receipts mentioned above shall be that portion of the gross earnings of the Company from all sources as shall bear the same ratio to its whole gross earnings as the length of the route hereby authorized shall bear to the entire length of the railway of the Company in operation.

The payment of such minimum sums shall begin from the date on which this contract is signed by the Mayor.

Such minimum annual sums 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.

Whenever the percentage required to be paid shall exceed the minimum amount as above, such sum over and above such minimum shall be paid to the Comptroller of the City on or before November 1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law, as it now exists, or as it may hereafter be amended, relating to the manner of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this contract, shall be strictly complied with.

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 in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

Fourth—Upon the termination of this contract or extension thereof as herein provided, or upon the termination of the rights hereby granted for any other 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 and highways shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

Fifth—The annual charges or payment shall continue throughout the whole term of this contract, notwithstanding any clause in any statute or in the charter of any other railway or railroad company providing for payments for railway or railroad 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, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sublease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this contract, and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said conditions as to payments, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

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

Seventh—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege, upon the same or other terms and conditions, over the same streets, avenues or highways.

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or

any structures, in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways, for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used.

The Company shall not at any time oppose, but shall, upon the request of the Board, consent to the construction or operation of any street surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

Eighth—Said railway shall be operated by underground electric power substantially similar to the system of underground electric power now used by the street surface railways in the Borough of Manhattan, provided that any other power may be used, except locomotive steam power or horse power, which may be lawfully used, approved by the Board and consented to by the abutting property owners, in accordance with the provisions of law and by the Public Service Commission for the First District of the State of New York.

Ninth—No wires for the transmission of power shall be permitted unless they be placed in conduits underneath or along the side of the railway. When such conduits are constructed the Company shall provide two conduits not less than 3 inches in diameter each, for the exclusive use of the City. The Company hereby agrees that such conduits shall be used only by the Company and the City, as above.

Tenth—The Company shall commence construction of the railway herein authorized within thirty (30) days from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within three (3) months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; 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 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 any such proceedings.

Eleventh—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

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

Thirteenth—The rate of fare for any passenger upon such railway shall not exceed 5 cents, and the Company shall not charge any passenger more than 5 cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or of any connecting line or branch thereof, within the limits of the City.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

Fourteenth—No cars shall be operated upon the railway hereby authorized other than passenger cars, and cars necessary for the repair or maintenance of the railway, and no freight or express cars shall be operated upon the tracks of said railway; and the tracks hereby authorized shall not be used for the storage of cars.

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

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

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

Eighteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be watered, at least three times every twenty-four hours when the temperature is above 35 degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed 60 feet between curb lines, in which case the Company shall cause to be watered only 60 feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

Twentieth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the Com-

missioner of Street Cleaning, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Twenty-first—As long as the said railway, or any portion thereof, remains in any street, avenue or highway the Company shall have and keep in permanent repair that portion of the surface of the street, avenue or highway in which said railway is constructed, between its tracks, the rails of its tracks, and for a distance of two feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street, avenue or highway, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewal or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or operation of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twenty-third—Before any construction shall be commenced upon any portion of the route written permits shall be obtained from the President of the Borough of Manhattan and the Commissioner of Water Supply, Gas and Electricity, and the Company shall comply with any conditions which those officials may impose as a condition upon which such permit is granted, provided such conditions are imposed for the purpose of protecting the structures over which those officials have jurisdiction.

Twenty-fourth—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in a manner as directed by the President of the Borough of Manhattan.

Twenty-fifth—Should the grades or lines of the streets, avenues or highways in which the franchise is hereby granted be changed at any time during the term of this contract the Company shall change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said streets, avenues or highways the Company shall take care of and protect the track and appurtenances at its own expense; all to be done subject to the direction of the President of the Borough of Manhattan.

Twenty-sixth—The Company shall submit to the Board a report not later than November 1 of each year for the year ending September 30 next preceding, or at any other time upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries,

and such other information in regard to the business of the Company as may be required by the Board.

Twenty-seventh—The Company shall at all times keep accurate books of account of the gross earnings from all sources within the limits of the City, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation and the miles of railway constructed and operated under this contract, and such other information 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.

Twenty-eighth—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 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 railway 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.

Twenty-ninth—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250), as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be 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 Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund herein provided.

Thirtieth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway 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 default of the Company.

Thirty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of two thousand five hundred dollars (\$2,500) either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, 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 days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

The procedure for the imposition and collection of the penalties in this contract 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 (10) 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 (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of two thousand five hundred dollars (\$2,500), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Thirty-second—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

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

Sec. 3. This grant is also upon the further and express condition that the provisions of the Railroad Law applicable thereto, and all laws or ordinances now in force, or which may be adopted affecting the surface railways operating in the City, not inconsistent with the terms and conditions hereinbefore fixed, shall be strictly complied with by the Company.

Sec. 4. 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.

THE THIRD AVENUE RAILROAD 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 provision as to rates, fares and charges, are as hereinbefore specified and fully set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Third Avenue Railroad 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 the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, January 22, 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 Third Avenue Railroad 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 Third Avenue Railroad 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, January 22, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.  
Dated New York, December 11, 1908.

d29.j22

#### PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Apportionment, held this day, the following proceedings were had:

Whereas, The Brooklyn, Queens County and Suburban Railroad Company has, under date of September 19, 1907, made application to this Board for a grant of the right, privilege and franchise to construct, maintain and operate an extension to its existing street surface railway system upon and along Metropolitan avenue, from Dry Harbor road to Jamaica Plank road, in the Borough of Queens; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on October 18, 1907, fixing the date for public hearing thereon as November 15, 1907, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Brooklyn Daily Eagle" and the "Brooklyn Citizen," 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, At a meeting of this Board held June 26, 1908, the Select Committee to whom the matter had been referred, submitted a report containing proposed conditions and a form of contract, and a resolution was adopted fixing September 18, 1908, as the date for the final public hearing; and

Whereas, At the meeting of the Board held September 18, 1908, a communication was received from the Company objecting to certain of the terms and conditions contained in the form of contract reported by the Select Committee, and an opinion was received from the Corporation Counsel stating that the matter should be referred back to the Select Committee, and such reference was accordingly made; and

Whereas, At a meeting of the Board held November 20, 1908, a further report was presented from said Select Committee recommending certain amendments in the form of contract previously presented, and the Chief Engineer was thereupon directed to prepare a contract in accordance with such recommendations, which amended form of contract has this day been received; 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 Brooklyn, Queens County and Suburban Railroad 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 Brooklyn, Queens County and Suburban Railroad Company, containing the form of proposed contract for the grant of such franchise or right, be hereby introduced and entered in the minutes of this Board, as follows, to wit:

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

BROOKLYN, QUEENS COUNTY AND SUBURBAN RAILROAD COMPANY.

#### 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 Brooklyn, Queens County and Suburban Railroad Company, incorporated for the purpose of building, maintaining and operating a railroad (hereinafter called the Company), party of the second part, witnesseth:

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

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

Commencing at the intersection of Metropolitan avenue and Dry Harbor road, thence eastwardly in and upon Metropolitan avenue to a point where the said Metropolitan avenue intersects the Jamaica plank road, in the Village of Jamaica, together with the right to connect the aforesaid tracks with the existing tracks of the petitioner on Jamaica plank road.

The said route and connections hereby authorized are more particularly shown upon a map entitled: "Map showing the proposed extension in the routes of the Brooklyn, Queens County and Suburban Railroad, in the Borough of Queens, to accompany petition to the Board of Estimate and Apportionment, dated September 19, 1907," signed and approved by T. S. Williams, Vice-President, and W. S. Menden, Chief Engineer, which map is attached hereto, is made a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional switches, crossovers and spurs which are consistent with the foregoing description, and the other provisions of this franchise may be permitted by resolution of the Board of Estimate and Apportionment.

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

First—The consent in writing of the owners of half in value of the property, bounded on said streets and avenues, to the construction and operation of said railroad shall be obtained by the Company within six months of the signing of this contract by the Mayor and a copy of such consents shall be filed with the Board within such time, or in the event that such consents cannot be obtained, the Company shall within two months thereafter,

make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railroad ought to be constructed; otherwise this grant shall cease and determine.

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

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

If the Company and the Board shall not reach such agreement on or before the day one year before 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, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

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

The sum of one hundred dollars (\$100) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

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

Fourth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other 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 and highways of the City shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

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

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

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

Seventh—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways, and the right to make the

requisite and necessary connections with the tracks of the Company, its successors or assigns, which shall be constructed under this contract.

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

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

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

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

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

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

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

Fifteenth—The Company, so long as it shall continue to use any of its tracks in any street or highway covered by this grant, shall have and keep in permanent repair that portion of such street or highway between its tracks and the rails of its tracks and two feet in width outside of its tracks, under the supervision of the proper local authorities and whenever required by them to do so and in such manner as they may prescribe. In case of neglect by the Company to make pavements or repairs after the expiration of thirty days' notice to do so, or within thirty days after the publication of such notice in the CITY RECORD, the local authorities may make the same at the expense of such corporation, and such authorities may make such reasonable regulations and ordinances as to the rate of speed, mode of use of tracks and removal of ice and snow as the interest or convenience of the public may require.

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

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

Eighteenth—The Company shall at all times keep accurate books of account of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 of each year, make a verified report to the Comptroller of The City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain a statement of the gross receipts from operation of the railway, together with such other information and in such detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

Nineteenth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railroad authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company, giving the Company notice and the right to intervene in any action or proceeding wherein such damages may be sought.

Twentieth—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of The City of New York a bond in the sum of ten thousand dollars (\$10,000), with a surety or sureties to be approved by him, which bond shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual percentages for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railroad; and in case of default in the performance by the Company of such terms and conditions, the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice, in writing, to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters. In the event of the forfeiture of the franchise for failure to complete the construction of the said extension and operate the same on or before December 31, 1909, as herein provided, the said bond shall be returned to the Company.

Twenty-first—No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City. The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others

may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

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

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

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

BROOKLYN, QUEENS COUNTY AND SUBURBAN RAILROAD 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 provision as to rates, fares and charges, are as hereinbefore specified and fully set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Brooklyn, Queens County and Suburban Railroad Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, January 22, 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 Brooklyn, Queens County and Suburban Railroad 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 Brooklyn, Queens County and Suburban Railroad 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, January 22, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated New York, December 11, 1908.

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consent be granted, in accordance with the provisions of the Greater New York Charter.

Dated December 4, 1908.  
NEW YORK AND QUEENS COUNTY  
RAILWAY COMPANY.  
By W. O. Wood, Vice-President.

Attest:

H. M. FISHER, Secretary.

State of New York, County of Queens, ss.: W. O. Wood, being duly sworn, deposes and says: That he is the Vice-President of the New York and Queens County Railway Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof and that the same is true of his own knowledge, except as to matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

Sworn to before me this 4th day of December, 1908.

A. G. PEACOCK, Notary Public, Kings County.  
Certificate filed in Queens County.

— and the following resolutions were thereupon adopted:

Whereas, The foregoing petition from the New York and Queens County Railway Company, dated December 4, 1908, was presented to the Board of Estimate and Apportionment at a meeting held December 11, 1908.

Resolved, That, in pursuance of law, this Board sets Friday, the 8th day of January, 1909, at 10:30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

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

JOSEPH HAAG, Secretary.

New York, December 11, 1908.

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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 New York and North Shore Traction Company has, under date of June 11, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a double-track street surface railway as an extension to its existing and proposed lines in Nassau County, upon and along Broadway, Tenth street, Bayside boulevard and other streets and avenues, in the Borough of Queens; and

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

Whereas, In pursuance to such laws, this Board adopted a resolution on June 26, 1908, fixing the date for public hearing thereon as September 18, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Flushing Evening Journal" and the "Long Island City Daily Star," 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 New York and North Shore Traction 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 New York and North Shore Traction Company, containing the form of proposed contract for the grant of such franchise or right, be hereby introduced and entered in the minutes of this Board, as follows, to wit:

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

This contract made this day of 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 New York and North Shore Traction Company (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinabove set forth, the right and privilege to construct, maintain and operate a street surface railway, with the necessary wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York, upon the portion of the following routes which lies within streets or avenues to which the City has title for street purposes:

Beginning at a point where the boundary line between The City of New York and the County of Nassau intersects Broadway in the Borough of Queens; thence in and upon Broadway to the easterly side of Bell avenue, in the former Village of Bayside;

Also beginning at the intersection of Broadway and Tenth street, in the former Village of Bayside, and there connecting with the above-described route on Broadway; thence in and upon Tenth street to an unnamed street; thence in and upon said unnamed street to Bayside boulevard; thence in and upon Bayside boulevard to Ashburton avenue; thence in and upon Ashburton avenue to Chambers street; thence in and upon Chambers street to Crocheron avenue; thence in and upon Crocheron avenue to Twenty-third street; thence in and upon Twenty-third street to State street; thence in and upon State street to Thirteenth street; thence in and upon Thirteenth street to Chestnut street; thence in and upon Chestnut street, across Murray street, Murray lane, and continuing in and upon private property in line of the prolongation of Chestnut street, to Chestnut street at Flushing place; and thence still in and upon Chestnut street to Whitestone avenue; thence in and upon Whitestone avenue to State street; thence in and upon State street to Farrington street; the railway upon all of said route to be of double track; thence by a single track continuing in and upon State street, from Farrington street to Prince street; thence in and upon Prince street to Broadway; thence in and upon Broadway to Farrington street; thence in and upon Farrington street;

4. The said corporation proposes to operate said extension or branch by the overhead system of electricity, substantially similar to that now in use upon its other lines, or by any other motive power that may be lawfully employed.

Wherefore, your petitioner prays that public notice hereof and of the time and place, when and where this application will be first considered, be given as required by law, and that the desired

to State street, and there connecting with the double track above described; all in the Borough of Queens, City of New York.

The said routes, with switches and crossovers, are shown upon two maps, each of which is entitled "Map showing proposed street surface railway of the New York and North Shore Traction Company, in the Borough of Queens, to accompany petition for a franchise in the Board of Estimate and Apportionment, dated June 11, 1908," and signed by John J. Stanley, President, and Charles H. Clark, Consulting Engineer, copies of which maps are attached hereto, are to be deemed a part of this contract, are to be construed with the text thereof, and are to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description, and the other provisions of this contract, may be permitted by resolution of the Board.

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

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

Second.—The said right to construct, maintain and operate said railway 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 years and not later than one year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be fixed at a less amount than the sum required to be paid during the last year prior to the termination of the original term of this contract.

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

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

(a) The sum of seven thousand dollars (\$7,000) in cash within four (4) months after the date on which this contract is signed by the Mayor, and before anything is done to exercise the privilege granted.

(b) During the first term of five years an annual sum which shall in no case be less than two thousand two hundred dollars (\$2,200), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of two thousand two hundred dollars (\$2,200).

During the second term of five years an annual sum which shall in no case be less than four thousand dollars (\$4,000), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of four thousand dollars (\$4,000).

During the third term of five years an annual sum which shall in no case be less than four thousand five hundred dollars (\$4,500), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of four thousand five hundred dollars (\$4,500).

During the fourth term of five years an annual sum which shall in no case be less than five thousand five hundred dollars (\$5,500), and which shall be equal to six (6) per cent. of its gross annual receipts if such percentage shall exceed the sum of five thousand five hundred dollars (\$5,500).

During the remaining term of five years an annual sum which shall in no case be less than six thousand two hundred dollars (\$6,200), and which shall be equal to six (6) per cent. of its gross annual receipts if such percentage shall exceed the sum of six thousand two hundred dollars (\$6,200).

The gross receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City. The payment of such minimum sums shall begin from the date on which this contract is signed by the Mayor.

All such sums 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.

Whenever such percentage required to be paid shall exceed the minimum amount as above, such sum over and above such minimum shall be paid to the said Comptroller on or before November

1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law as it now exists, or as it may hereafter be amended, relating to the manner of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this contract, shall be strictly complied with.

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 in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

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

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

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

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

Seventh.—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways.

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways for street railway purposes, for a distance not exceeding six thousand (6,000) feet of street, upon payment of an annual sum by such individual or corporation to the Company, which shall be equal to the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest of the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

The Company shall not at any time oppose, but shall, upon the request of the Board, consent to the construction or operation of any street surface railway which may necessitate the use of any portion of the railway which shall be constructed by the Company pursuant to this contract.

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

Provided, however, that the Board, at any time after the first ten years of this contract, upon giving to the grantee one year's notice, may require the Company to operate its railway upon the whole or upon any portion of its route, by underground electric power substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, and thereupon to discontinue the use of the overhead trolley system, and to remove its poles, wires and other structures used by it for that purpose from the streets, avenues and highways of the City.

Ninth.—Upon six months' notice by the Board to the Company, all wires for the transmission of power, except trolley wires, for the operation of the railway, upon all or any portion of the route hereby authorized, shall be placed in conduits beneath or alongside of the railway. The Company shall provide in such conduits two ducts not less than 3 inches in diameter for the exclusive use of the City. Such ducts shall be used only by the Company for the operation of its railway and by the City, as above.

Tenth.—The Company shall commence construction of the railway herein authorized within six months from the date upon which the consents of the property owners are obtained, or from the

date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within eighteen months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; 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 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 any such proceedings.

Eleventh—Said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City.

Twelfth—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appurtenances, from time to time, as such addition and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

Thirteenth—The rate of fare for any passenger upon such railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or of any connecting line or branch thereof, within the limits of the City.

The Company shall carry free upon the railway hereby authorized during the term of this contract all members of the Police and Fire Departments of the City, when such employees are in full uniform.

Fourteenth—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

Fifteenth—Cars on the said railway shall run at intervals of not more than thirty minutes both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board; provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a. m. and 5 o'clock a. m. each day, unless the Board shall determine, after a hearing had thereon, that public convenience requires the operation of cars during said hours.

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

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

Eighteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be watered at least three times every twenty-four hours when the temperature is above thirty-five degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed 60 feet between curb lines, in which case the Company shall cause to be watered only 60 feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

Twentieth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Twenty-first—As long as said railway, or any portion thereof, remains in any street, avenue or highway, the Company shall pave and keep in permanent repair that portion of the surface of the street, avenue or highway in which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street, avenue or highway, and in that event the Company shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

Twenty-second—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or operation of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

Twenty-third—Before any construction shall be commenced upon any portion of the route, written permits shall be obtained from the President of the Borough of Queens, and the Commissioner of Water Supply, Gas and Electricity, and the Company shall comply with any conditions which those officials may impose, as a condition upon which such permit is granted, provided such conditions are imposed for the purpose of protecting the structures over which those officials have jurisdiction.

Twenty-fourth—It is agreed that the right hereby granted to operate a street surface rail-

way shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public works in the streets, whether the same is done by the City directly or by a contractor for the City, the Company shall, at its own expense, protect or move the tracks and appurtenances in a manner as directed by the President of the Borough of Queens.

Twenty-fifth—Should, in the opinion of the President of the Borough of Queens, the present roadway or any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway under the direction of the President of the Borough of Queens to a width sufficient to accommodate such traffic, provided that no roadway shall be widened beyond the total width of the street, avenue or highway.

Twenty-sixth—Should, in the opinion of the Board at any time before or during construction of the railway, any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall either construct and operate its railway upon a private right of way outside of the lines of such streets, avenues or highways, or shall purchase and cede to the City a strip of land adjacent thereto, for the purpose of widening the same to a width sufficient for the use of a street surface railway and for the accommodation of other vehicular traffic. If such street, avenue or highway is so widened, the Company shall grade the roadway thereon as directed by the President of the Borough of Queens.

Twenty-seventh—Where the bridges, viaducts or culverts encountered in the route are of insufficient width to carry the roadway as the same may be widened, as herein provided, or of insufficient strength to bear the additional load of a street surface railway, the Company shall either carry its tracks upon new structures independent of the existing ones, so as not to interfere with the present and future use by the City of such bridges, viaducts or culverts, or shall, without cost to the City, construct new bridges, viaducts or culverts sufficiently wide to carry the roadway as the same may be widened, as herein provided.

Twenty-eighth—The Company agrees to comply with any and all the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

Twenty-ninth—The Company hereby agrees that if the City is or shall become entitled to acquire, and shall at any time during the term of this contract acquire, or otherwise come into possession of any of the property on which this Company shall construct railway tracks, on the route herein described, no compensation shall be awarded for the right to have railway tracks thereon.

Thirtieth—The Company shall submit to the Board a report not later than November 1 of each year for the year ending September 30 next preceding, or at any other time, upon request of the Board, which shall state:

1. The amount of stock issued, for cash, for property.

2. The amount paid in as by last report.

3. The total amount of capital stock paid in.

4. The funded debt by last report.

5. The total amount of funded debt.

6. The floating debt as by last report.

7. The total amount of floating debt.

8. The total amount of funded and floating debt.

9. The average rate per annum of interest on unded debt.

10. Statement of dividends paid during the year.

11. The total amount expended for same.

12. The names of the directors elected at the last meeting of the corporation held for such purpose.

13. Location, value and amount paid for real estate owned by the Company as by last report.

14. Location, value and amount paid for real estate now owned by the Company.

15. Number of passengers carried during the year.

16. Total receipts of Company for each class of business.

17. Amounts paid by the Company for damage to persons or property on account of construction and operation.

18. Total expenses for operation, including salaries.

— and such other information in regard to the business of the Company as may be required by the Board.

Thirty-first—The Company shall at all times keep accurate books of account of the gross earnings from all sources within the limits of the City, and shall, on or before November 1 of each year, make a verified report to the Comptroller of the City of the business done by the Company, for the year ending September 30 next preceding, in such form as he may prescribe. Such report shall contain a statement of such gross earnings, the total miles in operation and the miles of railway constructed and operated under this contract, and such other information 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.

Thirty-second—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 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 railway 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.

Thirty-third—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250) as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be 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 Company shall pay to the City the amount of the

cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided for.

Thirty-fourth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway 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 default of the Company.

Thirty-fifth—This grant is upon the express condition that the Company, within four (4) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of ten thousand dollars (\$10,000), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, 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 said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

The procedure for the imposition and collection of the penalties in this contract 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 (10) 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 (10) days' notice, in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000), and in default thereof this contract shall be cancelled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

Thirty-sixth—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways in which the Company is authorized to operate.

Thirty-seventh—The words "notice" of "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.

Thirty-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 all the powers, rights and duties herein reserved to or prescribed for the Board or other authorities, officer or officers.

Sec. 3. This grant is also upon the further and express condition that the provisions of the Railroad Law, applicable thereto, and all laws or ordinances now in force, or which may be adopted affecting the surface railways operating in the City, not inconsistent with the terms and conditions hereinbefore fixed, shall be strictly complied with by the Company.

Sec. 4. 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.

NEW YORK AND NORTH SHORE  
TRACTION 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 provision as to rates, fares and charges, are as hereinbefore specified and fully set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the New York and North Shore Traction 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 the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 8, 1909, in the City Record, and at least twice during the ten

days immediately prior to Friday, January 8, 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 New York and North Shore Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and North Shore Traction 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, January 8, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.  
Dated December 4, 1908.

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## BOARD OF ASSESSORS.

PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz.:

### Borough of Brooklyn.

List 9768, No. 1. Regulating, grading, curbing, paving with asphalt and laying cement sidewalks on Ninety-sixth street, between Shore road and Marine avenue.

List 9780, No. 2. Regulating, grading, curbing and laying cement sidewalks on Martense street, between Rogers and Nostrand avenues.

List 9797, No. 3. Regulating, grading, curbing and laying cement sidewalks on Thirty-eighth street, between Third and Fifth avenues, together with a list of awards for damages caused by a change of grade.

List 9811, No. 4. Grading, paving with asphalt and curbing Degraw street, between Clason and Washington avenues.

List 9819, No. 5. Regulating, grading, curbing Fifty-first street, between New Utrecht and the old City line.

List 9823, No. 6. Regulating, grading, curbing and laying concrete sidewalks on Newkirk avenue between Flatbush avenue and East Seventeenth street.

List 9867, No. 7. Regulating, grading, curbing and laying cement sidewalks on Seventy-second street, between Second avenue and Shore road.

List 9870, No. 8. Regulating, grading, curbing Degraw street, between Clason and Franklin avenues, except the right of way of the Brighton Beach Railroad, together with a list of awards for damages caused by a change of grade.

List 9875, No. 9. Regulating, grading, curbing and laying cement sidewalks on Rogers avenue, between Park place and Montgomery street.

List 9883, No. 10. Regulating, grading, curbing and laying sidewalk on East Twenty-eighth street, between Newkirk and Foster avenues.

List 9913, No. 11. Regulating, grading, curbing and laying cement sidewalks on East Twenty-ninth street, between Farragut and Glenwood roads, together with a list of awards for damages caused by a change of grade.

List 102, No. 12. Paving with asphalt Milford street, between Pitkin avenue and New Lots road.

List 190, No. 13. Laying cement sidewalks on the northwest side of Bay Twenty-ninth street, between Bath and Benson avenues; north side of Eighty-sixth street, between Twenty-third and Twenty-fourth avenues; east side of Third avenue, between Carroll and First streets; west side of Third avenue, between Carroll street and lateral canal; north side of Butler street, between Third and Fourth avenues; north side of Sackett street, between Third and Fourth avenues.

List 204, No. 14. Laying cement sidewalks on the east side of Sixth avenue, between Forty-fifth and Forty-seventh streets, and between Fifteenth and Fifteenth streets.

List 205, No. 15. Laying cement sidewalks on the east side of Sixth avenue, between Fifty-ninth and Sixtieth streets; west side, between Forty-fourth and Fifty-fourth streets, and between Fifteenth and Fifteenth streets.

List 206, No. 16. Laying cement sidewalks on the south side of Seventy-ninth street, between Fort Hamilton and Seventh avenues; both sides of Twenty-third avenue, between Eighty-sixth and Twenty-third avenues; east side of Third avenue, between Carroll and First streets; west side of Carroll and First streets; and lateral canal; north side of Butler street, between Third and Fourth avenues; north side of Sackett street, between Third and Fourth avenues.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Ninety-sixth street,

No. 15. East side of Sixth avenue, between Fifty-ninth and Sixtieth streets; west side, between Forty-fourth and Fifty-fourth streets, and between Fifty-sixth and Fifty-seventh streets.

No. 16. South side of Seventy-ninth street, between Seventh and Fort Hamilton avenues; both sides of Twenty-third avenue, between Eighty-sixth street and Benson avenue, and between Cropsey and Bath avenues.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before January 26, 1909, at 11 a.m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,  
PAUL WEIMANN,  
JAMES H. KENNEDY,  
Board of Assessors.

WILLIAM H. JASPER, Secretary.  
No. 320 Broadway, City of New York, Borough of Manhattan, December 24, 1908.

d24,7

## 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, DECEMBER 30, 1908.

No. 1. FOR REGULATING AND REPAVING WITH GRANITE BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF THE INTERSECTION OF CHURCH AND DUANE STREETS.

Engineer's estimate of amount of work to be done:

80 square yards of granite block pavement with paving cement joints, except the railroad area.  
63 square yards of granite block pavement with paving cement joints in the railroad area (no guarantee).  
140 square yards of old stone blocks to be purchased and removed by the contractor.  
25 cubic yards of Portland cement concrete.  
50 square feet of new granite bridgestone furnished and laid.

Time allowed to complete above work will be ten (10) working days.

Amount of security required will be One Hundred Dollars (\$100).

No. 2. FOR REGULATING AND REPAVING WITH GRANITE BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF VARICK STREET, FROM THE NORTH SIDE OF FRANKLIN STREET TO THE NORTH SIDE OF BEACH STREET.

Engineer's estimate of amount of work to be done:

1,800 square yards of granite block pavement with paving cement joints, except the railroad area.  
89 square yards of granite block pavement with paving cement joints in the railroad area (no guarantee).  
1,825 square yards of old stone blocks to be purchased and removed by the contractor.  
350 cubic yards of Portland cement concrete.  
655 linear feet of new bluestone curbstone furnished and set.  
40 linear feet of old bluestone curbstone redressed, rejoined and reset.  
80 square feet of new granite bridgestone furnished and laid.

Time allowed to complete above work will be thirty (30) working days.

Amount of security required will be Two Thousand Dollars (\$2,000).

No. 3. FOR REGULATING AND REPAVING WITH GRANITE BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF WHITE STREET, FROM THE WEST SIDE OF BROADWAY TO THE EAST SIDE OF WEST BROADWAY.

Engineer's estimate of amount of work to be done:

2,525 square yards of granite block pavement with paving cement joints, except the railroad area.  
35 square yards of granite block pavement with paving cement joints in the railroad area (no guarantee).  
2,475 square yards of old stone blocks to be purchased and removed by the contractor.  
450 cubic yards of Portland cement concrete.  
370 linear feet of new bluestone curbstone furnished and set.  
50 linear feet of old bluestone curbstone redressed, rejoined and reset.  
470 square feet of new granite bridgestone furnished and laid.

Time allowed to complete above work will be thirty (30) working days.

Amount of security required will be Two Thousand Five Hundred Dollars (\$2,500).

No. 4. FOR REGULATING AND PAVING WITH GRANITE BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF ONE HUNDRED AND FORTY-EIGHTH STREET, FROM BROADWAY TO RIVERSIDE DRIVE.

Engineer's estimate of amount of work to be done:

1,050 square yards of granite block pavement with paving cement joints.  
205 cubic yards of Portland cement concrete.  
300 linear feet of new bluestone curbstone, furnished and set.  
350 linear feet of old bluestone curbstone, redressed, rejoined and reset.

Time allowed to complete above work will be thirty (30) working days.

Amount of security required will be One Thousand Dollars (\$1,000).

No. 5. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF CHRYSIE STREET, FROM THE SOUTH SIDE OF HESTER STREET TO THE SOUTH SIDE OF GRAND STREET.

Engineer's estimate of amount of work to be done:

1,300 square yards of asphalt pavement, including binder course.  
260 cubic yards of Portland cement concrete.  
775 linear feet of new bluestone curbstone, furnished and set.  
50 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
5 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
4 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed to complete above work will be twenty (20) working days.

Amount of security required will be One Thousand Dollars (\$1,000).

No. 6. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF ELDREDGE STREET, FROM THE

NORTH SIDE OF DIVISION STREET TO THE SOUTH SIDE OF EAST HOUSTON STREET.

Engineer's estimate of amount of work to be done:

8,910 square yards of asphalt pavement, including binder course, except in railroad area.  
140 square yards of asphalt pavement, including binder course, in railroad area (no guarantee).  
1,810 cubic yards of Portland cement concrete.  
5,925 linear feet of new bluestone curbstone, furnished and set.  
150 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
33 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
43 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed to complete above work will be sixty (60) working days.

Amount of security required will be Eight Thousand Dollars (\$8,000).

No. 7. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF FORSYTH STREET, FROM 205 FEET SOUTH OF THE SOUTH HOUSE LINE OF CANAL STREET TO THE SOUTH SIDE OF GRAND STREET.

Engineer's estimate of amount of work to be done:

2,935 square yards of asphalt pavement, including binder course.  
590 cubic yards of Portland cement concrete.  
1,815 linear feet of new bluestone curbstone, furnished and set.  
150 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
10 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
15 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed for completing above work is forty (40) working days.

Amount of security required will be Three Thousand Dollars (\$3,000).

No. 8. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF LUDLOW STREET, FROM THE NORTH SIDE OF DIVISION STREET TO THE SOUTH SIDE OF HOUSTON STREET.

Engineer's estimate of amount of work to be done:

7,930 square yards of asphalt pavement, including binder course, except in railroad area.  
140 square yards of asphalt pavement, including binder course, in railroad area (no guarantee).  
720 cubic yards of Portland cement concrete.  
5,345 linear feet of new bluestone curbstone, furnished and set.  
50 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
26 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
37 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed for completing above work is sixty (60) working days.

Amount of security required will be Eight Thousand Dollars (\$8,000).

No. 9. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF SECOND AVENUE, FROM THE SOUTH SIDE OF NINETEEN-FIRST STREET, TO THE NORTH SIDE OF HOUSTON STREET.

Engineer's estimate of amount of work to be done:

18,000 square yards of asphalt pavement, including binder course, except in railroad area.  
2,125 square yards of asphalt pavement, including binder course, in railroad area (no guarantee).  
3,700 cubic yards of Portland cement concrete.  
6,650 linear feet of new bluestone curbstone, furnished and set.  
100 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
55 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
16 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed for completing above work is twenty (20) working days.

Amount of security required will be Twelve Hundred Dollars (\$1,200).

No. 15. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF NINETEEN-FIRST STREET, FROM THE WEST SIDE OF THIRD AVENUE TO THE EAST SIDE OF PARK AVENUE.

Engineer's estimate of amount of work to be done:

18,000 square yards of asphalt pavement, including binder course, except in railroad area.  
2,125 square yards of asphalt pavement, including binder course, in railroad area (no guarantee).  
3,700 cubic yards of Portland cement concrete.  
6,650 linear feet of new bluestone curbstone, furnished and set.  
100 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
55 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
2 noiseless heads and covers, complete, for water manholes, furnished and set.

Time allowed for completing above work is twenty (20) working days.

Amount of security required will be Three Thousand Dollars (\$3,000).

No. 10. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF THIRTEENTH STREET, FROM THE WEST SIDE OF UNIVERSITY PLACE TO THE EAST SIDE OF FIFTH AVENUE.

Engineer's estimate of amount of work to be done:

1,700 square yards of asphalt pavement, including binder course.  
325 cubic yards of Portland cement concrete.  
800 linear feet of new bluestone curbstone, furnished and set.  
35 linear feet of old bluestone curbstone, redressed, rejoined and reset.  
3 noiseless heads and covers, complete, for sewer manholes, furnished and set.  
1,670 square yards of old stone blocks, to be purchased and removed by the contractor and removed by him.

Time allowed for completing above work is thirty (30) working days.

Amount of security required will be One Thousand Five Hundred Dollars (\$1,500).

No. 11. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF AMSTERDAM AVENUE, FROM THE NORTH SIDE OF NINETEENTH STREET TO NINETEEN-THIRD STREET; FROM NINETEEN-THIRD TO NINETEEN-SIXTH STREET; FROM NINETEEN-SEVENTH TO NINETEEN-NINTH STREET, AND FROM ONE HUNDRED AND SIXTH STREET TO THE NORTH SIDE OF ONE HUNDRED AND SEVENTEEN STREET.

Engineer's estimate of amount of work to be done:

22,800 square yards of asphalt block pavement, except in railroad area.  
2,060 square yards of asphalt block pavement in railroad area (no guarantee).  
4,550 cubic yards of Portland cement concrete, including mortar bed.  
7,675 linear feet of new bluestone curbstone, furnished and set.

410 linear feet of old bluestone curbstone, redressed, rejoined and reset.

41 noiseless heads and covers, complete, for sewer manholes, furnished and set.

27 noiseless heads and covers, complete, for water manholes, furnished and set.

24,400 square yards of old stone blocks to be taken by the contractor to the corporation yard (not to be bid for).

Time allowed for completing above work will be thirty (30) working days.

Amount of security required will be Twenty Thousand Dollars (\$20,000).

No. 6. FOR REGULATING AND REPAVING WITH SHEET ASPHALT PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF ELDREDGE STREET, FROM THE

No. 12. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF SECOND AVENUE, FROM THE SOUTH SIDE OF EIGHTY-THIRD STREET TO THE SOUTH SIDE OF NINETEEN-FOURTH STREET.

Engineer's estimate of amount of work to be done:

14,300 square yards of asphalt block pavement, except in railroad area.  
1,500 square yards of asphalt block pavement in railroad area (no guarantee).  
2,900 cubic yards of Portland cement concrete, including mortar bed.

4,860 linear feet of new bluestone curbstone, furnished and set.

350 linear feet of old bluestone curbstone, redressed, rejoined and reset.

15 noiseless heads and covers, complete, for sewer manholes, furnished and set.

15 noiseless heads and covers, complete, for water manholes, furnished and set.

15,350 square yards of old stone blocks to be purchased by the contractor and removed by him.

Time allowed for completing above work will be one hundred (100) working days.

Amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 13. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF EIGHTY-SECOND STREET, FROM THE WEST SIDE OF SECOND AVENUE TO THE EAST SIDE OF PARK AVENUE.

Engineer's estimate of amount of work to be done:

5,135 square yards of asphalt block pavement, 1,010 cubic yards of Portland cement concrete, including mortar bed.

2,880 linear feet of new bluestone curbstone furnished and set.

160 linear feet of old bluestone curbstone redressed, rejoined and reset.

13 noiseless heads and covers, complete, for sewer manholes, furnished and set.

5 noiseless heads and covers, complete, for water manholes, furnished and set.

5,030 square yards of old stone blocks to be purchased by the contractor and removed by him.

Time allowed for completing above work will be one hundred (100) working days.

Amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 14. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF NINETEEN-FIRST STREET, FROM THE WEST SIDE OF AMSTERDAM AVENUE TO THE EAST SIDE OF BROADWAY.

Engineer's estimate of amount of work to be done:

1,200 square yards of asphalt block pavement, 235 cubic yards of Portland cement concrete, including mortar bed.

600 linear feet of new bluestone curbstone furnished and set.

100 linear feet of old bluestone curbstone redressed, rejoined and reset.

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

2 noiseless heads and covers, complete, for water manholes, furnished and set.

1,170 square yards of old stone blocks to be purchased by the contractor and removed by him.

Time allowed for completing above work is fifty (50) working days.

Amount of security required will be Five Thousand Dollars (\$5,000).

No. 15. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF NINETEEN-FOURTH STREET, FROM THE WEST SIDE OF THIRD AVENUE TO THE EAST SIDE OF PARK AVENUE.

Engineer's estimate of amount of work to be done:

5,170 square yards of asphalt block pavement, 1,015 cubic yards of Portland cement concrete, including mortar bed.

2,750 linear feet of new bluestone curbstone furnished and set.

270 linear feet of old bluestone curbstone redressed, rejoined and reset.

14 noiseless heads and covers, complete, for sewer manholes, furnished and set.

5 noiseless heads and covers, complete, for water manholes, furnished and set.

2,900 square yards of old stone blocks to be purchased by the contractor and removed by him.

Time allowed for completing above work is twenty (20) working days.

Amount of security required will be 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 foot, yard or other unit of measure, or article, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total.

Blank forms and specifications may be had at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Highways, Room 1607, Borough of Manhattan.

JOHN F. AHEARN, President.

The City of New York, December 18, 1908.

d18,30

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

No. 18. FOR REGULATING AND PAVING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF ONE HUNDRED AND THIRTY-SEVENTH STREET, FROM BROADWAY TO RIVERSIDE DRIVE, WHERE NOT ALREADY PAVED.

Engineer's estimate of amount of work to be done:

160 square yards of asphalt block pavement, 26 cubic yards of Portland cement concrete, including mortar bed.

20 linear feet of new bluestone curbstone, furnished and set.

The time for the delivery of the articles, materials and supplies and the performance of the contract is sixty (60) calendar days.

The amount of security required is Two Thousand Five Hundred Dollars (\$2,500).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per yard, thousand, barrel, per thousand feet (B. M.), 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 and awards made to the lowest bidder.

Deliveries 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 Bureau of Sewers, No. 13 Park row.

Samples may be seen at the Corporation Yard, at the corner of Rivington and Tompkins streets, Borough of Manhattan.

JOHN F. AHEARN, President.

The City of New York, December 18, 1908.

d18,30

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

## DEPARTMENT OF BRIDGES.

DEPARTMENT OF BRIDGES, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Bridges at the above office until 2 o'clock p. m. on

THURSDAY, DECEMBER 31, 1908.

FOR FURNISHING THE DEPARTMENT OF BRIDGES WITH ANTHRACITE AND BLACKSMITH'S COAL FOR THE USE OF THE BRIDGES OVER THE HARLEM RIVER AND IN THE BOROUGH OF MANHATTAN DURING THE YEAR 1909.

The time for the delivery of the materials and the performance of the contract will be on or before December 31, 1909.

The amount of security to guarantee the faithful performance of the contract will be Two Thousand Five Hundred Dollars (\$2,500).

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

Blank forms and specifications may be obtained at the office of the Department of Bridges.

J. W. STEVENSON, Commissioner.

Dated December 17, 1908.

d18,31

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

## DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

### NOTICE OF SALE AT AUCTION.

ON FRIDAY, JANUARY 8, 1909,

at 11 o'clock a. m., the Department of Water Supply, Gas and Electricity will sell at public auction to the highest bidder, by Sam Vorzimer, Auctioneer, at the East New York Repair Yard, No. 137 Jamaica avenue, Brooklyn, N. Y., the following parcels:

Parcel "A."

150 tons scrap iron.  
2,500 pounds scrap brass.  
600 pounds old rubber.

TERMS OF SALE.  
The upset price at which this material will be sold is as follows:

Nine Dollars per ton for scrap iron.  
Eight Cents per pound for scrap brass.  
per pound for old rubber.

No bid below this price will be considered or accepted.

The sale of the material will be based on delivery on the ground, but the purchaser or purchasers must agree to have the material weighed at the nearest public scale to the point where the material is sold.

Successful bidders must make cash payment in bank funds at the time and place of sale.

Bids will be received for one or both lots of this material, but no bid will be considered or accepted for less than the entire quantity in each case.

The purchaser or purchasers must remove all the material within ten days after the sale, otherwise he or they will forfeit the money paid at the time of sale and the ownership to the material, which will thereafter be resold for the benefit of the City. The purchaser or purchasers must remove the material under the supervision of an employee of the Department, and will not be allowed to select material for removal at will.

JOHN H. O'BRIEN, Commissioner.

d29,18

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

WEDNESDAY, DECEMBER 30, 1908.

Boroughs of Manhattan and The Bronx.

No. 1. FOR FURNISHING AND DELIVERING SIX-INCH INSIDE SCREW VALVES AND HYDRANT VALVE BOXES AND COVERS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and eighty calendar days.

The amount of security required will be as follows:

Item No. 1, Two Thousand Dollars (\$2,000).  
Item No. 2, One Thousand Dollars (\$1,000).

No. 2. FOR FURNISHING, DELIVERING AND LAYING WATER MAINS IN AMSTERDAM, HAVEN, LEXINGTON AND SEVENTH AVENUES; IN NINETY-SIXTH, ONE HUNDRED AND THIRTY-SECOND, ONE HUNDRED AND FORTY-FIRST, ONE HUNDRED AND FIFTY-FIFTH, ONE HUNDRED AND SEVENTY-FIRST, ONE HUNDRED AND EIGHTIETH AND EXTERIOR STREETS, AND IN BROADWAY, BOROUGH OF MANHATTAN.

The time allowed for doing and completing the work will be one hundred and twenty working days.

The security required will be Twenty-five Thousand Dollars (\$25,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

The bids will be compared and each contract awarded for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto, except No. 1, which will be awarded to the lowest bidder on each item.

Bidders are requested to make their bids or estimates upon the blank form prepared by the 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, may be obtained upon application therefor at the office of the Department, Bureau of Chief Engineer, Room 022, No. 21 Park row, New York City, where the plans, if any, which are made a part of the specifications, may also be seen and any further information obtained from the Chief Engineer.

JOHN H. O'BRIEN, Commissioner.

The City of New York, December 17, 1908.

d18,30

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

## DEPARTMENT OF STREET CLEANING.

MAIN OFFICE OF THE DEPARTMENT OF STREET CLEANING, ROOM 1403, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

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

THURSDAY, JANUARY 7, 1909,  
Boroughs of Manhattan, The Bronx  
and Brooklyn.

CONTRACT FOR FURNISHING AND DELIVERING 200 DRAFT HORSES; 75 FOR MANHATTAN, 25 FOR THE BRONX AND 100 FOR BROOKLYN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before sixty (60) days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price, 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 the award will be made to the lowest bidder.

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 Department of Street Cleaning, the Borough of Manhattan, Nos. 13 to 21 Park row.

FOSTER CROWELL,

Commissioner of Street Cleaning.

Dated December 23, 1908.

d24,j7

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

5. HOSE COUPLINGS AND NOZZLES.

6. LAMPS AND LAMP SUPPLIES.

7. PAINTS AND PAINT OILS.

8. MISCELLANEOUS SUPPLIES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is as stated in the several specifications referred to above.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, per hundred pounds, 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 compared and the contract awarded at a lump or aggregate sum for each contract.

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

Blank forms and further information may be obtained at the office of the Department of Street Cleaning, the Borough of Manhattan, Nos. 13 to 21 Park row.

FOSTER CROWELL.

Commissioner of Street Cleaning.

Dated December 19, 1908.

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 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 February 27, 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, December 29, 1908.

d30,j13

## 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, AFFECTION BY THE FOLLOWING ASSESSMENTS FOR LOCAL IMPROVEMENTS IN THE BOROUGH OF BROOKLYN:

THIRTIETH WARD, SECTION 17.  
FORTIETH STREET—REGULATING, GRADING, CURBING, AND LAYING CEMENT SIDEWALKS, between Fort Hamilton and Fourteenth avenues. Area of assessment: Both sides of Fortieth street, between Fort Hamilton and Fourteenth avenues.

THIRTIETH WARD, SECTION 18.  
SIXTY-FIFTH STREET—SEWER, both sides, between Fifth and Eighth avenues. Area of assessment: Both sides of Sixty-fifth street, extending 100 feet northerly and southerly from Fifth avenue to Eighth avenue.

THIRTY-SECOND WARD, SECTION 15.  
GLENWOOD ROAD—LAYING CEMENT SIDEWALKS, between Flatbush and Brooklyn avenues. Area of assessment: North side of Glenwood road, between Thirty-first street and Nostrand avenue; south side of Glenwood road, between Nostrand and Flatbush avenues, and both sides of Glenwood road, from Thirty-first street to Brooklyn avenue.

—THAT THE SAME WERE CONFIRMED BY THE BOARD OF REVISION OF ASSESSMENTS ON DECEMBER 29, 1908, AND ENTERED DECEMBER 29, 1908, IN THE RECORD OF TITLES OF ASSESSMENTS, KEPT IN THE BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS OF TAXES AND ASSESSMENTS AND OF WATER RENTS, AND UNLESS THE AMOUNT ASSESSED FOR BENEFIT ON ANY PERSON OR PROPERTY SHALL BE PAID WITHIN SIXTY DAYS AFTER THE DATE OF ENTRY OF THE ASSESSMENTS, INTEREST WILL BE COLLECTED THEREON, AS PROVIDED BY SECTION 1019 OF THE GREATER NEW YORK CHARTER.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment, to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 27, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 24, 1908.

d26,j9

## 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, AFFECTION BY THE FOLLOWING ASSESSMENTS FOR LOCAL IMPROVEMENTS IN THE BOROUGH OF QUEENS:

### FIRST WARD.

POMEROY STREET—SEWER, from Flushing avenue to Potter avenue. Area of assessment: Both sides of Pomeroy street, from Flushing avenue to Potter avenue.

SIXTH AVENUE (BARTOW STREET)—SEWER, from Broadway to Graham avenue. Area of assessment: Both sides of Sixth avenue, from Broadway to Graham avenue; also Lots Nos. 53, 56, 57, 59, 61 to 71 of Block 145, being rear of lots on the east side of Sixth avenue.

SEVENTH AVENUE—PAVING, from Broadway to Graham avenue. Area of assessment: Both sides of Seventh avenue, from Broadway to Graham avenue, and to the extent of half the block at the intersecting streets.

THIRTEENTH AVENUE—SEWER, from Vandeventer avenue to Flushing avenue. Area of assessment: Both sides of Thirteenth avenue, between Flushing and Vandeventer avenues; both sides of Fifteenth avenue, from Flushing to Vandeventer avenue; both sides of Sixteenth avenue, between Vandeventer and Wilson avenues, and both sides of Wilson avenue, between Twelfth and Seventeenth avenues.

THIRTEENTH AVENUE—SEWER, from Broadway to Jamaica avenue. Area of assessment: Both sides of Thirteenth avenue, from Broadway to Jamaica avenue.

—THAT THE SAME WERE CONFIRMED BY THE BOARD OF REVISION OF ASSESSMENTS ON DECEMBER 29, 1908, AND ENTERED DECEMBER 29, 1908, IN THE RECORD OF TITLES OF ASSESSMENTS, KEPT IN THE BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS OF TAXES AND ASSESSMENTS AND OF WATER RENTS, AND UNLESS THE AMOUNT ASSESSED FOR BENEFIT ON ANY PERSON OR PROPERTY SHALL BE PAID WITHIN SIXTY DAYS AFTER THE DATE OF 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 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 February 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, December 24, 1908.

d26.19

## NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE GREATER NEW YORK CHARTER, THE COMPTROLLER OF THE CITY OF NEW YORK HEREBY GIVES PUBLIC NOTICE TO ALL PERSONS, OWNERS OF PROPERTY, AFFECTED BY THE FOLLOWING ASSESSMENT FOR LOCAL IMPROVEMENTS IN THE BOROUGH OF MANHATTAN:

## TWELFTH WARD, SECTION 7.

TWELFTH AVENUE—SEWER, from One Hundred and Thirty-third street to One Hundred and Thirty-fifth street. Area of assessment: Both sides of Twelfth avenue, from One Hundred and Thirty-third street to the northerly house line of One Hundred and Thirty-fourth street; both sides of One Hundred and Thirty-fourth street, from Broadway to a point about 675 feet westerly, and the south side of One Hundred and Thirty-third street, from Twelfth avenue to Broadway.

—that the same was confirmed by the Board of Revision of Assessments on December 24, 1908, and entered December 24, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 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 a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, December 15, 1908.

## TWENTY-FOURTH WARD, SECTION 13.

WEST TWO HUNDRED AND SIXTY-FIRST STREET—SEWER, between Broadway and Riverdale avenue. Area of assessment: Both sides of Two Hundred and Sixty-first street, between Broadway and Independence avenue; both sides of Spencer street, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Huxley avenue, between Two Hundred and Sixtieth street and Two Hundred and Sixty-first street; west side of Broadway, between Two Hundred and Sixty-first street and Two Hundred and Sixty-second street; both sides of Fieldston road, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Tynall avenue, Liebig avenue, between Two Hundred and Sixty-first street and the northerly boundary line of The City of New York; both sides of Riverdale avenue, between Two Hundred and Sixty-first street and the northerly boundary line of The City of New York; both sides of Netherland avenue, between Two Hundred and Sixty-first street and about 400 feet southerly therefrom.

—that the same was confirmed by the Board of Assessors on December 15, 1908, and entered December 15, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 13, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, December 15, 1908.

d17.31

## 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.

BRIELL STREET—SEWER, from Broadway to Graham avenue. Area of assessment: Both sides of Briell street, from Broadway to Graham avenue.

FIFTH AVENUE—SEWER, from Graham avenue to Webster avenue. Area of assessment: Both sides of Fifth avenue, from Webster avenue to Graham avenue; southeast side of Fourth avenue, from Webster avenue to Graham avenue; both sides of Pierce avenue, from Fourth avenue to Fifth avenue, and north side of Webster avenue, from Fourth avenue to Fifth avenue.

—that the same were confirmed by the Board of Assessors December 15, 1908, and entered on December 15, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 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, 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 February 13, 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, December 15, 1908.

DEPARTMENT OF FINANCE, CITY OF NEW YORK, December 14, 1908.

UNTIL FURTHER NOTICE AND UNLESS otherwise directed in any special case 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.

Two companies on a bond up to \$125,000.

Three companies on a bond up to \$250,000.

Asphalt, Asphalt Block and Wood Block Pavements—

Two companies on a bond up to \$50,000.

Three companies on a bond up to \$125,000.

Four companies on a bond up to \$250,000.

New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

Repairs, Ventilating, Heating, Plumbing, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

Regulating, Grading, Paving, Sewers, Water Mains, Dredging, Construction of Parks, Parkways, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

Repairs, Ventilating, Heating, Plumbing, Etc.—

One company on a bond up to \$25,000.

Two companies on a bond up to \$75,000.

Three companies on a bond up to \$150,000.

Four companies on a bond up to \$250,000.

On bonds regarded as hazardous risks additional surety will be required as the Comptroller sees fit in each instance.

All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ,  
Comptroller.

## AQUEDUCT COMMISSIONERS.

THE AQUEDUCT COMMISSIONERS' OFFICE, ROOM 207, STEWART BUILDING, NO. 280 BROADWAY, NEW YORK, December 17, 1908.

## TO CONTRACTORS.

IRON AND WOODEN FENCING AT JEROME PARK RESERVOIR.

SEALED BIDS OR PROPOSALS WILL BE RECEIVED BY THE AQUEDUCT COMMISSIONERS AT THE ABOVE OFFICE UNTIL 12 O'CLOCK NOON ON

TUESDAY, JANUARY 12, 1909,

AT WHICH PLACE AND HOUR THE BIDS WILL BE PUBLICLY OPENED AND READ. THE AWARD OF THE CONTRACT, IF AWARDED, WILL BE MADE BY THE AQUEDUCT COMMISSIONERS AS SOON THEREAFTER AS PRACTICABLE FOR BUILDING, APPROXIMATELY, 2 1/4 MILES OF IRON AND WOODEN FENCING, WITH NECESSARY GATES, AROUND JEROME PARK RESERVOIR, IN THE CITY OF NEW YORK, BOROUGH OF THE BRONX.

THE SECURITY REQUIRED WILL BE TEN THOUSAND DOLLARS (\$10,000).

THE CONTRACT WILL BE REQUIRED TO BE COMPLETED WITHIN ONE HUNDRED AND EIGHTY (180) CONSECUTIVE CALENDAR DAYS FROM THE DATE ON WHICH THE CONTRACT IS SIGNED BY THE COMMISSIONERS.

THE FOLLOWING IS A STATEMENT, BASED UPON THE ESTIMATE OF THE ENGINEER, OF THE QUANTITIES OF THE VARIOUS CLASSES OF THE WORK REQUIRED:

STATEMENT OF APPROXIMATE QUANTITIES.

8,520 FEET IRON FENCING, 6 FEET HIGH.

3,180 FEET IRON FENCING, 4 FEET HIGH.

4,165 FEET WOODEN FENCING, 6 FEET HIGH.

15 IRON GATES.

6 WOODEN GATES.

10 GRANITE GATE-POSTS.

225 CUBIC YARDS CONCRETE.

500 CUBIC YARDS ROCK EXCAVATION.

4,500 CUBIC YARDS EARTH EXCAVATION.

4,500 CUBIC YARDS EARTH FILLING.

THE WORK IS AUTHORIZED BY CHAPTER 400, LAWS OF 1883, OF THE STATE OF NEW YORK, AND THE AMENDMENTS THERETO.

NO BID WILL BE RECEIVED OR CONSIDERED UNLESS ACCOMPANIED BY EITHER A CERTIFIED CHECK UPON ONE OF THE STATE OR NATIONAL BANKS IN THE CITY OF NEW YORK, DRAWN TO THE ORDER OF THE COMPTROLLER, OR MONEY TO THE AMOUNT OF ONE THOUSAND DOLLARS (\$1,000).

COPIES OF PAMPHLET CONTAINING FURTHER INFORMATION FOR BIDDERS, FORM OF PROPOSAL, FORMS OF CONTRACT AND BOND APPROVED BY THE CORPORATION COUNSEL, LITHOGRAPHS OF THE CONTRACT DRAWINGS AND THE SPECIFICATIONS CAN BE OBTAINED AT THE OFFICE OF THE AQUEDUCT COMMISSIONERS ON APPLICATION IN PERSON OR BY MAIL.

JOHN F. COWAN, President.

HARRY W. WALKER, Secretary.

d19.112

SEE GENERAL INSTRUCTIONS TO BIDDERS ON THE LAST PAGE, LAST COLUMN, OF THE "CITY RECORD."

## 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 WILL BE RECEIVED BY THE COMMISSIONER OF DOCKS AT THE ABOVE OFFICE UNTIL 12 O'CLOCK M. ON

THURSDAY, DECEMBER 31, 1908.

FOR THE PRIVILEGE OF OPERATING A BOAT BLACKING BUSINESS ON THE MUNICIPAL FERRYBOATS OF THE STATEN ISLAND FERRY AND ALSO IN THE TERMINALS OF THE ABOVE FERRY FOR A PERIOD OF ONE (1) YEAR, BEGINNING JANUARY 1, 1909.

Said privilege will allow the boat blacking on all parts of the boats and at the terminals of said ferry, under such restrictions as the Commissioner of Docks shall direct, but in no case will they be permitted to solicit trade.

Said privilege to be revocable at the pleasure of the Commissioner of Docks, and to expire by limitation of time on December 31, 1909.

The bidders will state the amount offered per annum for this privilege, which will be payable in monthly installments, in advance, to the cashier of the department.

A bond in the sum of two thousand dollars (\$2,000) will be required as surety for compliance with the terms of the privilege.

No bid or estimate will be considered unless, as a condition precedent to the reception or consideration of any proposal, it be accompanied by a certified check upon one of the State or National Banks of the City of New York, drawn to the order of the Commissioner of Docks, or cash, in the sum of \$150.

ALLEN N. SPOONER,  
Commissioner of Docks.

December 18, 1908.

d19.31

SEE GENERAL INSTRUCTIONS TO BIDDERS ON THE LAST PAGE, LAST COLUMN, OF THE "CITY RECORD."

## 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:

## EIGHTH WARD, SECTION 3; TWELFTH WARD, SECTION 2; SEVENTEENTH WARD, SECTION 9; TWENTY-FIRST WARD, SECTION 6, AND THIRTIETH WARD, SECTION 18.

LAYING CEMENT SIDEWALKS on the north side of WEST NINTH STREET, between Gowanus Canal and Smith street; north side of SEVENTY-NINTH STREET, between Sixth and Fort Hamilton avenues; south side of FORTY-THIRD STREET, between Fourth and Fifth avenues; southeast corner of THIRTY-THIRD STREET AND THIRD AVENUE; west side of SANFORD STREET, and east side of WALWORTH STREET, between Park and Flushing

DAVID E. AUSTEN, Receiver of Taxes.

d17.31

## POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK, PROPERTY CLERK'S OFFICE, NO. 300 MULBERRY STREET, NEW YORK, December 17, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that the one hundred and first public auction sale, consisting of condemned Police Department horses, will be held at Nos. 153 and 155 East Thirty-second street, Borough of Manhattan, at 11 a. m., on

THURSDAY, DECEMBER 31, 1908.

Horse Barron, No. 203.

Horse Nick, No. 366.

Horse Phil, No. 501.

Horse Bijou, No. 370.

Horse Spy, No. 520.

Horse Hermit, No. 444.

Horse Pioneer, No. 356.

Horse Red Wing, No. 474.

Horse Robin, No. 460.

Horse Dakota, No. 113.

Horse Handspring, No. 679.

THEODORE A. BINGHAM, Commissioner.

d18,31

## POLICE DEPARTMENT—CITY OF NEW YORK.

OWNERS WANTED BY THE PROPERTY 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.

THEODORE A. BINGHAM,  
Police Commissioner.

## POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY 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.

THEODORE A. BINGHAM,  
Police Commissioner.

## DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

THURSDAY, DECEMBER 31, 1908.

FOR FURNISHING AND DELIVERING, AS REQUIRED, BREAD, FISH, ICE, MINERAL WATERS, VEGETABLES AND FRUITS TO THE WILLARD PARKER, RECEPTION, RIVERSIDE AND KINGSTON AVENUE HOSPITALS AND THE HOSPITAL FOR CONTAGIOUS EYE DISEASES, AND ICE ONLY TO THE DEPARTMENT DISINFECTION STATIONS, LABORATORIES AND OFFICE BUILDINGS OF THE DEPARTMENT OF HEALTH, CITY OF NEW YORK, IN THE VARIOUS BOROUGHS, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each class or item, as indicated by the specifications.

Blank forms and further information may be obtained and samples may be seen at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated December 19, 1908.

d19,31

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

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING AND DELIVERING MILK TO THE WILLARD PARKER, RECEPTION, RIVERSIDE AND KINGSTON AVENUE HOSPITALS, AND THE HOSPITAL FOR CONTAGIOUS EYE DISEASES OF THE DEPARTMENT OF HEALTH, CITY OF NEW YORK, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each class, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated December 18, 1908.

d18,30

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

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING AND DELIVERING MEAT, AS REQUIRED, TO THE WILLARD PARKER AND RECEPTION HOSPITALS, AT THE FOOT OF EAST SIXTEENTH STREET; THE HOSPITAL FOR CONTAGIOUS EYE DISEASES, AT THE NORTHWEST CORNER OF ONE HUNDRED AND EIGHTEENTH STREET AND PLEASANT AVENUE, BOROUGH OF MANHATTAN; THE RIVERSIDE HOSPITAL, AT NORTH

BROTHER ISLAND, BOROUGH OF THE BRONX, AND THE KINGSTON AVENUE HOSPITAL AT KINGSTON AVENUE AND FENIMORE STREET, BOROUGH OF BROOKLYN, CITY OF NEW YORK, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each class, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D., President;

ALVAH H. DOTY, M. D.,

THEODORE A. BINGHAM,  
Board of Health.

Dated December 18, 1908.

d18,30

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

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING AND DELIVERING WHITE ASH ANTHRACITE COAL, AS REQUIRED, TO THE VARIOUS OFFICE BUILDINGS, HOSPITALS AND DISINFECTION STATIONS OF THE DEPARTMENT OF HEALTH, IN THE DIFFERENT BOROUGHS OF THE CITY OF NEW YORK, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each class complete, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D., President;

ALVAH H. DOTY, M. D.,

THEODORE A. BINGHAM,  
Board of Health.

Dated December 18, 1908.

d18,30

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

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING AND DELIVERING BUTTER, CHEESE AND EGGS AS REQUIRED, TO THE WILLARD PARKER AND RECEPTION HOSPITALS AT THE FOOT OF EAST SIXTEENTH STREET; THE HOSPITAL FOR CONTAGIOUS EYE DISEASES, NORTHWEST CORNER OF ONE HUNDRED AND EIGHTEENTH STREET AND PLEASANT AVENUE, BOROUGH OF MANHATTAN; THE RIVERSIDE HOSPITAL, AT NORTH BROTHER ISLAND, BOROUGH OF THE BRONX, AND THE KINGSTON AVENUE HOSPITAL AT KINGSTON AVENUE AND FENIMORE STREET, BOROUGH OF BROOKLYN, CITY OF NEW YORK, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each item, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D., President;

ALVAH H. DOTY, M. D.,

THEODORE A. BINGHAM,  
Board of Health.

Dated December 18, 1908.

d18,30

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

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING AND DELIVERING WHITE ASH ANTHRACITE COAL, AS REQUIRED, TO THE VARIOUS OFFICE BUILDINGS, HOSPITALS AND DISINFECTION STATIONS OF THE DEPARTMENT OF HEALTH, IN THE DIFFERENT BOROUGHS OF THE CITY OF NEW YORK, DURING THE YEAR 1909.

The time for the delivery of the supplies and 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.

Bids will be compared and the contract awarded to the lowest bidder for each class complete, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D., President;

ALVAH H. DOTY, M. D.,

THEODORE A. BINGHAM,  
Board of Health.

Dated December 18, 1908.

d18,30

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

## BOROUGH OF QUEENS.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF QUEENS, THIRD FLOOR OF THE BOROUGH HALL, FIFTH STREET AND JACKSON AVENUE, LONG ISLAND CITY, BOROUGH OF QUEENS, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Queens at the above office until 11 o'clock a. m. on

WEDNESDAY, DECEMBER 30, 1908.

NO. 1. FOR REGULATING, GRADING AND REPAVING WITH SECOND-HAND GRANITE BLOCK PAVEMENT ON A SAND FOUNDATION THE ROADWAY OF COLLEGE POINT CAUSEWAY, INCLUDING ALL GRADING AND THE EXTENSION OF THE PRESENT CULVERT, AS PER PLANS, FROM A POINT 200 FEET NORTH OF MYRTLE AVENUE TO A POINT 3,400 FEET NORTH OF MYRTLE AVENUE, THIRD WARD.

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

7,475 square yards second-hand pavement on a sand foundation, including all grading, as shown on the drawing in the office of the President of the Borough.

14,25 tons of steel.

185 cubic yards of concrete in abutment and retaining wall.

3,220 linear feet of piles.

11,500 feet timber platforms.

18,25 cubic yards reinforced arched concrete floor.

12 cubic yards cut masonry.

Pulling and removing old piles in front of present culvert.

The time allowed for doing and completing the above work will be one hundred and twenty (120) working days.

The amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 2. FOR REGULATING, GRADING, CONCRETE CURBING, LAYING BLUESTONE SIDEWALKS AND CROSSWALKS ON POTTER AVENUE, FROM ELEVENTH AVENUE TO FLUSHING AVENUE, FIRST WARD.

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

20,200 cubic yards of earth excavation.

2,850 linear feet of concrete curb.

12,750 square feet of new flagstone.

630 square feet of new bluestone bridging.

The time allowed for doing and completing the above work will be ninety (90) working days.

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

No. 3. FOR REGULATING, GRADING, CURBING, LAYING SIDEWALKS AND CROSSWALKS OF BLUESTONE ON ELEVENTH AVENUE, FROM POTTER AVENUE, FIRST WARD.

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

1,350 cubic yards of earth excavation.

3,100 cubic yards of earth filling.

1,700 linear feet of new bluestone curbstone.

7,900 square feet of new flagstone.

450 square feet of new bluestone bridging.

The time allowed for doing and completing the above work will be forty-five (45) working days.

The amount of security required will be Two Thousand Five Hundred Dollars (\$2,500).

No. 4. FOR REGULATING, GRADING, AND LAYING CONCRETE CEMENT SIDEWALKS ON THE NORTH SIDE OF JAMAICA AVENUE, WHERE NOT ALREADY LAID, FROM FOREST PARKWAY TO LEGGETT AVENUE, FOURTH WARD.

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

9,450 cubic yards of earth excavation.

25 cubic yards of rock excavation.

1,550 linear feet of new bluestone curbstone.

7,720 square feet of new bluestone flagstone.

The time allowed for doing and completing the above work will be forty (40) working days.

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, Board of Water Supply.  
J. WALDO SMITH, Chief Engineer.  
THOMAS HASSETT, Secretary.

d17,15

**See General Instructions to Bidders on the last page; last column, or 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, 1908. Amended March 1, 1908, November 20, 1908; February 20, 1907, and March 5, 1908.

## SUPREME COURT—FIRST DEPARTMENT.

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of the wharfage rights, terms, easements, emoluments and privileges appurtenant to PIER (OLD) 14, East River, in the Borough of Manhattan, City of New York, not now owned by The City of New York, and all right, title and interest in and to said pier, or any portion thereof, not now owned by The City of New York, and all wharfage rights, terms, easements, emoluments and privileges appurtenant to the easterly one-half part of all that certain bulkhead, dock or wharf property on or near the southerly line of South street, in said Borough and City, between the easterly side of Pier (old) 13 and the westerly side of Pier (old) 14, and between the easterly side of Pier (old) 14 and Pier (new) 12, not now owned by The City of New York, necessary for the improvement of the water-front of The City of New York on the East River, pursuant to the plan heretofore adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund.

**NOTICE IS HEREBY GIVEN THAT THE** final report of the Commissioners of Estimate and Assessment in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 6th day of January, 1909, at 10:30 o'clock in forenoon of that day; and that the said final report has been deposited in the Office of the Clerk of the County of New York, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, December 28, 1908.

JOHN T. DOOLING,  
THOMAS J. McMANUS,  
ADOLPH SCHILLINGER,  
Commissioners.

JOSEPH M. SCHENCK, Clerk.

d29,j4

## FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises at the northeasterly corner of WEST ONE HUNDRED AND SIXTY-EIGHTH STREET AND FORT WASHINGTON AVENUE, in the Borough of Manhattan, in The City of New York, duly selected with other lands and premises by the Armory Board and approved by the Commissioners of the Sinking Fund.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Appraisal in the above-entitled proceeding, do hereby give notice to the owner or owners, lessee or lessees, parties or persons respectively entitled to or interested in the lands, tenements, hereditaments and premises, title to which is sought to be acquired in this proceeding, and to all others whom it may concern, to wit:

First—That we have completed our estimate of the loss and damage to the respective owners, lessees, parties or persons respectively entitled to or interested in the lands and premises affected by this proceeding, or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Armory Board of The City of New York, in the Hall of Records, in the Borough of Manhattan, City of New York, for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate, or who may object to the same, or any part thereof, may, within ten days after the first publication of this notice, Saturday, December 26, 1908, file their objections, in writing, with us, at our office, Room 401, No. 258 Broadway, in the Borough of Manhattan, in The City of New York; and we, the said Commissioners, will hear parties so objecting, at our said office, on the 11th day of January, 1909, at 2 o'clock in the afternoon of that day, and upon such subsequent days as may be found necessary.

Dated New York, December 24, 1908.

EDWARD CHASE CROWLEY,  
DE LANCY CARTER,  
NATHAN M. CLARK,  
Commissioners.

JOSEPH M. SCHENCK, Clerk.

d26,j7

## 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 TWENTIETH STREET and the southerly side of TWENTY-FIRST STREET, between Eighth and Ninth avenues, in the Borough of Manhattan, in The City of New York, duly selected as a site for school purposes, according to law.

**NOTICE IS HEREBY GIVEN THAT THE** report of Edward W. Fox and William H. F. Wood, Commissioners of Estimate and Appraisal, duly appointed in the above entitled proceeding, which report bears date the 14th day of December, 1908, was filed in the office of the Board of Education of The City of New York on the 21st day of December, 1908, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented to the Supreme Court of the

State of New York, in the First Judicial District, at Special Term, Part III. thereof, to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 15th day of January, 1909, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that the said report be not confirmed, and that said report be referred back to the same Commissioners for revision and correction or to new Commissioners to be appointed by the said Court to reconsider the subject matter thereof.

Dated New York, December 22, 1908.

FRANCIS K. PENDLETON,

Corporation Counsel,  
Hall of Records, Borough of Manhattan, City of New York.

d23,j5

## FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the EASTERLY SIDE of CLINTON STREET, between Broome street and the southerly clearance of the Williamsburg Bridge, in the Borough of Manhattan, in The City of New York, duly selected as a site for building for police purposes, according to law.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Appraisal in the above-entitled proceeding, do hereby give notice to the owner or owners, lessee or lessees, parties or persons respectively entitled to or interested in the lands, tenements, hereditaments and premises, title to which is sought to be acquired in this proceeding, and to all others whom it may concern, to wit:

First—That we have completed our estimate of the loss and damage to the respective owners, lessees, parties or persons respectively entitled to or interested in the lands and premises affected by this proceeding, or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Police Commissioner of The City of New York, situated at No. 300 Mulberry street, in the Borough of Manhattan, City of New York, for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate, or who may object to the same, or any part thereof, may, within ten days after the first publication of this notice, Tuesday, December 22, 1908, file their objections, in writing, with us, at our office, Room 401, No. 258 Broadway, in the Borough of Manhattan, in The City of New York, and we, the said Commissioners, will hear parties so objecting, at our said office, on the 5th day of January, 1909, at 10 o'clock in the forenoon of that day, and upon such subsequent days as may be found necessary.

Dated New York, December 16, 1908.

ADAM WIENER,  
JAMES S. MENG,  
Commissioners.

JOSEPH M. SCHENCK, Clerk.

d22,j4

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the widening of RIVERSIDE DRIVE, on the easterly side, from West One Hundred and Fifty-eighth street to West One Hundred and Sixty-fifth street, in the Twelfth Ward, Borough of Manhattan, City of New York.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate of assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 15th day of January, 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 18th day of January, 1909, at 11 o'clock a. m.

Second—That the abstract of our said estimate of assessment, together with our 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 18th day of January, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Manhattan, in The City of New York, which, taken together, are bounded and described as follows, viz.:

On the west by the Hudson River; on the north by Dyckman street; on the east by Broadway, and on the south by One Hundred and Thirty-fifth street.

Fourth—That, provided there be no objections filed to said abstract, our final last partial and separate 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 11th day of March, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to said abstract of estimate of assessment, the notice of motion to confirm our final last partial and separate 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 1908.

Dated New York, December 24, 1908.

EDWARD CHASE CROWLEY,  
DE LANCY CARTER,  
NATHAN M. CLARK,  
Commissioners.

JOSEPH M. SCHENCK, Clerk.

d26,j7

## 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 TWENTIETH STREET and the southerly side of TWENTY-FIRST STREET, between Eighth and Ninth avenues, in the Borough of Manhattan, in The City of New York, duly selected as a site for school purposes, according to law.

**NOTICE IS HEREBY GIVEN THAT THE** report of Edward W. Fox and William H. F. Wood, Commissioners of Estimate and Appraisal, duly appointed in the above entitled proceeding, which report bears date the 14th day of December, 1908, was filed in the office of the Board of Education of The City of New York on the 21st day of December, 1908, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented to the Supreme Court of the

AVENUE, between East One Hundred and Seventy-fifth street and East One Hundred and Seventy-sixth street, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 4th day of January, 1909, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that said report be not confirmed, and that said report be referred back to the same Commissioners for revision and correction or to new Commissioners to be appointed by the said Court to reconsider the subject matter thereof.

Dated New York, December 22, 1908.

FRANCIS K. PENDLETON,

Corporation Counsel,  
Hall of Records, Borough of Manhattan, City of New York.

d23,j5

## FIRST DEPARTMENT.

**NOTICE IS HEREBY GIVEN THAT THE** bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 4th day of January, 1909, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that said report be not confirmed, and that said report be referred back to the same Commissioners for revision and correction or to new Commissioners to be appointed by the said Court to reconsider the subject matter thereof.

Dated Borough of Manhattan, New York, December 19, 1908.

F. W. HOTTENROTH,  
ALBERT ELTERICH,  
JOHN B. REYNOLDS,

Commissioners of Estimate.

F. W. HOTTENROTH,  
Commissioner of Assessment.

JOHN P. DUNN, Clerk.

d19,j1

## SUPREME COURT—SECOND DEPARTMENT.

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of LOCKWOOD STREET (although not yet named by proper authority), from Paynter avenue to Grand avenue, in the First Ward, Borough of Queens, in The City of New York.

**NOTICE IS HEREBY GIVEN THAT THE** final supplemental and amended report of the Commissioners of Estimate and Assessment in the above entitled matter will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 7th day of January, 1909, at 10:30 o'clock in forenoon of that day; and that the said final supplemental and amended report has been deposited in the office of the Clerk of the County of Queens, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, December 30, 1908.

WILLIAM GIBSON,  
DAVID H. HETHERINGTON,

Commissioners.

JOHN P. DUNN, Clerk.

d30,j6

## SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose, in fee, to the lands, tenements and hereditaments required for the opening and extending of VANDERVOORT AVENUE, from Meeker avenue to Maspeth avenue, in the Eighteenth Ward, Borough of Brooklyn, City of New York.

**WE, THE UNDERSIGNED COMMISSIONERS** of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections, in writing, duly verified, with them at their office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 19th day of January, 1909, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 21st day of January, 1909, at 3 o'clock p. m.

Second—That the undersigned Commissioner of Assessment has completed his estimate of benefit, and that all persons interested in this proceeding or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections, in writing, duly verified, with him at his office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 19th day of January, 1909, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 22nd day of January, 1909, at 2 o'clock p. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 8th day of February, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate 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 the intersection of a line midway between Forrest street and Noll street with a line 100 feet southwardly from the southwesterly side of Central avenue and parallel therewith, the said distance being measured at right angles to the line of Central avenue, and running thence northwardly and parallel with the line of Central avenue to the intersection with a line distant 100 feet northwardly from the northwesterly side of Forrest street and parallel therewith, the said distance being measured at right angles to the line of Forrest street; thence running northwardly and parallel with the line of Forrest street to the intersection with the northwesterly side of Flushing avenue; thence northwardly and parallel with the line of Flushing avenue to a point on the southeasterly side of the said avenue midway between the intersection of the said southeasterly side with the southwesterly side of Forrest street and the southwesterly side of Hamburg avenue; thence southwardly along the course last described to the southeasterly side of Flushing avenue; thence southwardly and parallel with the line of Hamburg avenue to the intersection with the prolongation of a line midway between Forrest and Noll streets; thence southwardly and along the said line midway be-

tween Forrest street and Noll street to the point or place of beginning.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, to remain until the 30th day of January, 1909.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 17th day of March, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 30, 1908.

LUKE O'REILLY,  
JOHN J. HAGGERTY,  
SOLON BARBANELL,

Commissioners of Estimate.  
SOLON BARBANELL,  
Commissioner of Assessment.

JAMES F. QUIGLEY, Clerk.

d30,j16

## SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore

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 William D. Brinnier, John B. Harrison and Eugene F. Patten, who were appointed Commissioners 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., May 18, 1907, was filed in the office of the Clerk of the County of Ulster, at Kingston, N. Y., on the 19th day of November, 1908, and affects Parcels numbers one hundred and eighty-five (185), one hundred and eighty-six (186), one hundred and eighty-eight (188), one hundred and ninety (190), one hundred and ninety-one (191), one hundred and ninety-two (192), one hundred and ninety-three-C (193-C), one hundred and ninety-six-A (196-A), one hundred and ninety-six-B (196-B), one hundred and ninety-seven (197), two hundred and four (204), two hundred and seven (207), two hundred and eight (208), two hundred and ten (210), two hundred and eleven (211), two hundred and twelve (212) and two hundred and sixteen (216), shown on the map in this proceeding.

Dated New York, December 10, 1908.

FRANCIS KEY PENDLETON,  
Corporation Counsel.

Hall of Records, New York City.

d12.j2

## SUPREME COURT—NINTH JUDICIAL DISTRICT.

### NINTH JUDICIAL DISTRICT, ORANGE COUNTY.

#### NORTHERN AQUEDUCT DEPARTMENT.

#### CATSKILL AQUEDUCT.

Section No. 7, Town of Cornwall.

#### 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 Court House in the City of Newburgh, Orange County, N. Y., on

SATURDAY, FEBRUARY 6, 1909,

at 10:30 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 Orange, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by said act and the acts amendatory thereto.

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 Cornwall, County of Orange and State of New York, shown on a certain map entitled: "Northern Aqueduct Department, Section No. 7, Board of Water Supply of The City of New York, Map of real estate situated in the Town of Cornwall, County of Orange 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 west shore of Hudson River at Storm King to the vicinity of Vails-gate," which map was filed in the office of the County Clerk of the County of Orange at Goshen, N. Y., on the 14th day of December, 1908; which parcels are bounded and described as follows:

#### First Part.

Beginning at the most southerly point of Parcel No. 318 of Real Estate Section No. 6, Northern Aqueduct Department (the map of which section was filed in the office of the County Clerk of the County of Orange at Goshen, New York, on the 15th day of June, 1908), said point being also the most easterly point of Parcel No. 319 and the most northerly point of the southerly portion of Parcel No. 320, and running thence partly along the northerly line and along the easterly line of said southerly portion of Parcel No. 320, south 45 degrees 6 minutes east 433.1 feet and south 44 degrees 19 minutes west 185.7 feet to the southeast corner of said portion of Parcel No. 320, in the northerly line of the property of the West Shore Railroad; thence along said railroad property line and the southerly line of said parcel, north 45 degrees 41 minutes west 474.4 feet to the most easterly point of Parcel No. 322; thence partly along the southerly line of said parcel, south 56 degrees 35 minutes west 101.3 feet, crossing said railroad property to a point in the southerly line of said parcel; thence continuing along the southerly line of said parcel and running along said southerly railroad property line north 45 degrees 41 minutes west 51.2 feet, to the most westerly point of said parcel; thence partly along the northerly line thereof and partly along the southerly line of Parcel No. 323, the following courses and distances: North 56 degrees 35 minutes east 87.3 feet, north 55 degrees 55 minutes west 58.3 feet, north 46 degrees 28 minutes west 77.6 feet and south 44 degrees 10 minutes west 74 feet, to another point in the southerly line of said railroad property in the northerly line of Parcel No. 324; thence along said parcel and railroad lines, north 45 degrees 41 minutes west 75 feet; thence continuing along the southerly line of Parcel No. 323, the following courses and distances: North 44 degrees 19 minutes east 64.6 feet, north 52 degrees 46 minutes west 61.9 feet, north 57 degrees 13 minutes west 100 feet, north 28 degrees 50 minutes west 104.4 feet, north 38 degrees 38 minutes 30 seconds west 195.7 feet and south 44 degrees 19 minutes west 91 feet, to another point in the before-mentioned southerly railroad property line in the northerly line of before-mentioned Parcel No. 324; thence along the said parcel and railroad lines, and continuing along the southerly line of Parcel No. 323, north 45 degrees 41 minutes west 50 feet, to the southwesterly line of same, north 44 degrees 10 minutes east 99 feet, to the northwest corner of said parcel in the northerly line of said railroad property, said point being also in the southerly line of the northerly portion of before-mentioned Parcel No. 320; thence partly along said southerly line and said railroad line, north 45 degrees 41 minutes west 32.9 feet, to the south-

west corner of said parcel; thence along the westerly and northerly lines of said northerly portion of Parcel No. 320, north 25 degrees 54 minutes 30 seconds east 9.2 feet, north 44 degrees 19 minutes east 190 feet and south 45 degrees 6 minutes east 792 feet, to the most westerly point of before-mentioned Parcel No. 318 of Section No. 6, Northern Aqueduct Department, said point being also the most northerly point of before-mentioned Parcel No. 319; thence partly along the northerly line of the last-mentioned parcel and the southerly line of Parcel No. 318, south 45 degrees 6 minutes east 51.1 feet to the point or place of beginning.

#### Second Part.

Beginning at the most easterly point of Parcel No. 326, in the southerly line of the property of the West Shore Railroad, said point being also the most northerly point of Parcel No. 321, and running thence partly along the northerly line of the last-mentioned parcel and along said railroad property line south 45 degrees 41 minutes east 110.9 feet, to the most easterly point of said parcel; thence along the southerly and westerly lines of said parcel, partly along the southerly line of before-mentioned Parcel No. 326, along the southerly lines of Parcels Nos. 329, 331, 332, 333, 336, 337 and 338, partly along the southerly line of Parcel No. 339, along the southerly lines of Parcels Nos. 340 and 341, partly along the southerly lines of Parcels Nos. 342 and 344, partly along the easterly lines of before-mentioned Parcel No. 333, partly along the westerly line of Parcel No. 334 and along the westerly line of Parcel No. 335, the following courses, distances and curve: South 68 degrees 24 minutes 30 seconds east 336.5 feet, north 71 degrees 3 minutes 30 seconds east 74.5 feet, north 33 degrees 26 minutes east 175 feet, south 64 degrees 21 minutes east 205 feet, south 9 degrees 11 minutes 30 seconds east 276.9 feet, recrossing the before-mentioned boulevard and Mountain road, south 64 degrees 32 minutes 30 seconds east 1,834 feet, south 25 degrees 27 minutes 30 seconds east 461.8 feet, on a curve of 25 feet radius to the left 14.9 feet, north 81 degrees 14 minutes east 1,568.3 feet, crossing Mountain road leading to West Point and a boulevard, south 40 degrees 55 minutes west 575 feet, north 60 degrees 54 minutes west 227.4 feet, north 7 degrees 5 minutes west 360 feet, north 28 degrees 30 minutes east 240 feet and north 68 degrees 24 minutes 30 seconds west 342 feet, to the southeast corner of Parcel No. 348, in the centre of Highland avenue; thence along the southerly lines of said parcel and Parcels Nos. 349, 350 and 351, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 360, partly along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before-mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 360, partly along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before-mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 360, partly along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before-mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 360, partly along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before-mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 360, partly along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before-mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; 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