

# THE CITY RECORD.

VOL. XXXV.

NEW YORK, FRIDAY, AUGUST 2, 1907.

NUMBER 10411.

## THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

Published Under Authority of Section 1526, Greater New York Charter, by the

### BOARD OF CITY RECORD.

GEORGE B. McCLELLAN, Mayor.

FRANCIS K. PENDLETON, CORPORATION COUNSEL.

HERMAN A. METZ, COMPTROLLER.

PATRICK J. TRACY, SUPERVISOR.

Published daily, except legal holidays.

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

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

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

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

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## 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, MONDAY, JULY 8, 1907.

The Board met in pursuance of an adjournment.

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

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

After disposing of the public improvements calendar, the following financial and franchise matters were considered.

The minutes of meeting held June 21, 1907, were approved as printed.

### United Electric Service Company.

A communication, dated June 18, 1907, was received from the Mayor's office, returning, duly approved by the Mayor, resolution adopted by the Board June 14, 1907, fixing this day for public hearing on the application of the United Electric Service Company for a franchise and designating the New York "Times" and the New York "Tribune" as the newspapers in which such notice should be published.

Which was ordered filed.

The public hearing on the application of the United Electric Service Company for a franchise to lay, erect, construct and maintain wires and other conductors, with necessary poles, pipes, conduits and appliances in, over and under the streets, avenues and highways within The City of New York, for the purpose of operating electrical call boxes in connection with telephones, telegraph and other systems, for providing calls and signals for messages and messengers, was opened.

The hearing was fixed for this day by resolution duly adopted June 14, 1907.

No one appeared in opposition to the proposed grant.

Hon. John J. Delany, of counsel for the company, appeared in favor of same.

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

The Secretary presented the following:

REPORT No. F-38.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
June 29, 1907.

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

SIR—Under date of June 7, 1907, the United Electric Service Company applied to the Board of Estimate and Apportionment for the right to lay wires and other conductors in the streets of The City of New York for the purpose of operating electric call boxes in connection with telephone, telegraph and other systems providing for calls and messenger service.

This subject has been investigated by the Engineer in charge of the Division of Franchises, and his report thereon is herewith submitted, with the recommendation that, should the Board approve of the terms and conditions proposed in this report, the proposed contract be entered on the minutes and be sent to the Corporation Counsel for approval as to form, and that a date be fixed for a final public hearing.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
July 2, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The United Electric Service Company (hereinafter referred to as the Service Company), under date of June 7, 1907, petitioned the Board of Estimate and Apportionment for the right to lay wires or other conductors in, over or under the streets and highways in The City of New York, for the purpose, as stated in the petition, of using said wires in electric operation of electrical call boxes in connection with telephone and telegraph and other systems for providing calls and signals for messengers and messages.

The petition was presented to the Board on June 14, 1907, and July 8, 1907, was fixed as a date for a public hearing, notice of which was to be advertised as provided by law, in the CITY RECORD and in two daily newspapers to be designated by the Mayor. The Mayor has designated the New York "Tribune" and the New York "Times."

An application for a similar franchise was made under date of June 28, 1905, by the United District Messenger Company (hereinafter referred to as the Messenger Company). This application was referred to the Comptroller, and was referred by him to the Bureau of Franchises.

An examination of the application showed that the Messenger Company was incorporated under the provisions of the Business Corporations Law. The question was, therefore, raised as to whether the Board had the legal right to grant a franchise to use the streets of the City for the purpose of conducting a messenger service business to a company incorporated under this law.

The Corporation Counsel, under date of March 17, 1906, rendered an opinion in which he stated that the company should be organized under the Transportation Corporations Law. This opinion was printed in full in the minutes of the Board of April 27, 1906, and the Board on that date adopted a resolution denying the application without prejudice to the applicant to present a new petition when organized under the Transportation Corporations Law.

The Service Company was, therefore, organized under Article VIII. of the Transportation Corporations Law, and the new application, the one in question, is now before the Board.

The certificate of incorporation of this company was filed in the office of the Secretary of State on November 16, 1906, and in the office of the County Clerk of New York County on June 7, 1907, and four of its seven directors and subscribers are the same as given in the certificate of incorporation of the Messenger Company.

The certificate of the Service Company is very broad in character, stating that the company is organized

"For the purpose of constructing, owning, using and maintaining a line or lines of electric telegraph, wholly within or partly beyond the limits of this State, pursuant to the provisions of article 8 of the Transportation Law, and for the purpose of constructing, maintaining, leasing and operating lines of electric telegraph for the private use of individuals, firms, corporations, municipal and otherwise, and for signal police and fire alarm, and establishing, maintaining, leasing and operating local systems of district telegraph, telephone and electrical service, such as now exist or may hereafter exist in cities, and establishing a system of electrical call boxes, which in connection with telephone, telegraph and other systems and appliances, shall provide calls and signals for messages, messengers, police, fire patrol, and other purposes and for the purpose of establishing and operating a system of watchmen and other signals."

The capital stock is given as five thousand dollars (\$5,000), divided into fifty shares of one hundred dollars (\$100) each.

The Service Company is not at the present time engaged in the operation of a messenger call system, but the Messenger Company has operated such a system for some time. It is the intention of the Service Company to absorb the business of the Messenger Company should it obtain a franchise from the City, and it is, therefore, necessary to give in detail the facts in regard to the Messenger Company.

The Messenger Company was incorporated in February, 1903, under the Business Corporations Law. The amount of its authorized capital stock is \$200,000, of which it is claimed the sum of \$160,000 has been issued and fully paid for, but no bonds are outstanding. It is at present engaged in operating a messenger call system. Business houses and residences are equipped with call boxes connected by wires with central offices, whereby messengers can be summoned at will. The boxes are installed and maintained by the company free of charge to the user; charges being made for messenger service actually rendered, excepting telegrams delivered to an office of the telegraph company, for which no charge is made.

The principal office of the Messenger Company is at No. 206 Broadway. Branch offices are located at No. 12 Cortlandt street; No. 55 New street; northwest corner of Sixth avenue and Forty-second street, and No. 211 Columbus avenue. The operations of the company are wholly within the Borough of Manhattan, and the districts served by the respective offices are the financial section and Broadway as far north as Chambers street, a district between Thirty-fourth and Forty-ninth streets, Fifth and Eighth avenues, and a district between Sixty-second and Seventy-seventh streets, Central Park West and Tenth avenue.

At present, the company claims to be operating nearly 2,000 call boxes, for which about 100 miles of wire are required.

### Necessity of a Franchise to the Company.

The Messenger Company owns no conduits or wires, it having no franchise in the City, and cannot legally, it is contended, lease duct space from the Empire Subway Company, Ltd., which company owns the low tension subways in the Boroughs of Manhattan and The Bronx, and is required by the terms of its franchise to lease duct space to all applicants having a franchise to use the streets. The Messenger Company, therefore, leases its wires from the New York Telephone Company, which company, as is well known, owns the Empire City Subway Company, Ltd.

The President of both the Messenger and the Service Company has made the following statements to me in relation to its dealings with the New York Telephone Company:

First—It has oftentimes been impossible to install messenger call boxes at a profit to the company because of the exorbitant charges made by the New York Telephone Company for the use of its wires.

Second—At the time of the application of the Messenger Company these charges were at the rate of \$108 per mile per annum for each pair of wires, and the minimum



charge was for one-quarter of a mile. Since that time the price has been reduced one-half, \$54 per mile per annum, but the New York Telephone Company has recently declined to lease any more wires to the Messenger Company.

Third—It has frequently occurred that the Messenger Company has been required to lease wires over a route very much greater in length than would be necessary if the company had the right to use the subways and lay its own wires.

For example, in order to connect the building at No. 111 Broadway with the branch office of the Messenger Company at No. 55 New street, the company was obliged to lease a wire from No. 42 Broadway to the Broad street central station of the New York Telephone Company at No. 95 Broad street; thence to Cortlandt street central station at No. 15 Dey street, and thence to No. 111 Broadway, thus necessitating the lease of about 4,400 feet of wire to reach points only about 900 feet apart.

I am informed that the charge made by the Empire City Subway Company for duct space is about \$800 per mile per annum for a duct capable of holding 200 pairs of wires or more. It is seen, therefore, if the company had a franchise a very large item of expense would be saved by renting duct space from the Empire City Subway Company, Ltd., and laying its own wires.

The company states that should it obtain a franchise and thus be in a position to reduce the operating expense, it intends to extend its field of operation to include fire and burglary alarm service in addition to the messenger call service, and it is upon these three services alone that I would propose that a franchise be granted to the Service Company.

#### Other Messenger Companies Operating in New York.

In addition to the United District Messenger Company there are two principal messenger companies in the City: one is the American District Telegraph Company of New York, which I am told has a contract with the Western Union Telegraph Company for the collection and delivery of its telegrams; the other is the Postal Telegraph-Cable Company, the principal business of which is that of telegraph, but maintains a messenger service in addition, for the purpose of collecting and delivering its telegrams and doing a general messenger business. It has been claimed that both of these companies are controlled, in a measure, by the same interests, and are closely allied with the telephone and subway companies in the City, and from this it will be seen that an independent messenger company attempting to do a business in New York would be in competition with both of these telegraph companies, which control a messenger business, and that both such telegraph companies would in all probability work together in competition with the independent company.

The business of burglary alarm service is largely conducted by the Holmes Electric Protective Company, which operates over the wires of the New York Telephone Company.

This company reports a capital stock actually paid in of \$1,000,000, and is the successor of one or more companies which formerly occupied the field.

#### Conditions for the Proposed Franchise.

Scope of Franchise—The application of the Service Company recites that the application is for the right to lay wires in the streets

"To be used in electric operation of electric call boxes in connection with telephone, telegraph or other systems for providing calls or signals for messages and messengers."

It appears from the wording of this that the system which the Service Company wishes to maintain is not definitely stated. It is, however, the intention of the Company to operate in addition to the messenger call service a burglary and fire alarm system. I would suggest, therefore, that the franchise should definitely describe the purpose for which the wires are to be laid, and limited to three classes of service, namely: Call boxes for messengers, fire alarm and burglary alarm.

Rates to be Charged by the Company—The old companies, i. e., the American District Telegraph Company and the Postal Telegraph-Cable Company's Messenger Company, have, by the adoption of a common rate book, uniformly fixed and determined the charges for messenger service throughout the Borough of Manhattan, by dividing the borough into sections and making fixed charges or rates for service from one section to another. The schedule maintained in this rate book is higher than that formerly maintained by the American District Telegraph Company.

The Messenger Company, at the time when it made its application for the right to use the streets and furnish messenger service within The City of New York to the general public and to subscribers, offered to do so at rates which would be substantially less than the existing rates of the other two companies.

At the request of the Bureau of Franchises a more definite proposition was made by the company, and the following schedule was then proposed for messenger service.

In any direction from a district office or central station:

10 blocks .....	\$0.10
11 to 15 blocks .....	15
16 to 20 blocks .....	20
20 to 30 blocks .....	30
For each additional 10 blocks .....	05

An examination of this schedule and a comparison with those of the rate book just referred to disclosed the fact that the rates proposed by the applicant company would be, in numerous cases, the same or in excess of those now charged by the present companies.

This was brought to the attention of the manager of the Messenger Company for the purpose of determining whether the rates proposed could not be reduced, inasmuch as it was the express purpose of the said company to offer a schedule of rates lower than those of other companies now operating, and, as a result of this consultation, it was proposed that for each additional twenty blocks or fraction thereof over thirty, the charge shall be five (5) cents. This reduces the cost for long distance to a considerable extent, but the rates for short distances are about the same as those now charged.

I would suggest that these rates be incorporated in the contract of the Service Company, and that the Board reserve to itself the right to regulate all the rates of the Service Company in the future, provided such rates so fixed shall be reasonable and fair, and that the rates given in the above schedule, with the exception of the last item, which should be five cents for each additional twenty blocks, be fixed as the maximum which the company may charge.

The rates for fire and burglary alarm service varies materially with the circumstances under which the service is rendered, and it would seem impossible to fix the maximum rates in a franchise, but the usual clause, giving the Board the right to regulate rates, provided they are reasonable and fair, during the term of the grant, would, no doubt, give the City sufficient power to prevent the charging of excessive rates for this class of service. I would therefore suggest that no attempt be made to fix rates for this class of service in the franchise.

There are at the present time three or four private fire alarm companies which maintain systems connecting their central offices with Fire Department Headquarters. It cannot be doubted that the work performed by these companies is of great value to their subscribers, and the public will be generally benefited if the applicant company secure permission to connect with Fire Department Headquarters, so that the Fire Department may be promptly notified in case its services are needed.

I believe should this company obtain a franchise it should receive the privilege of connecting with the Fire Department Headquarters, as well as the other companies now operating the fire alarm system.

Reduced Rates to the City—Heretofore it has been the custom to reserve for the use of the City either one or two ducts in each of the subways constructed by companies receiving a franchise to lay wires in the streets. It is impossible to make such a reservation in this franchise, however, since the company is not authorized to construct subways, but merely to lay wires in existing subways. Some of the companies receiving franchises have been required to furnish free service or service at reduced rates. I therefore suggest in this case that the company be required to install, free of charge, signal apparatus in City offices situated within the section of the City in which the company may be operating, at any time when directed by the Board of Estimate and Apportionment, and that service be rendered to such offices at seventy-five (75)

per cent. of the rates charged by the company for similar service to any individual or corporation.

Subways—The Messenger Company has never attempted to develop messenger service in any borough of the City except Manhattan, and it is claimed that even in the Borough of Manhattan the districts in which the service is profitable are limited, and that the districts in which this business is profitable have been largely developed. In view of this fact, it was suggested to the president of the applicant company that the franchise be limited to the Borough of Manhattan. This suggestion was made for the further reason that there are no subways in other boroughs, with the exception of part of the Borough of The Bronx, in which the company could place its wires. In the Borough of Manhattan the company could place its wires in the ducts of the Empire City Subway Company, which company, as before stated, maintains subways under a franchise from the City and is obliged to furnish space to companies having a franchise. If the company were given a franchise in other boroughs of the City, it would be necessary to construct subways for the purpose of laying its wires. As but few wires are required for this business, it would be, therefore, necessary to tear up the streets for the purpose of constructing a subway containing three or four ducts. The plan of limiting the franchise to the Borough of Manhattan only was agreed by the president of the company to be satisfactory.

I wish, however, to again call your attention to a matter which I have brought up on several occasions in reports to you and to the Board, and that is that now is an opportune time for the City to consider the construction of subways throughout the City for the purpose of furnishing space to companies requiring the use of ducts. A suit is now pending by the City against the Empire City Subway Company for a forfeiture of its subways.

I believe it is to the best interest of the City to own its own subways. It would prevent, in a great measure, the frequent destruction of the street pavement for that purpose, and I believe a considerable revenue would be earned by leasing the space therein.

There have been several applications before the Board for franchises by companies requiring the use of subways, and in a report upon a recent application of this character, namely, that of the New York Cahill Telharmonic Company, it was suggested that the franchise of that company be limited to the Borough of Manhattan and that portion of the Borough of The Bronx west of the Bronx river. This recommendation was made for the reason that I have stated above, namely, that there are no subways in which the company may lease space outside of the boroughs of Manhattan and The Bronx.

I would suggest that the franchise to the Service Company be limited to the Borough of Manhattan, and I have so drawn the proposed form of contract attached hereto.

Term of Grant—Inasmuch as there is no authority proposed to construct subways in which to lay the wires, the initial cost of construction will be comparatively little. It would seem that the company could well afford to establish a business under a much shorter term of grant than could a company which is required to construct subways. A further reason for this is that the construction and maintenance of the wires required by the company, though an essential feature of the equipment, is not by any means the largest item of expense, the wires required being comparatively few. A larger item is the expense of delivering messages. Of course, for the fire and burglary alarm, this company proposes to maintain in addition to the messenger service, the installation of the wires is the largest expense. I would suggest that the term of grant be fixed for a term of fifteen years, with a privilege of renewal for a further term of ten years.

Compensation and Security Deposit—It has been stated that the messenger service business has been developed to the point that very little net profit is received by the companies now operating such a service. The correctness of this statement seems to be borne out by the fact that the gross receipts of the American District Telegraph Company have, during the last few years, been constantly diminishing. The President of the Service Company states that there are very few sections of the city that have not been fully developed by the messenger companies now operating. Any increase in the business, therefore, of the Service Company, as the proposed successor to the Messenger Company, must be due to the successful competition by furnishing better service at a less cost to the subscriber than that of the American District Telegraph Company and the Postal Telegraph-Cable Company.

The Service Company expects to be able to maintain these reduced rates for the reason that a considerable revenue is anticipated from the fire and burglary alarm system, which can be maintained by the use of the same wires which are necessary for the proposed call system.

The gross receipts of the Messenger Company at the present time are approximately \$60,000 per annum, and it is expected by the Service Company that this amount will be materially increased. I would, therefore, suggest that the company be required to pay percentages of the gross receipts for the privilege asked, with, however, fixed minimum sums:

1. During the first five years two (2) per cent. of the entire gross receipts, with a minimum of \$1,200 per annum.
2. During the succeeding five years three (3) per cent. of the entire gross receipts, with a minimum of \$2,500 per annum.
3. During the remaining five years four (4) per cent. of the entire gross receipts, with a minimum of \$4,500 per annum.

I would suggest that the initial payment be fixed at \$5,000, to be paid within thirty (30) days of the date on which the contract is signed by the Mayor.

For security deposit, I would suggest the sum of \$5,000 in either cash or securities.

Other Conditions—The other conditions proposed are those which have been heretofore recommended for franchises requiring the use of wires in the streets, without provisions in regard to construction and maintenance of subways, since this company will not be required to lay subways.

Should the Board approve of the terms and conditions proposed, I would suggest that the form of contract be entered on the minutes of the Board and sent to the Corporation Counsel for approval as to form, and to incorporate therein such conditions as, in his opinion, will be necessary to fully protect the interests of the City, and fix Friday, September 20, 1907, as a date for final public hearing.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

#### SYNOPSIS OF PROVISIONS OF CONTRACT.

Section 1. Right to operate messenger call boxes and burglar and fire alarm systems within the Borough of Manhattan.

Section 2.

First—Term of grant to be for fifteen (15) years, with privilege of renewal of ten (10) years upon a revaluation by appraisers.

Second—Property in streets to become property of City without cost at termination of grant, or to be removed by grantee at option of Board.

Third—Compensation to be paid to the City during the first fifteen (15) years. The amounts, how and when paid to the Comptroller.

Fourth—Assignee to be bound by the conditions of this contract as to payments. Compensation reserved, not to be considered as a tax.

Fifth—No assignment of franchise without consent of Board.

Sixth—Company to install messenger call boxes in City offices and furnish service at 75 per cent. regular rates.

Seventh—Construction and operation under control of all City authorities.

Eighth—All wires and cables to be laid in subways to be leased from company or companies having control of same.

Ninth—The company to have in operation 2,000 messenger call boxes in two years.

Tenth—Maps to be filed with Board showing ducts and wires.

Eleventh—The company to bear all expense of installation.

Twelfth—Board reserves right to change and regulate rates. Maximum rates which may be charged.

Thirteenth—No excessive deposit or advance payments to be required from subscribers. Unpaid bills never to be charged against property.

Fourteenth—Wires to be used for no other purpose than that for which right is hereby given, and never to be used for illegal purposes.

Fifteenth—The company to assume all liability to persons and property.



Sixteenth—Penalty for inefficient public service, \$100 per day. For failure to operate systems for a period of three consecutive months Board may declare the franchise terminated.

Seventeenth—Report to be made to the Comptroller giving gross receipts of the company and such other information as he may require. Comptroller has right to examine books and officers of company under oath.

Eighteenth—Reports to be filed annually with Board.

Nineteenth—Deposit of \$5,000 required for the faithful performance of terms and conditions of contract. Imposition of penalties by Comptroller.

Twentieth—In case of violation of contract, suit may be brought by Corporation Counsel to forfeit.

Twenty-first—If authority of Board of Estimate and Apportionment or other officer is transferred, then such other Board or officer shall act for City.

Twenty-second—Definition of "Notice."

Twenty-third—Covenant to obey provisions of contract.

#### UNITED ELECTRIC SERVICE COMPANY.

##### Proposed Form of Contract.

This contract, made this day of , 1907, 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 United Electric Service Company, a domestic corporation of the State of New York (hereinafter called the Company), party of the second part; witnesseth:

In consideration of the mutual covenants and agreements herein contained, the parties hereto do 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 lay, construct, maintain and operate suitable wires or other electrical conductors in conduits under the streets, avenues and highways within the territory comprised in the Borough of Manhattan, for the purpose of connecting by means of such wires, call boxes, or other signalling apparatus, to be placed upon the premises of the subscribers, with offices of the Company, and thereby maintaining and operating an electrical signal system for the calling of messengers, an electrical burglary alarm system and a fire alarm system, and for no other purpose whatsoever.

Section 2. The grant of this privilege is subject to the following conditions:

First—The said right and privilege to lay, construct, maintain and operate wires or other electrical conductors in conduits for the purpose aforesaid shall be held and enjoyed by the Company, its successors or assigns, for the term of fifteen (15) years from the date when this contract is signed by the Mayor, with the privilege of renewal of said contract for a further period of ten (10) years upon a fair revaluation of said 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 that sum required to be paid during the 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 ten (10) 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 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 the original contract, and their report shall be filed with the Board within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations without the presence of either party. They shall have the right to examine the books of the Company and its officers under oath. The valuation so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall in any event be less than the sum required to be paid for the last year prior to the termination of original term of this contract. If, in any case, the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Second—Upon the termination of this original contract or if the same 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 plant and property of the Company used for maintaining and operating an electrical signal system for the calling of messengers, an electrical burglary alarm system, and a fire alarm system within the streets and highways of the City shall become the property of the City without cost, and the same may be used by the City for any purpose whatsoever. If, however, at the termination of this grant, as above, the City, by the Board, shall so order by resolution, the Company shall on thirty (30) days' notice from the Board remove any and all of its wires, or other electrical conductors, or any portion thereof, from any or all of the streets and public places within the limits of the City.

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

The sum of five thousand dollars (\$5,000) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years of this contract an annual sum, which shall in no case be less than twelve hundred dollars (\$1,200), and shall be equal to two (2) per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of \$1,200.

During the succeeding five years of this contract an annual sum which shall in no case be less than two thousand five hundred dollars (\$2,500), and shall be equal to three (3) per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of two thousand five hundred dollars (\$2,500).

During the remaining five years of this contract an annual sum which shall in no case be less than four thousand five hundred dollars (\$4,500), and which shall be equal to four (4) per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of four thousand five hundred dollars (\$4,500).

The minimum annual sums herein provided for shall be paid to the Comptroller of the City in equal quarterly payments in advance on the first days of January, April, July and October of each year. Whenever the percentage required to be paid shall exceed the minimum amounts, such sum over and above such minimum shall be paid to the Comptroller on or before December 1 in each year for the year ending September 30 next preceding.

Fourth—The said annual charge or payments, as above specified, shall continue throughout the whole term of the original contract, notwithstanding any clause in any statute or in the charter of any other company providing for payments for similar rights or franchises at a different rate, and no assignment, lease or sublease of the rights or franchises hereby granted, or any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sub-lease 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 as to payments, any statute or any condition herein contained to

the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by said statute or its charter, and that it will not claim by reason thereof, or otherwise, exemption from liability to perform each and all of the conditions of this contract. Nothing herein contained shall apply to any mortgage or mere lienor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

It is agreed that any and all payments to be made by the terms of this contract by the Company to the City shall not be considered in any manner in the nature of a tax, but that such payments shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinance of the City or by any law of the State of New York.

Fifth—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, either by the act of the Company, its successors or assigns, or by operation of law, whether under the provisions of the statute relating to the consolidation or merger of corporations or otherwise, to any person or corporation whatsoever, nor shall the Company, its successors or assigns, in any manner consolidate or pool its stock, business or interests or enter into any agreement for a division of business interest or territory, or to prevent competition or a reduction in rates, or acquire, own or make use of or in any manner exercise control over any of the rights, privileges, franchises or stock, or use, own, control or operate any of the property, works, plants or appliances of any such persons or corporation without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in any wise notwithstanding, and the granting, giving or waiving of any one or more of such contents shall not render unnecessary any subsequent consent or consents.

Sixth—The Board may by resolution direct the Company to install free of charge messenger call boxes or fire alarm signals, with the necessary appurtenances thereto, in any or all of the offices of the City situated in the portion of Manhattan in which the Company shall be operating such apparatus.

Upon written notification of the Board to the Company that such resolutions have been adopted the Company shall install such apparatus free of charge, and shall furnish service at rates not to exceed seventy-five (75) per cent. of the rates charged by the Company to any other individual or corporation for similar service.

Seventh—The Company shall construct, maintain and operate its messenger and alarm system, subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters under the Charter of the City, and in strict compliance with all laws or ordinances, now in force or which may be adopted, affecting companies operating electrical conductors in the City.

Eighth—All cables and wires of the Company laid pursuant to this contract shall be placed in ducts conduits or subways (referred to in this paragraph as subways). Such subways shall be leased from the company or companies having control thereof under the provisions of law, or from the City should it succeed to the rights of such company or companies. If the City shall construct or acquire subways for electrical conductors in the Borough of Manhattan, the Company hereby agrees to lay its wires and conductors in such subways and the City agrees to lease to the Company such space as may be required for the operation of the signal and alarm systems hereby authorized.

Ninth—The Company shall, within two years from the date on which this contract is signed by the Mayor, have in operation at least two thousand (2,000) messenger call boxes, otherwise this grant shall cease and determine.

Tenth—The Company shall file with the Board, on the first day of November in each year, a map, plan or diagram upon which shall be plainly marked and designated the streets and public places in which are then laid and also those proposed to be laid, during the succeeding year, the several conduits and ducts necessary for the cables and wires used and to be used by the Company, together with a statement showing the number of ducts in each street and wires in each duct occupied.

Eleventh—It is a condition of this contract that the Company shall bear the entire expense of all work undertaken by reason of this grant.

Twelfth—During the term of this contract or its renewal, the Board shall have absolute power to regulate all charges or rates of the Company for this service, provided that such rates shall be reasonable and fair, but the Company shall not charge at any time during the term of this contract, or its renewal, rates for messenger service in excess of the following:

In any direction from a district office or central station:

10 city blocks .....	\$0 10
11 to 15 city blocks .....	15
16 to 20 city blocks .....	20
20 to 30 city blocks .....	30

—and for each additional 20 city blocks more than 30 city blocks, 5 cents.

Thirteenth—The Company shall not require nor receive from its subscribers any deposit or advance payment in excess of what is reasonably necessary to insure payment of current bills, and on such amounts so paid the Company shall pay interest at the statutory rate whenever such money is held for more than one month. Unpaid bills, unless due from its owner, shall never be charged against property, and no person not himself in arrears shall be denied service because any previous occupant of the same premises is in arrears to the Company for service.

Fourteenth—The wires of the Company shall be employed for no other purposes than those explicitly set forth herein, except by consent of the Board, and the Company binds itself not to lay, use, lease or operate wires for illegal purposes or to illegal places.

Fifteenth—The Company shall assume all liability to persons or property by reason of the construction or operation of the system authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or defaults of the Company.

Sixteenth—If the said Company, its successors or assigns, shall fail to maintain its structures in good condition throughout the full term of its occupancy of such streets the Board may give written notice to the said Company specifying any default on the part of said Company, and requiring said Company to remedy the same within a reasonable time, and upon the failure of the Company to remedy said default within a reasonable time the said Company shall for each day thereafter during which the default or defect remains pay to the City a sum of one hundred dollars (\$100) as fixed or liquidated damages, or the said City, in case such structures which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the said Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided.

If, for a period of three consecutive months, the messenger, fire alarm or burglary alarm systems of the Company shall not be operated, or if the same shall not be operated for a period of six months out of any consecutive twelve months, the Board may declare the right and franchise and this contract terminated without further proceedings in law or in equity.

Seventeenth—The Company shall at all times keep accurate books of accounts and shall, on or before November 1 in each year, make a verified report to the Comptroller of the City of the business done by the Company for the year ending September 30 next preceding. Such report shall contain a statement of the gross receipts received from the operation of the systems hereby authorized from all subscribers served by the Company, together with such other information and in such form and detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report and may examine its officers under oath.

Eighteenth—The Company shall submit a report to the Board not later than November 1 of each year, for the year ending September 30 next preceding, which shall state:

1. The amount of stock issued, for cash, for property;
2. The amount paid in as by last report;
3. The total amount of capital stock paid 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 amount of floating debt;
8. The total amount of funded and floating debt;



9. The average rate per annum of interest on funded debt;
  10. The amount of dividends paid during the year and the rate of same;
  11. The amount paid for damage to persons or property on account of construction and operation;
  12. The total income during the year, giving the amount from each class of business.
  13. The total expenses for operation, including salaries;
- and such other information in regard to the business of the Company as may be required by the Board.

For failure to comply with the foregoing the Company shall pay a penalty of one hundred dollars (\$100) per day until such statement is rendered, which may be collected by the Comptroller without notice.

Nineteenth—This grant is upon the express condition that the Company, within thirty (30) days after the execution of this contract, and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of the City the sum of five thousand dollars (\$5,000), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of the terms and conditions of the contract, especially those which relate to the payment of the annual charge for the franchise granted, in default of which payment of the annual charge the Comptroller, acting in behalf of the City, shall collect same with interest from such fund after five days' notice in writing to the Company. In case of failure of the Company to comply with the terms of this contract relating to the filing of annual statements and the commencement and increase of construction, or its neglect or refusal to comply with any demand or direction of the Board or other municipal officials, made pursuant to the terms of the contract, or under the authority of any laws or ordinances now or hereafter in force, in such case and in any of these events the Company shall pay to the Comptroller of the City a penalty of \$1,000 for each violation, and in case of any violation of the provisions relating to the illegal use of wires, the Company shall pay to the Comptroller of said City for each violation a penalty of not less than \$100, and not more than \$500, to be fixed by the said Comptroller.

The procedure for the imposition and collection of the penalties provided in the grant shall be as follows:

The Comptroller of the City, on complaint made, shall, in writing notify the Company, through its president, to appear before him on a certain day, not less than five days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears, in the judgment of the Comptroller, to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of \$5,000, and in default thereof the contract may be revoked at the option of the Board, acting in behalf of the City. No action or proceeding or rights under the provisions of the grant shall affect any other legal rights, remedies or causes of action belonging to the City.

Twentieth—In case of any violation or breach or failure to comply with any of the provisions of this contract, which shall have been continued for a period of three months after notice given by the Corporation Counsel, the same may be forfeited by a suit brought by the Corporation Counsel on notice of ten days to the Company.

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

Twenty-third—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,

[CORPORATE SEAL.]

By....., Mayor.

Attest:

.....City Clerk.

#### UNITED ELECTRIC SERVICE COMPANY,

[SEAL.]

By....., President.

Attest:

.....Secretary.

(Here add acknowledgments.)

The matter was then referred to a Select Committee consisting of the Corporation Counsel, Comptroller and Chief Engineer.

#### Queens Lighting Company.

A communication, dated June 18, 1907, was received from the Mayor's office returning, duly approved by the Mayor, resolution adopted June 14, 1907, fixing this day as the date for public hearing on the application of the Queens Lighting Company for a franchise, and designating the New York "Times" and the New York "Daily News" as the two newspapers in which notice of such hearing should be published.

Which was ordered filed.

The public hearing on the application of the Queens Lighting Company for a franchise to construct, maintain and use conductors and necessary appurtenances for transporting gas under and along certain streets, avenues and highways comprising a portion of the Borough of Queens, was opened.

The hearing was fixed for this day by resolution duly adopted June 14, 1907.

No one appeared in opposition to the proposed grant.

William J. Bolger, of counsel for the company, appeared in favor of same.

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

The Secretary presented the following:

REPORT No. F-40.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 1, 1907.

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 June 14, an amended petition was presented by the Queens Lighting Company for a franchise to lay mains and distribute gas in certain portions of the Borough of Queens, and the Board fixed July 8 as the date for a public hearing, at which time it was stated a report and form of contract would be presented.

I beg to submit herewith a report prepared by the Engineer in charge of the Division of Franchises, together with proposed form of contract. This proposed contract has been discussed with the officers of the applicant company, and they have agreed to almost every provision which is suggested. If the Board approves of the terms and conditions, it is recommended that they be entered upon the minutes and sent to the Corporation Counsel, and that September 20, 1907, be fixed as the date for a final public hearing.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
July 3, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The Queens Lighting Company (hereinafter referred to as the Queens Company) applied to the Board of Estimate and Apportionment under date of November 1, 1906, by a petition signed by Frank E. Wiske, a director of the Company, for the consent and permission of the Board to lay conductors for conducting gas through the streets, lanes, squares and highways in the villages and towns of Queens, Hollis and Jamaica, and in any part of the Borough and County of Queens, City and State of New York, and to lay, erect and construct thereon or therein suitable wires or other conductors, with the necessary poles, pipes or other fixtures, over and under the streets, avenues, public parks and places of any and all such cities, towns or villages in any part of said county for conducting and distributing electricity, and also to lay, construct and maintain suitable pipes and conduits or other fixtures in, on, over and under the streets, avenues, public parks and places of such county for the purpose of supplying steam.

This petition was presented to the Board at its meeting on December 7, 1906, and referred to the Bureau of Franchises for investigation and suggestions.

The Queens Lighting Company was formed by a certificate of incorporation filed in the office of the Clerk of the County of Queens on October 27, 1906, under the Transportation Corporations Law, and its objects were therein declared to be manufacturing and supplying of gas, electricity and steam in the Borough and County of Queens, and the acquiring, holding and disposing of stocks, bonds and other evidences of indebtedness of any corporation.

On February 6, 1907, this Bureau addressed to the attorney for the Company a communication requesting certain information upon which to base its report to the Board, which information was furnished on June 4, 1907.

The Company, by its counsel, on June 7, in a communication to the Board, withdrew its petition dated November 1, 1906, and submitted a new petition dated June 7, 1907, signed by the president of the Company, requesting the consent of the Board to the laying of conductors for conducting gas only, in a limited portion of the Borough of Queens, being the easterly part thereof.

With this petition the Company submitted a map setting forth the boundaries of the territory for which such new petition requested permission to operate in.

This territory, which is described in detail in section 1 of the proposed form of contract, consists of the easterly portions of the Third and Fourth Wards of the Borough of Queens, formerly the towns of Flushing and Jamaica, and embraces within its limits the sections known as Little Neck, Douglaston, Blackstump, St. Albans, Insdale, Westmoreland, Jamaica Gardens, Bellaire, Holliswood, Creedmoor, Queens, Springfield, Rosedale and Idlewild Park, of which the more populous sections appear to be Little Neck, situated at the northerly end of the territory; Queens, situated at or near the centre of the territory, and Springfield, situated near the southerly end of the territory.

These settlements are all situated on certain roads which appear to run practically through the entire territory, known as the Springfield road, Alley road and Main avenue, which connect with each other and form one continuous street, connecting Springfield, Queens and Little Neck. The territory itself, outside of these three sections, consists mainly of farm lands.

At the present time there is a large number of sections being developed by land operators throughout the entire territory giving promise of a large increase in population in the next few years. The territory contains about twenty square miles, and the Company estimates the population of the same to be about 10,000 people. There is no way of ascertaining just what the population of this section is, but it appears from the State Census of 1905 that the Third and Fourth Wards contain together a population of 72,322, an increase of 15,691 over and above the number of people in such wards in 1900, which increase was at the rate of about 5 per cent. a year.

No gas company is at the present time operating in the territory in which the Queens Company proposes to occupy, and it has submitted a petition of 386 residents of the eastern section of the Borough of Queens, requesting that such locality be provided with the proper facilities for gas by The City of New York.

From this petition, it appears that 46 signatures were obtained in Little Neck, 5 in Springfield and 48 in Queens, the rest not specifying the sections in which they reside.

#### RIGHTS CLAIMED IN THIS TERRITORY.

##### New York and Queens Gas Company.

This company is the successor of the Flushing Gas Light Company, a gas company formed by a certificate of incorporation filed in the office of the Secretary of State on October 12, 1855.

The Flushing Gas Light Company claims to have obtained the consent of the Commissioners of Highways of the Town of Flushing to lay its mains in the streets thereof for a period of fifty years from May 1, 1897.

A portion of the former town of Flushing is included in the territory in which the Queens Company desires to operate.

The New York and Queens Gas Company also claims to operate, under a perpetual lease, the alleged franchises of the Long Island Illuminating Company, to lay gas mains in the streets and roads in the Town of Jamaica, claimed under the consents granted to such company by the Town Board and the Commissioners of Highways of the Town of Jamaica on January 10 and January 16, 1896, respectively.

A portion of the former town of Jamaica is also included in the territory in which the Queens Company desires to obtain permission to operate.

##### Woodhaven Gas Light Company.

This company claims to have obtained the consent of the Supervisor, the Town Clerk, Justices of the Peace and Commissioners of Highways of the Town of Jamaica to lay its conductors in the streets and highways thereof under date of October 4, 1871, and the further consent of the Town Board of said Town under date of March 15, 1897, to lay its conductors in such streets and highways as were opened since October 4, 1871.

##### Jamaica Gas Light Company.

This company claims the consent of the Highway Commissioners of the Town of Jamaica to lay its gas pipes in the streets thereof on March 17, 1896, and the consent of the Town Board of such town to lay its gas pipes in the streets thereof for the period of fifty years from March 15, 1897.

##### Richmond Hill and Queens County Gas Light Company.

This company claims to have obtained the consent of the Highway Commissioners of the Town of Jamaica to lay its gas pipes in the public streets and highways thereof on March 10, 1896, and the consent of the Board of Town Officers of such town under date of February 14, 1896.

These companies appear, however, to have limited their operations to the more populous districts of the Third and Fourth Wards, and I have been informed by the counsel for the Queens Company that none of such companies are at present operating in the territory in which such Queens Company desires to obtain the consent of the Board to lay its mains.

#### PLANS OF THE QUEENS COMPANY.

In answer to my request, the Queens Company has furnished me certain information as to its proposed operations, from which it appears that it proposes to furnish gas manufactured by the Lowe process for the manufacture of water gas, and estimates the cost of manufacture and distribution of the same to be about 90 cents per thousand cubic feet, without allowing for interest or depreciation.



It states, however, that this cost will be reduced in time as the territory becomes more thickly populated and the number of consumers increases.

The plant to be erected by the Company, if the Board grants its application, will be able to furnish 40,000,000 cubic feet of gas per annum within five years after it begins its operations, and the estimated cost of the same, including street mains, buildings, real estate, etc., is stated to be about \$82,500.

To provide the necessary capital for this expenditure the Company proposes to apply to the Public Utility Commission for permission to increase its capital stock from \$10,000, the present authorized capital stock of the company, to \$250,000.

It states that it will be in a position to furnish gas to consumers within one year after it obtains permission to lay its mains in the public streets, and agrees to lay five miles of mains within two years after it obtains such permission.

It also agrees to furnish gas to the City and private consumers at the rates fixed by law, being chapter 736 of the Laws of 1905, and chapter 125 of the Laws of 1906.

The request is made, however, that the term of this franchise be for a period of twenty-five years, with the right of renewal for a further period of twenty-five years, as it will probably be some time before the company will be able to make any return to investors in its securities, and for that reason desires the franchise on terms which will be attractive to such investors.

As payment for the privilege desired, the Company suggests an initial payment of \$500, and subsequent payments based upon the gross receipts of the Company, as follows:

One per cent. during the first ten years,  
Two per cent. during the succeeding five years,  
Three per cent. during the succeeding five years,  
Five per cent. during the remainder of the term of the original contract,  
—and agrees to deposit with the Comptroller of The City of New York the sum of \$1,500, either in money or in securities, as a security fund for the performance of the provisions of the contract.

#### PROPOSED CONDITIONS FOR THE CONTRACT.

##### Term of Grant.

This Company was incorporated on October 27, 1906, for a period of fifty years under article 6 of the Transportation Corporations Law, and I would, therefore, propose that the original contract terminate on October 27, 1931, with the privilege of renewal for twenty-five years, being to the date on which the corporate existence of the Company terminates.

As is usual in these grants, I would propose that the property of the Company laid in the streets under and in pursuance of this contract revert to the City upon the termination of the contract, and that the City reserve the privilege of purchasing the plant and property not in the streets at the fair value of the same.

##### Compensation for Grant.

As I have already stated, the Company has suggested, as compensation for the rights desired, the sum of \$500, as an initial payment, and the further sums, based on its gross receipts, of 1 per cent. during the first ten years; 2 per cent. during the next five years; 3 per cent. during the next five years, and 5 per cent. during the last five years of this original contract, but has not suggested any minimums for these percentages.

In view of the prospective value of the grant, the territory in which the Queens Company proposes to operate appearing to be in the process of development, I would suggest that the Company pay an initial sum of not less than \$1,000, and the percentages of gross receipts suggested by it, with the following minimums:

From the date of the signing of this contract to October 27, 1911, 1 per cent. of its gross receipts, with a minimum of \$250; during the next five years, 1 per cent. of its gross receipts, with a minimum of \$500; during the next five years, 2 per cent. of its gross receipts, with a minimum of \$1,000; during the next five years, 3 per cent. of its gross receipts, with a minimum of \$1,500; during the last five years of this original contract, 5 per cent. of its gross receipts, with a minimum of \$2,500.

These minimum payments are based on the estimate of the Company that it will furnish 40,000,000 cubic feet of gas per annum within five years after it begins its operations, with a reasonable allowance for increase of output during the term of the grant.

I would also suggest that the Company be required to deposit with the Comptroller the sum of \$1,500 in cash or securities, as a security fund for its compliance with the provisions of this contract, such amount having been agreed to by the representatives of the Company.

##### Price of Gas.

Chapter 736 of the Laws of 1905 has fixed the price that the Company may charge the City for gas furnished to it at 75 cents per thousand cubic feet, and the Company has agreed to comply with its provisions, and such price has been fixed as a maximum in the proposed contract.

Under chapter 125 of the Laws of 1906, the Company will be obliged to supply gas in that portion of its territory lying in the Fourth Ward, Borough of Queens, at \$1 per thousand cubic feet, and in the portion of its territory lying in the Third Ward at \$1.20 during the year 1907, \$1.15 during the year 1908, \$1.10 during the year 1909, \$1.05 during the year 1910, and \$1 thereafter.

The Company has in this case also agreed to comply with the provisions of this statute.

In regard to the prices to be charged by the Company for furnishing street lighting, the Company's representatives have suggested that it be allowed to charge \$19 per annum for 3-foot burner open flame lamps, and \$28 per annum for mantle lamps. These prices, however, appear to be a little high, and I would suggest instead that the City fix the prices at \$17 for a 3-foot burner open flame lamp, and \$25 for a mantle lamp.

These prices appear to be fair to the Company, and are slightly in excess of those which are proposed for the New York and Richmond Gas Company, in my report to you under date of April 8, 1907.

It may be that the City will desire to light the streets in that section in places to which the mains of the Company might not be laid, and for that reason I would suggest that it be required to furnish naphtha lamps to the City, and I have inserted a provision in the proposed contract, requiring the Company to do so.

From an examination of the bids for this class of service for the years 1906 and 1907, it would appear to me that a sufficient price to allow for the same would be \$20 for open flame naphtha lamps and \$27 for mantle naphtha lamps.

##### Other Provisions of Proposed Contract.

The proposed form of contract for the granting of this right follows closely that suggested by me for the New York and Richmond Gas Company, except that in view of the fact that this Company will be required to build a plant and invest a large amount of money in starting its operations, while the New York and Richmond Gas Company already had a plant in operation sufficient to supply the territory in which it applied for the right to operate, and was not under the necessity of expending any further sum than that required to extend its street mains into the Fifth Ward of the Borough of Richmond, I have thought it only fair to the Queens Company that the City be somewhat more lenient in fixing the conditions under which it is to operate.

The passage of chapter 429 of the Laws of 1907, establishing the Public Service Commissions, has tended to render unnecessary the insertion of the provisions suggested in the case of the New York and Richmond Gas Company, vesting in the Board the power to control the capitalization of the company, etc., as the power to regulate these matters has been vested in such Commissions by the said act.

With the exception of these provisions, the proposed form of contract for the Queens Company is similar to that proposed for the New York and Richmond Gas Company, and the representatives of the Queens Company have consented to all the material provisions of the same except the provision in regard to the price that may be charged by the Company for street lighting which is somewhat lower than the prices suggested by it, and the sum suggested as initial payment for the privilege.

The counsel for the Company has agreed to the insertion in the proposed form of contract of a provision requiring it to repair street lamps at the same rates as those suggested for the New York and Richmond Company.

#### SUGGESTION FROM THE PRESIDENT OF THE BOROUGH OF QUEENS.

In reply to a communication of this Bureau, the President of the Borough of Queens transmitted a letter in which he stated:

"This territory is growing very rapidly, and as I feel that the laying of gas mains would be of material advantage, I hope that the application will be given favorable consideration."

"I would suggest that provisions be made in the grant that they furnish gas for street illuminating at a price not to exceed twenty-five dollars per light, including maintenance."

I have followed the suggestion of the President in fixing the price that the Company might charge for street lighting by mantle lamps at the rate of \$25 per lamp per year.

The Board on June 14, 1907, fixed Monday July 8, as the date on which public hearing will be held on the petition of this Company.

Should the Board approve of the terms and conditions proposed, I would suggest that the form of contract be entered on the minutes of the Board and sent to the Corporation Counsel for approval as to form, and to incorporate therein such conditions as, in his opinion, will be necessary to fully protect the interests of the City, and fix Friday, September 20, 1907, as a date for final public hearing.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

#### Synopsis of Provisions of Contract.

##### Section 1. Grant of franchise.

##### Section 2:

First—Term of privilege with customary provisions for renewal.

Second—Giving City right to take over property in streets at end of renewal term, free of charge, and other property at value of same, or to require Company to remove its mains from the streets.

Third—Compensation for grant.

Fourth—Annual charge to continue throughout whole term of contract or renewal.

Fifth—Plant not to be a nuisance, and Company to obtain consent of Board to location and plans for same.

Sixth—Regulating operations, laying of mains, etc., under supervision of local authorities.

Seventh—Company to bear entire expense of work.

Eighth—Requiring Company to lay a certain amount of mains after signing of contract.

Ninth—Company to relay mains at own expense whenever required to do so by any work of public improvement.

Tenth—Commissioner of Water Supply, Gas and Electricity may direct Company to extend main.

Eleventh—Construction and operation to be in latest approved manner.

Twelfth—Company to file map of mains.

Thirteenth—Quality and pressure of gas to be furnished.

Fourteenth—Company to furnish Commissioner of Water Supply, Gas and Electricity apparatus to test gas, if required, and to correct defects.

Fifteenth—Rates to be charged by Company.

Sixteenth—Company required to bid for lighting.

Seventeenth—Rates for repairs, etc., to street lamps.

Eighteenth—Board may regulate rates.

Nineteenth—Company to furnish gas to consumers within one hundred feet of mains as required by law.

Twentieth—Company to assume liability by reason of erection and operation of gas system.

Twenty-first—Rights not to be assigned without consent of Board.

Twenty-second—Waiver of right to purchase stock and bonds without consent of Board.

Twenty-third—Annual report to Board.

Twenty-fourth—Penalties. Company to comply with chapter 129 of the Laws of 1907.

Twenty-fifth—Report to Comptroller.

Twenty-sixth—For breach of contract same may be forfeited.

Twenty-seventh—Security fund and collection of penalties.

Twenty-eighth—Successors of present authorities vested with rights of present authorities.

Twenty-ninth—Description of notice, demand or direction to Company.

Thirtieth—Grant subject to interest of abutting owners on streets and not to be deemed exclusive.

Thirty-first—Provisions of contract are in addition to laws of State to be observed by the Company.

Section 3. Covenant on part of Company to comply with contract.

[Note—The proposed form of contract, as submitted by the Division of Franchises, is incorporated in and made a part of the resolution below.]

The following was offered:

Whereas, The Queens Lighting Company has, under date of June 7, 1907, made application to this Board for a grant of the right, privilege and franchise to construct, maintain and operate pipes, mains, conductors and necessary appliances in, under and along the streets, avenues, highways and public places within that portion of the Borough of Queens as described in said petition for the purpose of supplying gas for lighting the streets and to public and private consumers; and

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

Whereas, In pursuance to such laws this Board adopted a resolution June 14, 1907, fixing the date for public hearing thereon as July 8, 1907, at which citizens were entitled to appear and be heard, and publication was had for at least two days in the New York "Daily News" and the New York "Times," newspapers designated by the Mayor, and in the CITY RECORD for ten days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for and proposed to be granted to the Queens Lighting Company and the adequacy of the compensation proposed to be paid therefor; now therefore it is

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

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

#### QUEENS LIGHTING COMPANY.

##### Proposed Form of Contract.

This contract, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 190\_\_\_\_, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the Queens Lighting Company, a corporation



formed under and pursuant to the Laws of the State of New York (hereinafter called the Company), party of the second part, witnesseth

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to lay, construct, maintain and operate suitable pipes, mains or other conductors with the necessary service pipes and connections therewith, for conducting gas through the streets, lanes, alleys, squares and highways now opened or which may hereafter be opened, in that portion of the Third and Fourth Wards of the Borough of Queens, as constituted by section 1581 of chapter 466 of the Laws of 1901 (the Greater New York Charter), bounded and described as follows:

Commencing at the point on the southerly shore of Little Neck Bay, where the boundary line between The City of New York and the County of Nassau intersects the same; thence southeasterly along said southerly shore of Little Neck Bay to the creek known as Alley creek; thence southerly along the line of the centre of said Alley creek to a point where the same extended would meet West Alley road; thence westerly along said West Alley road to where the same intersects and joins Rocky Hill road; thence southerly along said Rocky Hill road to the point where the same intersects and joins Black Stump road; thence westerly along said Black Stump road to a point where the same intersects and joins the road known as Brushville road and Holliswood avenue; thence southerly along said road known as the Brushville road and Holliswood avenue to a point where the continuation of the same is known as Flushing avenue; thence continuing southerly along said Flushing avenue to a point where the same joins and intersects Hillside avenue; thence easterly along said Hillside avenue to a point where the same joins and intersects Carpenter avenue; thence southerly and southwesterly along said Carpenter avenue to a point where the same joins and intersects Pocahontas avenue; thence southwesterly along said Pocahontas avenue to where the same joins and intersects the right of way of the Long Island Railroad Company, otherwise known as Atlantic avenue; thence westerly along the right of way of the Long Island Railroad Company, otherwise known as Atlantic avenue, to a point formed by the intersection of such right of way of the Long Island Railroad Company, otherwise known as Atlantic avenue, Farmers avenue and a road known as the Old Country road or Hollis road; thence southerly across said road known as the Old Country road or Hollis road to Farmers avenue; thence southerly along said Farmers avenue to a point where the same meets Locust avenue, at or near Central avenue; thence southwesterly along said Locust avenue to a point where the same joins and intersects the road known as Rockaway road; thence northwesterly along said Rockaway road to a point where the same joins and intersects the road known as the Three Mile Mill road; thence southwesterly along said Three Mile Mill road to a point where the same reaches Jamaica Bay, near Cornell's creek; thence easterly along the northerly shore of Jamaica Bay to the boundary line between The City of New York and the County of Nassau; thence northeasterly along said boundary line between The City of New York and the County of Nassau, as present constituted, to the point or place of beginning. Being all that portion of the Third and Fourth Wards of the Borough of Queens, City of New York, embraced within such boundaries, as more clearly shown on the map or plan attached to this contract and certified to by the President of the Company, and dated June 4, 1907.

Sec. 2. The grant of this privilege is in consideration of and subject to and conditioned upon the performance and observance of the following conditions:

First—The said right to lay, construct, maintain and operate pipes, mains or other conductors for conducting gas in the above described territory shall be held and enjoyed by the Company, its successors or assigns, from the date when this contract is signed by the Mayor until the twenty-seventh day of October, nineteen hundred and thirty-one, with the privilege of renewal of said contract for a further period of twenty-five (25) years upon a fair revaluation of said right and privilege. Such revaluation shall be of the right and privilege to maintain and operate such a gas system by itself, and is not to include any valuation derived from the ownership, operation or control of any other gas, electric or other system used for the purpose of supplying light, heat or power, by the Company, its successors or assigns.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board, or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time, not earlier than two years and not later than one year, before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but the annual sum to be paid by the Company to the City under such renewal shall not be less than the sum required to be paid during the last year of this original contract.

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with such other fixing the rate of such compensation at such amount as shall be reasonable, but no annual sum thus fixed shall in any event be less than the sum required to be paid by the Company to the City during the last year of this original contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate at such amount as shall be determined by three disinterested freeholders, selected in the following manner:

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

Second—Upon the termination of this original contract, or if the same is renewed, then upon the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, if the Board shall so elect, the mains, service pipes and street lamps erected and located by the Company in the territory designated in section 1 of this contract, including all property erected or located by it in the public streets or roads of the City, as the same now exist or may be extended, and in all new streets or roads which may be hereafter opened in that portion of the Borough of Queens, constructed pursuant to this contract, shall become and be the property of the City, without compensation therefor, and the same may be used by the City for any purpose whatsoever. If the Board shall so elect, upon the termination of this grant for any cause, the plant and property erected and located by the Company pursuant to this contract, in that portion of the Borough of Queens as bounded and described in section 1 of this contract, including the buildings, plants, holders, meters, house fittings and all property not situated in the public streets or roads used by the Company in the manufacture and distribution of gas to street lamps and public and private buildings in said territory, shall become and be the property of the City on payment to the Company of the value of the same, as fixed by three disinterested freeholders, appointed and paid in the same manner and with the same powers as appraisers appointed upon any renewal of this original contract, as above set forth, but such valuation shall in no case be greater than the value of such property as shown by the last report submitted by the Company to the Board, as required by the terms of this contract, and shall not include any compensation for any value which such property may have by reason of this grant.

If, however, at the termination of this grant for any cause, as aforesaid, the City, by the Board, shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of its pipes, mains and conductors

from all the streets and public places within the limits of the territory in which it is authorized to operate by this contract.

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

1. One thousand dollars (\$1,000) in cash within thirty days after the signing of this contract.

2. During the period between the date on which this contract is signed by the Mayor and the twenty-seventh day of October, nineteen hundred and eleven, an annual sum which shall in no case be less than two hundred and fifty dollars (\$250), and which shall be equal to one (1) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of two hundred and fifty dollars (\$250).

3. During the succeeding five years of this original contract an annual sum which shall in no case be less than five hundred dollars (\$500), and which shall be equal to one (1) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of five hundred dollars (\$500).

4. During the succeeding five years of this original contract an annual sum which shall in no case be less than one thousand dollars (\$1,000), and which shall be equal to two (2) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of one thousand dollars (\$1,000).

5. During the succeeding five years of this original contract an annual sum which shall in no case be less than one thousand five hundred dollars (\$1,500), and which shall be equal to three (3) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of one thousand five hundred dollars (\$1,500).

6. During the last five years of this original contract an annual sum which shall in no case be less than two thousand five hundred dollars (\$2,500), and which shall be equal to five (5) per cent. of the gross receipts of the Company in the territory in which it is authorized to operate under the terms of this contract, if such percentage shall exceed the sum of two thousand five hundred dollars (\$2,500).

All the sums herein provided for shall be paid to the treasury of The City of New York on November 1 of each year, and shall be for the amount due to September 30 next preceding.

Fourth—The said annual charge or payments shall continue throughout the whole term of the privilege hereby granted, whether original or renewal, as hereinbefore provided, notwithstanding any clause in any statute or in the charter of any gas or other company providing for payments for similar rights or franchises at a different rate, and no transfer, sale, assignment, lease or sublease of the rights or franchises hereby granted, whether original or renewal, or any part thereof, shall be valid or effectual for any purpose unless the said transfer, sale, assignment, lease or sublease shall contain a covenant on the part of the transferee, purchaser, assignee or lessee that the same is subject to all the conditions of this contract and that the transferee, purchaser, assignee or lessee assumes and will be bound by all of said conditions, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said transferee, purchaser, assignee or lessee waives any more favorable conditions created by said statute or its charter, and that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this contract.

It is agreed that any and all payments to be made under the terms of this contract by the Company to the City shall not be considered in any manner in the nature of a tax, but that such payments shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid by any ordinances of the City or by any law of the State of New York.

Fifth—The plant, manufactory or works of this Company which may be erected under the privilege contained in and granted by this contract for the purpose of manufacturing and furnishing gas, shall be constructed so as not to be in any way detrimental to the public health, nor otherwise create a nuisance. Before the construction of any plant, holder or other apparatus used in the manufacture or storage of gas the Company shall obtain the approval of the Board to the location and the plans for the construction of the same.

Sixth—The Company shall construct, maintain and operate its gas system, mains, conductors, service connections and pipes subject to the supervision, control and inspection and to the entire satisfaction of the proper authorities of the City who have jurisdiction in such matters, under the Charter or ordinances of the City, or under the provisions of this contract, and the entire expense of such supervision, control and inspection shall be borne by the Company.

Before opening any street, lane, alley or public place to lay or to begin the laying of any mains, conductors, pipes or service connections, the Company shall submit to the President of the Borough of Queens and the Commissioner of Water Supply, Gas and Electricity, working plans which shall include and show in detail the proposed location and method of construction of said mains, conductors, pipes or service connections, and the mode of protection or changes in all subsurface structures required by the construction of such mains, conductors, pipes or service connections, and shall obtain from these officials, if such working plans are approved, permits for the construction of such work.

Wherever the pipes or conductors of the Company in any part of the Borough of Queens are to be laid under or adjoining a railroad track, the work of trenching for and laying the same shall be conducted so as to interrupt as little as possible the running of cars thereon, and when the work is finished, the track and street, avenue or public place shall be replaced and repaved by said Company in as good condition as before the commencement of the work.

Whenever the Company shall open any street, avenue or public place in the territory in which it is granted the privilege to operate by this contract, for the purpose of laying pipes or conductors, then the Company, when restoring the pavement of said street, shall do so in accordance with the specifications for the construction of said pavement, and the Company shall also, at its own cost and expense, maintain the same in good condition, and at the proper grade and curvature, for the period of one year from the time of its restoration, whether the same had been restored by the said Company or by the City authorities, as hereinafter provided. When streets paved with improved pavements, on which the contractor's guarantee has not expired through time, are to be paved, the Company shall have the power to arrange with the contractor to open and relay such pavements under an agreement or contract.

If the Company at any time, after five days' notice from the President of the Borough of Queens, shall neglect or refuse to restore, repave or maintain any pavement in accordance with the provisions of this contract, then the President of the Borough of Queens may restore, repave or maintain the same, and the cost of such restoration, repavement or maintenance, with legal interest thereon, shall be a proper charge against, and may be deducted from, the security fund to be deposited by the Company with the Comptroller, as hereinafter provided.

Seventh—It is a condition of this contract that the Company shall bear the entire expense of all work undertaken by reason of this grant.

Eighth—Within three (3) months after the execution of this contract by the Mayor, the Company shall commence the laying of mains, and within two (2) years thereafter shall have laid and in operation at least five miles of mains within the streets in the territory in which it is hereby granted the privilege to lay its mains, and shall supply gas through the same to the sections known as Queens and Little Neck. The Company shall also, within ten (10) years thereafter have laid, ready to supply gas through the same, a main or conductor, as follows: Commencing at or near Little Neck Bay, then through Main avenue to Alley road; through Alley road to Springfield road, and through Springfield road to Rockaway road; also, from Alley road, along Rocky Hill road and Hillside avenue to the section known as Holliswood. From and after five (5) years from the date of the signing of this contract the Company shall also lay such further mains as may be directed by the Board. Unless the provisions of this paragraph be fulfilled by the Company, this grant shall cease and determine.

Ninth—In the event that the City finds it necessary to change the grade or line of any street, road or avenue now existing, or which may hereafter be opened in any part of the Borough of Queens, or place therein any new structures, or change the location of any structure therein, the Company agrees that it will make no claim or attempt to obtain any compensation for its expense in relaying or replacing its mains, if the same is necessary to conform to such improvement in or of such street, road or avenue, in the territory in which it is hereby granted the right to lay its mains.



Tenth—The Company shall, upon being directed to do so by the Commissioner of Water Supply, Gas and Electricity, extend its mains to such places and along such streets as he may direct, but shall not be required to lay a greater length of main or conductor during any one year than that hereinbefore prescribed, provided, however, that if any public building or public lamps the Commissioner desires to be lighted are situated within one hundred (100) feet of any main or conductor of the Company in a public street, avenue or highway, then and in that case the Company shall be required to extend the same, in addition to the above, in compliance with section 65 of the Transportation Corporations Law (chapter 566 of the Laws of 1890), and a public lamp shall be deemed a building or premise within the meaning of such section.

Eleventh—The gas plant, mains and all appurtenances thereto shall be constructed and operated in the latest approved manner, and shall be operated with the most modern and improved appliances. The gas furnished by the Company shall be of the best quality, and the supply shall be continuous for twenty-four hours in each day during the term of this contract, or any renewal thereof, except for interruption from unavoidable causes over which the Company shall have no control.

Twelfth—The Company shall file with the Board on or before the first day of November in each year a map, plan or diagram, showing the boundaries of the territory in which the Company is authorized to lay its mains by this contract, upon which shall be plainly marked in black the mains laid, up to September 30 of the year preceding, and in red the mains laid during the year ending on the 30th day of September next preceding the date of the filing of such map, plan or diagram. This map, plan or diagram shall have a statement thereon of the number of miles of mains laid up to the 30th day of September of the preceding year, and of the number of miles of mains laid during the year ending on the 30th day of September next preceding the date of the filing of the same, in the words and figures following, viz:

Number of miles of mains laid up to September 30, 19	:	miles.	feet.
Number of miles of mains laid during the year ending September 30, 19	:	miles.	feet.

—and shall be certified by the Secretary of the Company. Copies of this map, plan or diagram shall also be filed in the office of the Department of Water Supply, Gas and Electricity, and in the office of the President of the Borough of Queens.

Thirteenth—The gas to be furnished by the Company shall be of the standard at present fixed by law. Said gas shall have an illuminating power of not less than twenty-two sperm candles of six to a pound, burning at the rate of one hundred and twenty grains of spermaceti per hour, tested at a distance of not less than one mile from the distributing holder by a burner consuming five cubic feet of gas per hour, and each one hundred cubic feet of gas shall not contain more than five grains of ammonia nor more than twenty grains of sulphur, nor more than a trace of sulphuretted hydrogen. Provided, however, that should a new process be hereafter generally used to manufacture gas of a higher standard than the gas at present manufactured by the Company, then the Company binds itself to furnish gas equal to that furnished by such new process, should the same be ordered by the Board. And the Company further binds itself to furnish gas of superior candle power and quality to that herein set forth or ordered by the Board whenever required to do so by any general or local act of the Legislature, and such act shall be deemed a modification of this agreement, but no act providing for the furnishing of an inferior quality of gas shall be deemed to in any way affect the provisions of this agreement. The pressure of said gas shall not exceed that fixed by law.

Fourteenth—The Company agrees to provide and furnish to the Department of Water Supply, Gas and Electricity the necessary apparatus and station to conduct tests to ascertain the pressure and quality of the gas furnished by it, if required to do so by the Commissioner of Water Supply, Gas and Electricity. Should any tests, made by the said Commissioner, of gas furnished by the Company show that said gas is of an inferior quality or other than that specified herein, or is being furnished at a pressure exceeding that fixed by law, the Company shall immediately remedy such defect upon notice from said Commissioner.

Fifteenth—The rates to be charged by the Company in the Borough of Queens for gas furnished by it to the City and to private consumers shall never be in excess of the following, and it is agreed that the same may be reduced by the Board, as hereinafter provided.

For gas furnished to the City for street lighting, to be used in its public buildings, or for gas furnished to any other public buildings located in the Borough of Queens, the sum of seventy-five cents per thousand cubic feet.

For furnishing gas to open-flame lamps, consuming three cubic feet of gas per hour, and burning for a period of three thousand nine hundred and fifty hours in any one year, for each lamp, at each lamp, including the lighting, extinguishing, cleaning, repairing, reglazing and painting of lanterns and lamp-irons, the painting of lamp-posts and cross-heads, the furnishing, repairing and replacing of cocks, tubes and burners, the replacing of cross-heads, lamp-irons and lanterns and the replacing and repairing of lamp-posts when owned by the Company, a sum not to exceed seventeen dollars (\$17) per year, and for similar services to other open-flame lamps burning a different number of cubic feet per hour, or a different number of hours per year, at proportionate rates.

For furnishing and connecting ready for use each mantle gas lamp with improved burner appliances and incandescent mantles, including cocks, tubes, burners, mantles, globes, chimneys, rods, regulating apparatus and all appurtenances necessary for each lamp, at each lamp, and also operating and maintaining it, including illuminant, the operation and maintenance to include the lighting, extinguishing, cleaning, reglazing, repairing and painting of lanterns and lamp-irons, the painting of lamp-posts and cross-heads, the furnishing, repairing and replacing of cocks, tubes, burner appliances, mantles, chimneys, globes, rods, regulating apparatus, lanterns, lamp-irons, frames and cross-heads thereto, and repairing and replacing of lamp-posts when owned by the Company, a sum not to exceed twenty-five dollars (\$25) for every such lamp not consuming more than three and one-half (3½) cubic feet of gas per hour, for three thousand nine hundred and fifty hours in any one year, and for similar services to mantle lamps burning a different number of cubic feet per hour or a different number of hours per year at proportionate rates.

For furnishing illuminating material other than gas for each lamp, at each lamp, including the lighting, extinguishing, cleaning, repairing, reglazing and painting of lanterns and lamp-irons, the painting of lamp-posts and cross-heads, the furnishing, repairing and replacing of cocks, tubes, burners, burning appliances, lamp-posts, lanterns, lamp-irons and cross-heads thereto, the sum of twenty dollars (\$20) per lamp, burning 3,950 hours in any one year, and for similar service for a greater number of hours at proportionate rates.

For supplying illuminating material other than gas to, and for furnishing and connecting ready for use, each mantle lamp, with improved burner appliances and incandescent mantles, including cocks, tubes, burners, mantles, globes, chimneys, rods and regulating apparatus, necessary for each lamp, at each lamp, and also operating and maintaining it. The operation and maintenance to include the lighting, extinguishing, cleaning, reglazing, repairing and painting of lanterns and lamp-irons, the painting of lamp-posts and cross-heads, the furnishing, repairing and replacing of cocks, tubes, burner appliances, mantles, chimneys, globes, rods, regulating apparatus, lanterns, lamp-irons, frames and cross-heads thereto, the sum of twenty-seven dollars (\$27) per lamp burning 3,950 hours in any one year, and for similar service for a greater number of hours at proportionate rates.

For gas furnished to private consumers in that portion of the territory in which the Company is hereby granted the right to lay its mains lying in the Third Ward of the Borough of Queens, one dollar and twenty cents per thousand cubic feet during the year nineteen hundred and seven; one dollar and fifteen cents per thousand cubic feet during the year nineteen hundred and eight; one dollar and ten cents per thousand cubic feet during the year nineteen hundred and nine; one dollar and five cents per thousand cubic feet during the year nineteen hundred and ten, and one dollar thereafter, and in that portion of the territory in which the Company is hereby granted the right to lay its mains lying in the Fourth Ward of the Borough of Queens, the sum of one dollar per thousand cubic feet.

The Company also agrees that if in the future any new or improved style of street lighting is available for use it will furnish the same throughout the territory in which it is hereby granted the right to operate at such reasonable prices as may be fixed by the Board, subject to the provisions of this contract.

Sixteenth—The Company shall supply gas to the public buildings and public lamps of all types situated on the line or lines of the mains of said Company through-

out the territory in which it is hereby granted the right to lay its mains and furnish open flame and mantle naphtha lamps, where such mains are not laid, if required by the Commissioner of Water Supply, Gas and Electricity, and said public buildings and lamps shall be lighted when required by the City at rates not to exceed those hereinbefore set forth, or as may be hereafter established by the Board. As a condition of this contract the Company binds itself to submit bids or proposals for lighting the public buildings and furnishing and lighting public lamps of all types in the entire territory in which it is granted the right to operate by this contract, along the lines of its mains as they exist or may be extended, whenever the same are advertised or called for by the Commissioner of Water Supply, Gas and Electricity, or his successor in authority, at rates not exceeding those above set forth, or which may be hereafter established by the Board.

Seventeenth—The Company shall also, in any and all bids or proposals which it may hereafter submit for lighting public buildings and lamps in the Borough of Queens, agree to repair such lamp-posts as belong to the City or may be acquired or erected by it, and erect new ones at prices not to exceed the following, except as provided elsewhere in this paragraph:

For each lamp-post straightened, the sum of one dollar and fifty cents (\$1.50).

For each column recaled, the sum of one dollar and fifty cents (\$1.50).

For each column recalked, the sum of one dollar (\$1).

For each column refitted, the sum of three dollars and fifty cents (\$3.50).

For each service pipe refitted, the sum of six dollars (\$6).

For each standpipe refitted, the sum of four dollars (\$4).

For discontinuing service per lamp, the sum of two dollars (\$2).

For each lamp-post removed, the sum of three dollars and fifty cents (\$3.50).

For each lamp-post reset, the sum of ten dollars (\$10).

For each lamp-post painted, the sum of twenty-five cents (25c.) per coat.

For the erection of each new lamp-post, complete (with service and standpipes when for gas), and with cross-heads, lamp-irons and lanterns in place, the sum of ten dollars (\$10).

For the sale to the City of the gas lamp-posts with gas lamps, belonging to the Company, erected ready for use complete with service and standpipes connected, all in good repair, per post, the sum of eight dollars (\$8).

The Company may submit bids for any or all of these items at prices not to exceed twenty-five per cent. in excess of those above set forth, or which may be hereafter fixed by the Board, whenever, in the opinion of the Commissioner of Water Supply, Gas and Electricity these prices appear to be insufficient.

Eighteenth—During the term of this contract on any renewal thereof the Board shall have the power to regulate and fix the maximum and minimum rates to be charged by the Company throughout the territory in which it is hereby granted the right to lay its mains for gas for private lighting, provided such rates shall be reasonable and fair.

The maximum rates herein fixed for public lighting and for repairs and replacements of street lamps and posts shall continue until October 27, 1911, at which time and at the end of each period of five years thereafter during the term of the contract or any renewal thereof, the Board shall have the power to reduce such rates, provided such reduced rates shall be reasonable and fair.

Nineteenth—The Company shall supply gas to all applicants in the territory in which it is authorized to operate, not in arrears for prior bills, owning or occupying premises on streets in which gas mains or conductors are laid, and where the Company has not laid mains or conductors it shall lay the same upon the application, in writing, of the owner or occupant of any building or premises within one hundred feet of any main laid by it, provided he shall pay all money due from him to the Company. The Company, however, shall not refuse to supply gas to any person owning or occupying premises on the line of its mains or to extend its mains for that purpose if there be any rent or compensation in arrear for gas supplied, or for pipes or fittings furnished to a former occupant thereof, unless such owner applying for a supply of gas shall have undertaken or agreed with the former occupant to pay or to exonerate him from the payment of such arrears, and shall refuse and neglect to pay the same; and if for the space of ten days after such application, and the deposit of a reasonable sum as security, if required, in pursuance of section 66 of the Transportation Corporations Law, the Company shall refuse or neglect to supply gas as required, said Company shall forfeit and pay to the applicant the sum of ten dollars, and the further sum of five dollars for every day thereafter during which such refusal or neglect shall continue; provided that the Company shall not be required to lay service pipes for the purpose of supplying gas to any applicant where the ground in which such pipe is required to be laid shall be frozen or shall otherwise, in the opinion of the Board, present serious obstacles to laying the same; nor unless the applicant, if required, shall deposit in advance with the Company a sum of money sufficient to pay the cost of his portion of the pipe required to be laid, and the expense of laying such portion.

The Company shall not require or receive any deposit or advance payment in excess of what is reasonably necessary to insure payment of current bills, and on such amounts so paid the Company shall pay interest at the statutory rate. Any consumer or person who desires to be connected with the mains of the Company can apply to the Board to compel the Company to comply with the provisions of this contract, and all orders of the Board made on the request of any such consumer or person shall be complied with by the Company.

The provisions herein made in regard to a penalty for refusal to comply with the provisions of this subdivision of the contract, and requiring the payment of interest on deposits made by consumers, may, in the event of the refusal of the Company to comply with any order of the Board, on complaint made in regard thereto, be deducted from the security fund to be deposited with the Comptroller, as hereinafter provided, and the Comptroller is authorized to deduct the amount from the said fund and pay the same to the claimant, on being directed to do so by the Board.

The repeal or amendment of section 65 of the Transportation Corporations Law, requiring the Company to extend its mains to supply gas to any building within one hundred feet of its existing mains, upon application for the same, shall not be deemed to in any way affect the provisions of this contract, except that if such amendment requires the Company to do something in addition to or not inconsistent with the provisions of this contract, then, and in that case, the Company shall comply with both the provisions of this contract and the laws of the State in regard to such extensions.

Twentieth—The Company shall assume all liability to persons or property by reason of the construction or operation of the system authorized by this contract, and it is a condition of this contract that the City shall assume no liability whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or defaults of the Company.

Twenty-first—The rights and privileges hereby granted shall not be assigned, either in whole or in part, or leased or sublet in any manner, either by the act of the Company, its successors or assigns, or by operation of law, whether under the provisions of the statute relating to the consolidation, merger or sale of corporations or otherwise, to any person or corporation whatsoever, nor shall the Company, its successors or assigns, in any manner consolidate or pool its stock, business or interests, or enter into any agreement for a division of business, interest or territory, or to prevent competition or a reduction in rates, or acquire, own or make use of or in any manner exercise control over any of the rights, privileges, franchises or stock, or use, own, control or operate any of the property, works, plants or appliances of any such persons or corporations without the consent of the City, acting by the Board, evidenced by an instrument under seal, anything herein contained to the contrary thereof in any wise notwithstanding, and the granting, giving, or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents. Nothing herein contained shall apply to any mortgagee or mere lienor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

Twenty-second—The Company hereby agrees and stipulates that any and all rights which by its incorporation it may now have or may hereafter acquire, under the law, as it now exists or may be hereafter amended or altered, whereby it may purchase, acquire or hold stock, bonds or other evidences of indebtedness in any other corporation, are hereby waived; but the Company may exercise such rights upon acquiring the consent of the Board so to do, under such conditions as it may impose.



Twenty-third—The Company shall submit a report duly verified to the Board not later than November 1 of each year, for the year ending September 30 next preceding, which shall show the following:

1. Capital authorized—
  - (a) Preferred stock.
  - (b) Common stock.
  - (c) Bonds (classes to be specified).
  - (d) Debentures.
2. Capital issued—
  - (a) Preferred stock.
  - (b) Common stock.
  - (c) Bonds (classes to be specified).
  - (d) Debentures.
3. Amount of sinking fund.
4. Amount and rate of dividends paid during year.
5. Amounts and rates of interest paid on the various classes of bonds during the year.
6. Capacity attached to piping—
  - (a) Miles of main.
  - (b) Street lights.
    1. Open flame.
    2. Mantle lights.
  - (c) House lights.
  - (d) Meters.
  - (e) Number of consumers for light.
  - (f) Number of consumers for fuel.
7. Highest price received for gas, per thousand cubic feet.
8. Average price received for gas, per thousand cubic feet.
9. Authorized price per thousand cubic feet.
10. Amount of gas manufactured during year.
11. Amount of gas sold during year.
12. Detailed statement of total cost of manufacture and distribution of entire amount of gas during year, showing also cost of manufacture and distribution of same per thousand cubic feet.
13. Balance sheet showing assets and liabilities in detail.
14. Detailed statement of cost of property situated in the Borough of Queens, showing miles and size of mains, number of meters, holders, buildings, machinery, manufactories, interior piping, lamps, service connections, etc., and cost of same, including separately, value of franchise.
15. Detailed statement of amount of depreciation on above.
16. Detailed statement of present value of above.
17. Statement showing stock and bonds owned in other companies, setting forth name of companies, date of acquiring stock, par value, amount paid for and present value of same.
18. Statement showing number and location of factories and holders.

And such other information in regard to the business of the Company as may be required by the Board.

For failure to comply with the foregoing, the Company shall pay a penalty of twenty-five dollars (\$25) per day until such statement or copy of such report is rendered, and in default of such payment, the same, upon order of the Board, may be deducted from the security fund to be deposited by the Company with the Comptroller, as hereinafter provided.

Twenty-fourth—If the said Company, its successors or assigns, shall fail to give efficient public service at the rates herein fixed, or fail to maintain the standard fixed by the Board or by law, as set forth above, for the quality of gas furnished by it to the City or private consumers, or exceeds the maximum pressure allowed by law, or fail to maintain its structures in good condition throughout the full term of its occupancy of such streets, or fail to comply with any provision of this contract the Board may give written notice to the said Company, specifying any default on the part of said Company, and requiring said Company to remedy the same within a reasonable time, and upon the failure of the Company to remedy said default within a reasonable time, said Company shall for each day thereafter during which the default or defect remains, pay to the City the sum of one hundred dollars (\$100), as fixed or liquidated damages, or the said City, in case such structures which may affect the surface of the streets, shall not 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 said Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, or in default of such payment, the same shall be a proper charge against and may be deducted from the security fund to be deposited with the Comptroller as hereinafter provided.

If, for a period of two consecutive weeks, the gas system of the Company shall not be operated, the Board may declare the right and franchise granted by this contract terminated without further proceedings in law or in equity, if it shall appear in the judgment of said Board, that the same was not operated through the fault of the Company.

The Company shall in the exercising of any and all the rights conferred on it by this contract, comply with all the provisions of chapter 429 of the Laws of 1907, establishing the "Public Service Commissions" of the State of New York, and all acts amendatory or additional thereto, and shall immediately upon obtaining the same, furnish to the Board, for filing among its records, a copy of the certificate required to be obtained by the Company under section 68 of such act, certified by the Commission having jurisdiction over the Company.

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

Twenty-sixth—In case of any violation or breach or failure to comply with any of the provisions of this contract, the same may be forfeited by a suit brought by the Corporation Counsel on notice of ten days to the Company, or at the option of the Board, by resolution of said Board, which said resolution may contain a provision to the effect that all property constructed and in use by virtue of this grant, shall thereupon become the property of the City without proceedings at law or in equity.

Twenty-seventh—This grant is upon the express condition that the Company, within thirty (30) days after the execution of this contract and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of the City the sum of one thousand five hundred dollars (\$1,500), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of the terms and conditions of the contract, especially those which relate to the payment of the annual charge for the franchise granted, in default of which payment of the annual charge, the Comptroller, acting in behalf of the City, shall collect same with interest from such fund after five days' notice in writing to the Company. In case of the failure of the Company to comply with the terms of this contract relating to the filing of annual statements, or its neglect or refusal to comply with any demand or direction of the Board or other municipal officials, made pursuant to the terms of this contract, or under the authority of any laws or ordinances now or hereafter in force, in such case and in any of these events the Company shall pay to the Comptroller of the City a penalty of one hundred and twenty-five dollars (\$125) for each violation.

The procedure for the imposition and collection of the penalties in the grant shall be as follows:

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its president, to appear before him on a certain day not less than ten days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears, in the judgment of the Comptroller, to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or, where the amount of the penalty is not prescribed herein, such amount as appears to him

to be just, and without legal procedure, withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund, the Company shall, upon ten days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of one thousand five hundred dollars (\$1,500), and in default thereof the contract may be revoked at the option of the Board, acting in behalf of the City. No action or proceeding or rights under the provisions of the grant shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

Thirtieth—The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and highways of the territory in which the Company is authorized to operate by this contract, and nothing contained herein shall be deemed to affect in any way the right of the City to grant a similar privilege upon the same or other terms and conditions to any other person or corporation in any part of the Borough of Queens.

Thirty-first—Whenever this contract requires the Company to do or refrain from doing something in addition to or not inconsistent with the laws of the State or the ordinances of the City, the Company shall be bound to observe the provision of the contract or any amendments or modifications of the same. This provision shall be deemed to apply to any and all orders, requests and directions of all local authorities vested with powers by this contract, in addition to those conferred upon such authorities by the laws of the State and the ordinances of the City.

Section 3. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

#### THE CITY OF NEW YORK,

By....., Mayor.

[CORPORATE SEAL.]

Attest:

....., City Clerk.

#### QUEENS LIGHTING COMPANY,

By....., President.

[SEAL.]

Attest:

....., Secretary.

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Queens Lighting Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to September 20, 1907, in the CITY RECORD, and at least twice during the ten days immediately prior to September 20, 1907, in "The New York Daily News" and "The New York Times," two daily newspapers designated by the Mayor therefor and published in The City of New York, at the expense of the Queens Lighting Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Queens Lighting Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolutions authorizing any such contract, will at a meeting of said Board, to be held in the old Council Chamber, City Hall, Borough of Manhattan, City of New York, on September 20, 1907, at 10.30 o'clock a.m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard;

—and be it further

Resolved, That before the publication of the resolution, form of contract and notice of public hearing thereon, hereinbefore provided for, the said form of contract shall be submitted to the Corporation Counsel for his approval as to form and to incorporate therein such matter as he may deem advisable to fully protect the interests of the City.

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.

Two communications, dated June 18, 1907, were received from the Mayor's office, returning, duly approved by the Mayor, resolutions adopted June 14, 1907, fixing this day as the date for public hearing on the applications of the New York and Queens County Railway Company to construct, maintain and operate two extensions or branches to its existing railway in the Borough of Queens, one to Whitestone and one to Bayside, and designating the "New York Herald" and the "New York Daily News" as the newspapers in which the first petition should be published, and "The Globe" and the "New York Mail" as the newspapers in which the second petition should be published.

Which were ordered filed.



The public hearing on the applications of the New York and Queens County Railway Company for franchises to construct, maintain and operate two extensions or branches to its existing railway in the Borough of Queens, as follows:

(a) Connecting with its existing railway at Broadway and Main street, in the former Village of Flushing, to Eleventh avenue and Thirty-sixth street, in the former Village of Whitestone; and

(b) Connecting with its existing railway at the corner of Franconia avenue and Twenty-second street, Ingleaside, to Broadway and Bell avenue, Bayside;—was opened.

The hearing was fixed for this day by resolution adopted June 14, 1907.

F. C. Baker appeared in opposition to the proposed grant.

Van Vechten Veeder, of counsel for the company, appeared in favor of same.

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

The Comptroller moved that the matter be referred to a Select Committee, consisting of the Comptroller, the President of the Board of Aldermen and the President of the Borough of Queens.

Which motion 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.

#### *Queens Borough Street Railway Company.*

A communication, dated June 18, 1907, was received from the Mayor's office returning, duly approved by the Mayor, resolution adopted by the Board June 14, 1907, fixing this day as the date for a public hearing on the application of the Queens Borough Street Railway Company for a franchise, and designating the New York "Herald" and the New York "Mail" as the newspapers in which such petition should be published.

Which was ordered filed.

The public hearing on the application of the Queens Borough Street Railway Company for a franchise to construct, maintain and operate a street surface railroad upon and along Van Alst avenue, from Franklin street to Winthrop avenue, in the First Ward, Borough of Queens, was opened.

The hearing was fixed for this day by resolution adopted June 14, 1907.

No one appeared in opposition to the proposed grant.

Charles Benner, of counsel for the company, appeared in favor of same.

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

The Comptroller moved that the matter be referred to a Select Committee consisting of the Comptroller, the President of the Board of Aldermen and the President of the Borough of Queens.

Which motion 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.

#### *Kings County Refrigerating Company.*

The public hearing on the resolution and form of contract for the grant of a franchise to the Kings County Refrigerating Company to construct, maintain and operate a pipe line under and along Hall street, from the warehouse of the petitioner and under and across Flushing avenue to the lands of the Wallabout Market, Borough of Brooklyn, for the purpose of supplying refrigeration to consumers therein, was opened.

The hearing was fixed for this day by resolution adopted by the Board June 7, 1907.

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

The Chair declared the hearing closed.

The following was offered:

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

#### PROPOSED FORM OF CONTRACT.

This contract, made this \_\_\_\_\_ day of \_\_\_\_\_, 190\_\_\_\_, by and between The City of New York, 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, and Kings County Refrigerating Company, a domestic corporation of the State of New York, hereinafter called the Company, party of the second part, witnesseth:

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

Section 1. The City of New York hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a conduit not to exceed twelve inches in diameter, with the necessary branches and connections therefrom, leading directly into private property, and also into the lands of the Wallabout Market, for the sole purpose of supplying refrigerant to consumers, said conduits and branches to be beneath the surface of each of the following named streets, avenues and highways between the points described in the following route, all situate in the Borough of Brooklyn, City of New York, to wit:

Route—Beginning at a point in Hall street, about 325 feet north of the northerly line of Park avenue; thence northerly in, under and along Hall street to Flushing avenue; thence still northerly in, under and across Flushing avenue to the lands of the Wallabout Market, together with such branches from the pipes laid in the above described route leading directly into private property or lands of the Wallabout Market as may be necessary for the purpose of supplying patrons of the Company with cold air or refrigerant, said route being shown on a map entitled "Map showing the proposed pipe line of the Kings County Refrigerating Company, to accompany petition to the Board of Estimate and Apportionment, dated July 13, 1905," signed by James J. Phelan, secretary, copy of which is annexed hereto and made a part of this grant.

Sec. 2. The grant of this privilege is subject to the following conditions:

First—The said right to lay one conduit line in each of the streets, avenues or highways, and between the limits as hereinbefore described, and the privilege to maintain and operate the same shall be held and enjoyed by the said Company, its lessee or successors, for a term of fifteen years from the date of the signing of this contract, with the privilege of renewal of said grant for a further period of ten years upon a fair revaluation of said right and privilege.

If the Company shall determine to exercise its privilege of renewal it shall make application to the Board of Estimate and Apportionment of The City of New York, or any authority which shall be authorized by law to act for the City in place of the said 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 grant. The determination of the revaluation shall be sufficient, if agreed to in writing by the Company and the Board of Estimate and Apportionment, or such other authority in its place. If the Company and the Board, or such other authority in its place for the City, shall not reach such agreement on or before the day one year before the expiration of the original term of this grant, then the annual rate of compensation for such succeeding ten years shall be reasonable, and either the City (by the Board or such other authority in its place) or the Company shall be bound upon request of the other to enter into a written agreement with such other authority, 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 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 of Estimate and Apportionment or its successors in authority; 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 revaluations aforesaid. Such appraisers shall be chosen at least six months prior to the expiration of the contract, and their report shall be filed with the Board of Estimate and Apportionment or its successors in authority within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations without the presence of either party. They shall have the right to examine the books of the company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but shall not in any event be less than the minimum amount fixed as the sum to be paid annually for the last year of this original grant. If in any case the annual rate shall not be fixed prior to the termination of the original term of this grant, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

Second—Upon the termination of this contract, or if the same is renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, all conduit lines and appurtenances thereto, constructed pursuant to this contract, shall be and become the property of The City of New York, without compensation therefor, and the same may be used by the City for any purpose whatsoever. If, however, at the termination of this grant, as above, the City, by the Board of Estimate and Apportionment, or its successors in authority, shall so order by resolution, the said company shall remove, at its own expense, said conduit line and all appurtenances thereto, and shall restore all streets and pavements to their original condition.

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

1. Five hundred dollars (\$500) in cash within thirty (30) days after the signing of the contract.

2. During the first five years of this contract an annual sum which shall in no case be less than seven hundred and fifty dollars (\$750), and which shall be equal to 5 per cent. of the gross receipts of the company, if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

During the second five years of this contract an annual sum which shall in no case be less than one thousand dollars (\$1,000), and which shall be equal to 6 per cent. of the gross receipts of the company, if such percentage shall exceed the sum of one thousand dollars (\$1,000).

During the third and remaining five years of this contract an annual sum which shall in no case be less than thirteen hundred dollars (\$1,300), and which shall be equal to 7 per cent. of the gross receipts of the company, if such percentage shall exceed the sum of thirteen hundred dollars (\$1,300).

The gross receipts as above shall be the total receipts of the company from all business of furnishing refrigerant to consumers outside of its warehouse at No. 30 Hall street, and outside of the lands of the Wallabout Market. The minimum sums provided to be paid annually shall include the percentages of such gross receipts as above, and also such sums as may be paid under any agreement made with the Comptroller for privileges in the lands of the Wallabout Market.

3. An annual payment of twenty-five (25) cents for each linear foot of conduit line and two dollars (\$2) for each manhole constructed within the limits of any street, avenue or highway. The sums due shall be calculated from the day when permit is obtained to open the streets for any section of the work.

All sums herein provided for shall be paid into the Treasury of The City of New York on November 1 of each year, and shall be for the amount due to September 30 next preceding.

Any and all payments made by the terms of this franchise to The City of New York by the company shall not be considered in any manner in the nature of a tax, but such payment 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 of New York or by any law of the State of New York.

Fourth—The annual charges or payments shall continue throughout the whole term of the privilege hereby granted, whether original or renewal, as hereinbefore provided, notwithstanding any clause in any statute or in the charter of any other company providing for payments for refrigerating 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 grant; 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 grant. Nothing herein contained shall apply to any mortgagee or mere lienor, but shall apply to any purchaser upon foreclosure, or under or by virtue of any provisions of a mortgage or lien.

Fifth—The rights and privileges granted hereby 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 of New York, acting by the Board of Estimate and Apportionment, or its successor 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. This provision, however, shall not apply to the making of a mortgage, but shall apply to a sale under foreclosure.

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 on the route heretofore described.

Seventh—The Company shall complete the entire conduit line along the route hereinbefore described, and have the same in operation within one (1) year from the date of the signing of this contract; otherwise this grant shall cease and determine.

Eighth—All construction which shall be made under this grant shall be done in a manner solely upon the terms and conditions hereafter to be imposed by the President of the Borough of Brooklyn and the Commissioner of Water Supply, Gas and Electricity, or their respective successors in authority. The said Company shall submit a working plan of construction to the said President and to the said Commissioner, which shall include and show in detail the method of construction of said pipe line, connections, manholes and other appurtenances, and the mode of protection of all subsurface construction under the streets, avenues and highways described in the route.

Ninth—The said Company shall bear the expense of keeping in repair for one year after it has been replaced all pavement which may at any time be removed by said Company, either for the purpose of construction or for the repairing of the pipe line and its appurtenances.



Tenth—The said Company shall bear the expense of inspection, which may be required by the President of the Borough of Brooklyn and the Commissioner of Water Supply, Gas and Electricity, of all the work of construction required, or removal of the said pipe line, which shall be done under this grant.

Eleventh—The Company shall cause a test to be made of the pipes laid under this grant before said pipes shall be used for the conveyance of gas or fluid under pressure for refrigerating purposes. The pipes so tested shall be submitted to a pressure of 450 pounds per square inch, and such test shall be made under the supervision of the Commissioner of Water Supply, Gas and Electricity. A certificate showing that such a test has been made without injury to the pipes shall be executed by an officer of the Company, indorsed by the Commissioner of Water Supply, Gas and Electricity and filed with the Board of Estimate and Apportionment.

Twelfth—During the term of this contract the Board of Estimate and Apportionment, or its successor in authority, shall have absolute power to regulate the maximum rates, provided that such rates shall be reasonable and fair.

The Company, upon the application for refrigeration of any person or corporation located along the routes herein authorized, shall extend its conduit to such premises and furnish to said applicant refrigerant at the prices which may be hereafter fixed; otherwise this contract shall cease and determine at the option of the Board of Estimate and Apportionment.

Thirteenth—A correct map shall be furnished to the Board of Estimate and Apportionment by the Company, showing the exact location of all the conduit lines and manholes laid with reference to the curb lines of the streets and the street surface, and the same shall be furnished on the first day of November of each year until all pipe lines which are authorized by this grant are constructed, or until the right hereby authorized to construct pipe lines along the routes described has ceased by limitation, as herein provided.

Fourteenth—The grant of this privilege shall not affect in any way the right of The City of New York to grant a similar privilege upon the same or other terms and conditions to any other person or corporation.

Fifteenth—The Company shall assume all liability by reason of the construction and operation of the conduit line, and the City shall assume no liability whatsoever to either persons, or property by reason of its construction.

As a condition of this grant the Company, its successor or assigns, hereby agrees to repay to the City any damages which the City shall be compelled to pay by reason of any acts or defaults of the Company, its successor or assigns.

Sixteenth—In case of any violation or breach or failure to comply with any of the provisions herein contained, except as otherwise herein specifically provided, this contract may be forfeited or avoided by The City of New York by a suit brought by the Corporation Counsel on notice of ten days to the said Company.

Seventeenth—The conduit line hereby authorized shall be used only by the Kings County Refrigerating Company, and for no other purpose than for supplying refrigeration by the ammonia process, or such other process as may be consented to by the Board of Estimate and Apportionment.

Eighteenth—The Company shall at all times keep accurate books of accounts of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 in each year, make a verified report to the Comptroller of The City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain the number of feet of conduit laid and the number of manholes constructed during the year, and also a statement of the gross receipts from all business of furnishing refrigerant to consumers outside of its warehouse at No. 30 Hall street, 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 comply with the existing provisions of Article V. of chapter 566 of the Laws of 1890, and future amendments thereto, except in so far as the same are inconsistent with the provisions of this contract, and provided that all powers of the company shall be limited by the provisions of this contract.

Twentieth—If the said Company, its successors or assigns, shall fail to give efficient public service at the rates herein fixed or fails to maintain its structures in good condition throughout the full term of its occupancy of such streets, the Board of Estimate and Apportionment of The City of New York may give written notice to the said Company specifying any default on the part of said Company and requiring said Company to remedy the same within a reasonable time, and upon the failure of the company to remedy said default within a reasonable time, said Company shall, for each day thereafter during which the default or defect remains, pay to The City of New York a sum of \$50, as fixed or liquidated damages, or the said City, in case such structures, which may affect the surface of the streets, shall not be put in good condition within a reasonable time after notice by the board as aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the said Company shall pay to the City the amount of the cost of such repairs with legal interest thereon, all of which sums may be deducted from the fund hereinbefore provided.

Twenty-first—This grant is upon the express condition that the Company, within thirty days after the execution of this contract and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of The City of New York the sum of five hundred dollars (\$500), either in money or in securities, to be approved by him, which fund shall be security for the performance by the company of the terms and conditions of this grant, especially those which relate to the payment of the annual charge for the privilege and the penalties herein provided, and in case of default in the performance by said company of such terms and conditions, The City of New York shall have the right, after due notice to collect the same from the said fund without legal proceedings, or after default in the payment of the annual charges, shall collect the same, with interest, from said fund after ten days' notice in writing to the said Company. In case of any drafts so made upon this security fund, the said Company shall, upon thirty 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 five hundred dollars (\$500), and in default thereof the grant hereby made may be cancelled and annulled at the option of the Comptroller of The City of New York, acting on behalf of said City. No action or proceeding or rights under the provisions of this section shall affect other legal rights, remedies or causes of action belonging to The City of New York.

Twenty-second—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,

[SEAL.]

Attest:

By....., Mayor,

....., City Clerk.

THE KINGS COUNTY REFRIGERATING COMPANY,

Attest:

By....., President.

..... Secretary.

[SEAL.]

(Here add acknowledgments.)

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.

### Long Island Railroad Company.

Consideration of the communication dated June 27, 1907, from the Board of Rapid Transit Railroad Commissioners, transmitting certificate of the franchise, right and privilege to the Long Island Railroad Company to construct, maintain and operate two cut-offs from its existing railroad, known respectively as the Montauk cut-off and the Glendale cut-off.

The consideration was fixed for this day by resolution adopted by the Board June 28, 1907.

[Note—The certificate is included in and printed as a part of the resolution below.]

The following was offered:

Whereas, The Board of Rapid Transit Railroad Commissioners for The City of New York, constituted pursuant to the provisions of chapter 4 of the Laws of 1891 and acts amendatory thereof, has fixed and determined the location and plans of construction of two connections, known as the Montauk cut-off and the Glendale cut-off, to the Long Island Railroad, the route or routes by which such connections may connect with the existing railroad of the company, the times within which they shall be respectively constructed and the compensation to be paid therefor by the railroad company; and

Whereas, The Board of Rapid Transit Railroad Commissioners has transmitted to the Board of Estimate and Apportionment a certificate, dated June 22, 1907, granting a franchise for such connections to the Long Island Railroad Company, subject to certain terms, conditions and requirements, which have been accepted by the railroad company; and

Whereas, Such certificate was received by the Board of Estimate and Apportionment on the 28th day of June, 1907, at a meeting of said Board of Estimate and Apportionment duly held on said day; and

Whereas, Said Board of Estimate and Apportionment, by resolution duly adopted at said meeting, did appoint a day not less than one week nor more than ten days after the receipt thereof for the consideration of such certificate, to wit, the 8th day of July, 1907, at 10.30 o'clock a. m., and has proceeded with such consideration; and

Whereas, The certificate of grant and the terms, conditions and requirements contained therein are as follows:

THE BOARD OF RAPID TRANSIT RAILROAD COMMISSIONERS FOR THE CITY OF NEW YORK TO THE LONG ISLAND RAILROAD COMPANY.

CERTIFICATE, JUNE 22, 1907.

The Board of Rapid Transit Railroad Commissioners for The City of New York does hereby certify as follows:

Whereas, The Long Island Railroad Company (which is hereinafter called the Railroad Company) is a railroad corporation duly incorporated under the laws of the State of New York, and owns and actually operates a trunk line railroad now constructed, which is partly within the limits of The City of New York, with a terminus therein, which City is hereinafter called the City, and which railroad is hereinafter called the railroad now constructed, and is engaged in interstate commerce in connection with other trunk line railroads, and is operated and used as part of an interstate trunk line; and

Whereas, The Railroad Company, and the Pennsylvania, New York and Long Island Railroad Company (a railroad corporation duly incorporated under the laws of the State of New York, for the purpose of building, maintaining and operating a tunnel railroad in the City) intend to make, in the Borough of Queens, extensive additions, betterments and facilities for the better management, maintenance and operation of their railroads, and application has been made to the Board of Estimate and Apportionment of the City to change and amend the map and plan of The City of New York, and to close certain streets thereon in such manner that the Railroad Company may construct, establish and maintain in connection with the railroad now constructed, a freight storage yard and other additions, betterments and facilities, and that the Pennsylvania, New York and Long Island Railroad Company may construct, establish and maintain in connection with its railroad now being constructed in the Boroughs of Manhattan and Queens, a suitable terminus and suitable terminal facilities; and

Whereas, The Railroad Company desires more directly to connect points on the railroad now constructed, and to straighten and improve the alignment thereof and to establish, construct, extend and connect its lines within the City, as hereinafter mentioned; and

Whereas, The Railroad Company did, on or about the 29th day of November, 1905, duly file in the office of the Clerk of the County of Queens the routes and profiles of the Glendale cut-off and of the Montauk cut-off hereinafter mentioned and described as provided by the Railroad Law; and, whereas, later and on or about the 8th day of November, 1906, the Railroad Company did, duly and with the assent of two-thirds of all the directors of the said Company, as required by the Railroad Law, file an amended route and profile of the Montauk cut-off in the office of the said Clerk; and

Whereas, The said routes, whether original or as amended, lie wholly within private property acquired or to be acquired by the Railroad Company except where the same cross over or under certain streets; and

Whereas, The Railroad Company, pursuant to section thirty-two of chapter four of the Laws of 1891 as amended by chapter six hundred and six of the Laws of 1906 (which entire statute as amended by various acts and as now in force, is hereinafter called the Rapid Transit Act) has made application to the Board of Rapid Transit Railroad Commissioners for The City of New York (which Board is hereinafter called the Board) to fix and determine the route or routes by which the Railroad Company may more directly connect certain points on the railroad now constructed and may establish, construct, extend and connect the lines of the Railroad Company within the City, all as hereinafter mentioned and also for authority to the Railroad Company to construct and operate such connections and extensions within the City, under, over and across streets, avenues, highways or public places in the City as hereinafter provided and otherwise for the authority and rights hereinafter more particularly set forth, including the right to transport over such connections and extensions passengers or freight or both; and whereas, the railroad, extensions and connections hereby authorized (but not including the railroad now constructed and owned by the Railroad Company) are with their stations and all other appurtenances thereto hereinafter called the new connections; and

Whereas, The Board, by a concurrent vote of at least six of its members, has fixed and determined the locations and plans of construction of such new connections of the Railroad Company upon such routes, the times within which they shall be respectively constructed, and the compensation to be respectively paid therefor to the City by the Railroad Company; and

Whereas, The Board, by such concurrent vote, has prescribed such terms, conditions and requirements as to the Board appear to be just and proper for the grant hereby made to the Railroad Company, including the terms, conditions and requirements provided by the Rapid Transit Act, and has included among them a provision that the Railroad Company shall, from the time of the commencement of the operation of such new connections of the Railroad Company under such determination, annually pay to the City certain sums or rentals, for a period of twenty-five years, and also providing for a readjustment of the amount of such sums or rentals at the expiration of such period and at intervals thereafter of twenty-five years;

Now, therefore, the Board has authorized and does hereby authorize, but subject, however, to the approval of the Board of Estimate and Apportionment of the City and also subject to the terms, conditions and requirements hereinafter set forth, the Railroad Company:

1. Montauk Cut-off—To lay down, construct and operate a railway upon a route, the centre line of which is as follows, to wit: Beginning at a point in the Borough of Queens, over the northwesterly line of Meadow street as now existing or laid out, distant not more than seven hundred and two (702) feet or less than six hundred and seventy-two (672) feet northeasterly from the intersection of said northwesterly line of Meadow street with the northerly line of Hunters Point avenue as now existing



or laid out, and running thence southeasterly over Meadow street to a point over the centre line of Hunters Point avenue not more than sixty (60) feet or less than thirty (30) feet easterly from the intersection of the centre line of Hunters Point avenue with the centre line of Hayward street as now existing or laid out; thence running still southeasterly and crossing over Fourth street, as now existing or laid out, at a point not more than ninety (90) feet or less than sixty (60) feet easterly from the intersection of the centre line of Fourth street with the centre line of Hayward street; crossing over Third street, as now existing or laid out, at a point not more than one hundred and twenty (120) feet or less than ninety (90) feet easterly from the intersection of the centre line of Third street with the centre line of Hayward street; thence running southeasterly and along a curve with its concavity towards the northeast to a point over the centre line of Borden avenue, as now existing and laid out, not more than one hundred and seventy-eight (178) feet or less than one hundred and forty-eight (148) feet easterly from the intersection of the centre line of Borden avenue with the centre line of Hayward street; thence continuing southeasterly and crossing over Dutch Kills creek by means of a drawbridge running thence easterly on a curve with its concavity towards the north and on a straight line to a point on the existing centre line between tracks of the railroad of the Montauk Division, now constructed of the Railroad Company. The railway in this subdivision described is, with its appurtenances, hereinafter intended by the name or title "Montauk Cut-off."

2. Glendale Cut-off—To lay down, construct and operate a railway upon a route, the centre line of which is as follows, to wit: Beginning at a point in the Borough of Queens, on the railroad of the Main Line, now constructed, of the Railroad Company, not more than six hundred and sixty (660) feet or less than five hundred and sixty (560) feet southeasterly from the intersection of the existing centre line between the tracks of said railroad now constructed with the centre line of Remsen's lane as now existing, and running thence southeasterly and southerly, on a curve with its concavity towards the southwest, to the point of termination of said curve, not more than eight hundred and seventeen (817) feet or less than seven hundred and seventeen (717) feet northerly, measured along the proposed centre line, from the intersection of the centre line of the proposed railway with the centre line of White Pot road as now existing, said point of termination being the point of convergence of a spur or connection A, hereinafter described; thence running southerly to a point over the centre line of said White Pot road not more than sixteen hundred and seventy (1,670) feet or less than sixteen hundred and forty (1,640) feet easterly from the intersection of the centre line of White Pot road with the centre line of Trotting Course lane, both as now existing; running thence still southerly and crossing over the centre line of Metropolitan avenue, as now existing, at a point not more than two hundred and sixty three (263) feet or less than two hundred and thirty-three (233) feet easterly from the intersection of the centre line of said Metropolitan avenue with the centre line of Trotting Course lane; thence crossing over Trotting Course lane, as now existing, at a point in its centre line not more than five hundred and seventy (570) feet or less than five hundred and forty (540) feet southeasterly from the intersection of the centre line of Trotting Course lane with the centre line of Metropolitan avenue; thence continuing in a generally southerly direction until it intersects a portion of the railroad of the Montauk Division, now constructed, of the Railroad Company at a point distant not more than three hundred and fifty-seven (357) feet or less than three hundred and twenty-seven (327) feet westerly from the centre line of Trotting Course lane, where it now crosses the railroad of the Montauk Division, now constructed, of the Railroad Company; thence southerly, on a curve with its convexity towards the west, and connecting with the centre line between tracks of the railroad of the New York and Rockaway Beach Railway Company—the railway in this subdivision hereinafter described being, with its appurtenances, hereinafter intended by the name or title "Glendale Cut-off;" together with spurs or connections as follows, to wit:

(a) A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the railroad of the main line, now constructed, of the Railroad Company at or near its intersection with the southeasterly line of Remsen's lane and running thence in a generally southeasterly direction, along a reversed curve with its concavity first towards the northeast and then towards the southwest, and crossing the existing centre line between tracks of the railroad of the main line, now constructed, of the Railroad Company at a point not more than fifteen hundred (1,500) feet or less than fourteen hundred and seventy (1,470) feet southeasterly from the intersection of said centre line between tracks with the centre line of Remsen's lane; thence running southerly, on a curve towards the south and on a straight line, to a point in the railway, hereinafter in paragraph 2 described, not more than eight hundred and seventeen (817) feet or less than seven hundred and seventeen (717) feet northerly, measured along the proposed centre line of the railway, from the intersection of the centre line of the proposed railway with the centre line of White Pot road, as now existing.

(b) A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the railway hereinafter, in paragraph 2, described, about eighty-five (85) feet northerly from the intersection of its centre line with the centre line of Metropolitan avenue; thence running southerly and crossing over Metropolitan avenue at a point in its centre line not more than two hundred and sixty-eight (268) feet or less than two hundred and thirty-eight (238) feet easterly from the intersection of the centre line of Metropolitan avenue with the centre line of Trotting Course lane; running thence southeasterly, on a curve with its convexity towards the southwest, to a point on the centre line between the tracks of the railroad of the Montauk Division, now constructed, of the Railroad Company not more than eight hundred and sixty-five (865) feet or less than seven hundred and sixty-five (765) feet easterly along said centre line between tracks from the intersection of said centre line with the centre line of Trotting Course lane, as now existing.

The said routes and their spurs and connections being illustratively shown upon the plans and profiles of the new connections hereto attached, which plans and profiles are to be deemed a part of this franchise and to be construed with the text hereof and are to be substantially followed; provided that deviations therefrom or from either of them, which are substantially consistent with the foregoing descriptions and the other provisions of this franchise, may be permitted by the Board.

3. To lay down, construct and operate, upon the route of the railway of the Montauk cut-off tracks, not exceeding four in number; to lay down, construct and operate upon the main line of the route of the railway of the Glendale cut-off tracks not exceeding four in number, and upon the said spurs of the Glendale cut-off, A and B, tracks not exceeding two in number; provided, that the entire structure of either of the said railways, including sidings, cuttings and embankments, shall not, over or under any street or road now laid out and opened or to be hereafter laid out and opened, exceed one hundred (100) feet in width, measured at right angles to the centre line of the railroad where there are four tracks and fifty (50) feet where there are two tracks, and provided still further, that the Railroad Company shall have the right to add an additional track by way of siding along any portion or portions of the main line of either of the new connections, not in all exceeding in length of such siding or sidings forty (40) per cent. of the total length of the said main line; provided, however, that the said percentage of sidings may be increased upon consent of the Board; and provided further, that this provision shall not limit the right of the Railroad Company in the use of lands owned or which shall be owned by it.

4. To acquire and maintain stations upon or along the said new connections.

5. To run upon the said new connections, or either of them, locomotives, motors, cars and carriages, for the transportation of persons and property, and to use thereon and in connection therewith all suitable appliances.

6. To maintain and operate under or over the routes aforesaid or either of them, including all streets which shall be intersected by the new connections, or over or under which any part of the routes thereof or either of them shall run, telegraph wires and wires, cables, conduits, ducts and ways for the distribution of power, heat and light, and other appurtenances for use of the railroad now constructed or of the new connections, but for no other purpose.

7. To acquire and use private property for power plants, pumping stations, shafts or stairways for access to or from the railroad, and other necessary purposes of the new connections, as well as for stations and station extensions, as such private property has been or shall be lawfully acquired, within the scope of the corporate rights and powers of the Railroad Company.

Nothing herein contained shall be deemed to give any right to construct or operate a railroad upon the surface of any street in The City of New York.

The rights hereinbefore granted to maintain and operate the new connections or necessary or convenient for that purpose, shall be held by the Railroad Company in perpetuity except as may be herein otherwise expressly provided.

But this authorization including all the rights and privileges hereby granted, is subject to certain terms, conditions and requirements which appear to the Board to be just and proper and as so subject, is hereinafter called the franchises hereby granted.

The following further terms, conditions and requirements are accordingly hereby prescribed as follows, to wit:

#### I.

This certificate will be executed by the Board in four identical originals, so proved as to be entitled to be recorded in the office of the Clerk of Queens County, and to be filed in the office of the Secretary of State of the State of New York, all of which will be delivered by the Board to the president, vice-president, secretary or treasurer of the Railroad Company. The franchises hereby granted shall be inoperative, and this certificate shall be void unless within thirty days after such delivery or such further period not exceeding three months as shall be prescribed in writing by the Board, the Railroad Company shall have procured three of the said identical originals to be returned to the Board, each of them having an acceptance of the franchises and all the terms, conditions and requirements thereof subscribed at the foot thereof by the Railroad Company, such acceptance being so proved as to entitle it to be recorded and filed as aforesaid.

#### II.

The franchises hereby granted, shall, if the Board shall so determine, become void unless within six calendar months after the time of the delivery to the Board of the acceptance of this certificate by the Railroad Company, that Company shall, in due and lawful form, obtain or receive the consent of the Board of Estimate and Apportionment of the City, or other local authority having the control of the streets, across and over or under which it is proposed to construct the new connections, and of the other property of the City upon, under or over which such new connections are to be constructed, together with the approval of the Mayor of the City.

The franchises hereby granted shall, if the Board shall so determine, become void, unless within one year after the time of such acceptance of this certificate by the Railroad Company, that Company shall further, and in due and lawful form, obtain, so far as may be necessary, and, if and when obtained, file in the office of the Board, the consent of the owners of one-half in value of the property bounded on the portions of streets over or under which the new connections or any part of the routes thereof run, to the construction and operation of the new connections or such part thereof, or, in case such consent of such property owners cannot, where necessary, be so obtained, then the determination of commissioners to be appointed pursuant to law by the Appellate Division of the Supreme Court in the Second Department that such portion of the new connections ought to be constructed and operated, the said determination of such commissioners, when confirmed by the Appellate Division which shall have appointed such commissioners, to be taken in lieu of such consent of property owners, provided, however, and it is expressly stipulated, that the Board shall have power, upon reasonable cause shown, to extend by written certificate the periods hereinbefore in this article prescribed.

#### III.

The Railroad Company shall begin or continue the construction of each of the new connections within three months after it shall have obtained the consents aforesaid, or such of them as shall be necessary as aforesaid, and shall complete the construction of the new connections and begin operation thereon within five years after such construction shall be begun or continued, except two of the tracks upon the route of the railway of the Montauk cut-off and two of the tracks upon the main line of the route of the railway of the Glendale cut-off, which tracks shall be respectively constructed within ten years after the completion of the remaining tracks upon the route of the corresponding new connection, provided, however, that if it shall be found by the Railroad Company that the construction of either or any of said tracks is not necessary for the efficient and proper operation of either of the said new connections, then the Railroad Company shall have the right, upon one year's written notice to the Board at any time prior to the expiration of said ten years, to relinquish and surrender its right to construct and operate either or any of said tracks and shall thereupon be relieved from all obligations respecting the same.

In case the Railroad Company, within the period of three months after it shall have obtained the consents necessary as aforesaid, shall not have begun or continued the actual construction of each of the new connections, or if, after having begun or continued such construction, it shall suspend the same prior to the completion thereof for a period exceeding three months, or if it shall not complete such construction and begin the operation upon the new connections within the said period of five years, then and in that case, the Board, upon a written notice to be delivered to the Railroad Company, may annul the franchises hereby granted, or any of them, as to any part of the new connections or either of them not then completed and in operation and the same shall thereupon cease and determine. Provided, however, that in case of the annulment of any part of the franchises hereby granted, the parts not so annulled shall continue in full force and effect as herein granted; Provided, further, however, that the Board shall have the power upon reasonable cause shown, to extend by written order any of the periods in this article prescribed; but provided, further, however, that such extension or extensions shall not in all exceed five years. Additional time shall be allowed by way of extension of any period for such commencement or continuance of construction or for the completion thereof, or for the commencement of operation upon the new connections or either of them equal to the total period of delay caused by injunction or by necessary proceedings for condemnation of real estate, easements or other property, so far as such proceedings shall necessarily prevent the Railroad Company from prosecuting such construction, but no delay to be so allowed for unless, during the same, such proceedings shall be diligently prosecuted by or for the Railroad Company. In no case shall such delay be deemed to begin until the Railroad Company shall have given written notice to the Board of the injunction or other occasion of delay and delivered to the Board copies of the injunction or other order or orders causing delay and of such of the papers upon which the same shall have been granted as shall have been served upon the Railroad Company, and unless, upon the request of the Board, the Railroad Company shall in writing consent that the Board, either in its own name as a party or in the name of The City of New York as a party, may intervene in any such injunction proceedings or other suit or proceeding. In the event of annulment of any part of the franchise as provided in this article the Railroad Company shall have no right to any return of payments which it shall have made to the City by way of rental or otherwise.

#### IV.

The Railroad Company shall pay to the City for the right to construct, maintain and operate the new connections across streets and other public property for the Montauk cut-off two thousand dollars (\$2,000) and for the Glendale cut-off five thousand dollars (\$5,000), such payments to be made within sixty days after it shall have obtained the consents required by Article II. of this certificate and shall pay the following further compensation or rental to wit:

1. For the Montauk cut-off the sum of five hundred dollars (\$500) per annum, the said payments to begin on the date when the Railroad Company shall first commence actual operation of the Montauk cut-off, and to end on the day ten (10) years next thereafter, and one thousand dollars (\$1,000) per annum during the period beginning on the last day of such ten (10) years and ending on the day fifteen (15) years next thereafter, and in case more than two main tracks are constructed an additional payment of two hundred and fifty dollars (\$250) per annum for each such additional main track to begin on the date when the Railroad Company shall first commence actual operation of such additional track or tracks and to end on the day ten (10) years next after the commencement of actual operation of the said cut-off and five hundred dollars (\$500) per annum for each such additional track during the period beginning on the last day of such ten (10) years and ending on the day fifteen (15) years next thereafter.

2. For the Glendale cut-off the sum of one thousand dollars (\$1,000) per annum, the said payments to begin on the date when the Railroad Company shall first commence actual operation of the Glendale cut-off and to end on the day ten (10) years next thereafter, and two thousand dollars (\$2,000) per annum during the period beginning on the last day of such ten (10) years and ending on the day fifteen (15) years next thereafter, and in case more than two main tracks are constructed on the main line an additional payment of five hundred dollars (\$500) per annum for each such additional main track to begin on the date when the Railroad Company shall first commence actual operation of such additional track or tracks and to end on the day ten



(10) years next after the commencement of actual operation of the said cut-off, and one thousand dollars (\$1,000) per annum for each such additional track during the period beginning on the last day of such ten (10) years and ending on the day fifteen (15) years next thereafter.

All such payments shall be made to the Comptroller of the City in equal payments at the end of each quarter year on the first days of January, April, July and October in each year.

The annual amounts to be paid by the Railroad Company as aforesaid shall be respectively readjusted at the end of the first period of twenty-five (25) years, and shall thereafter be readjusted at intervals of twenty-five (25) years. The said amounts to be paid by the Railroad Company at the end of each of the said first periods and at the end of each of the successive periods of twenty-five (25) years shall be determined as follows, to wit: Each such determination shall be had upon the application of either the Railroad Company or 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 preceding period of twenty-five (25) years. The determination shall be sufficient if agreed to in writing by the Railroad Company and the Board, or such other authority in its place, with the approval of the Board of Estimate and Apportionment and Mayor of the City. If the Railroad Company and the Board, or such other authority in its place for the City, with the approval of said Board of Estimate and Apportionment and Mayor, shall not reach such agreement on or before the day one year before the expiration of such preceding twenty-five (25) years period, then the rate of compensation for such succeeding twenty-five years period shall be reasonable; and either the City (by the Board or such other authority in its place, with such approval of the Board of Estimate and Apportionment and the Mayor) or the Railroad Company shall be bound, upon request of the other, to enter into a written agreement with such other fixing the rate of such compensation at such amount as shall be reasonable; and if the parties shall not forthwith agree upon what is reasonable, then they shall enter into a written agreement fixing such rate at such amount as shall be determined by the Supreme Court of the State of New York in the Second Judicial Department; and either party may in such case apply to the said Court to fix such rate. The determination of the Appellate Division of the Supreme Court, in case an appeal is taken by either party, shall be the decision of the Supreme Court herein intended. If in any case the rate shall not be fixed prior to the commencement of such succeeding twenty-five (25) years period, then the Railroad Company shall pay the rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of the excess of the rate then determined over the previous rate. Nothing herein contained shall be deemed to determine or affect the basis of any such readjustment of amounts to be paid except as herein expressly stated, it being intended that such basis shall, except as so stated, be completely open to either the City or the Railroad Company whenever any such readjustment is to be made, except that no such readjusted amount shall be less than the greatest corresponding amount specifically provided herein.

The Board shall certify to the Comptroller the dates from which the payments herein provided for shall respectively be computed.

#### V.

The new connections, wherever the same shall intersect any street, shall be constructed above or below the grade thereof.

In case it shall be necessary to raise or depress the grade of any street so as to pass over or under the new connections or either of them, the maximum grade of such street in approaching the railroad from either side shall not exceed four (4) per centum.

All streets in any way disturbed by the construction of the new connections shall be restored to their original condition at the expense of the Railroad Company. In case of failure on the part of the Railroad Company to restore any such street to its original condition within a reasonable period, The City of New York shall have the right under a resolution of the Board to cause the work to be done after ten (10) days' notice to the Railroad Company, and the Railroad Company shall pay the reasonable cost of such work, including the materials therefor.

Viaducts or bridges over streets shall have a vertical clearance of not less than fourteen (14) feet.

Any superstructure of the new connections crossing a street and having a length of seventy-five (75) feet or less, shall be constructed in a single span. If more than seventy-five (75) feet in length, intermediate columns to support the structure may be placed in the street if and when the same shall be duly approved by the Board and any necessary local authority. All structures across streets shall be floored throughout and shall be water tight. The road bed shall be ballasted within five years from this date throughout its entire length with a sufficient quantity of either blast furnace slag or broken trap rock of a hard and durable quality, and no dirt, sand, gravel or cinders shall be used in such ballast.

All abutments or foundations for bridges or viaducts crossing a street (except intermediate supports for bridges or viaducts as hereinbefore provided), and all stations or abutments or foundations therefor, shall be placed on land of the Railroad Company, except that foundations for such abutments may extend a distance not exceeding one (1) foot within the street lines but below the grade of such street so as not to interfere therewith.

The entire right of way of the Railroad Company, except at stations, shall be fenced throughout. The Railroad Company, shall, at its own expense, light the space beneath all superstructures which it shall erect across streets and the approaches to stations in a manner which shall be satisfactory to the Board of Estimate and Apportionment.

Any necessary alteration which shall be required to the sewerage or drainage system or to any subsurface structures (including pipes, wires and other conduits) laid in the roads, streets or avenues, on account of the construction or operation of the new connections or either of them shall be made at the sole cost of the Railroad Company, and in such manner as the proper City officials may require. Provided, however, that if the Railroad Company shall claim any such requirement to be unreasonable or refuse to conform to the same, then the City or its proper officer or officers may make application to the Supreme Court in the Second Judicial Department for an order or judgment directing the Railroad Company to provide such cost, whereupon the Supreme Court may grant such order or judgment to the extent that such alteration shall be rendered directly necessary by the construction or operation of the new connections or either of them, but not to any extent caused or necessitated by the imperfect or insufficient character or condition of such drainage system or subsurface structures.

The Railroad Company shall in the course of the construction of the new connections and at its own expense, maintain and care for all underground and overground structures (including pipes, wires and other conduits) not on the property of the Railroad Company but which shall be in its route or directly interfered with by such construction; and any such necessary interference with underground or overground structures shall be subject to reasonable regulation by the department, if any, of the government of the City in control or charge thereof.

No structures erected or property owned by the Railroad Company on the new connections as herein described shall be used for advertising purposes in any way under a penalty of fifty dollars (\$50) per day for each offense, to be recovered by The City of New York. Provided, however, that this prohibition shall not apply to the interior of stations or offices or storerooms of the Railroad Company or to time tables or other notices concerning the operation of the railroad.

The Railroad Company shall observe all reasonable regulations which shall be prescribed by any lawful authority tending to prevent the throwing, deposit or dropping of noxious or offensive objects, substances or things from the portion of the new connections or either of them crossing streets or other public property.

The Railroad Company shall make good to the City all damage which shall be done to the property of the City by the construction and operation of the new connections or either of them and shall make good to every owner of property abutting upon the new connections or which shall be injured by the work of construction or by operation thereof, all damage which shall be done to such abutting or injured property through any fault or negligence of the Railroad Company or any successor thereof or of any contractor, sub-contractor or other person in the course of any employment upon the construction or operation of the new connections or any part thereof. The Railroad Company shall save harmless the City of and

from all claims made against the City by reason of any act or proceeding of the Railroad Company hereunder.

The cost of all changes caused by the construction of the new connections in the grades of streets now open and in use, including the damages to property owners caused by such changes of grade, shall be paid by the Railroad Company.

The Railroad Company shall keep the structure of the new connections in good order, and where the same crosses public property it shall have such access thereto as may be reasonably necessary in order to maintain and repair the same.

All plans for, and the method of doing, the work, including necessary interference with streets or other public property during construction, and including also the mode of installing telegraph wires and wires, cables, conduits, ducts and ways for the distribution of power, heat or light and other appurtenances of the new connections shall from time to time be subject to the approval of the Board, which shall be given when reasonably requested. All necessary permits for work upon streets or other public property and other departmental permits, so far as any shall be necessary, shall be respectively granted by the President of the Borough of Queens or other officers, as provided by law.

#### VI.

The motive power to be used upon each of the new connections shall from time to time be such motive power as the Railroad Company shall lawfully use on the portion of its railroad which shall include such new connection.

#### VII.

The Railroad Company shall itself bear the entire cost of preserving the streets already opened across the route of the new connections from injury or interference with the traffic thereof, or with the lawful public use thereof, by the construction or operation of the new connections under or over the same.

The City shall have the right to open across the said routes any of the streets hereinbefore named which have not already been lawfully opened. The Railroad Company shall convey to the City, free of encumbrance and without charge, all such land lying within the right of way of the new connections as may be required for any of the aforesaid streets, but subject to the right of the Railroad Company without interference to control, maintain and operate its road as herein provided (such right being hereinafter called the Company's easement).

The City shall also have the right to open across the routes of the new connections any new streets whatever, and the Railroad Company shall give its consent to such opening and shall convey to the City, free of encumbrance and without charge, all such land lying within the right of way of the new connections as may be required for such streets (subject only to the Company's easement) whenever the Board of Estimate and Apportionment shall certify that a public necessity exists therefor; provided, however, and it is expressly agreed, that if the Railroad Company shall deny that a public necessity does in fact exist, it may raise an issue as to the existence of such necessity, either in the City's proceedings to acquire title to such street or in some other proper action or proceeding, and if the Supreme Court shall not decide that such public necessity does exist, then and in every such case the Railroad Company shall not be required to consent to such street opening or to convey, without charge the use of the land required for such street, as above provided. The determination of the Appellate Division of the Supreme Court, in case an appeal is taken by either party, shall be the decision of the Supreme Court herein intended.

In every case in which by this article the Railroad Company shall be required to convey the land lying within its right of way for the purpose of opening the street, the Railroad Company shall also bear and pay the cost of regulating, grading and paving the street so opened within such right of way. The cost of regulating, grading and paving streets within the meaning of this article shall be deemed to include: (a) the cost of actual construction or reconstruction within the limits of the right of way of the new connections, (b) the cost of bridges within the lines of such streets and the abutments thereof and supports therefor, whether such bridges be used to carry the new connections over streets or to carry streets over the new connections, (c) the cost of raising or depressing the grade of any such streets so as to enable them to pass under or over the said routes, and (d) the damages, if any, payable to abutting property owners in consequence of such raising or depressing the grade.

In case any of the streets opened or to be opened as aforesaid, and crossed by the new connections above grade, are widened after the Railroad Company has completed such new connections, and such widening requires the alteration of the superstructure of the railroad, the Railroad Company and the City shall each pay one-half of the cost of such alteration.

Nothing in this article contained shall be construed as restricting or impairing in any manner the power of The City of New York to open any new streets whatever across the routes of the new connections without the consent of the Railroad Company in such manner and by means of such legal proceedings as may from time to time be authorized by the statutes of the State of New York; but in all such cases where the consent of the Railroad Company is not secured as above provided, the Railroad Company shall be entitled to due hearing by any court of competent jurisdiction, and the City shall pay to the Railroad Company all such amounts as may be awarded to it by any such court in any such legal proceedings, and shall pay all other expenses of opening any such new streets last mentioned and the costs of regulating, grading and paving the same, as may be required by law.

#### VIII.

The new connections shall be diligently and skillfully operated with due regard to the convenience of the traveling public so long as the franchises hereby granted shall be in force.

#### IX.

These franchises are granted upon the express condition that the Railroad Company within sixty (60) days after the date on which they are accepted by the Railroad Company or such other period as shall be prescribed by the Board, and before anything is done in exercise of the rights conferred hereby, shall file with the Comptroller of the City a bond in the penal sum of five thousand dollars (\$5,000), in a form to be approved by the Board. Such bond shall be executed by the Railroad Company and by a surety or sureties approved by the Board. The Railroad Company may at its option, in lieu of such bond, deposit with the Comptroller the sum of five thousand dollars (\$5,000), either in money or securities approved by the Board. The said bond and the money or securities deposited in lieu thereof, shall be security for the performance by the Railroad Company of all the terms and conditions of the franchise hereby granted, especially those terms and conditions which relate to the annual payments to be made to the City as hereinbefore provided.

The City shall also have a lien upon this franchise and the real property of the Railroad Company upon the routes of the new connections to secure the payment of such annual compensations and for the performance of all the other obligations by the Railroad Company hereunder including the obligation to make good to the City damage in the cases and as prescribed in article V. hereof. In case of any failure to make such payments as herein prescribed, the lien aforesaid may be enforced by the Board or by any authority which shall be authorized to act for the City in place of the Board, either by entry, foreclosure or other proper proceeding and by sale of such franchise and real property.

The Board may, in its own name, or in the name and behalf of the City, bring action for specific performance, or may apply by mandamus or other proper action or legal proceeding, to compel the performance by the Railroad Company of the duties and obligations hereby imposed upon the said Company, or any of them. And the Board may, in behalf or in the name of the City, bring actions or proceedings to recover possession of any part of the property of the City to be used by the Railroad Company for the new connections as aforesaid, where such recovery is necessary to the enforcement hereof or to enforce the said lien of the City, or to enforce any part of this contract in the manner provided by section nine (9) of the Rapid Transit Act, or any other proper action or proceeding.

#### X.

The grant of this franchise shall not affect in any way the right of the City to grant rights or franchises or to enter into contracts to or with any other person or corporation for constructing or operating and maintaining any railroad or railroads which shall not physically interfere with the structure, maintenance or operation of the new connections as herein authorized.



The Railroad Company will not at any time oppose, but shall at any time, upon the request of the Board of Estimate and Apportionment, consent to the construction of any rapid transit or street railroad otherwise duly authorized over, along, under or across any portion of any of the streets to be occupied by the new connections where such railroads do not physically interfere with the structure, maintenance and operation of the new connections as herein authorized.

## XI.

The Board, and all duly authorized representatives of the City, shall have the right at all reasonable times as well during construction as afterwards, to inspect the new connections and any part thereof, and to enter thereon when necessary for the examination, supervision or care of any property of the City or of abutting property owners or for any proper purpose. Nothing in this certificate shall be deemed to diminish or affect the sanitary or police jurisdiction which the public authorities shall lawfully have over property in the City.

## XII.

The Railroad Company shall have the right to grant, convey, mortgage, assign or transfer the franchises hereby granted, provided, however, that every grantee, assignee or transferee thereof, not including, however, a mortgagee or mere lienor, but including any purchaser upon foreclosure of or under or by virtue of any provision of any mortgage or lien, shall be a corporation subject to the laws of the State of New York, and shall, upon accepting the grant, assignment or transfer, and before such grant, assignment or transfer shall be valid, assume and agree to perform all of the obligations which by the provisions hereof are assumed by the Railroad Company, and that no such grant, conveyance, assignment or transfer shall relieve the Railroad Company of its obligations hereunder. Such obligations shall be deemed to include all obligations for damages or otherwise and whether such obligations shall have been reduced to judgment or not.

The annual payments hereinbefore provided for shall not be affected by any clause in any statute heretofore or hereafter enacted, or in the charter of any railroad company heretofore or hereafter incorporated, which may provide for like or corresponding rentals or payments for railroad rights or franchises at any different rate; and every such grant, assignment or transfer as aforesaid shall expressly provide that the grantee, assignee or transferee assumes and agrees to pay the amounts hereinbefore provided for and waives any more favorable conditions created by any statute or charter, and agrees that it will not claim by reason thereof or otherwise exemption from liability to perform each and all of the conditions of this grant.

## XIII.

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

## XIV.

The word "street," or the plural thereof, wherever used in this certificate, shall be deemed to include all that is included in the words "street," "avenue," "road," "alley," "lane," "highway" and "boulevard," or the plurals thereof, respectively.

The word "notice," wherever used in this certificate, shall be deemed to mean a written notice. Every such notice to be served upon the Railroad Company shall be delivered at such office in The City of New York as shall have been designated by the Railroad 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 Railroad Company at The City of New York. Delivery or mailing of such notice as and when above provided shall be equivalent to direct personal notice, and shall be deemed to have been given at the time of delivery or mailing.

## XV.

No modification of any of the terms or conditions of this grant shall be valid unless approved by the Board of Estimate and Apportionment and the Mayor of The City of New York.

In witness whereof this certificate has been executed by the Board of Rapid Transit Railroad Commissioners for The City of New York by and upon the concurrent vote of at least six of the members of the said Board, and is now attested by its seal and by the signature of its President, who is its presiding officer, and by the signature of its Secretary, this 22d day of June, 1907.

BOARD OF RAPID TRANSIT RAILROAD COMMISSIONERS  
FOR THE CITY OF NEW YORK,

[SEAL.]

BION L. BURROWS, Secretary.

Approved as to form,

G. L. RIVES.

June 24, 1907.

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

On this 24th day of June, 1907, in The City of New York, in said County, before me personally appeared Alexander E. Orr and Bion L. Burrows, each to me known and known to me to be the said Alexander E. Orr, the president, and the said Bion L. Burrows, the Secretary of the Board of Rapid Transit Railroad Commissioners for The City of New York; and the said Alexander E. Orr and Bion L. Burrows, being by me duly sworn, did depose and say, each for himself and not one for the other, the said Alexander E. Orr, that he resided in the Borough of Brooklyn in the said City, that he was the President of the said Board and that he subscribed his name to the foregoing certificate by virtue of the authority thereof, and the said Bion L. Burrows that he resided in the Borough of Brooklyn in the said City, that he was the Secretary of the said Board and that he subscribed his name thereto by like authority; and both the said Alexander E. Orr and Bion L. Burrows that they knew the seal of the said Board and that the same was affixed to the foregoing certificate by the authority of the said Board and of a resolution duly adopted by the same.

[NOTARIAL SEAL.]

LE ROY T. HARKNESS,

Notary Public, Kings County,

Certificate filed in New York County.

The Long Island Railroad Company hereby accepts the foregoing franchise and all the terms, conditions and requirements thereof.

Dated New York, June 25, 1907.

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

[SEAL.]

Attest:

FRANK E. HAFF, Secretary.

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

On this 25th day of June, 1907, at The City of New York, before me personally came Ralph Peters and Frank E. Haff, to me known and known to me respectively to be the said Ralph Peters, the president, and the said Frank E. Haff, the secretary of the Long Island Railroad Company, and being by me duly sworn they did depose, each for himself and not one for the other, the said Ralph Peters that he resided at Garden City, in the State of New York, and was the president of the Long Island Railroad Company, the corporation named in and which executed the foregoing consent, and that he subscribed his name to the foregoing consent by the authority of the Board of Directors thereof; and the said Frank E. Haff that he resided in the Borough of Manhattan, City and State of New York; that he was the secretary of the said the Long Island Railroad Company and subscribed his name to the fore-

going consent by like authority; and both the said Ralph Peters and Frank E. Haff that they knew the corporate seal of the said the Long Island Railroad Company; that the seal affixed to such consent was such corporate seal, and that the same was affixed to the foregoing consent by authority of the Board of Directors of the said the Long Island Railroad Company and pursuant to a resolution adopted by the said Board.

DOMINIC B. GRIFFIN,

Commissioner of Deeds for New York City,

Residing in Borough of Brooklyn.

—now therefore be it

Resolved, That the Board of Estimate and Apportionment of The City of New York, by a majority vote, according to the number of votes by law pertaining to each member of the Board, hereby approves of the certificate and the franchise and grant therein contained, and consents to the construction and operation of such connections in accordance therewith.

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.

## Seaboard Refrigeration Company.

At the meeting of June 28, 1907, a report was received from the Select Committee recommending certain modifications in the contract governing the franchise granted to this company to construct, maintain and operate a pipe line under and along certain streets, avenues and highways in Coney Island, Borough of Brooklyn, for the purpose of supplying refrigeration to consumers along the lines of its mains, and the Chief Engineer was directed to prepare the necessary resolution for adoption by the Board.

The Secretary presented the following:

REPORT No. F-42.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 2, 1907.

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

SIR—On May 10, 1907, the Select Committee to whom had been referred the application of the Seaboard Refrigeration Company for an extension of time until May 1, 1908, in which to comply with certain provisions of its contract of June 22, 1906, reported favorably upon this extension of time, and stated that the company had on May 3, 1907, requested certain other changes in the terms and conditions of the said contract, and that the Committee would subsequently report upon the modifications requested. At the meeting of June 28, the Committee presented its report suggesting certain changes in the contract, which report was adopted by the Board, and the matter referred to the Chief Engineer to prepare a form of contract embodying the amendments suggested.

In accordance therewith the Engineer in charge of the Division of Franchises has prepared a form of contract, which before adoption by the Board should be referred to the Corporation Counsel for approval as to form. It is also recommended that September 20 be fixed as the date for a public hearing.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

DIVISION OF FRANCHISES, July 2, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At a meeting of the Board of Estimate and Apportionment held May 10, 1907, the Select Committee, to whom had been referred the application of the Seaboard Refrigeration Company, for an extension of time until May 1, 1908, in which to comply with certain provisions of its contract dated June 22, 1906, reported in favor of said extension of time, and stated that a communication dated May 3, 1907, had been received from said company requesting certain other changes and modifications in the terms and conditions of said contract, and that the Committee would report at a later date upon the request contained in this communication.

The Committee at the meeting of the Board on June 28, 1907, presented a report containing the following recommendations:

First—That "Section 2, Third, clauses 1 and 2" be amended so as to read as follows:

"1. Five hundred dollars (\$500) in cash within thirty (30) days after the signing of the contract.

"2. During the first five years of this contract an annual sum which shall in no case be less than two hundred and fifty dollars (\$250), and which shall be equal to two per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of two hundred and fifty dollars (\$250).

"During the second five years of this contract an annual sum which shall be in no case less than seven hundred and fifty dollars (\$750), and which shall be equal to four per cent. of the gross receipts of the company, if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

"During the third and remaining five years of this contract an annual sum which shall in no case be less than twelve hundred dollars (\$1,200), and which shall be equal to five per cent. of the gross receipts of the company, if such percentage shall exceed the sum of twelve hundred dollars (\$1,200)."

Second—That "Section 2, Twenty-second," be amended by reducing the amount of security deposit from five thousand dollars to two thousand dollars.

The above changes make the amounts to be paid by the Seaboard Company agree more closely with those charged the Kings County Refrigerating Company for a similar privilege.

Third—That "Section 2, First," be amended by changing the date for the expiration of the original time from fifteen years from the date of the signing of the contract to "fifteen years from May 1, 1908." As this provision would render the terms of the contract inoperative until May 1, 1908, I have changed the amendment so as to read "fifteen years from the date of the signing of this modified contract by the Mayor."

Fourth—That "Section 2, Seventh," be amended by changing the date for the construction and putting in operation of the conduit line, from May 1, 1911, to May 1, 1913.

The report of the Committee was adopted and the matter referred to the Chief Engineer to prepare a form of contract containing the foregoing amendments.

In accordance therewith, I have prepared a form of contract embodying the proposed changes and modifications, and would recommend that September 20 be fixed as the date for a public hearing thereon. Before the contract is adopted by the Board, it should be referred to the Corporation Counsel for approval as to form.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The City of New York by contract dated June 22, 1906, granted to the Seaboard Refrigeration Company the right to construct, maintain and operate a conduit not to exceed eighteen inches in diameter, with the necessary branches and connections therefrom, for the sole purpose of supplying refrigeration to consumers beneath the surface of certain streets, avenues and highways, particularly set forth in section 1 of said contract, and which contract including all the terms and conditions thereof, was executed by the Seaboard Refrigeration Company on June 22, 1906, and by the Acting Mayor on behalf of The City of New York on July 6, 1906; and



Whereas, The said company in a communication dated May 3, 1907, requested the consent of The City of New York to certain changes and modifications in said terms and conditions; and

Whereas, This Board has made inquiry as to the proposed changes and modifications in the contract of the said company, and has reached the conclusion that such changes and modifications are desirable, and in the public interest; now, therefore, it is

Resolved, That the following form of resolution for the consent to the changes and modifications applied for by the Seaboard Refrigeration Company containing the form of proposed contract for the granting of such consent be hereby introduced and entered in the minutes of this Board, as follows:

Resolved, That the Board of Estimate and Apportionment hereby consents to certain changes, alterations and amendments in the terms and conditions contained in the contract with the Seaboard Refrigeration Company, dated June 22, 1906, such changed, altered or amended terms and conditions being fully set forth and described in the following form of contract for the granting thereof, embodying such terms and conditions as modify and alter said contract dated June 22, 1906, which said contract otherwise remains unchanged as to all the other terms and conditions expressed therein; and be it further

Resolved, 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 the day of , 1907, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of the 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 Seaboard Refrigeration Company, a domestic corporation of the State of New York (hereinafter called the Company) party of the second part, witnesseth:

Whereas, The Board did, on June 15, 1906, adopt a resolution authorizing the Mayor to execute, in the name and on behalf of the City, a contract between the Company and the City, granting to the Company the right or franchise to construct, maintain and operate a conduit, with the necessary branches and connections therefrom, for the sole purpose of supplying refrigeration to consumers, under and along certain streets in the Borough of Brooklyn, City of New York, upon certain conditions therein fully set forth; and

Whereas, On the 6th day of July, 1906, the Acting 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 22d day of June, 1906; and

Whereas, On September 14, 1906; November 9, 1906; April 26, 1907, and May 10, 1907, by resolutions duly adopted by the Board of Estimate and Apportionment, and subsequently approved by the Mayor, the Company was granted various extensions of time up to and including May 1, 1908, in which to comply with the provisions of "Section 2, Third" and "Section 2, Twenty-second" of the aforesaid contract; and

Whereas, The Company, in a communication dated May 3, 1907, requested that the payments provided for in "Section 2, Third" and "Section 2, Twenty-second" of the aforesaid contract be reduced; that the term of the franchise be extended; and that the various dates for the completion of a certain amount of pipe line be extended; and

Whereas, On the day of , 1907, the Board of Estimate and Apportionment adopted a resolution consenting to certain changes and modifications in the aforesaid contract and authorizing the Mayor to execute and deliver an amended contract in accordance therewith, in the name and on behalf of the City, which resolution was approved by the Mayor on the day of , 1907.

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

Section 1. All the terms, provisions and conditions contained in said contract between the City and the Company, dated June 22, 1906, shall remain unchanged and in full force and effect except the modifications hereinafter set forth, as follows:

First—Section 2, First, first paragraph, is hereby amended to read as follows:

"The said franchise, right and privilege to lay one conduit line in each of the streets, avenues or highways, and between the limits as hereinbefore described, and the franchise, right and privilege to maintain and operate the same shall be held and enjoyed by the said Company, its lessees or successors, for a term of fifteen years from the date of the signing of this modified contract by the Mayor, with the privilege of renewal of said grant for a further period of ten years, upon a fair revaluation of said franchise, right and privilege.

Second—Section 2, Third, clauses 1 and 2, is hereby amended to read as follows:

1. Five hundred dollars (\$500) in cash within thirty (30) days after the signing of this contract.

2. During the first five years of this contract an annual sum which shall in no case be less than two hundred and fifty dollars (\$250), and which shall be equal to 2 per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of two hundred and fifty dollars (\$250).

During the second five years of this contract an annual sum which shall be in no case less than seven hundred and fifty dollars (\$750), and which shall be equal to 4 per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

During the third and remaining five years of this contract an annual sum which shall in no case be less than twelve hundred dollars (\$1,200), and which shall be equal to 5 per cent. of the gross receipts of the Company, if such percentage shall exceed the sum of twelve hundred dollars (\$1,200).

Third—Section 2, Seventh, is hereby amended by inserting the date "May 1, 1913" in place of the date "May 1, 1911," therein contained.

Fourth—Section 2, Twenty-second, is hereby amended by substituting the sum of two thousand dollars (\$2,000) for the sum of five thousand dollars (\$5,000), as therein contained.

Sec. 2—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 the original contract, dated June 22, 1906, fixed and contained, and as modified by this amended contract.

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.

SEABOARD REFRIGERATION 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, and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, are as specified and fully set forth in the contract dated June 22, 1906, as amended by the foregoing form of proposed contract for the consent of such modifications and alterations.

Resolved, That these preambles and resolutions including such resolution for the consent of The City of New York to the modifications and alterations as applied

for by the Seaboard Refrigeration Company, and the said form of proposed contract for the grant of said franchise or right containing said results of such inquiry for the same, shall be entered upon the minutes of said Board, and shall be published for at least twenty days immediately prior to September 20, 1907, in the CITY RECORD, and at least twice during the ten days immediately prior to September 20, 1907, in the

and , two daily newspapers designated by the Mayor therefor, and published in The City of New York, at the expense of the Seaboard Refrigeration Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment before authorizing any contract for the consent of the City to certain modifications and alterations in the terms and conditions of the contract granted to the Seaboard Refrigeration Company June 22, 1906; such modifications and consent being fully set forth and contained in the foregoing form of proposed contract for the granting of such franchise or right, and before adopting 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 the 20th day of September, 1907, at 10.30 a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

—and be it further

Resolved, That before the publication of the resolution, form of contract and notice of public hearing thereon, hereinbefore provided for, the said form of contract shall be submitted to the Corporation Counsel for his approval as to form and to incorporate therein such matter as he may deem advisable to fully protect the interests of the City.

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.

Jones Brothers.

By resolution adopted by the Board May 10, 1907, and approved by the Mayor May 14, 1907, the firm of Jones Brothers was granted permission to construct, maintain and use a four-inch pipe to convey electric wires under Water street, connecting premises known as Nos. 176 and 190 Water street, Borough of Brooklyn.

The Secretary presented the following:

REPORT NO. F-39.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
June 29, 1907.

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

SIR—On May 10, 1907, the Board adopted a resolution granting permission to Jones Brothers to construct and maintain a four-inch pipe under Water street, near Jay street, in the Borough of Brooklyn. This resolution was approved by the Mayor on June 14. The consent given by the Board provided that it should not become operative unless within thirty days after its approval by the Mayor the grantees should execute an instrument agreeing to abide by all the conditions and requirements of the consent, and file the same with the Board of Estimate and Apportionment.

I beg to report that this certificate of acceptance was not filed within the thirty days prescribed, and that the consent did not, therefore, become operative. The attention of the grantees was called to the necessity of furnishing a certificate of acceptance, and they replied by telephone that they would not accept the consent because they had found, after investigation, that for the small amount of electric current which it was proposed to use, the project did not seem to them advantageous.

I beg, therefore, to recommend that the Board rescind its resolution of May 10, 1907. Such resolution of rescission is herewith submitted.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
June 25, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—By resolution duly adopted by the Board of Estimate and Apportionment on May 10, 1907, and approved by the Mayor on May 14, 1907, the firm of Jones Brothers was granted permission to construct, maintain and use a four-inch pipe to convey electric wires under Water street in the vicinity of Jay street, Borough of Brooklyn, under certain terms and conditions.

Section 15 of this consent provided in part as follows:

"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 and 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."

A communication was addressed to Jones Brothers on June 6, 1907, calling their attention to this provision, and requesting to be informed as to their intentions in the matter, but no reply was received.

Thereafter, on June 12, 1907, in a conversation over the telephone, their representative stated that the firm of Jones Brothers would not accept the consent, because after thorough investigation it had been found that in view of the small amount of electric current used, the project did not present any economic advantage to the firm.

The certificate of acceptance as required by section 15 of the consent quoted above was not filed with the Board prior to June 14, and, in consequence, the consent never became operative. I would recommend that the said consent be rescinded by the Board of Estimate and Apportionment, in accordance with its usual custom, and I submit herewith a form of resolution to that effect.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, By resolution duly adopted by the Board of Estimate and Apportionment on May 10, 1907, and approved by the Mayor May 14, 1907, the firm of Jones Brothers was granted permission to construct, maintain and use a four-inch pipe to convey electric wires under Water street, in the vicinity of Jay street, in the Borough of Brooklyn, between the buildings of the said firm of Jones Brothers, under certain conditions named therein; and

Whereas, Section 15 of the consent provided in part as follows:

"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

Whereas, The said firm of Jones Brothers has failed to comply with the provision hereinabove quoted; now therefore be it



Resolved, That the resolution adopted by this Board on May 10, 1907, and approved by the Mayor on May 14, 1907, granting such permission to the firm of Jones Brothers be and it hereby is rescinded.

Which was adopted by the following vote:

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

*Milliken Brothers (Inc.), Receivers For.*

The Secretary presented the following:

MILLIKEN BROTHERS (INC.),  
No. 11 BROADWAY,  
NEW YORK, June 25, 1907.

Mr. HARRY P. NICHOLS, *Engineer in Charge, Board of Estimate and Apportionment of The City of New York*, No. 277 Broadway, New York City:

DEAR SIR—We beg to acknowledge receipt of your valued favor of June 21, No. 563, addressed to Milliken Brothers and referring to railroad track crossing on Western avenue, Borough of Richmond, City of New York.

In answer to your letter before us we beg to advise you that your representative who called at our plant on June 20 was evidently misinformed as to the necessity for the use of this track crossing after July 13 next; on the contrary, we desire and do hereby formally make application to the Board for a renewal of this privilege, and we should be very much obliged to you if the Board will take this matter up before they adjourn on July 8, and advise us on what terms and conditions this franchise will be issued to us as receivers of Milliken Brothers (Inc.).

Very truly yours,

AUGUST HECKSCHER,  
WILLIAM L. WARD,  
J. VAN VECHTEN OLCOTT,  
Receivers for Milliken Brothers (Inc.).  
By FOSTER MILLIKEN, Assistant.

MILLIKEN BROTHERS (INC.),  
No. 11 BROADWAY,  
NEW YORK, June 26, 1907.

Mr. HARRY P. NICHOLS, *Engineer in Charge, Board of Estimate and Apportionment of The City of New York*, No. 277 Broadway, New York City:

DEAR SIR—Please refer to our letter of June 25, in relation to railroad track crossing on Western avenue, Borough of Richmond, City of New York. We find in writing this letter that we omitted to state that we would like a renewal of this franchise for a period of one year from date of the present expiration. The reason for this is that the work of building the plant of the Procter & Gamble Company has not yet been completed, and we understand that they have some extensions to this plant that have not yet been started.

We sincerely trust that this application will be acted on favorably by your Board.

Very truly yours,

AUGUST HECKSCHER,  
WILLIAM L. WARD,  
J. VAN VECHTEN OLCOTT,  
Receivers for Milliken Brothers (Inc.).  
By FOSTER MILLIKEN, Assistant.

REPORT NO. F-41.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 1, 1907.

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

SIR—On July 6, 1906, the Board of Estimate and Apportionment granted permission for the construction of a railroad track by which material could be transported from the plant of Milliken Brothers to the site of the Procter & Gamble factory building, now being erected in the Borough of Richmond. The consent was for one year. Messrs. Milliken Brothers, through the receivers recently appointed for the corporation, have asked that this consent be extended for one year. The borough authorities have been consulted and say that they see no reason why this request should not be granted, and it is recommended that permission to maintain this track be granted during the pleasure of the Board of Estimate and Apportionment, the permit being revocable upon sixty days' notice in writing, and in no case to extend beyond the term of one year from July 13, 1907, the expiration of the present consent.

It is recommended that the sum of \$200, deposited with the Comptroller, be continued as security, and that compensation for the maintenance of this track be fixed at the rate of \$100 per annum, commencing July 13, 1907. A resolution to that effect is herewith submitted, together with the report of the Engineer in charge of the Division of Franchises.

Respectfully,

NELSON P. LEWIS, *Chief Engineer.*

DIVISION OF FRANCHISES, June 29, 1907.

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

SIR—Under date of June 25, 1907, Milliken Brothers, Inc., through August Heckscher, William L. Ward and J. VanVechten Olcott, receivers, at present in charge of the corporation, has presented a petition to the Board of Estimate and Apportionment requesting a renewal of the permission heretofore granted to it by the Board to construct, maintain and operate a temporary single standard gauge railroad track across Western avenue, about 1,040 feet southerly from the Shore road, or Richmond terrace, in the Borough of Richmond, and which permission expires July 13, 1907.

The permission under which the railroad track is now maintained and operated was granted by a resolution adopted by the Board on July 6, 1906, and approved by the Acting Mayor on July 13, 1906. The consent was for the term of one year, within which time the grantee expected to complete the construction of factory buildings for the Procter & Gamble Company, and it was made a condition of the consent that the track was to be used for the purpose of transporting building material from the plant of Milliken Brothers to the site of the said factory buildings, and for no other purpose.

In a supplemental communication, dated June 26, 1907, the applicant states that the renewal is requested for the term of one year, in order to permit of the completion of the plant of the Procter & Gamble Company and the construction of certain additions thereto.

A copy of the communication was forwarded to the President of the Borough of Richmond, with a request that an examination be made, with a view to ascertaining if there were any objections to the continued existence of the said track for another year, or any particular conditions which should be imposed in this case, other than those employed in the form of consent heretofore adopted by the Board.

In a reply dated June 27, 1907, the Borough President says that he can see no reason to object to the granting of the requested privilege for an additional term of one year under the same terms as those named in the original grant.

I have no objection to offer to the project, and would suggest that permission be granted only during the pleasure of the Board of Estimate and Apportionment, or its successors in authority, and revocable upon sixty days' notice in writing, but in no case to extend beyond a term of one year from July 13, 1907, the time stated in the supplementary application, and that the sum of two hundred dollars (\$200) heretofore deposited with the Comptroller under the terms of the existing consent be continued as a security deposit for the continued performance of the terms and conditions of the consent.

In accordance with the schedule adopted by the Board of Estimate and Apportionment, fixing the minimum charge for such privilege, the compensation for the

maintenance and operation of the track should be fixed at the sum of one hundred dollars (\$100) per annum, and such compensation should commence upon July 13, 1907, the date of expiration of the existing consent.

I transmit herewith a resolution for adoption containing the customary provisions.

Respectfully,

HARRY P. NICHOLS, *Engineer in Charge.*

The following was offered:

Whereas, The Board of Estimate and Apportionment, by resolution adopted on July 6, 1906, and duly approved by the Acting Mayor on July 13, 1906, granted to Milliken Brothers, Inc., permission to construct, maintain and operate a single standard gauge railroad track across Western avenue, about 1,040 feet southerly from the Shore road or Richmond terrace, in the Borough of Richmond, City of New York, for the purpose of connecting the tracks on the property of the Procter & Gamble Company and the tracks on the property of the said Milliken Brothers, Inc., which properties adjoin each other; the said track to be used for the transportation of building material from the dock of said Milliken Brothers, Inc., to the site of the buildings to be erected for the Procter & Gamble Company on the westerly side of said Western avenue, and for no other purpose; and

Whereas, It now appears that the construction of the said factory buildings of the Procter & Gamble Company has not yet been completed, and also that the said Procter & Gamble Company desires to have erected certain extensions to their plant; and

Whereas, The said Milliken Brothers, Inc., has addressed a petition dated June 25, 1907, to the Board of Estimate and Apportionment requesting a renewal of the railroad track privilege granted by the resolution adopted by the Board July 6, 1906, as hereinabove stated, for the purpose of transporting material for the completion of the construction of said factory buildings for the Procter & Gamble Company, and for the construction of some additional buildings for the Procter & Gamble Company; 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 Milliken Brothers, Inc., a manufacturing corporation organized under the laws of the State of New York, to maintain and operate a single standard gauge railroad track across Western avenue, about 1,040 feet southerly from the Shore road, or Richmond terrace, in the Borough of Richmond, City of New York, for the purpose of connecting the tracks on the property of the Procter & Gamble Company and the tracks on the property of said Milliken Brothers, Inc., which properties adjoin each other, the said track to be used for the transportation of building material from the dock of said Milliken Brothers, Inc., to the site of the buildings to be erected for the Procter & Gamble Company, on the westerly side of said Western avenue, and for no other purpose.

The location of said temporary railroad track is shown upon a map or plan entitled:

"Plan showing proposed grade crossing across Western avenue, Borough of Richmond, S. I., for Milliken Brothers, Inc., during construction of the buildings for the Procter & Gamble Company, in accordance with the accompanying application of the 25th day of June, 1906, to the Board of Estimate and Apportionment," signed by Foster Milliken, president,

—a copy of which map or plan is hereto attached and made a part hereof.

This consent hereby given is subject to the following terms and conditions:

1. Said consent shall take effect on July 13, 1907, and 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 said consent extend beyond a term of one year from July 13, 1907, and thereupon all rights of the said Milliken Brothers, Inc., in and upon Western avenue, by reason of this consent, shall cease and determine.

2. The said Milliken Brothers, Inc., its successors or assigns, shall pay into the treasury of The City of New York the sum of one hundred dollars (\$100) for the term of one year. The compensation herein reserved shall commence upon July 13, 1907, and the above sum shall be paid into the treasury of The City of New York within thirty days thereafter. 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 by any ordinance of The City of New York or by any law of the State of New York.

3. Upon the revocation or termination by limitation of this consent the said grantee, its successors or assigns, shall, at its own cost, cause the railroad tracks to be removed and all that portion of Western avenue affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York, or its duly authorized representatives. If the railroad track to be maintained by said grantee under this permit shall not be required to be removed, it is agreed that the said track shall become the property of The City of New York.

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

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

- (a) The construction and the maintenance of the railroad track.
- (b) The protection of all surface and subsurface structures which shall in any way be disturbed by the construction of the railroad track.
- (c) All changes in sewer or other subsurface structures made necessary by the construction of the railroad track, including the laying or relaying of pipes, conduits, sewers or other structures.
- (d) The replacing or restoring the pavement in said street which may be disturbed during the construction of said railroad track.
- (e) Each and every item of the increased cost of any future substructure caused by the presence of said railroad track under this consent.
- (f) The inspection of all work during the construction or removal of the railroad track, as herein provided, which may be required by the President of the Borough of Richmond and the Commissioner of Water Supply, Gas and Electricity.

6. The said railroad crossing for its entire length between the lines of Western avenue shall be maintained and operated subject to the supervision, control and inspection of all the authorities of The City of New York, who shall have jurisdiction in such matters under the Charter of The City of New York.

7. The said railroad may be operated by locomotive steam power or by any other motive power which may be approved by the authorities of The City of New York, excepting horse power.

The number of cars to be included in any train operated upon the railroad shall be limited to five, and the speed of the engines and cars shall never exceed six miles



per hour. No car or engine shall be permitted to remain stationary within the limits of said Western avenue at any time. Free and uninterrupted access to and passage over said Western avenue by the public shall be maintained at all times.

8. The said grantee shall, when moving trains over said crossing at Western avenue, station flagmen for the proper protection of the public.

9. The grantee, its successors or assigns, shall at all times keep the street along the track and for a distance of 2 feet on either side thereof free and clear from ice and snow.

10. The grantee, its successors and assigns, shall keep in permanent repair the portion of the surface of the street along its track and 2 feet on either side thereof under the supervision of the proper local authorities, and whenever required by them to do so and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of the street, and in that event the grantee, its successors or assigns, shall be bound to replace such pavement in the manner directed by the proper authorities, at its own expense, and the provision as to repairs herein contained shall apply to such renewed or altered pavement.

11. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in or to Western avenue.

12. Said grantee, its successors or assigns, shall be liable for all damages to persons or property, including the street and subsurface structures therein, by reason of the construction, operation or maintenance of said railroad track, 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.

13. 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.

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

In case of default in the performance by said grantee of any of such terms and conditions The City of New York shall have the right to cause the work to be done and the materials to be furnished for making the necessary changes or repairs, after ten (10) days' notice in writing, and shall collect the reasonable cost thereof from the said fund without legal proceedings.

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.

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 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, use, maintenance or operation of the railroad 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 and Richmond Gas Company.*

In the matter of the application of the New York and Richmond Gas Company for a franchise to construct, maintain and operate conductors and necessary appliances for transporting gas under and along the streets, avenues and highways of the Fifth Ward, Borough of Richmond, to public and private consumers.

The Secretary presented the following:

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
July 2, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At a public hearing held on June 7, in the matter of the application of the New York and Richmond Gas Company for a franchise to lay its mains in the Fifth Ward of the Borough of Richmond, counsel for the company appeared in favor of the granting of the same and submitted a brief in opposition to the provisions contained in the proposed form of contract granting such privilege. The matter was then referred to the Chief Engineer by the Board, with directions that he report back to the Board on June 21. On June 21 the matter was laid over until July 8.

Conferences were had with representatives of the company on Wednesday, June 19, and Monday, June 24, and at the last conference Mr. M. L. Ryan, counsel for the company, stated that he would submit a memorandum of provisions that the company desired inserted in the proposed contract in place of certain provisions contained therein, but has not as yet transmitted the same.

As this division will not be able to report on the objections raised by the company until the submission of such memorandum by counsel for the company, I would suggest that the Board lay this matter over until the first meeting in the fall, when a report can be made on the same.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The matter was thereupon laid over until the meeting of September 20.

#### *"Brooklyn Daily Eagle."*

In the matter of the application of the "Brooklyn Daily Eagle" for permission to construct, maintain and use a bridge over and across Flood's alley, Borough of Brooklyn, as a passageway for employees of the petitioner between the buildings owned by the petitioner on both sides of said street.

The application was presented at the meeting of June 7, 1907, and is printed in full in the minutes of that date.

The Secretary presented the following:

REPORT No. F-46.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 3, 1907.

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

SIR—Under date of May 28, 1907, the "Brooklyn Daily Eagle" has presented to the Board of Estimate and Apportionment a petition for the right to construct a bridge 6 feet 2 inches wide and about 12 feet above the street surface, across Flood's alley, between Johnson street and Myrtle avenue, in the Borough of Brooklyn, connecting the mezzanine floor of its main building on the westerly side of Flood's alley with the second floor of its annex building on the easterly side of Flood's alley.

It is proposed to use the bridge as a passageway between the two buildings for the convenience of employees. The company owns the land of the alleyway extending from Johnson street to Myrtle avenue and it has been in use as a thoroughfare for many years. The President of the Borough of Brooklyn and the Fire Commissioner have been consulted. The conditions suggested by the Fire Commissioner have been incorporated in the resolution accompanying the report of the Engineer in charge of the Division of Franchises, which is herewith transmitted. The Consulting Engineer to the President of the Borough of Brooklyn has suggested that the clear headroom be increased to a minimum of 14 feet over the roadway, but the Company states that this is impossible, and that if the change suggested is insisted upon, the project will have to be abandoned. The President of the Borough has been advised of the reply of the Company, and has been requested to present any further report at the meeting of July 8, when the matter will be considered by the Board. The company further states that it has been found possible to increase the clearance to twelve feet five inches, and requests favorable action upon the plan as amended.

In case the amended plan is satisfactory to the President of the Borough of Brooklyn, there has been prepared a resolution in the usual form granting the permission requested and stating terms and conditions of the consent.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

DIVISION OF FRANCHISES, July 3, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The "Brooklyn Daily Eagle," a corporation, under date of May 28, 1907, has presented a petition to the Board of Estimate and Apportionment for the right to construct a bridge 6 feet 2 inches wide and about 12 feet above the street surface, across Flood's alley, between Johnson street and Myrtle avenue, in the Borough of Brooklyn, connecting the mezzanine floor of its main building on the westerly side of Flood's alley with the second floor of its annex building on the easterly side of said alley.

The application is accompanied by a plan entitled:

"Plan showing location of proposed bridge to be constructed in Flood's alley, borough of Brooklyn, to accompany application of 'Brooklyn Daily Eagle' to the Board of Estimate and Apportionment, City of New York, dated May 28, 1907."

—and signed by "Brooklyn Daily Eagle," by H. F. Gunnison, business manager.

The petition recites that the proposed bridge is to be used simply as a passageway between the two buildings for the convenience of employees. The further statement is made that the "Brooklyn Daily Eagle" owns the land of the alleyway extending from Johnson street to Myrtle avenue, and while the alley has never been turned over to the City, it has been used as a thoroughfare for many years.

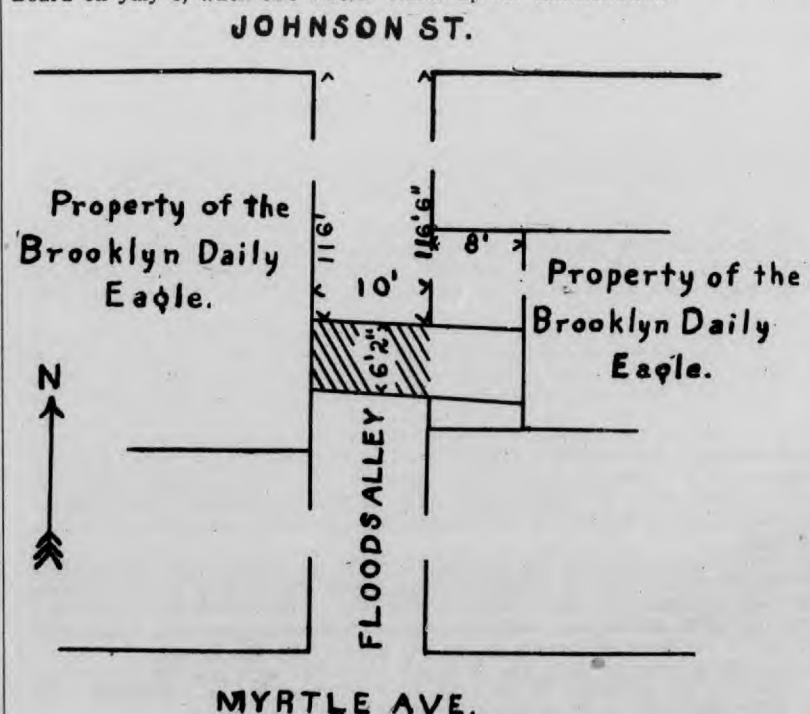
Communications were addressed to the President of the Borough of Brooklyn and to the Fire Commissioner, inclosing copies of the application and plan, and requesting that an examination be made by the various bureaus having jurisdiction, with a view to ascertaining if there were any objections to the project, or any special conditions which should be incorporated in the form of consent used for similar privileges.

A reply received from the Fire Department quotes a report of the Chief of Department, wherein it is stated that there are no objections to the construction and maintenance of the proposed bridge provided the same is made fireproof in all respects. This condition has been incorporated in the form of resolution granting consent, herewith submitted for adoption.

Replying under date of June 28, 1907, the Borough President incloses a report from the Consulting Engineer to which are attached reports from the Bureau of Highways and the Bureau of Buildings. In this report it is recommended that the clear headroom be increased to a minimum of 14 feet over the roadway, and the applicant was informed of this recommendation, and requested to alter the plans in accordance therewith.

Thereafter a communication dated July 2, was received from the architect in charge of this matter for the applicant wherein it is stated that it is impossible to increase the clearance to 14 feet as requested, and if this change be insisted upon, the project will have to be abandoned. He adds, however, that it has been found possible to alter the plans and increase the clearance to 12 feet 5 inches, and requests favorable consideration of the plans so altered.

The President of the Borough of Brooklyn has been advised of the reply from the architect, and has been requested to present any further report at the meeting of the Board on July 8, when this matter comes up for consideration.



Plan of proposed Bridge for  
THE BROOKLYN DAILY EAGLE.

DIVISION OF FRANCHISES.



In case the amended plan be satisfactory to the President of the Borough of Brooklyn, I have prepared a resolution in the usual form for adoption.

I would recommend that permission be granted during the pleasure of the Board of Estimate and Apportionment, but in no case to extend beyond ten years from the date of approval by the Mayor, and revocable upon sixty (60) days' notice in writing, and that it be made a condition of the consent that a security deposit of five hundred dollars (\$500) be required, said deposit to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

It has also been made a condition of the consent that the bridge be completely constructed within six (6) months after the date of approval by the Mayor.

On the basis of compensation heretofore used by the Board in similar cases, I would recommend that the annual charge be fixed at one hundred dollars (\$100) per annum, for the first term of five years, and one hundred and fifty dollars (\$150) per annum for the second term of five years.

I transmit herewith the usual form of resolution for adoption by the Board.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The "Brooklyn Daily Eagle" has presented an application dated May 28, 1907, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of an overhead foot bridge across Flood's alley, between Johnson street and Myrtle avenue, in the Borough of Brooklyn; said bridge to connect the buildings of the corporation on opposite sides of said Flood's alley, and to be used solely by employees as a passageway between said 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 "Brooklyn Daily Eagle," the owner of certain properties on the easterly and westerly sides of Flood's alley, between Johnson street and Myrtle avenue, all in the Borough of Brooklyn, City of New York, to construct, maintain and use a foot bridge across said Flood's alley, connecting the said properties as shown on the plan accompanying the application and entitled:

"Plan showing location of proposed bridge to be constructed in Flood's alley, Borough of Brooklyn, to accompany application of 'Brooklyn Daily Eagle,' to the Board of Estimate and Apportionment, City of New York, dated May 28, 1907,"

—and signed "Brooklyn Daily Eagle," by H. F. Gunnison, business manager, a copy of which is annexed hereto, and made a part hereof, on 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 ten (10) years from the date of approval by the Mayor, and thereupon all rights of the said "Brooklyn Daily Eagle" in and over said Flood's alley by virtue of this consent shall cease and determine.

2. The said "Brooklyn Daily Eagle," its successors or assigns, shall pay into the treasury of The City of New York as compensation for the privilege hereby granted during the first term of five years the annual sum of one hundred dollars (\$100), and during the second term of five years the annual sum of one hundred and fifty dollars (\$150). Such payments shall be made in advance on November 1 of each year, provided, however, that the amount of 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 dollars (\$100) as the time between the approval of this consent by the Mayor and November 1 following bears to a 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 bridge or upon revocation or termination of this consent, the said grantee, its successors or assigns shall, at its own cost, cause the bridge 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 bridge constructed by the said grantee under this consent shall not be required to be removed, it is agreed that the said bridge 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—

- The construction and maintenance of the bridge;
- The protection of all surface and subsurface construction in Floods alley which may be disturbed by the construction of the bridge;
- The replacing or restoring of the pavement in said street, which may be disturbed during the construction of said bridge;
- Each and every item of the increased cost of any future structure caused by the presence of said bridge under this consent;
- The inspection of all work during the construction or removal of the bridge which may be required by any department of The City of New York having jurisdiction over such construction.

6. It is made a particular condition of this consent that the said bridge shall be constructed of fireproof material throughout.

Before the construction shall be begun the grantee shall obtain permits to do the work from the President of the Borough of Brooklyn, 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 bridge and the mode of protection or change in all structures required by the construction of said bridge.

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 bridge 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 bridge.

8. Said bridge shall be constructed, maintained and used subject to the supervision and control of the proper authorities of The City of New York, and said bridge 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 bridge shall be used by the said grantee as a means of communication and as a passageway between the aforementioned buildings, and for no other purpose

whatsoever, and no materials of any kind, character or description shall be allowed to remain standing thereon.

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 bridge is to be constructed, and the said grantee shall be liable for all damages to persons or property, including the street, by reason of the construction or maintenance of said bridge, 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 bridge under this consent and complete the same within six months from the date of the approval of this resolution by the Mayor; 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 three months.

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 five hundred dollars (\$500), 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 five hundred dollars (\$500), 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 Brooklyn in writing of its intention to begin 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 bridge 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.

Subsequently the President of the Borough of Brooklyn moved that the vote by which this resolution was adopted be reconsidered.

Which motion was lost by the following vote:

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

Negative—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.

New York Steam Company.

The Secretary presented the following:

THE NEW YORK STEAM COMPANY,  
NEW YORK, July 1, 1907.

Honorable Board of Estimate and Apportionment, Room 801, No. 277 Broadway, New York City:

GENTLEMEN—Permission is respectfully requested for this company to construct a tunnel crossing East Fifty-ninth street at a point 115 feet east of the easterly line of Avenue A, or Sutton place. The said tunnel to be located at the dock level; to be through solid rock, with the roof about 33 feet below the street grade, and 10 feet by 10 feet in cross section. The tunnel is to be used for laying steam pipes through and for general purposes as a passageway for employees and for transferring materials, etc. The tunnel is to connect the present steam plant of this company with an addition to be built on the south side of Fifty-ninth street and directly opposite the present plant, this company owning in fee both properties. The area occupied by the present plant is 22,000 square feet, while that of the addition is 7,500 square feet. The details are shown more particularly on the accompanying tracing and prints. The necessity for the addition to our plant with the connecting tunnel is due to the increasing demands of the public for street steam.

All of which is respectfully submitted.

Very truly yours,

THE NEW YORK STEAM COMPANY,  
CHAS. C. UPHAM, Vice-President.

REPORT No. F-45.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 3, 1907.

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

SIR—Under date of July 1, 1907, the New York Steam Company has presented to the Board of Estimate and Apportionment a petition to maintain and operate a tunnel under and across East Fifty-ninth street, east of the easterly line of Sutton place, or Avenue A, in the Borough of Manhattan, to connect the present plant of the company on the northerly side of the street with an addition to be built directly opposite, on the southerly side. It is proposed to use the tunnel for the carrying of steam pipes running between the company's buildings and for a passageway for employees, and also for the transportation of materials, etc.

The President of the Borough of Manhattan and the Commissioner of Water Supply have been consulted, and they state that there are no objections to the proposed tunnel. The Engineer in charge of the Division of Franchises has prepared a report and form of resolution for adoption by the Board containing the customary pro-



visions. These are herewith transmitted, and it is recommended that, should the Board approve of the terms and conditions named, the consent asked for be granted.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

DIVISION OF FRANCHISES, July 3, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

Sir—The New York Steam Company, under date of July 1, 1907, has presented a petition to the Board of Estimate and Apportionment for permission to construct, maintain and operate a tunnel under and across East Fifty-ninth street, about 115 feet east of the easterly line of Avenue A, or Sutton place, in the Borough of Manhattan, to connect the present steam plant of the company on the northerly side of East Fifty-ninth street with an addition to be constructed directly opposite and on the southerly side of said street.

The proposed tunnel is to be 10 feet wide and 10 feet high, outside dimensions, with its roof 33 feet below the surface of the street, and it is to be used to contain steam pipes running between the said buildings and for general purposes as a passageway for employees, and for the transportation of materials.

Copies of the application and plan were sent to the President of the Borough of Manhattan and to the Commissioner of Water Supply, Gas and Electricity, with a request that the project be examined by the respective bureaus having jurisdiction, with a view to ascertaining if there were any objections or any special conditions which should be incorporated in the form of consent used for similar privileges.

Replies have been received from these officials stating that there are no objections to the proposed tunnel, and that the terms and conditions contained in the form of resolution heretofore used by the Board would amply protect the City's interest in this case.

I can see no good reason why the requested permission should not be given and would recommend that consent be granted during the pleasure of the Board of Estimate and Apportionment, but in no case to extend beyond twenty-five years from the date of approval by the Mayor, and revocable upon sixty (60) days' notice in writing, and that it be made a condition of the consent that a security deposit of the sum of one thousand dollars (\$1,000) be required; said deposit to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

The total area of plan of the proposed tunnel between the building lines is 600 square feet. On the basis of compensation heretofore adopted by the Board in similar cases, viz., 8 per cent. of the assessed valuation of the plan area of the tunnel per annum, the charge for this privilege would be two hundred dollars (\$200) per annum for the first term of five years, which, with a 5 per cent. increase for each succeeding term of five years would make the succeeding charge as follows:

During the second five years the annual sum of \$210.

During the third five years the annual sum of \$220.

During the fourth five years the annual sum of \$230.

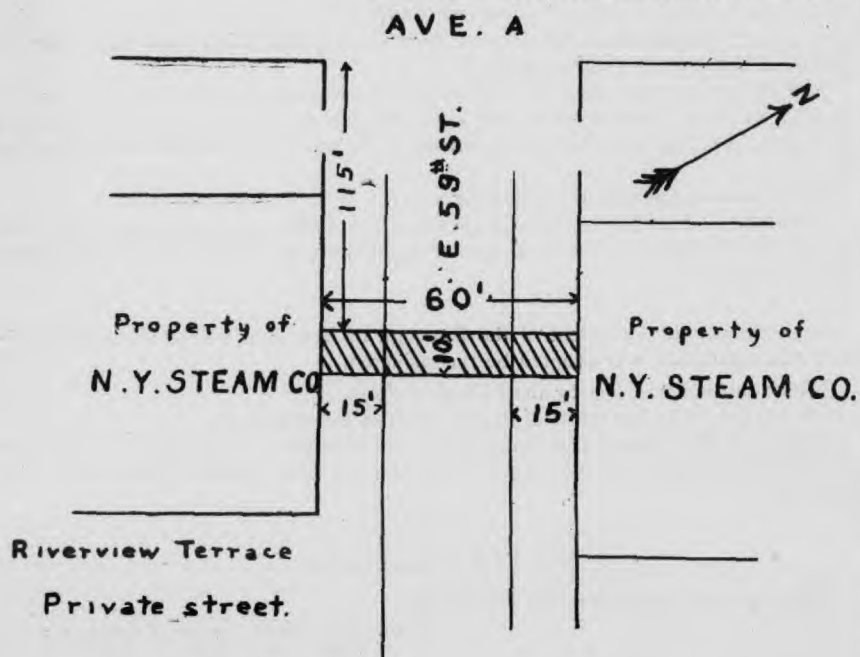
During the fifth five years the annual sum of \$240.

This compensation should commence on the date of the approval of the consent by the Mayor.

I transmit herewith a form of resolution for adoption by the Board, containing the customary provisions.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.



Plan of proposed Tunnel for  
NEW YORK STEAM CO.

DIVISION OF FRANCHISES.

The following was offered:

Whereas, The New York Steam Company has presented an application dated July 1, 1907, to the Board of Estimate and Apportionment of The City of New York for its consent to the construction, maintenance and use of a tunnel under and across East Fifty-ninth street, about 115 feet east of the easterly line of Avenue A, or Sutton place, in the Borough of Manhattan, the said tunnel to connect the building of the company on the northerly side of East Fifty-ninth street with a building to be erected by the company on the southerly side of said street, and to be used to contain steam pipes running between the said buildings and as a passageway for employees and for the transportation of materials; 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 Steam Company, a corporation, and the owner of certain properties on both sides of East Fifty-ninth street, between Avenue A, or Sutton place, and the East river, in the Borough of Manhattan, City of New York, to construct, maintain and use a tunnel under and across said East Fifty-ninth street, about 115 feet east of the easterly line of Avenue A, or Sutton place, connecting the said properties; the said tunnel to be used to contain steam pipes running between the said buildings and as a passageway for employees and materials and for no other purpose, all as shown on the plan accompanying the application and entitled:

"Plan showing location of proposed tunnel to be constructed in East Fifty-ninth street, Borough of Manhattan, to accompany application of the New York Steam Company to the Board of Estimate and Apportionment, City of New York, June 25, 1907,"

—and signed by Charles C. Upham, vice-president, 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 the said grantee, its successors or assigns, but in no case shall it extend beyond a term of twenty-five years from the date of the approval of this consent by the Mayor, and thereupon all rights of the said New York Steam Company, in or under said East Fifty-ninth street, by virtue of this consent, shall cease and determine.

2. The said New York Steam Company, its successors or assigns, shall pay into the treasury of The City of New York as compensation for the privilege hereby granted during the first term of five years the annual sum of two hundred dollars (\$200); during the second term of five years the annual sum of two hundred and ten dollars (\$210); during the third term of five years the annual sum of two hundred and twenty dollars (\$220); during the fourth term of five years the annual sum of two hundred and thirty dollars (\$230), and during the fifth term of five years the annual sum of two hundred and forty dollars (\$240). Such payments shall be made in advance on November 1 of each year, provided, however, that the first payment shall be made within thirty (30) days of the approval of this consent by the Mayor, and shall be only that proportion of two hundred dollars (\$200) as the time between the approval of this consent by the Mayor and November 1 following bears to the whole year. Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York or by any law of the State of New York.

3. Upon the removal of the said grantee from either one or both of the buildings to be connected by the tunnel, or upon the revocation or termination by limitation of this consent, the said grantee, its successors or assigns, shall, at its own cost, cause the tunnel to be removed and all that portion of East Fifty-ninth street affected by this permission to be restored to its proper and original condition, if required so to do by The City of New York or its duly authorized representatives. If the tunnel to be constructed by the said grantee under this consent shall not be required to be removed, it is agreed that the said tunnel 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 other person, firm or corporation whatsoever, either by the acts of the said grantee, its successors or assigns, or by operation of law without the consent in writing of The City 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 the maintenance of the tunnel.
- (b) The protection of all surface and subsurface structures which shall in any way be disturbed by the construction of the tunnel.
- (c) All changes in sewers or other subsurface structures made necessary by the construction of the tunnel, including the laying or relaying of pipes, conduits, sewers or other structures.
- (d) The replacing or restoring the pavement in said street which may be disturbed during the construction of said tunnel.
- (e) Each and every item of the increased cost of any future substructure caused by the presence of said tunnel under this consent.
- (f) The inspection of all work during the construction or removal of the tunnel, as herein provided, which may be required by the President of the Borough of Manhattan and the Commissioner of Water Supply, Gas and Electricity.

6. Before the construction shall be begun the grantee shall obtain permits to do the work from the President of the Borough of Manhattan and from the Commissioner of Water Supply, Gas and Electricity. The grantee shall perform all the duties which may be imposed upon the grantee by these officials as conditions of such permits, provided such conditions are not inconsistent with the provisions of this consent. The grantee shall submit to these officials working plans which shall include and show in detail the method of construction of such tunnel and the mode of protection or changes in all subsurface structures required by the construction of the tunnel.

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

8. The said tunnel and any pipes and conduits laid therein shall be constructed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. The said tunnel 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. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to East Fifty-ninth street.

10. Said grantee shall be liable for all damages to persons or property, including the street and subsurface structures therein, by reason of the construction and operation or maintenance of said tunnel, 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 the 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. Said grantee, its successors or assigns, shall commence the construction of said tunnel under this consent and complete the same within twelve months from the date of the approval of this consent by the Mayor; 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.

13. This consent is upon the express condition that the said grantee, within thirty days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of one thousand dollars (\$1,000), either in money or 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 and the repairs of the street pavement. In case of default in the performance by said grantee of any such terms and conditions, The City of New York shall have the right to cause the work to be done and the materials to be furnished for making the necessary changes or repairs, after ten days' notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings, or in case of default



in the payment of the annual charges, shall collect the same with interest from such fund, after ten 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 days' notice in writing pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of one thousand dollars (\$1,000), and in default of the payment thereof the consent hereby given may be 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 and the Commissioner of Water Supply, Gas and Electricity in writing of its intention to begin construction of the work hereby authorized at least forty-eight 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 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 or property which may result from the construction, use, maintenance or operation of the tunnel 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.

#### Central Railroad Company of New Jersey.

In the matter of the application of the Central Railroad Company of New Jersey for permission to construct, maintain and use an overhead foot bridge over West street, between Broad and Cedar streets, Borough of Manhattan, to connect properties owned on both sides of said street by the petitioner, and to be used for the accommodation of the public in seeking access to and egress from its ferry boats.

The petition was presented to the Board at its meeting of June 21, 1907, and is printed in full in the minutes of that date.

The Secretary presented the following:

REPORT No. F-43.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 2, 1907.

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

SIR—At the meeting of June 21, 1907, the Central Railroad Company of New Jersey, presented a petition for permission to construct, maintain and operate a foot bridge across West street, between Liberty and Cedar streets, in the Borough of Manhattan, to connect the property of the petitioner on the easterly side of West street with its new ferry house, to be constructed on the Hudson river water front.

This matter has been carefully investigated by the Division of Franchises of this office and the report of the Engineer in Charge of that division, together with form of resolution for adoption by the Board containing the customary provisions, is transmitted herewith, and it is recommended that the petition be granted in accordance therewith.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

DIVISION OF FRANCHISES, July 2, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—At the meeting of the Board of Estimate and Apportionment held June 21, 1907, the Central Railroad Company of New Jersey, presented a petition for permission to construct, maintain and operate a foot bridge about 17 feet wide and 16 feet above the roadway over and across West street, between Liberty street and Cedar street, in the Borough of Manhattan, to connect the property of the petitioner on the easterly side of West street with its new ferry house to be constructed on the Hudson river water front.

The petition is accompanied by a plan entitled:

"Plan showing location of proposed overhead foot bridge to be constructed in West street, Borough of Manhattan, to accompany application of the C. R. R. Co. of N. J., to the Board of Estimate and Apportionment, City of New York, dated June 18, 1907."

—and signed by W. G. Besler, vice-president and general manager of the company.

The petition recites that the applicant company is the owner of the properties to be connected, and that the proposed bridge is desired for the purpose of affording its large number of patrons a more convenient means of access to or egress from the company's ferry boats, and incidentally relieving the congestion of traffic at the Liberty street crossing of West street.

The railroad company further represents in the petition that the real estate and ferry house must first be adapted to the accommodation of the proposed bridge, and, therefore, the bridge can hardly be completed in less than twelve or fifteen months.

Copies of the application and accompanying plan were sent to the President of the Borough of Manhattan and to the Fire Commissioner with a request that an examination be made by the respective bureaus having jurisdiction, with a view to ascertaining if there were any objections to the project or any special conditions which should be incorporated in the form of consent heretofore used for similar privileges.

The Commissioner of Public Works, replying under date of July 1, 1907, to the communication addressed to the Borough President, states that the Chief Engineer of Highways can see no reason why permission should not be granted.

A reply received from the Fire Department quotes a report of the Chief of Department wherein it is stated that there are no objections to the construction and maintenance of the proposed bridge provided the same is made fireproof in all respects. This condition has been incorporated in the form of resolution granting consent, herewith submitted for adoption.

As that portion of the proposed bridge from the westerly line of West street to the new ferry house will be under the jurisdiction of the Department of Docks and Ferries when the marginal street is opened, a communication was addressed to the Commissioner of Docks and Ferries calling attention to the fact that the consent of the Board of Estimate and Apportionment for the portion of the bridge over West street would be of little avail unless permission would hereafter be granted by his department for the portion of the bridge under its jurisdiction, and requesting to be informed if, in his opinion, there were any objections to the project.

Under date of June 24, 1907, the Commissioner of Docks and Ferries addressed the Secretary of the Board of Estimate and Apportionment, inclosing a copy of the plan of the proposed bridge approved by him on June 24, 1907.

I would therefore recommend that the requested permission be granted during the pleasure of the Board of Estimate and Apportionment, and the consent to take effect on July 1, 1908, the approximate date of the commencement of the construction of the bridge, but in no case to extend beyond ten years from that date and revocable upon sixty (60) days' notice in writing, and that it be made a condition of the consent that a security deposit of the sum of three thousand dollars (\$3,000) be required,

said deposit to be in the form of either money or securities to be approved by and deposited with the Comptroller for the faithful performance of the terms and conditions of the consent.

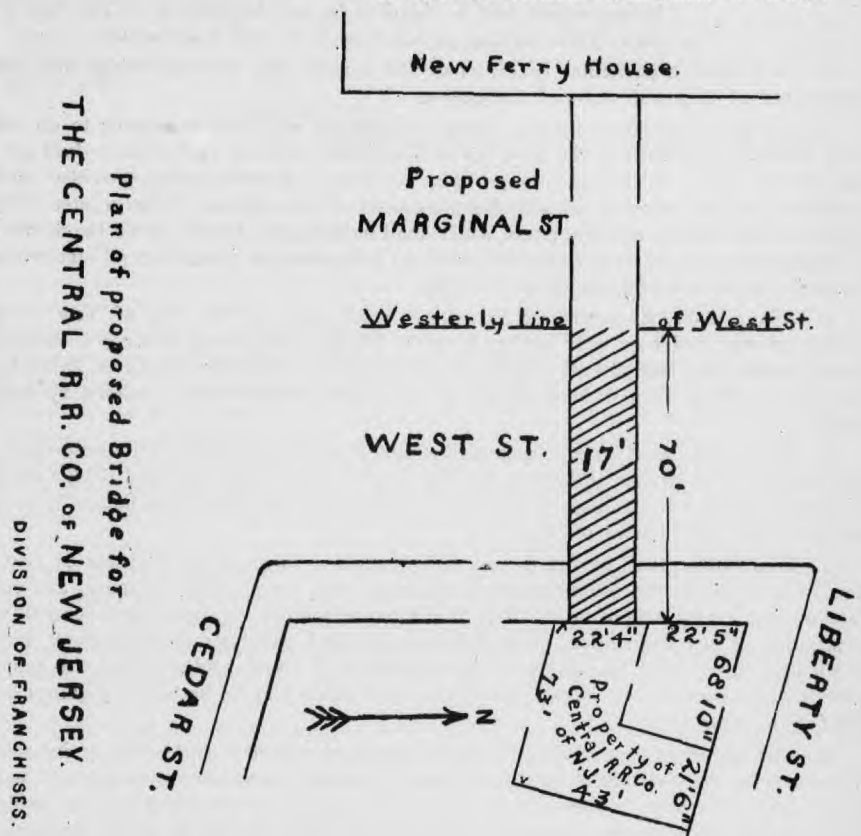
In order to give ample time for construction, and allow for any unavoidable delay, it is also recommended that January 1, 1909, be fixed as the limit of time allowed for the complete construction of the bridge.

The total area of plan of the proposed bridge over West street is 1190 square feet. On the basis of compensation heretofore adopted by the Board in a similar case, viz., 8 per cent of the assessed valuation of the plan area of the structure per annum, the charge for this privilege would be two thousand eight hundred and fifty dollars (\$2,850) per annum for the first term of five years, which, with a 5 per cent. increase, would make the charge for the second term of five years three thousand dollars (\$3,000) per annum. This compensation should commence on July 1, 1908, the date upon which the consent is to take effect.

I transmit herewith a form of resolution for adoption by the Board containing the customary provisions.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.



The following was offered:

Whereas, The Central Railroad Company of New Jersey has presented an application dated June 18, 1907, to the Board of Estimate and Apportionment for its consent to the construction, maintenance and use of an overhead foot bridge across West street, between Liberty street and Cedar street, in the Borough of Manhattan; said bridge to connect the property of the company on the easterly side of said West street with the new ferry house of the company to be constructed on the Hudson river waterfront, and to be used as a passageway between said 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 Central Railroad Company of New Jersey, the owner of certain property on the easterly side of West street, between Liberty street and Cedar street, and also the owner of a ferry house to be constructed on the Hudson river water front, immediately opposite said first mentioned property, all in the Borough of Manhattan, City of New York, to construct maintain and use a foot bridge across said West street connecting the said properties as shown on the plan accompanying the application, and entitled:

"Plan showing location of proposed overhead foot bridge to be constructed in West street, Borough of Manhattan, to accompany application of the Central Railroad Company of New Jersey to the Board of Estimate and Apportionment of The City of New York, dated June 18, 1907."

—and signed by W. G. Besler, vice-president and general manager of the company, a copy of which is annexed hereto, and made a part hereof, on the following terms and conditions:

1. Said consent shall take effect on July 1, 1908, and 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 ten (10) years from July 1, 1908, and thereupon all rights of the said Central Railroad Company of New Jersey in and over said West street by virtue of this consent shall cease and determine.

2. The said Central Railroad Company of New Jersey, its successors and assigns shall pay into the treasury of The City of New York as compensation for the privilege hereby granted, during the first term of five years, the annual sum of two thousand eight hundred and fifty dollars (\$2,850), and during the second term of five years the annual sum of three thousand dollars (\$3,000). Such payments shall be made in advance on November 1 of each year, provided, however, that the amount of the first payment to be made on November 1, 1907, shall be only that proportion of two thousand eight hundred and fifty dollars (\$2,850) as the time between July 1, 1908, and November 1, 1908, 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 bridge, or upon revocation or termination of this consent, the said grantee, its successors or assigns shall, at its own cost, cause the bridge 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 bridge constructed by the said grantee under this consent shall not be required to be removed, it is agreed that the said bridge 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 maintenance of the bridge;
- (b) The protection of all surface and subsurface construction in West street which may be disturbed by the construction of the bridge;
- (c) The replacing or restoring of the pavement in said street, which may be disturbed during the construction of said bridge;
- (d) Each and every item of the increased cost of any future structure caused by the presence of said bridge under this consent;
- (e) The inspection of all work during the construction or removal of the bridge, which may be required by any department of The City of New York, having jurisdiction over such construction.

6. It is made a particular condition of this consent that the said bridge shall be constructed of fireproof material throughout.

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 bridge, and the mode of protection or changes in all structures required by the construction of said bridge.

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 bridge 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 bridge.

8. Said bridge shall be constructed, maintained and used subject to the supervision and control of the proper authorities of The City of New York, and said bridge 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 bridge 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 bridge 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 bridge 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 bridge, 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 bridge under this consent and complete the same on or before January 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 three thousand dollars (\$3,000), 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 three thousand dollars (\$3,000), 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 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 bridge hereby authorized.

The Chair stated he was in receipt of a communication from the company, requesting that the matter be laid over until October 4, 1907.

There being no objection, this course was pursued.

#### Nassau Electric Railroad Company.

In the matter of the application of the Nassau Electric Railroad Company for a franchise to construct, maintain and operate four extensions to its existing street surface railway in the Borough of Brooklyn.

The Secretary presented the following:

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
July 2, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The Nassau Electric Railroad Company (hereinafter referred to as the Nassau Company), under date of October 11, 1906, presented a petition to the Board of Estimate and Apportionment for the right to construct, maintain and operate four extensions to its existing street surface railway system in the Borough of Brooklyn. The petition was presented to the Board, October 16, 1906, and was referred on that date to the Bureau of Franchises for investigation and suggestions. November 23, 1906, was the date set for a preliminary public hearing.

The extensions applied for are briefly described as follows:

(A) From the intersection of Atlantic avenue and Alabama avenue, and there connecting with the existing tracks of the Nassau Company in Alabama avenue, thence along Alabama avenue to Livonia avenue, and along Livonia avenue from Vesta avenue to New Lots road, where it is proposed to connect at New Lots road with tracks which are to be constructed pursuant to a franchise claimed by the Nassau Company.

(B) From the intersection of Liberty avenue and Forbell avenue, and there connecting with the existing tracks of the Atlantic Avenue Railroad Company, since merged with the Nassau Company on January 26, 1899, thence along Forbell avenue to Spring Creek. It is proposed to connect this extension at Sutter avenue with tracks to be constructed pursuant to a franchise claimed by the Nassau Company on Sutter avenue.

(C) From the intersection of Thirty-ninth street and Eighth avenue, and there connecting with the existing tracks in Thirty-ninth street of the former Coney Island, Fort Hamilton and Brooklyn Railroad Company, merged with the Nassau Company on August 1, 1898, thence along Eighth avenue to Seventh avenue, thence along Seventh avenue to Seventy-ninth street, thence along Seventy-ninth street to Stillwell avenue, and there connect with tracks at Stillwell avenue to be constructed pursuant to a franchise claimed by the Coney Island and Gravesend Railway Company.

(D) From the intersection of Thirteenth avenue and Thirty-ninth street and there connecting with the existing tracks in Thirty-ninth street of the former Kings County Electric Railroad Company, now merged with the Nassau Company; thence along Thirteenth avenue to Bay Ridge avenue, there to connect with the existing tracks of the Brooklyn City Railroad Company in Bay Ridge avenue.

The public hearing was held on November 23, 1906. There appeared in opposition to granting the franchise a representative of the South Side Subway Association, and St. Gabriel's Roman Catholic Church, and several individuals. A representative of the company appeared in favor of granting the franchise.

At the close of the public hearing, the matter was referred to a Select Committee, consisting of the Comptroller, President of the Board of Aldermen, and the President of the Borough of Manhattan, "to determine whether or not a franchise should be granted."

Pending the report of the Select Committee, the application was examined by the Bureau of Franchises. The application states that it is the intention of the company to build a railway from the intersection of New Lots road and Livonia avenue; thence along New Lots road to Berriman street; thence along Berriman street to Sutter avenue; thence on Sutter avenue to Forbell avenue. This railway is to connect with Extension "A" at the intersection of New Lots road and Livonia avenue, and to connect with Extension "B" at the intersection of Sutter avenue and Forbell avenue.

The company claims the right to construct and operate a railway on this route by reason of the possession of a franchise given to the Kings County Electric Railroad Company by resolution adopted June 19, 1903, by the Common Council of the old City of Brooklyn, and which company was merged with the Nassau Company August 1, 1898. A portion of the route described in this resolution is identical with the route above described upon which the company states that it intends to build a railway.

The petition also states that it is the intention of the company to connect Extension "C" with a railway to be constructed by the Coney Island and Gravesend Railway Company on Stillwell avenue. The franchise claimed on Stillwell avenue was granted to the Coney Island and Gravesend Railway Company by the Commissioners of Highways of the town of Gravesend on August 29, 1893, and by the Town Board of the town of Gravesend on August 31, 1893. The entire capital stock of this company is owned by the Nassau Company, and the franchise upon Stillwell avenue is therefore in the control of the Nassau Company, but the road is operated separately.

The right to construct these railways is of considerable importance if the franchises or extensions applied for are granted, for the reason that they are necessary in addition to those for which authority is now asked to make continuous routes.

In view of the fact that the franchises for these routes were granted in 1892 and 1893, and that section 5 of the Railroad Law has been held by previous court decisions to apply to street surface railways, and to be self-executing, it was thought that these franchises might not be valid.

Section 5 of the Railroad Law, provides as follows:

"If any domestic corporation shall not within five years after its certificate of incorporation is filed, begin construction of its road and expend thereon ten per cent. of the amount of its capital, or shall not finish its road or put it in operation within ten years from the time of filing such certificate, its corporate existence and powers shall cease."

Accordingly a communication from the Bureau of Franchises relative to these facts was presented to the Board on January 4, 1907, and was referred to the Corporation Counsel for his opinion as to the validity of these franchises.

Under date of February 9, 1907, the Corporation Counsel replied thereto, and states that the Kings County Electric Railroad Company was merged with the Nassau Electric Railroad Company by certificate filed in the office of the Secretary of State on August 1, 1898; that he is informed by the attorneys for the Nassau Company that all of the route laid down in the certificate of incorporation of that company has been constructed, with the exception of the route on New Lots avenue, Berriman street and Sutter avenue, and of three blocks on Second avenue and three blocks on Thirty-sixth street.

In regard to the Coney Island and Gravesend Railway Company, he assumes that the route of such railway as specified in its certificate of incorporation, and of the consent of the local authorities, was not confined to Stillwell avenue, but that the company was organized to operate on other streets as well, and has built railways thereon; that Stillwell avenue is the only street on which no work of construction was done. He therefore concludes as both companies apparently commenced the construction of their railroads and expended ten per cent. of their capital within five years, that the provisions of section 5 of the Railroad Law, which requires the expenditure of ten per cent. of the amount of its capital within five years, need not therefore be considered.

In regard to the provisions of section 5 of the Railroad Law, which requires the completion of the road and the commencement of operation within ten years from the date on which its certificate is filed, he states that in view of a recent decision upon a case, the facts of which seem analogous to those in the cases in question, it is his opinion "that the said franchises granted to the Kings County Electric Railway Company and the Coney Island and Gravesend Railroad Company over the streets in question, are still valid and existing, although subject to forfeiture by judicial proceedings to be instituted by the Attorney-General."

Upon further examination of the application of the Nassau Company, it was found that portions of each one of the extensions applied for were laid out upon streets which have not been legally opened, and in some cases where the streets are not even physically opened.

The portions of the extensions on which it has been impossible to find any record as to the opening of the streets, are as follows:

Extension A—Alabama avenue, from Pickin avenue to Atlantic avenue; Livonia avenue, from New Lots road to Snediker avenue.

Extension B—Forbell avenue, from Liberty avenue to Spring creek (entire extension).

Extension C—Eighth avenue, from former city line to Fiftieth street; Seventy-ninth street, from Eighteenth avenue to Stillwell avenue.



Extension D—Thirteenth avenue, from Thirty-ninth street to Sixty-ninth street (entire extension).

The question arose as to whether or not the City had power to grant franchises to street surface railways upon streets which have not been legally opened. Accordingly these facts were also presented to the Corporation Counsel in the communication of January 7, 1907.

In reply thereto, after referring to the provisions of the Constitution and the Greater New York Charter in regard to the rights of the local authorities in granting of consents for the construction of street railways, concludes:

"In my opinion there is nothing in either of the above provisions authorizing the granting of the consent of the City to a street or highway not actually in existence."

In a later communication from the Corporation Counsel, dated May 31, 1907, he states that since writing the opinion on February 9, 1907, a decision has been handed down in the case of the People ex rel. Westminster Heights Company against Bird S. Coler, in which a contrary doctrine is recognized. It was held in that case that where street railway companies had received franchises from the local authorities upon streets not legally opened, that the five years in which to spend ten per cent. of the capital as provided in section 5 of the Railroad Law does not begin to run until the street has been legally opened.

The Corporation Counsel points out the danger to the interest of the City in this decision, and states that the decision is contrary to former opinions furnished by his Department, and adopted as a policy of the City for a great many years. He has directed that an appeal be taken, and states that

"Any action taken by the Board of Estimate and Apportionment claiming jurisdiction over unopened streets, and of granting of franchises thereto, might seriously prejudice the rights of the City on the said appeal. \* \* \*

"I therefore advise you that under existing circumstances no franchises should be granted for undedicated streets, and I further am of the opinion that it would be wise at this time to refrain from granting such rights to streets not legally opened, despite the existence of a physical right of way over such streets. On the determination of the pending appeal, I will advise you further on this point."

In view of the opinion of the Corporation Counsel, it would seem unwise to take any action upon the application until the case of the People ex rel. Westminster Heights Company vs. Bird S. Coler is decided in the higher courts. The matters discussed are very important to the City, and a final determination of the same should guide the City in its future policy in granting franchises.

There are, no doubt, many cases where franchises have heretofore been granted on unopened streets in the Borough of Brooklyn. In fact, the railways which the Nassau Company has stated in its application that it intends to construct, are upon streets, some of which have never been legally opened. The Corporation Counsel in rendering his opinion of February 9, 1907, apparently did not take this into account, but based his opinion upon section 5 of the Railroad Law only. It would seem, therefore, that if, on appeal, the decision of the lower court in the Westminster Heights case is reversed, the franchises on Stillwell avenue and upon New Lots road, Berrian street and Sutter avenue may be void, those being the streets which have never been legally opened, although franchises are claimed thereon by the Nassau Company.

As soon as a decision is rendered in the above case, I will prepare a further report for the Board.

Respectfully,  
HARRY P. NICHOLS, Engineer in Charge.

The matter was thereupon laid over.

#### *New York City Interborough Railway Company.*

A communication, dated June 24, 1907, was received from the Mayor's office returning, duly approved by the Mayor, resolution adopted by the Board June 21, 1907, granting a franchise to the New York City Interborough Railway Company to make certain alterations and changes in its route, and also granting an extension of time in which to construct 24 miles of double track railway.

Which was ordered filed.

#### *Hudson and Manhattan Railroad Company and Bush Terminal Railroad Company.*

A communication, dated June 26, 1907, was received from the Mayor's office, returning, duly approved by the Mayor, resolutions as follows:

(a) Granting permission to the Hudson and Manhattan Railroad Company to construct, maintain and use a bridge over and across Dey street, Borough of Manhattan;

(b) Amending resolution of November 23, 1906, extending the date upon which the penalty for the use of steam locomotives by the Bush Terminal Railroad Company becomes effective to June 1, 1909.

Which was ordered filed.

#### *Nassau Electric Railroad Company.*

A communication, dated June 29, 1907, was received from the Mayor's office, returning, duly approved by the Mayor, resolution adopted by the Board June 28, 1907, granting a franchise to the Nassau Electric Railroad Company to construct, maintain and operate a street surface railroad on Livingston and other streets in the Borough of Brooklyn.

Which was ordered filed.

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

In the matter of the application of the New York and Port Chester Railroad Company for the right to make certain modifications and alterations in its route in the Borough of The Bronx.

At the meeting of June 28, 1907, an order to show cause and temporary injunction were served upon the Board restraining it from taking action on the application, and the matter was laid over.

The Secretary presented the following:

CITY OF NEW YORK, LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, July 5, 1907.

#### *Board of Estimate and Apportionment:*

SIRS—I received the following communication, dated June 21, 1907, from the office of the Mayor:

"The Mayor directs me to transmit to you the inclosed copy of order to show cause in the matter of Robert E. Robinson, plaintiff, against the New York, Westchester and Boston Railway Company, etc., which was this day served upon him."

The said order to show cause provided:

"It is ordered that until the hearing and determination of this motion, the defendants, George B. McClellan, Mayor of The City of New York; Herman A. Metz, Comptroller of The City of New York; Patrick F. McGowan, President of the Board of Aldermen of The City of New York; John F. Ahearn, President of the Borough of Manhattan; Bird S. Coler, President of the Borough of Brooklyn; Louis F. Haffen, President of the Borough of The Bronx; Joseph Bermei, President of the Borough of Queens, and George Cromwell, President of the Borough of Richmond, as members of and composing the Board of Estimate and Apportionment, be and they hereby are restrained and enjoined from granting an application of the New York and Port Chester Railroad Company that its route in The City of New York be so altered as to coincide with the route of the New York, Westchester and Boston Railway Company, as described in the franchise granted to said company by ordinance of the Board of Aldermen of The City of New York, approved August 2, 1904, or with any part of such route; and that the defendant, New York, Westchester and Boston Railway Company, its directors, officers and agents, be and they hereby are forbidden until the hear-

ing and determination of this motion, to consent, or to contract or agree in any manner to consent, to the said change of route hereinbefore forbidden, or to assign or convey, or to contract to assign or convey, unto said New York and Port Chester Railroad Company the right to use the said route of the New York, Westchester and Boston Railway Company or any of the property, real or personal, contracts or choses in action of the said New York, Westchester and Boston Railway Company.

"It is further ordered that the defendants show cause at Special Term, Part I. of this Court, to be held in and for the County of New York, on June 25, 1907, at 10.30 a. m., or as soon thereafter as counsel can be heard, why the foregoing injunction should not be continued until the final determination of this action; and why the plaintiff should not have such other relief as may be equitable."

The said application to continue the injunction until the final determination of the above action was argued on July 3, 1907, and I appeared for the Board of Estimate and Apportionment. In open court Judge Dayton construed the above order, as appears from the "Law Journal" of July 5, 1907, as follows:

"I construe the injunction order as not preventing the Board of Estimate and Apportionment from conducting the advertisement for a change of route of the Port Chester Railroad Company, and so notify said Board."

I, therefore, advise your Honorable Board that you are free to proceed with the advertising required by the provisions of the Greater New York Charter in the matter of the pending application of the New York and Port Chester Railroad Company for a change of route.

Respectfully yours,

WILLIAM B. ELLISON, Corporation Counsel.

The following was offered:

Whereas, The City of New York, by contract dated May 31, 1906, granted 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 upon certain routes particularly set forth in section 1 of said contract, and which contract, including all the terms and conditions thereof, was executed by the Railroad Company on May 31, 1906, and by the Mayor, on behalf of The City of New York, on June 11, 1906; and

Whereas, The said company has petitioned the Board of Estimate and Apportionment, under date of April 4, 1907, for the consent of The City of New York to certain modifications and alterations in said routes, as is fully set forth in said petition; and

Whereas, In pursuance to such laws, this Board adopted a resolution on May 10, 1907, fixing the date for public hearing thereon as May 24, 1907, at which citizens were entitled to appear and be heard, and publication was had for at least two (2) 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 hearing, and the public hearing was duly held on such day, and was continued to June 7, 1907, and was concluded on said date; and

Whereas, This Board has made inquiry as to the proposed modifications and alterations in the said routes of said company, and has reached the conclusion that such modifications and alterations are desirable and in the public interest; now therefore it is

Resolved, That the following form of resolution for the consent or right applied for by the New York and Port Chester Railroad Company, containing the form of proposed contract for the grant of such right, be hereby introduced and entered in the minutes of this Board, as follows:

Resolved, That the Board of Estimate and Apportionment hereby consents to certain changes, alterations and amendments in the route of the New York and Port Chester Railroad Company as granted by contract dated May 31, 1906, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad; such changed, altered or amended route being fully set forth and described in the following form of proposed contract for the granting thereof, embodying such terms and conditions as modify or alter said contract dated May 31, 1906, which said contract otherwise remains unchanged as to all the other terms and conditions expressed therein; and be it further

Resolved, That the Mayor of The City of New York be and he hereby is authorized to execute and deliver such contract in the name and on behalf of The City of New York, as follows, to wit:

#### PROPOSED FORM OF CONTRACT FOR ALTERATION OF ROUTE.

This contract, made the \_\_\_\_\_ day of \_\_\_\_\_, 1907, 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 Port Chester Railroad Company, a domestic railroad corporation organized for the purpose of building, maintaining and operating a railroad from a point near the intersection of One Hundred and Thirty-second street and Willis avenue, in the Borough of The Bronx, and running thence easterly and northeasterly to the boundary line between the States of New York and Connecticut (hereinafter called the Port Chester Company, and Millbrook Company, a domestic corporation organized for the purpose of building railroads, tunnels, subways, etc., leasing or selling property, acquiring stocks, etc., parties of the second part, witnesseth:

Whereas, The 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 Port Chester Company and the City, granting to the Port Chester Company the right or franchise to construct, maintain and operate a railroad across certain streets either above or below the grade thereof, in the Borough of The Bronx; 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 Port Chester Company the right to build said railroad, which contract was dated the 31st day of May, 1906; and

Whereas, In and by said contract the consent of the City was granted to the Port Chester Company for the construction, maintenance and operation of the said railroad across certain enumerated streets, avenues or highways either above or below the grade thereof, within said City, upon certain conditions therein fully set forth, and

Whereas, On the second day of April, 1907, the Board of Directors of said Port Chester Company, at a meeting of said Board duly held on said date, and by a vote of two-thirds of all the directors of said Company, passed a resolution altering and amending the route of the said Company and changing the southern terminal thereof from a point at or near the intersection of One Hundred and Thirty-second street and Willis avenue to a point where Alexander avenue extended intersects the north bank of the Harlem river, and which alterations and amendments and change of terminal are shown upon a certain map, dated April 2, 1907, entitled:

"Survey, Map and Profile of the New York and Port Chester Railroad Company for New York County, New York, Section one, Section two and Section three,"

—and signed by the Chief Engineer, President, Secretary and nine directors; which map was filed in the office of the County Clerk of New York County on April 4, 1907; and

Whereas, The said Port Chester Company has applied to the Board, as the local authority of The City of New York, by a verified petition, dated April 4, 1907, for the consent of such local authority for such change, alterations and amendments to the route of said railroad and for the right to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on said amended route, and for the modification of the said contract in accordance therewith; and

Whereas, Portions of such altered or amended route are identical with the route of the New York, Westchester and Boston Railway Company, authorized by a franchise granted to it by an ordinance of the Board of Aldermen, approved by the Mayor on the 2d day of August, 1904, and amended by a resolution of the Board of



Estimate and Apportionment, approved by the Mayor on the 21st day of July, 1906; and

Whereas, On the day of , 1907, the New York, Westchester and Boston Railway Company and the Port Chester Company entered into a contract in which it was agreed that the railroad upon so much of the said altered or amended route of the Port Chester Company as is common with the route of the New York, Westchester and Boston Railway Company shall be constructed by the Port Chester Company, each of the said companies to have equal rights to operate over and upon such portions of said railroad as are coincident; and

Whereas, Millbrook Company owns at least two-thirds of the issued capital stock of the New York, Westchester and Boston Railway Company, and all of the issued capital stock of the Port Chester Company; and

Whereas, On the day of , 1907, the Board, as the local authority of The City of New York, adopted a resolution granting to the Port Chester Company the right to make such changes, alterations and amendments to the route of said railroad, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, and authorize the Mayor to execute and deliver a contract granting such right in the name and on behalf of the City, which resolution was approved by the Mayor on the day of , 1907.

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

Section 1. The City hereby grants to the Port Chester Company, subject to the conditions and provisions hereinafter set forth, the right to make such changes, alterations and amendments to the route of said railroad, and the right to cross certain streets, avenues, highways and public places, and to construct, maintain and operate a railroad in, upon and across the streets, avenues, highways and public places on such amended route of said railroad, which amended route is shown upon the map heretofore referred to, and is more particularly described as follows:

#### Main Line.

Beginning at a point on the Harlem river near the point where Alexander avenue extended intersects the north bank of the Hudson river, in the Borough of The Bronx, and running thence northerly and easterly, crossing One Hundred and Thirty-second street and Southern boulevard between Alexander avenue and Willis avenue; thence between One Hundred and Thirty-fourth street and Southern boulevard, crossing Willis avenue and Brown place to Brook avenue; thence along Brook avenue and thence crossing the Southern boulevard between St. Ann's avenue and Brown place; thence crossing St. Ann's avenue, between Southern boulevard and East One Hundred and Thirty-second street; thence easterly and northeasterly between Southern boulevard and One Hundred and Thirty-second street to Cypress avenue; thence crossing Cypress avenue between One Hundred and Thirty-second street and Southern boulevard; thence between Cypress avenue and Willow avenue to One Hundred and Thirty-fourth street; thence crossing One Hundred and Thirty-fourth street to One Hundred and Thirty-fifth street; thence between Willow avenue and Southern boulevard, crossing One Hundred and Thirty-fifth street, One Hundred and Thirty-sixth street and One Hundred and Thirty-seventh street to Willow avenue; thence crossing Willow avenue and crossing One Hundred and Thirty-eighth street at or near its intersection with Willow avenue to One Hundred and Thirty-ninth street; thence crossing One Hundred and Thirty-ninth street and One Hundred and Fortieth street between Southern boulevard and the tracks of the New York, New Haven and Hartford Railroad to One Hundred and Forty-first street; thence crossing One Hundred and Forty-first street, and thence crossing and along Southern boulevard and Whitlock street at or near their junction between One Hundred and Forty-first street and One Hundred and Forty-second street; thence crossing St. Joseph's street between Whitlock avenue and Austin place; thence crossing One Hundred and Forty-ninth street between Austin place and Whitlock avenue to Austin place; thence crossing Austin place between Whitlock avenue and Timpson place to Timpson place; thence between Whitlock avenue and Southern boulevard and crossing Timpson place, Leggett avenue, East One Hundred and Fifty-sixth street, Craven street, Longwood avenue, Lafayette avenue, Tiffany street, Barretto street, Hunt's Point road, Hoe street, Faile street, Bryant street, Longfellow street, Aldus street, Whittier street to Guttenberg street; thence between Whitlock avenue and Longfellow street, crossing Guttenberg street and Westchester avenue to and crossing Home street; thence crossing Freeman street, Boone street, Edgewater road, West Farms road and Jennings street; thence crossing East One Hundred and Seventy-second street, East One Hundred and Seventy-third street, East One Hundred and Seventy-fourth street, between West Farms road and Boone street; thence along and across Boone street to One Hundred and Seventy-sixth street; thence between West Farms road and Longfellow street, crossing One Hundred and Seventy-sixth street and Rodman place to West Farms road; thence along and across West Farms road to and across East One Hundred and Seventy-seventh street, or Tremont avenue; thence to and across Bronx street to the Bronx river; thence crossing East One Hundred and Seventy-ninth street and Lebanon street between Bronx Park avenue and Bronx river; thence along and across East One Hundred and Eightieth street and Bronx Park avenue at or near their intersection; thence to and across the northerly branch of West Farms road or Adams street between Morris Park avenue and the easterly line of Bronx Park; thence to and crossing Unionport road between Mianna street and Burchall avenue; thence crossing Oakley street between Mianna and Sagamore streets; thence crossing White Plains road at or near the intersection of Sagamore street; thence crossing Brown avenue and Sagamore street at or near their intersection; thence crossing Hunt avenue and Bear Swamp road at or near their intersection; thence crossing Lincoln street, Jefferson street, Madison street and Bear Swamp road—Bronxdale avenue—or any extension thereof, and crossing Bronx and Pelham parkway and Williamsbridge road at or near their intersection; thence crossing Saw Mill lane between Williamsbridge road and Eastchester road; thence crossing Eastchester road near its intersection with Syracuse avenue; thence crossing Birch street at or near its intersection with Syracuse avenue; thence crossing Cedar street, Oak street and Walnut street between Kingston avenue and Syracuse avenue; thence crossing Chestnut street at or near its intersection with Kingston avenue; thence crossing Kingston avenue at or near its intersection with Chestnut street; thence crossing Ash street; thence Boston road, and running approximately parallel with Boston road and crossing Schieffelin's lane, Fifth avenue, or Dyer avenue, and continuing to a point in the northerly line of The City of New York near Dyer avenue and between the road to White Plains and Fifth avenue.

#### Branch Line.

Beginning at a point on the main line near Adams street and Morris Park avenue; thence running substantially parallel with Morris Park avenue and crossing Adams street, East One Hundred and Eightieth street, Lebanon street and West Farms road, One Hundred and Seventy-eighth street and Wyatt street, between Berrian avenue and Morris Park avenue; thence crossing One Hundred and Seventy-seventh street near Berrian avenue, crossing Apple avenue, the New York, New Haven and Hartford Railroad; thence crossing Bronx River avenue at or near its intersection with Craighill avenue; thence substantially parallel with Craighill avenue and between Craighill and Chanute avenues, as proposed in city layout of streets, crossing Westchester avenue and proposed streets to a point at or near the intersection of Craighill avenue and Lafayette avenue, as proposed on city layout of streets; thence crossing proposed streets to a point near the intersection of Leland avenue and O'Brien avenue, as shown on city layout; thence parallel to proposed Leland avenue to proposed Gildersleeve avenue; thence on a curve crossing Clason's Point road and proposed streets to a point near intersection of proposed Gildersleeve avenue and Hudson avenue; thence parallel to said proposed Hudson avenue to Barrett's creek, being the route shown on map entitled "Survey, Map and Profile of the New York and Port Chester Railroad for New York County, New York, Sections I, II, and III," adopted by the Board of Directors of said company on the 2d day of April, 1907, and signed by Marsden J. Perry, president, and Mace Moulton, chief engineer, and Carleton Bunce, secretary, under seal, and adopted by two-thirds of all the directors of the company, and which map and profiles were filed in the office of the County Clerk of the City and County of New York on the fourth day of April, 1907, or any lawful amendment thereof which may be consented to by the Board of Estimate and Apportionment, or its successors in authority.

Sec. 2. The grant of this privilege is subject to the following conditions:

First—All the terms, provisions and conditions contained in the said contract between The City of New York and the Port Chester Company, dated May 31, 1906, shall remain unchanged and shall apply to the routes herein authorized with the same force and effect as when they applied to the routes, described in said contract, and as though the routes herein authorized had been specifically described in said contract, except as follows:

1. The description of the route as hereby amended and described above shall be substituted for the description of the route as contained in the contract dated May 31, 1906.

2. The provision in section 2, subdivision XXXV., which requires the Port Chester Company to cede to the City without cost lands for a street adjacent to the right-of-way of the railroad, in case the Board adopts a map laying out such a street within one year from the date of signing the contract, shall apply to the route hereby authorized in substitution of the route authorized in the original contract, and the period of one year shall be extended to one year from the date on which this contract is signed by the Mayor.

Second—The Port Chester Company covenants and agrees to abandon and relinquish, and does hereby abandon and relinquish to the City, all of its rights and franchises to construct, maintain and operate a railroad in, upon or across the streets on the portions of the route described in the said contract dated May 31, 1906, and which are not shown on the map of the amended route filed April 4, 1907. Such portions of the route so relinquished and abandoned are more particularly described as follows:

#### Main Line.

1. The terminal loop located within the blocks bounded by Willis avenue, One Hundred and Thirty-fourth street, Brown place and One Hundred and Thirty-second street.

2. Beginning at a point in the line of the railroad between Adams street and Unionport road; thence to and across Unionport road, an unnamed street or another branch of Unionport road, Victor street, Washington street or White Plains road, Louise street, Lincoln street, Jefferson street, Madison street and Bear Swamp road or Bronxdale avenue to Williamsbridge road; thence crossing Williamsbridge road, approximately 2,400 feet southeast of Bronx and Pelham parkway, to Bronx and Pelham parkway; thence crossing Bronx and Pelham parkway, approximately 2,100 feet east of its intersection with Williamsbridge road, and running thence northerly between Williamsbridge road and Eastchester road to Saw Mill lane; thence crossing Saw Mill lane near its intersection with Eastchester road; thence crossing Eastchester road or Corsa lane, between Boston Post road and Saw Mill lane; thence crossing Boston Post road near its intersection with Schieffelin's lane to Schieffelin's lane; thence crossing Schieffelin's lane near its easterly intersection with Boston Post road; thence northerly to the City line.

#### Branch Line.

3. Beginning at a point at or near the southeast corner of Bronx Park, in the Borough of The Bronx; thence across or along Bronx Park avenue, East One Hundred and Eightieth street, East One Hundred and Eighty-first street, Lebanon street, Morris Park avenue, at or near its intersection with West Farms road; thence across or along West Farms road, at or near its intersection with Morris Park avenue; thence across the Southern turnpike or Westchester avenue, at or near its intersection with Clason's Point road; thence across Clason's Point road near its intersection with Southern turnpike or Westchester avenue.

Third—It is agreed that no part of the expenditure for construction heretofore made by the New York, Westchester and Boston Railway Company shall be included in the sum of \$800,000 required to be expended by the Port Chester Company under section 2, subdivision XXVIII. of the contract dated May 31, 1906, as hereinbefore referred to, but said \$800,000 shall be expended in addition to moneys already expended for construction upon the said route by the New York, Westchester and Boston Railway Company.

The Port Chester Company shall, within fifteen days after the signing of this contract, furnish the Board of Estimate and Apportionment a statement of the amounts expended upon construction prior to the date on which this contract is signed, first: by the New York, Westchester and Boston Railway Company, and second: by the Port Chester Company.

And in case the Board of Estimate and Apportionment or its representatives shall within ten days after the receipt of such report, require the Port Chester Company to furnish further details in regard to such report, the Railroad Company shall furnish the same within fifteen days after such demand.

The Port Chester Company shall upon demand of the Board of Estimate and Apportionment, or its representative, and upon the same conditions in regard to the time of furnishing the same, furnish further statements of the amounts expended from the time of the last preceding report to the date of the demand.

The Port Chester Company may at any time file with the Board of Estimate and Apportionment statements of the amounts expended upon such construction.

Fourth—Millbrook Company and the Port Chester Company do hereby agree to assume all liability to any person or company by reason of the execution of this contract by the City, and it is a condition of this contract that the City shall assume no liability whatsoever either to persons or companies on account of the same, and both the Millbrook Company and the Port Chester Company hereby agree to repay to the City any damage which the City may be compelled to pay by reason of this contract.

Sec. 3. The parties hereto each promises, covenants and agrees on its part and behalf, to conform to and abide by all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,

By.....Mayor.

[CORPORATE SEAL.]

Attest:

.....City Clerk.

NEW YORK AND PORT CHESTER RAILROAD COMPANY,

By.....President.

[SEAL.]

Attest:

.....Secretary.

MILLBROOK 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 proposed franchise and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, are as specified and fully set forth in the contract dated May 31, 1906, as amended by the foregoing form of proposed contract for the consent to such modifications and alterations.

Resolved, That these preambles and resolutions, including said resolution for the consent of The City of New York to the modifications and alterations as applied for by the New York and Port Chester Railroad Company and the said form of proposed contract for the grant of said franchise or right containing said result of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty days immediately prior to September 20, 1907, in the City



RECORD, and at least twice during the ten days immediately prior to September 20, 1907, in the New York "Times" and New York "Tribune," two daily newspapers designated by the Mayor therefor, and published in The City of New York, at the expense of the New York and Port Chester 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 consent of the City to certain modifications and alterations in the routes of the New York and Port Chester Railroad Company, as granted by contract dated May 31, 1905, such modifications and consent being fully set forth and contained in the foregoing form of proposed contract for the granting of such franchise or right, and before adopting 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 the 20th day of September, 1907, at 10.30 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, Queens and Richmond—16.

H. C. F. Koch & Co.

A communication, dated July 2, 1907, was received from H. C. F. Koch & Co., stating that the tunnel authorized to be constructed by this company under and across West One Hundred and Twenty-fourth street was completed and the pavement relaid on June 26, 1907.

Which was ordered filed.

#### Operation of Trains Across Brooklyn Bridge.

The Secretary presented the following:

THE CITY CLUB OF NEW YORK,  
No. 55 WEST FORTY-FOURTH STREET,  
NEW YORK, July 5, 1907.

Hon. GEORGE B. MCCLELLAN, Chairman of the Board of Estimate, City Hall, New York City:

DEAR SIR—The City Club is informed that the contract or franchise under which the Brooklyn Rapid Transit Company enjoys the use of the Brooklyn Bridge for the operation of its trains between Brooklyn and Manhattan Boroughs will expire on August 23 next. Under the provisions of section 242 of the Charter as amended in 1905, the granting of a new franchise and the fixing of the terms thereof comes within the province of the Board of Estimate and Apportionment. Assuming therefore that the matter will shortly be taken up by your Honorable Board, the City Club respectfully suggests that among the conditions of the renewal of this franchise there be included the following:

1. That the scale of payments to the City for the use of the Bridge be readjusted.
2. That the privileges granted to the Brooklyn Rapid Transit Company carry no guarantee to that company of the exclusive use of the bridge; and
3. That the contract be definitely terminable, by either party, on written notice of ninety days.

The original contract with the railroad company was made by the old Board of Bridge Trustees on August 23, 1897. Upon the taking over of the bridge by the consolidated City that contract was renewed by the Commissioner of Bridges, in modified form, under date of June 23, 1898. The schedule of payments to the City then fixed and now in force includes: (a) An annual rental of \$20,306, payable in quarterly installments, (b) tolls of ten cents for each round trip of a Brooklyn elevated car, the aggregate of such tolls to be not less than \$166.67 a day, and (c) a percentage of net receipts, running on a sliding scale from 5 per cent., on profits of from \$10,000 to \$20,000, up to 25 per cent., on \$150,000 or over.

In consideration of these payments it is to be kept in mind that the City gives not only the immensely valuable right of way across the bridge, the tracks and other accessories, which are City property, and the use and control of the platforms at both termini, but that it relinquished the cash returns from the operation of its own cars as well as a substantial proportion of receipts from vehicles, as a result of the crowding of the roadway by the trolley cars.

We submit that, in view of these facts and of the radical changes in conditions affecting the value of transit privileges during the past ten years, and of the peculiar value of the use of the interborough bridge connection, the returns to the City under any renewal of this franchise should be based upon an exact and careful reappraisal of the present value of the franchise to the operating company.

The City Club believes that the elasticity in the contract that we suggest, in the matter of the non-exclusiveness of the rights granted and in the reservation of the right to terminate upon fair notice, is also demanded by the interests of the City. The solution of many problems of transit now in an uncertain stage of development depends upon the control of the right of way across the Brooklyn Bridge. It may be said, in fact, that no section of the transit system is of greater or more strategic importance than this. The situation in the near future may well demand the operation of other cars across the bridge than those of the Brooklyn Rapid Transit Company, and such operation might very conceivably be permitted without prejudice to the operating usefulness of that company. The City itself has just contracted for the construction, at its own expense, of the subway connection between the Manhattan termini of the Brooklyn and Williamsburg bridges. The question of the operation of connecting trains between those bridges—that is, whether they shall be the trains of the Brooklyn Company or of some other company, or possibly trains operated by the City itself—has not been settled. If the City itself, in the exigencies of some future situation, is compelled to operate these trains, it may well be that it would find it desirable to include the bridges themselves within the sphere of such operation. Opportunity for such readjustment as new situations may require should therefore be left perfectly free.

The contract between the Brooklyn Company and the Trustees, in August, 1897, contained this stipulation:

"The term of the right and privilege hereby granted \* \* \* shall be terminable at the option of either party thereto after the expiration of ten years, \* \* \* provided only \* \* \* that if \* \* \* it should be determined that it is against the public interest to continue the operation of trains or cars \* \* \* all of the rights and privileges granted by said party of the second part, and operation assumed by it, shall be terminable on and after three months' notice in writing by either party to the other."

In the modified contract of 1898 this provision was constructively abrogated, a clause being inserted in lieu thereof to the effect merely that should the company fail to make promptly the payments reserved, or should it otherwise violate any provision of the agreement, such agreement, might, on sixty days' notice, be canceled by the Bridge Commissioner.

While the substance of the latter agreement should no doubt be continued, we urge, for the reasons we have stated, that the broader clause of the original contract should be restored in terms sufficiently clear to allow of no doubt of the City's right to withdraw, or to readjust, the terms at any time the Board of Estimate may deem such withdrawal or modification to be necessary. I am,

Very respectfully yours,

HENRY C. WRIGHT, Secretary.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
July 6, 1907.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Mr. Henry C. Wright, Secretary of the City Club of New York, in a communication to the Board of Estimate and Apportionment under date of July 5, 1907, calls attention to the expiration on August 23 next of the contract or franchise under which the Brooklyn Rapid Transit Company enjoys the use of the New York and Brooklyn Bridge for the operation of its trains between Brooklyn and Manhattan boroughs. He further states that under the provisions of section 242 of the Charter the granting of a new franchise and the fixing of the terms thereof, comes within the province of the Board of Estimate and Apportionment, and suggests that among the conditions of the renewal of this franchise there be included the following:

1. That the scale of payments to the City for the use of the bridge be readjusted;
2. That the privileges granted to the Brooklyn Rapid Transit Company carry no guarantee to that company of the exclusive use of the bridge; and
3. That the contract be definitely terminable, by either party, on written notice of ninety days.

In regard to the communication I would report that heretofore all contracts for the operation of surface and elevated cars upon the bridges across the East river have been made by the Commissioner of Bridges or his predecessors in authority, and in some instances I believe decisions of the court have been given to the effect that the Commissioner of Bridges was vested with such power. Whether or not the jurisdiction of the Commissioner in this matter has been changed by the provisions of chapter 629 of the Laws of 1905, which modified section 242 of the Charter, has not been determined so far as I know, and I would, therefore, suggest that the Corporation Counsel be requested to advise the Board whether the renewal of the franchise to the subsidiary companies of the Brooklyn Rapid Transit Company comes under the jurisdiction of the Board of Estimate and Apportionment or is still in the Commissioner of Bridges, and if he shall decide that it is in the Board of Estimate and Apportionment, the Secretary be directed to notify such companies whose franchises are about to expire to make formal application to the Board; and I inclose resolutions covering the same.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The Commissioner of Bridges stated that the matter had been presented to the Corporation Counsel for opinion.

The communication and report were ordered filed.

By unanimous consent the Comptroller offered the following:

Whereas, The Board of Estimate and Apportionment on July 8, 1907, authorized the institution of condemnation proceedings for the acquisition of lands and premises required for the extension of a public park adjoining Kissena Lake Park in the Third Ward of the Borough of Queens, City of New York; and

Whereas, Said resolution provided that nothing therein contained shall be construed as preventing the Comptroller of The City of New York from entering into contracts for the acquisition of any portion of the above described property at private sale, subject to the approval of this Board; therefore be it

Resolved, That the Comptroller be and he hereby is authorized to enter into contracts for the acquisition at private sale at a price not exceeding \$183,533 of the following described property known as Parcel A laid out as a public park for the extension of Kissena Lake Park:

Beginning at the intersection of the easterly line of Rose street with the northerly line of Parsons avenue, said point being the southwesterly angle of Kissena Lake Park, as laid out by the Board of Estimate and Apportionment October 5, 1906; thence along the production easterly of the northerly line of Parsons avenue and the southerly line of Kissena Lake Park to the northerly line of the right of way of the Central Railroad of Long Island; thence westerly along the northerly line of said right of way to the easterly line of Rose street; thence northerly along the easterly line of Rose street to the northerly line of Parsons avenue, the 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,

—said contracts to be submitted to the Corporation Counsel for his approval 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 report of the Comptroller relative to the acquisition of this property will appear in the Public Improvement minutes of this date.

The following transfers of appropriations were made upon recommendation of the Comptroller:

A. \$2,766.33, as requested by the Secretary, Armory Board.

THE ARMORY BOARD,  
BASEMENT SUITE 6, HALL OF RECORDS,  
NEW YORK, June 29, 1907.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Armory Board held June 28, 1907, the following was adopted:

Resolved, That the Board of Estimate and Apportionment be requested to transfer the sum hereinafter named from the appropriation made to the Armory Board for the year 1906, as follows:

From—	
Repairs and Supplies, Twelfth Regiment.....	\$139 68
—the same being in excess of the amount required for the purposes thereof,	
To—	
Repairs and Supplies, 1906, Seventy-first Regiment.....	\$81 18
Repairs and Supplies, 1906, First Signal Corps.....	58 50
	<u>\$139 68</u>

—the amount of said appropriations being insufficient.

Yours respectfully,

HARRIE DAVIS, Secretary.

THE ARMORY BOARD,  
BASEMENT SUITE 6, HALL OF RECORDS,  
NEW YORK, June 29, 1907.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Armory Board held June 28, 1907, the following was adopted:

Resolved, That the Board of Estimate and Apportionment be requested to transfer the sum hereinafter named from the appropriation made to the Armory Board for the year 1906, as follows:



From—	
Repairs and Supplies, 1906, Second Battalion, Naval Militia.....	\$1,099 48
—the same being in excess of the amount required for the purposes thereof,	
To—	
Fourteenth Regiment .....	\$105 78
Twenty-third Regiment .....	863 47
Forty-seventh Regiment .....	130 23
	<u>\$1,099 48</u>

—the amount of said appropriations being insufficient.

Yours respectfully,

HARRIE DAVIS, Secretary.

THE ARMORY BOARD,  
BASEMENT SUITE 6, HALL OF RECORDS,  
NEW YORK, June 29, 1907.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Armory Board held June 28, 1907, the following was adopted:

Resolved, That the Board of Estimate and Apportionment be requested to transfer the sum hereinafter named from the appropriation made to the Armory Board for the year 1906, as follows:

From—	
Repairs and Supplies, 1906:	
Seventh Regiment .....	\$226 36
Eighth Regiment .....	166 78
Squadron "A" .....	567 99
Contingencies .....	566 04
	<u>\$1,527 17</u>

—the same being in excess of the amount required,

To—	
Repairs and Supplies, 1906, Sixty-ninth Regiment.....	\$1,527 17

—the amount of said appropriations being insufficient.

Yours respectfully,

HARRIE DAVIS, Secretary.

The following resolution was offered:

Resolved, That the sum of two thousand seven hundred and sixty-six dollars and thirty-three cents (\$2,766.33) be and the same is hereby transferred from the appropriations made to the Armory Board for the year 1906, entitled and as follows.

#### BOROUGH OF MANHATTAN AND THE BRONX.

Repairs and Supplies—	
Twelfth Regiment .....	\$139 68
Seventh Regiment .....	226 36
Eighth Regiment .....	166 78
Squadron "A" .....	567 99
Contingencies .....	566 04

#### BOROUGH OF BROOKLYN AND QUEENS.

Repairs and Supplies—	
Second Battalion, Naval Militia.....	1,099 48
	<u>\$2,766 33</u>

—the same being in excess of the amounts required for the purposes thereof to the appropriations made to said Board for the same year, entitled and as follows:

#### BOROUGH OF MANHATTAN AND THE BRONX.

Repairs and Supplies—	
Seventy-first Regiment .....	\$81 18
First Signal Corps.....	58 50
Sixty-ninth Regiment .....	1,527 17

#### BOROUGH OF BROOKLYN AND QUEENS.

Repairs and Supplies—	
Fourteenth Regiment .....	105 78
Twenty-third Regiment .....	863 47
Forty-seventh Regiment .....	130 23
	<u>\$2,766 33</u>

—the amount 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, C, D, E. \$369.86, \$129.50, \$855 and \$630, as requested by the Board of Education:

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to transfer the sum of three hundred and sixty-nine dollars and eighty-six cents (\$369.86) from the Special School Fund for the year 1901, and from the item contained therein entitled Salaries of Janitors in All Schools, Borough of Brooklyn, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1901, entitled Supplies, Borough of Manhattan, which item is insufficient for its purposes.

A true copy of a resolution adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of three hundred and sixty-nine dollars and eighty-six cents (\$369.86) be and the same is hereby transferred from the appropriation made to the Department of Education for the year 1901, entitled Special School Fund, Borough of Brooklyn—Salaries of Janitors in All Schools, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the same year, entitled Special School Fund, Borough of Manhattan—Supplies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to transfer the sum of one hundred and twenty-nine dollars and fifty cents (\$129.50) from the Special School Fund for the year 1907, and from the item contained therein entitled Fire Alarms, Borough of Brooklyn, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1907, entitled Fire Alarms, Borough of Manhattan, which item is insufficient for its purposes.

A true copy of a resolution adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of one hundred and twenty-nine dollars and fifty cents (\$129.50) be and the same is hereby transferred from the appropriation made to the Department of Education for the year 1907, entitled Special School Fund, Borough of Brooklyn—Fire Alarms, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the same year, entitled Special School Fund, Borough of Manhattan—Fire Alarms, 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.

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to transfer the sum of eight hundred and fifty-five dollars (\$855) from the Special School Fund for the year 1906, and from the item contained therein entitled Salaries of Janitors in All Schools, Board of Education, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1906, entitled Water, Borough of Queens, which item is insufficient for its purposes.

A true copy of a resolution adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of eight hundred and fifty-five dollars (\$855) be and the same is hereby transferred from the appropriation made to the Department of Education for the year 1906, entitled Special School Fund, Board of Education—Salaries of Janitors in All Schools, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said office for the same year, entitled Special School Fund, Borough of Queens—Water, 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.

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to transfer the sum of six hundred and thirty dollars (\$630) from the Special School Fund for the year 1905 and from the item contained therein entitled Salaries of Janitors in All Schools, Board of Education, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1905, entitled Water, Borough of Queens, which item is insufficient for its purposes.

A true copy of a resolution adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of six hundred and thirty dollars (\$630) be and the same is hereby transferred from the appropriation made to the Department of Education for the year 1905, entitled Special School Fund, Board of Education—Salaries of Janitors in All Schools, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the same year, entitled Special School Fund, Borough of Queens—Water, 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. \$2,500, as requested by the Corporation Counsel:

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, July 2, 1907.

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

DEAR SIRS—It is necessary to provide additional funds from which to defray the expenses of experts in the investigation ordered by his Honor the Mayor in connection with the office of the President of the Borough of Manhattan.

To that end will your Board authorize the transfer of \$2,500 from any unexpended appropriation for the year 1907 to the appropriation of the Law Department for the same year entitled Supplies, Fees and Disbursements of Expert Witnesses, Appraisers, Engineers and Referees, Court Fees, Chief Clerk's and Examiners' Disbursements, and all other expenditures, including deficiencies.

Respectfully yours,

WILLIAM B. ELLISON, Corporation Counsel.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
July 6, 1907.

Board of Estimate and Apportionment, New York City:

GENTLEMEN—I hereby consent to the transfer of \$2,500 from the appropriation made to the Department of Finance entitled Supplies and Contingencies, Comptroller's Office, for the year 1907, to the appropriation made to the Law Department for the same year entitled Supplies, Fees and Disbursements of Expert Witnesses, Appraisers, Engineers and Referees, Court Fees, etc.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of twenty-five hundred dollars (\$2,500) be and the same is hereby transferred from the appropriation made to the Department of Finance, for the year 1907, entitled Supplies and Contingencies, Comptroller's Office, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the Law Department for the same year, entitled Supplies, Fees and Disbursements of Expert Witnesses, Appraisers, Engineers and Referees, Court Fees, Chief Clerk's and Examiners' Disbursements, and all other expenditures, including deficiencies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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



The Secretary presented the following communication from the Comptroller relative to the issue of \$22,830.87 Corporate Stock, to replenish the Fund for Street and Park Openings in the matter of opening and extending Morris street, from the Bronx river to Old Boston Post road, Borough of The Bronx:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 1, 1907.

To the Board of Estimate and Apportionment:

GENTLEMEN—I am advised by the Corporation Counsel that the supplemental and amended report of the Commissioners of Estimate and Assessment in the matter of opening and extending Morris street, from the Bronx river to Old Boston Post road, in the Twenty-fourth Ward, Borough of The Bronx, was confirmed by an order of the Supreme Court, dated February 20, 1907, and entered in the office of the Clerk of the County of New York, February 23, 1907.

The title to the lands, etc., taken in this proceeding became vested in The City of New York on the confirmation of the report of the Commissioners of Estimate and Assessment, to wit, August 10 and November 23, 1904.

The total amount of the awards is..... \$111,389 87  
Amount of taxed costs..... 8,772 62

Total ..... \$120,162 49

Pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted May 18, 1906, nineteen (19) per cent. of the entire cost and expense of this proceeding is to be borne and paid by The City of New York, for which Corporate Stock to the amount of twenty-two thousand eight hundred and thirty dollars and eighty-seven cents (\$22,830.87) should be issued.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 174 of the revised Greater New York Charter, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the revised Greater New York Charter, to the amount of twenty-two thousand eight hundred and thirty dollars and eighty-seven cents (\$22,830.87), the proceeds whereof to be applied to replenish the Fund for Street and Park Openings for this expense to be paid therefrom, in the matter of opening and extending Morris street, from the Bronx river to Old Boston Post road, in the Twenty-fourth Ward, Borough of The Bronx, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted May 18, 1906.

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 relative to the issue of \$626,876.45 Corporate Stock for the purpose of providing means for the payment of awards, interest thereon, cost and expenses in the matter of acquiring title to lands, etc., for the opening and extending of the approaches to the Madison Avenue Bridge over the Harlem river, Borough of Manhattan:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

To the Board of Estimate and Apportionment:

GENTLEMEN—I am advised by the Corporation Counsel that the report of the Commissioners of Estimate and Appraisal in the matter of opening and extending of the approaches to the Madison Avenue Bridge over the Harlem river, in the Twelfth Ward, Borough of Manhattan, City of New York, was confirmed by an order of the Supreme Court, dated May 29, 1907, and entered in the office of the Clerk of the County of New York, May 31, 1907.

The title to the lands, etc., taken in this proceeding became vested in The City of New York on February 8, 1907, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted February 8, 1907.

The total amount of the awards is..... \$588,980 51  
Interest thereon from February 8, 1907, the date of vesting of title, to  
January 1, 1908..... 31,706 79  
Costs, charges and expenses..... 6,189 15

Total ..... \$626,876 45

To provide means for the payment of these awards, costs and expenses Corporate Stock to the amount of six hundred and twenty-six thousand eight hundred and seventy-six dollars and forty-five cents (\$626,876.45) should be issued, pursuant to the provisions of section 47 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 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 six hundred and twenty-six thousand eight hundred and seventy-six dollars and forty-five cents (\$626,876.45), for the purpose of providing means for the payment of awards, interest thereon, costs and expenses in the matter of acquiring title to lands, etc., for the opening and extending of the approaches to the Madison Avenue Bridge over the Harlem river, in the Twelfth Ward, Borough of Manhattan, City of New York, 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 six hundred and twenty-six thousand eight hundred and seventy-six dollars and forty-five cents (\$626,876.45), the proceeds 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 resolution of the Board of Aldermen requesting an issue of \$4,000 Special Revenue Bonds for repairing locks and levers, replacing steel bars, providing new heavy window screens, repairing stairways and ceilings and repairing the interior of the Queens County Jail.

Which was referred to the Comptroller.

The Secretary presented the following resolution of the Board of Aldermen, requesting the issue of \$5,000 Special Revenue Bonds for repairs and changes to the additional floor space required for the use of the Tenement House Department; also communication from the Commissioner, Tenement House Department, requesting favorable action thereon:

In the Board of Aldermen.

Resolved, That, in pursuance of subdivision 8 of section 188 of the amended Greater New York Charter, the Board of Estimate and Apportionment be and is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to an amount not to exceed five thousand dollars (\$5,000), the proceeds whereof to be applied to the purpose of making certain repairs and changes to the additional floor space acquired for use of the Tenement House Department.

Adopted by the Board of Aldermen; June 18, 1907, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, July 1, 1907, 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.

TENEMENT HOUSE DEPARTMENT,  
No. 44 EAST TWENTY-THIRD STREET,  
NEW YORK, July 3, 1907.

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

DEAR SIR—Last year when preparing my Budget for the year 1907 I failed to make any provision for an increase in the rent account for the Manhattan division for the reason that there was no space available in the building in which its offices are located, and I had been informed that there was not likely to be any. Although this branch of the Department was then and still is seriously inconvenienced by lack of room, the employees being so crowded in some divisions of the office as to seriously interfere with discipline and effective work, I did not deem it advisable to provide additional space in a separate building for the reason that it would be very difficult to do so and conduct the business of the Department to advantage.

In the month of May last, one of the tenants in the building desired to sublet the space occupied by him. As the lease of this space ran concurrently with the lease of the space occupied by the Tenement House Department and the offices were so situated as to make it possible to connect them with each other, and as the rent under the lease was so very much below that demanded in and about this neighborhood, I immediately referred the matter to the Sinking Fund Commission, and they thereafter arranged for the assignment of the lease, and the occupation of the premises was turned over to us on June 1, from which time liability for rent on the part of the City began.

Not having the funds necessary to reorganize the office and to properly equip them, I applied to the Board of Aldermen for an issuance of bonds to the amount of five thousand dollars (\$5,000) to meet the expenses of the proposed work. The sum stated was based upon estimates procured from several persons, with the idea of getting an approximate figure as to the cost of rearranging the old offices, connecting the new and old offices and arranging the new offices and other details, which estimates show that the work would aggregate in cost about five thousand dollars (\$5,000).

In view of the fact that the meeting of your Board on Monday next, the 8th inst., is to be the final meeting before the vacation period, I would respectfully request that this matter be favorably acted upon at that meeting, as otherwise this Department, although in possession of the newly acquired office space, will be deprived of the use of it for many months to come, as it is in its present form both inaccessible and unavailable, besides which the City will be obliged to pay an accumulating rent for an office space for which it will receive no return.

Respectfully yours,

EDMOND J. BUTLER, Commissioner.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted June 18, 1907, to the extent of twenty-five hundred dollars (\$2,500) for the purpose of making certain repairs and changes to the additional floor space acquired for the use of the Tenement House Department, and that for the purpose of providing means therefor, the Comptroller be and is hereby authorized pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter to issue Special Revenue Bonds of The City of New York to the amount of twenty-five hundred dollars (\$2,500), 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 Secretary presented a resolution of the Board of Aldermen requesting an issue of \$30,000 Special Revenue Bonds to pay salaries of Nurses for new hospital under the jurisdiction of the Board of Trustees, Bellevue and Allied Hospitals.

Which was referred to the Comptroller.

The Secretary presented communications as follows:

From the Sheriff, New York County, requesting an increase in the salary of the position of Assistant Deputy Sheriff from \$1,000 to \$1,500 per annum.

From the Commissioner of Docks and Ferries relative to the resolution adopted by the Board of Estimate, March 22, 1907, recommending the establishment of the grade of position of Hydrographer, at \$1,800 per annum for one incumbent, and requesting that the grade be not limited to any particular individual.

Referred to Select Committee consisting of the Comptroller and the President, Board of Aldermen.

The Secretary presented the following communication from the Comptroller recommending the acquisition by purchase, at \$500, of property on Adams street, Brooklyn, known as Parcel 1-A, on Map No. 3150, required in connection with other property already acquired for anchorage site for the Manhattan Bridge.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 28, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment heretofore authorized the institution of condemnation proceedings for the acquisition of property in the Borough of Brooklyn, as part of the anchorage site for the Manhattan Bridge, in said borough, and heretofore adopted a resolution which vested title in The City of New York to all of the property shown on the map, to take effect September 15, 1903. Commissioners were appointed in the proceedings, filed their oaths of office and made awards on all of the properties shown on said map (Plate No. 3150), which had not been theretofore acquired at private sale, with the exception of a small parcel known as Parcel 1-A, which parcel is located on the westerly side of Adams street at a point 100 feet south of Water street, which is triangular in shape, with a perpendicular line fronting on Adams street 5.12 feet, the base line extending from Adams street along the centre line of the block between Water and Front streets, being 2.45 feet, the hypotenuse being 5.68 feet, and containing in area about 6.27 square feet.



The property north of this extending along Adams street to Water street was owned by and acquired from Mr. Robert Gair. The property of which this small triangle formed part was owned by the National Lead Company. Mr. Gair, after the proceedings were under way, acquired the property of the National Lead Company, with the exception of this small triangle in question.

Negotiations were pending all during this period for the acquisition of this little strip of land from the National Lead Company, but the price which they asked for the same was so excessive that this office thought it would be better for the Commissioners to act upon it. The Commissioners were under the impression that this office had acquired the property at private sale and made no award thereon, and as I hereinbefore stated, filed their report, which was confirmed by the Court and the order entered, and the matter, so far as the Commissioners were concerned, was ended.

The owners have now reduced their price to the sum of \$500, which would make a rate of \$80 a square foot.

There are two things that the Board of Estimate and Apportionment can do; one is to have the Corporation Counsel reopen the proceeding and have the Commissioners make an award on this small strip of land, or pay the sum of \$500 and acquire it at private sale. If a private individual were acquiring this property and I were asked to place a value thereon, I should say that the price is grossly excessive, but when it is a matter of the City either paying \$500 or have the Commission revived to hold a number of sittings at \$30 a day and the expenses incurred in taking testimony, I am of the opinion that the City would be saving money by the payment of the sum of \$500. Under these conditions I do not consider the price excessive, and would respectfully recommend that the Board of Estimate and Apportionment adopt a resolution for the acquisition of the following described property at private sale at a price not exceeding \$500:

All that lot, piece or parcel of land, situate, lying and being in the Borough of Brooklyn, bounded and described as follows:

Beginning at a point on the westerly side of Adams street distant 100 feet southerly from the intersection of the southerly side of Water street with the westerly side of Adams street, which point is on the centre line of the block between Water and Front streets and adjoining property of The City of New York; thence westerly at right angles to Adams street along land of The City of New York, 2.45 feet to land of Robert Gair; thence southeasterly along land of Robert Gair 5.68 feet to Adams street; thence northerly along the westerly side of Adams street 5.12 feet to the point or place of beginning, said premises being known as Parcel 1-A on Map No. 3150, showing "Property to be taken for the Brooklyn Anchorage of Manhattan Bridge No. 3, dated October 30, 1903," 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.

Respectfully submitted for approval,

MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. Metz, Comptroller.

The following resolution was offered:

Whereas, The Board of Estimate and Apportionment having heretofore approved of the acquisition of certain parcels of land in the Borough of Brooklyn for part of the anchorage of the Manhattan Bridge in said borough, and having by resolution authorized the institution of condemnation proceedings for the acquisition thereof, and having by further resolution authorized and directed that title to all of the said parcels should vest in The City of New York on September 15, 1903; and

Whereas, It has been shown to this Board that one of the parcels of land known as 1-A on said map has not heretofore been acted upon by the Commissioners appointed in said proceeding; and

Whereas, The Comptroller of The City of New York has reported to this Board that it would be cheaper for the City to acquire this property at private sale rather than have the Commission revived; therefore be it

Resolved, That the Comptroller be and he hereby is authorized to enter into contracts with the National Lead Company to acquire all its right, title and interest in and to the property bounded and described as follows:

All that lot, piece or parcel of land situate, lying and being in the Borough of Brooklyn, bounded and described as follows:

Beginning at a point on the westerly side of Adams street distant 100 feet southerly from the intersection of the southerly side of Water street with the westerly side of Adams street, which point is on the centre line of the block between Water and Front streets and adjoining property of The City of New York; thence westerly at right angles to Adams street along land of The City of New York 2.45 feet to land of Robert Gair; thence southeasterly along land of Robert Gair 5.68 feet to Adams street; thence northerly along the westerly side of Adams street 5.12 feet to the point or place of beginning, said premises being known as Parcel 1-A on Map No. 3150, showing "Property to be taken for the Brooklyn Anchorage of Manhattan Bridge No. 3, dated October 30, 1903," 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,

—at a price not exceeding five hundred dollars (\$500), said contracts for the acquisition thereof to be prepared and approved by the Corporation Counsel.

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—President of the Borough of Brooklyn—2.

The Secretary presented a communication from the Comptroller relative to the building of a boulevard or roadway over aqueduct property owned by the City, which aqueduct practically extends from the foot of the present Highland boulevard to Massapequa, Nassau County, and recommending that a committee be appointed consisting of the Comptroller, the Commissioner of Water Supply, Gas and Electricity and the Chief Engineer of the Board of Estimate, to take up the matter during the summer months and report to the Board on suggestions contained in said communication.

Referred to a select committee consisting of the Comptroller, the Commissioner of Water Supply, Gas and Electricity and the Chief Engineer of the Board.

The Secretary presented the following communication from the Comptroller recommending the amendment of resolution adopted May 17, 1907, which authorized the acquisition by purchase at \$6,000 of property for school purposes, located on Union Hall street, south of Pacific street, Jamaica, Borough of Queens, by striking therefrom the purchase price, \$6,000, and inserting in place thereof \$7,000:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at a meeting held October 26, 1906, adopted a resolution authorizing the acquisition by condemnation proceedings of a parcel of land on the southerly side of Pacific street and the westerly side of

Union Hall street, in the Borough of Queens, being 150 feet on Pacific street by 200 feet on Union Hall street, the title to vest in The City of New York on the filing of the oaths of the Commissioners to be appointed, in accordance with the provisions of the Charter.

Commissioners were appointed and testimony was being taken when it was discovered that the owner of the property on Union Hall street owned an additional 33.30 feet upon which he would be paid consequential damages by the destruction of the plot of ground, and the matter was taken up with the Corporation Counsel and with the Board of Education, and the Board of Education adopted an additional resolution requesting the acquisition of the 33.30 feet by 150 feet. The price which was named to the Law Department and to this office for the acquisition of the entire property was \$6,000, but as to the plot of land 50 by 100 feet, only a quit-claim deed could be given therefor, as the owner did not have a good title to that property, and the Board of Estimate and Apportionment at a meeting held May 17, 1907, adopted a resolution authorizing the acquisition of the property in question at \$6,000. Since that time, the owner of the property has acquired a good, marketable title to the property, 50 by 100 feet, on Pacific street and has offered to sell all of the property, giving a good marketable title to the City for the sum of \$7,000. This price has the approval of the Assistant Corporation Counsel in charge of the proceeding, who believes that it will be a good thing for the City to do. I am of the same opinion, for the reason that while we would acquire a good title to all of the lots, with the exception of two, for \$6,000, we would have to continue condemnation proceedings as to the two lots on Pacific street with the natural costs and expenses of the proceeding and the award made for the two lots.

I would therefore respectfully recommend that the Board of Estimate and Apportionment amend their resolution of May 17, 1907, so that when amended it shall read as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in selecting an addition to the school site heretofore selected in the Borough of Queens, bounded and described as follows:

Beginning at a point on the westerly side of Union Hall street distant 200 feet southerly from the intersection of the southerly side of Pacific street with the westerly side of Union Hall street and running thence southerly along the westerly side of Union Hall street 33.30 feet; thence westerly and parallel with Pacific street 150 feet; thence northerly parallel with Union Hall street 33.30 feet; thence easterly and again parallel with Pacific street 150 feet to the point or place of beginning.

Whereas, The Board of Estimate and Apportionment having heretofore adopted a resolution authorizing the institution of condemnation proceedings for the acquisition of the site heretofore selected by the Board of Education on Pacific and Union Hall streets; and

Whereas, The Comptroller has reported to this Board that he can acquire all of the property within the area of the land heretofore authorized to be acquired by said condemnation proceedings, and can also acquire the 33.30 feet described above in this resolution at private sale for the sum of \$7,000; therefore be it

Resolved, That the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the property first above described, being 33.30 feet in width, front and rear, by 150 feet in depth, and also the property which is bounded and described as follows:

Beginning at the point of intersection of the westerly side of Union Hall street with the southerly side of Pacific street; running thence southerly along the westerly side of Union Hall street 200 feet; thence westerly parallel with Pacific street 150 feet; thence northerly parallel with Union Hall street 200 feet to the southerly side of Pacific street; thence easterly along the southerly side of Pacific street 150 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,

—for the consideration of seven thousand dollars (\$7,000), said contracts to be submitted to the Corporation Counsel for his approval as to form.

Respectfully submitted for approval,

MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment May 17, 1907, which authorized the purchase at \$6,000 of property for school purposes, located on Pacific street and Union Hall street, Borough of Queens, be and the same is hereby amended to read as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in selecting an addition to the school site heretofore selected in the Borough of Queens, bounded and described as follows:

Beginning at a point on the westerly side of Union Hall street distant 200 feet southerly from the intersection of the southerly side of Pacific street with the westerly side of Union Hall street and running thence southerly along the westerly side of Union Hall street 33.30 feet; thence westerly and parallel with Pacific street 150 feet; thence northerly parallel with Union Hall street 33.30 feet; thence easterly and again parallel with Pacific street 150 feet to the point or place of beginning.

Whereas, The Board of Estimate and Apportionment having heretofore adopted a resolution authorizing the institution of condemnation proceedings for the acquisition of the site heretofore selected by the Board of Education on Pacific and Union Hall streets; and

Whereas, The Comptroller has reported to this Board that he can acquire all of the property within the area of the land heretofore authorized to be acquired by said condemnation proceedings, and can also acquire the 33.30 feet described above in this resolution at private sale for the sum of \$7,000; therefore be it

Resolved, That the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the property first above described, being 33.30 feet in width, front and rear, by 150 feet in depth, and also the property which is bounded and described as follows:

Beginning at the point of intersection of the westerly side of Union Hall street with the southerly side of Pacific street; running thence southerly along the westerly side of Union Hall street 200 feet; thence westerly parallel with Pacific street 150 feet; thence northerly parallel with Union Hall street 200 feet to the southerly side of Pacific street; thence easterly along the southerly side of Pacific street 150 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,

—for the consideration of seven thousand dollars (\$7,000), said contracts to be submitted to the Corporation Counsel for his approval 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—President of the Borough of Brooklyn—2.

The Secretary presented the following communication from the Comptroller, recommending the amendment of resolution adopted September 28, 1906, which authorized the purchase, at \$2,475, of property on the westerly side of Garden street, south of Osgood avenue, Borough of Richmond, by striking therefrom the purchase price,



\$2,475, and inserting in place thereof \$2,600; together with communication from the Acting Corporation Counsel relative thereto:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment, at its meeting held September 28, 1906, adopted a resolution authorizing the acquisition at private sale of certain property situated on the westerly side of Garden street, distant 125 feet south of Osgood avenue, in the Borough of Richmond, at a price not exceeding \$2,475. Contracts were entered into for the acquisition of the same with the four owners thereof:

1. August Zimmer,
2. George Zimmer and Mary Zimmer, his wife;
3. John Zimmer,
4. George Bechtel,

—and the title to the said property was examined by the United States Title Guaranty and Indemnity Company. The amount of the purchase price of the first three parcels mentioned was the sum of \$2,100, and the title to the same is now vested in The City of New York, but it appears, in regard to Parcel 4, that a contract was entered into for the acquisition of the same, which is situated on the northwesterly corner of Garden street and Waverly place, at the price of \$375. The examination of the title disclosed that the title was vested in George Bechtel and the Estate of Sophie Duwe.

In a communication under date of February 4, 1907, addressed to this office, Messrs. Wagner & Garrison, attorneys for the owners, stated in part that the search of the title company alleges seisin in fee simple to a part of Lot No. 326, as shown on map, page 16, of Plot 7, Volume 1, Ward Two, maps on file in Tax Office, Richmond Borough, New York City, in the "Estate of Sophie Duwe," and that Mr. Bechtel is seized only of 100 feet of the "tax map lot 326," instead of the whole thereof; his lot being about 27 feet on Garden street and 100 feet on Waverly place, the Duwe interest being in the rear 27 feet of the lot.

The Corporation Counsel, in an opinion under date of June 26, 1907, states that he has received a communication from the District Superintendent of the Board of Education in regard to the delay in acquiring the lot in question, and concludes the same as follows:

"Inasmuch as the purchase price for the entire lot is only \$375, and in view of the great length of time required, it would seem that condemnation proceedings should be avoided, if possible. I would therefore suggest that every effort be made to secure the outstanding interests of the parties claiming through Sophie Duwe by private sale, and to apportion the purchase price agreed to be paid to George Bechtel on the basis of what he can convey."

After negotiation with Messrs. Wagner & Garrison it appears that infancy proceedings will have to be gone through in the matter of the Estate of Sophie Duwe, which will cost considerable in view of the fact that a referee will have to be appointed. Further, it appears that the interest of both parties can be secured in the sum of \$500, which will be an increase of \$125 for the entire site over the price originally agreed to be paid. It would appear advisable to pay this sum rather than resort to condemnation proceedings, as the cost of the condemnation proceedings will be considerably more than the sum of \$125.

I would therefore respectfully recommend that the Board of Estimate and Apportionment amend their resolution of September 28, 1906, relative to this matter, by inserting therein "at private sale, at a price not exceeding \$2,600," instead of "at private sale, at a price not exceeding \$2,475."

Respectfully submitted for approval,

MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, June 26, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of a communication from D. L. Bardwell, District Superintendent, Department of Education, Borough of Richmond, stating that the delay in acquiring the lot under contract from George Bechtel, at the corner of Garden street and Waverly place, in Stapleton, Staten Island, is causing great embarrassment to the school authorities, and asking that the acquisition of this property be hastened.

The closing of title has been delayed because it appears from the report of the United States Title Guaranty and Indemnity Company (title No. 50073) that the rear 27 feet of this lot is vested in the estate of Sophie Duwe, deceased, instead of in George Bechtel.

Messrs. Wagner & Garrison, of No. 60 Wall street, Manhattan, attorneys for George Bechtel, in a letter addressed to you on February 4, 1907, state that the will of Sophie Duwe contains no power of sale, and I have requested them to send me a copy of the will.

Inasmuch as the purchase price for the entire lot is only \$375, and in view of the great length of time required, it would seem that condemnation proceedings should be avoided, if possible. I would therefore suggest that every effort be made to secure the outstanding interests of the parties claiming through Sophie Duwe by private sale, and to apportion the purchase price agreed to be paid to George Bechtel on the basis of what he can convey. If these interests cannot be so acquired, condemnation proceedings should be authorized at the earliest possible date, thus saving further delay and embarrassment to the Board of Education.

I return herewith letter of Messrs. Wagner & Garrison, dated February 4, 1907.

Yours respectfully,

G. L. STERLING, Acting Corporation Counsel.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment, September 28, 1906, which reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection of the following described premises for school purposes in the Borough of Richmond:

"Beginning at a point on the westerly line of Garden street distant 125 feet southerly from the southerly line of Osgood avenue, and running thence westerly and parallel with Osgood avenue 125 feet; thence southerly along the easterly line of lands of Public School 32, 90 feet 2 inches to the northerly line of Waverly place; thence easterly along the northerly line of Waverly place 127 feet 2 inches to the westerly line of Garden street; thence northerly along the westerly line of Garden street 119 feet to the point or place of beginning, be the said several dimensions more or less; and the Comptroller of The City of New York be and he is hereby authorized to enter into contracts for the acquisition of the above described property at private sale, at a price not exceeding \$2,475, said contracts to be submitted to the Corporation Counsel for his approval as to form,"

—be and the same is hereby amended by striking therefrom the purchase price of \$2,475 and inserting in place thereof \$2,600."

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 the following communication from the Secretary, Park Board, and communication from the Comptroller recommending the award of the contract to the Lord Electric Company for the installation of electric equipment, elevators, etc., in the New York Public Library, Fortieth and Forty-second streets, Manhattan, at its bid of \$173,891:

DEPARTMENT OF PARKS,  
THE ARSENAL, CENTRAL PARK,  
June 28, 1907.

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

GENTLEMEN—By direction of the Park Board, I beg to forward herewith for the consideration of your Honorable Board, as required by chapter 556 of the Laws of 1897, bids or proposals (ten in number) for the installation of electric equipment, elevators, lifts, book conveyors and pneumatic tubes in the New York Public Library, Astor, Lenox and Tilden foundations, Fifth avenue and Forty-second street (Contract No. 8).

These bids were received and opened by the Park Board on the 27th inst. after due publication, as required by the act cited, based on the form of contract and specifications approved by your Board on the 7th inst.

Respectfully,

M. F. LOUGHMAN, Secretary, Park Board.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of June 28, 1907, Mr. M. F. Loughman, Secretary of the Park Board, forwards for the consideration of the Board of Estimate and Apportionment the bids received on June 27, 1907, for the installation of electric equipment, elevators, etc., in the New York Public Library Building, Fifth avenue, Fortieth to Forty-second street, Borough of Manhattan.

The bids received were as follows:

Harry Alexander .....	\$186,000 00
Commercial Construction Company.....	207,000 00
The Charles L. Eidlitz Company.....	234,684 00
J. Livingston, Jr., & Co.....	208,000 00
Lord Electric Company.....	173,891 00
Peet & Powers.....	228,000 00
John Peirce Company.....	198,000 00
Reis & O'Donovan (Inc.).....	209,440 00
The Tucker Electrical Construction Company.....	195,651 00
Western Electric Company.....	181,449 00

The lowest bidder, the Lord Electric Company, have been looked up, and there is no reason to doubt their ability or willingness to carry on this work to a finish in an appropriate and expeditious manner, and I see no reason why the work may not be awarded to them.

I therefore suggest that the Board of Estimate and Apportionment advise the Park Board to proceed with the award of this contract for the work to the Lord Electric Company for \$173,891.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 556 of the Laws of 1897, as amended by chapter 627 of the Laws of 1900, the Board of Estimate and Apportionment hereby approves of the awarding of the contract for the installation of electric equipment, elevators, lifts, book conveyors and pneumatic tubes in the New York Public Library, Astor, Lenox and Tilden foundations, Fifth avenue and Forty-second street, Manhattan (known as Contract No. 8), to the Lord Electric Company, at its bid of one hundred and seventy-three thousand eight hundred and ninety-one dollars (\$173,891).

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 requesting the amendment of resolution adopted June 21, 1907, relative to establishing additional grades of positions of Examiner of Sewer Claims, Inspector of Repairs and Supplies, and Automobile Engineman, Department of Finance, by striking therefrom the names of the incumbents of the various positions:

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
July 2, 1907.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—At a meeting of the Board of Estimate and Apportionment held June 21, 1907, a resolution was adopted establishing grades in the Department of Finance, as follows:

	Incumbents.	Per Annum.
Examiner of Sewer Claims.....	2	\$1,800 00
Examiner of Sewer Claims.....	4	1,500 00
Inspector of Repairs and Supplies.....	3	1,800 00
Automobile Engineman .....	3	1,200 00

—and containing the names of the incumbents for the various positions.

Will you kindly have said resolution amended at the meeting of the Board of Estimate and Apportionment to be held July 8, 1907, by striking therefrom the names of said incumbents?

Respectfully,

H. A. METZ, Comptroller.

Resolved, That the resolution adopted by the Board of Estimate and Apportionment June 21, 1907, which reads as follows:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Charter as amended, hereby recommends to the Board of Aldermen the amendment of the resolutions adopted by this Board April 20, 1906, July 6, 1906, and March 22, 1907, establishing grades of various positions in the Department of Finance, in so far as they relate to the number of incumbents of the following positions:

	Incumbents.	Per Annum.
Examiner of Sewer Claims (for William J. Parrell and Robert J. Jordan only).....	2	\$1,800 00
Examiner of Sewer Claims (for Thomas J. Dougherty, William A. Hartye, Jr.; James J. Fitzgerald and Charles A. Gallagher only).....	4	1,500 00
Inspector of Repairs and Supplies (for John F. Scanlon, Elmer DeCamp and Harlan P. Christie only).....	3	1,800 00



	Incumbents.	Per Annum.
Automobile Engineman (for William Wiley, Frank Mattes and Oliver H. Quimby only).....	3	1,200 00

—be and the same is hereby amended by striking therefrom the names of the incumbents.

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 amendment of resolution adopted May 3, 1907, which authorized the purchase, at \$15,000, of property for school purposes, located on the northeasterly corner of Crocheron and Franklin avenues, Borough of Queens, in so far as it relates to the description of said property:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at a meeting held May 3, 1907, adopted a resolution authorizing the acquisition of property situated on the northeasterly corner of Crocheron and Franklin avenues, Bayside, Borough of Queens, at private sale, at a price not exceeding \$15,000. The property had a frontage on Franklin avenue of 200 feet, with a depth on both sides of 200 feet, together with a rear line of 200 feet. Contracts were entered into with the Bayview Realty Company, the owners of the property, to acquire the same in the amount of \$15,000. An examination of the title by the Title Guarantee and Trust Company, as shown by Certificate No. 327216, discloses the following:

"Without a survey, company will be unable to guarantee frontage on Franklin avenue. Surveys should locate beginning point in L 1473, C. P. 2, with reference to Franklin avenue."

This office investigated the matter, and it appeared that Franklin avenue, as it relates to the property in question, is a private right of way, and while the adjoining property may have a dominant easement over the same, caused by the fact that it has been used as such for upwards of thirty years, the Title Company refuses to guarantee the title in view of the fact that they maintain that the same is not burdened with the easements in the right of way appurtenant thereto.

The investigation of this office further shows that the adjoining property owners are the owners in fee of Franklin avenue abutting upon their property and the means of access to the same could not be obtained unless by the use of said Franklin avenue, and that under these conditions, it is very doubtful as to whether Franklin avenue will ever be closed. And further, I have been advised that no map has been filed of the street system of this section, and that it will take some time to do so. Under this condition, the proposed Franklin avenue would not be legally opened as a street under a resolution of the Board of Estimate and Apportionment.

Under date of July 2, 1907, the Secretary of the Board of Education transmitted a proposed resolution, which will be submitted to the Board of Education at a meeting to be held on July 8 next, amending the resolution by describing the property with a frontage on Crocheron avenue, and this will eliminate any question that could possibly be raised by the Title Guarantee and Trust Company, and it appears to me advisable that the Board of Estimate and Apportionment's resolution should also be amended. I would therefore respectfully recommend that the resolution adopted by the Board of Estimate and Apportionment on May 3, 1907, relative to the acquisition of the property heretofore described be amended by inserting therein the following described property:

Beginning at a point on the northerly line of Crocheron avenue distant 647.40 feet easterly from the easterly line of Bell avenue, and running thence northerly at an angle of 86 degrees 28 minutes and 30 seconds with the said northerly line of Crocheron avenue 200 feet; thence easterly and parallel with Crocheron avenue 200 feet; thence southerly 200 feet to the northerly line of Crocheron avenue; thence westerly along the northerly line of Crocheron avenue 200 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.

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment on May 3, 1907, relative to the acquisition of property on the northeasterly corner of Crocheron and Franklin avenues, Bayside, Borough of Queens, be and the same is hereby amended so as to read as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following described premises in the Borough of Queens:

Beginning at a point in the northerly line of Crocheron avenue distant 647.40 feet easterly from the easterly line of Bell avenue, and running thence northerly at an angle of 86 degrees 28 minutes and 30 seconds with the said northerly line of Crocheron avenue 200 feet; thence easterly and parallel with Crocheron avenue 200 feet; thence southerly 200 feet to the northerly line of Crocheron avenue; thence westerly along the northerly line of Crocheron avenue 200 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 the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the above described premises at private sale at a price not exceeding fifteen thousand dollars (\$15,000), said contracts to be submitted to the Corporation Counsel for his approval 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 the following communication from the Commissioner of Street Cleaning and communication from the Comptroller recommending the approval of form of contract for the collection and removal of all garbage and kindred refuse of the Borough of Manhattan for a period of one year:

DEPARTMENT OF STREET CLEANING,  
NEW YORK, July 1, 1907.

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

SIR—I transmit herewith for your approval as to the terms and conditions thereof (pursuant to section 544 of the Greater New York Charter) a form of contract in triplicate, for the collection and removal of all garbage and kindred refuse of the Borough of Manhattan, for a period of one year, said contract having already been approved as to form by the Corporation Counsel.

I request immediate action upon this matter, so that the contract may be advertised for ten days, and that an award thereof may, after said advertisement, be approved by your Board.

I inclose two extra copies of the said form, one for the files of your Board, the other for the use of your Engineer.

Respectfully,

M. CRAVEN, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 5, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. M. Craven, Commissioner, Department of Street Cleaning, in communication to the Board of Estimate and Apportionment, under date of July 1, 1907, transmits a form of contract in triplicate for the collection and removal of all garbage and kindred refuse of the Borough of Manhattan, for a period of one (1) year; said contract having already been approved as to form by the Corporation Counsel. I would report:

The contract proposed contains the following terms and conditions:

First—This contract shall be for a period of one (1) year.

Second—The amount of security, \$50,000.

Third—The contractor to collect and remove daily, all garbage placed without the limits of buildings in accordance with all the rules and regulations of the Department of Street Cleaning and Health Department, and deliver the same at the dumps or places of deposit provided by The City of New York for the final disposition of garbage.

Fourth—The maximum daily garbage to be collected and removed is estimated at 1,358 tons; the average daily amount to be collected and removed is estimated at 632 tons.

Attached to the contract is a memorandum, "information to bidders," showing the locations of the dumps or places of deposit provided by The City of New York; a statement showing the amount of garbage collected during the last five years; also the monthly collection for the year 1906.

Fifth—Compensation to be paid must be stated as a price per calendar month.

Sixth—All trucks used in the collection must be constructed of steel or iron, in such manner as to be water tight.

The terms and conditions of the contract, in my opinion, may properly be approved by the Board of Estimate and Apportionment, in compliance with section 544 of the amended Greater New York Charter, as requested by the Commissioner.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 544 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the terms and conditions contained in the form of contract submitted in triplicate by the Commissioner of Street Cleaning, under date of July 1, 1907, for the collection and removal of all garbage and kindred refuse in the Borough of Manhattan, for a term of one (1) year.

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—President of the Borough of Brooklyn—2.

The Secretary presented the following communication from Kellogg & Rose, attorneys, submitting claim of Samuel Lewis for \$2,606 and interest, for furnishing coal to The City of New York, together with certified copy of chapter 614, Laws of 1906, authorizing the Board of Estimate to examine, audit and allow said claim or any part thereof; also communication from the Deputy Comptroller transmitting report of the Bureau of Law and Adjustment, Department of Finance, recommending the adjustment and settlement of said claim at \$1,416.25:

KELLOGG & ROSE,  
EQUITABLE BUILDING, No. 120 BROADWAY,  
NEW YORK, June 7, 1906.

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

GENTLEMEN—Enclosed we send you claim of Samuel Lewis for \$2,606.79 and interest, under chapter 614, Laws of 1906.

Yours very respectfully,

KELLOGG & ROSE.

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

GENTLEMEN—I herewith transmit to your Honorable Board a certified copy of chapter 614 of the Laws of 1906, entitled "An Act to authorize the board of estimate and apportionment of the city of New York to examine, audit, allow and, with the comptroller of said city, to provide for the payment of the claim of Samuel Lewis against the said city for coal furnished by him."

The claim referred to in the above act is for the sum of \$2,606.75, the agreed price for coal furnished to The City of New York under contract with the Armory Board. It is made up of the following items:

Coal furnished to Seventh Regiment armory.....	\$611 28
Coal furnished to Fourteenth Regiment armory.....	581 22
Coal furnished to Troop "C" armory.....	287 20
Coal furnished to Third Battery armory.....	293 22
Coal furnished to steamship "New Hampshire".....	245 97
Coal furnished to Sixty-ninth Regiment armory.....	530 37
Extra towing, demurrage and wharfage.....	57 50

This coal was furnished under written offer made to the Armory Board by the claimant and accepted by them on December 18, 1902, at \$9 per gross ton delivered, demurrage charges, etc., \$5 per day.

The receipt of the coal was proved by the certificates of the armorers, the commanding officer in charge of the separate armories, and was also approved and certified by the Armory Board itself. All the coal was received, used and consumed by the different armories.

This coal so furnished was during the prevalence of the coal strike, when it was almost an utter impossibility to obtain coal in the open market.

By special resolutions of the Board of Aldermen, the Charity Department, the Fire Department, the Department of Parks, the Department of Water Supply, Gas and Electricity, the Commissioners of Correction and the Commissioners of the Department of Bridges were authorized to contract without public advertisement.

The Armory Board supposed that they had, in an emergency of this kind, power to contract without advertisement, and that the Board of Aldermen had no authority to dispense with the same.

The validity of the claim where some contest was made as to the quality of the coal was thoroughly established by a verdict of the jury, who awarded the plaintiff the full amount, on the ground that it was an emergency claim, thus fixing by their verdict the right of the plaintiff to the amount asked for in this claim.

The act was necessitated because of the fact that the Appellate Division of the Supreme Court held that the emergency provisions of the Charter did not apply to the act under which the coal was furnished.



I would respectfully ask the early consideration of this claim by your Honorable Board, basing my claim under the act upon the following grounds:

First—That the claim is made in good faith by a claimant who served the City in providing coal for its armories at a reasonable price during the coal strike, when it was next to impossible to obtain the same.

Second—That the claimant furnished the coal in good faith upon the written orders and approval of the Armory Board and its officers, as well as the commanding officers of the several armories, as evidenced by their signatures in writing.

Third—That the City has had the benefit of the coal so supplied and has accepted and used the same.

Fourth—That it is inequitable for failure to obtain the necessary permission from the Board of Aldermen, as was obtained in the other departments, that the coal of the claimant should be confiscated without payment.

All of which is respectfully submitted.

SAMUEL LEWIS, Claimant.

KELLOGG & ROSE, Attorneys for Claimant,  
No. 120 Broadway, New York.

#### Chapter 614.

An Act to authorize the board of estimate and apportionment of the city of New York to examine, audit and allow and, with the comptroller of said city, to provide for the payment of the claim of Samuel Lewis against the said city for coal furnished by him.

Accepted by the City.

Became a law, May 24, 1906, with the approval of the Governor.

Passed, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The board of estimate and apportionment of the city of New York is hereby authorized and empowered in its discretion to examine the claim of Samuel Lewis for coal furnished by him during the years nineteen hundred and two and nineteen hundred and three to the city of New York through the orders of the armory board or of its secretary, and if it shall satisfactorily appear to the said board that such coal was actually furnished and that said claim is founded in equity and justice, then said board of estimate and apportionment is hereby authorized to audit and allow as a charge against the city of New York the amount of said claim or any part thereof and to include in the taxes to be levied and raised for the year nineteen hundred and seven upon the estates subject to taxation in the city of New York, an amount sufficient to pay such sum as may be audited and allowed, and to file a certificate thereof in the office of the comptroller of the city of New York.

Sec. 2. The comptroller of the city of New York is hereby authorized and directed to raise such sum of money as may be necessary to pay said claim, or such part thereof as may be audited and allowed by said board of estimate and apportionment as hereinbefore provided, by the issue of revenue bonds in anticipation of the taxes of the year nineteen hundred and six, and the said comptroller is hereby further authorized and directed to pay over to the said Samuel Lewis the money so raised for and upon said claim.

Sec. 3. This act shall take effect immediately.

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

I have compared the preceding with the original law on file in this office and do hereby certify that the same is a correct transcript therefrom and the whole of said original law.

Given under my hand and seal of office of the Secretary of State, at the City of Albany, this 28th day of May in the year one thousand nine hundred and six.

HORACE G. TENNANT,  
Second Deputy Secretary of State.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 2, 1907.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

SIR—Referring to your communication of the 22d ult., in the matter of the claim of Samuel Lewis, under chapter 614 of the Laws of 1906, I transmit herewith report of the Bureau of Law and Adjustment of this Department thereon.

Yours truly,

N. TAYLOR PHILLIPS, Deputy Comptroller.

July 2, 1907.

In the Matter  
of

The claim presented to the Board of Estimate and Apportionment by Samuel Lewis for the sum of \$2,606.79, with interest, for coal furnished by him to The City of New York.

JEREMIAH T. MAHONEY, Esq., Auditor of Accounts:

SIR—On June 26, 1906, there was received by the Comptroller a communication from Mr. Joseph Haag, Secretary of the Board of Estimate and Apportionment, inclosing a notice of claim filed with said Board for the sum of \$2,606.79, with interest, together with a certified copy of chapter 614 of the Laws of 1906, entitled "An Act to authorize the board of estimate and apportionment of the city of New York to examine, audit and allow, and with the comptroller of said city, to provide for the payment of the claim of Samuel Lewis against the said city for coal furnished by him."

Mr. Haag, in his communication to the Comptroller, stated that the said claim had been referred by the Board of Estimate and Apportionment to the Comptroller for his consideration and report.

In the claimant's notice of claim to the Board of Estimate and Apportionment, it was stated that said claim was for the sum of \$2,606.76, the agreed price for coal furnished to The City of New York under contract with the Armory Board; that said claim was made up of the following items:

Coal furnished to the Seventh Regiment armory.....	\$611 28
Coal furnished to the Fourteenth Regiment armory.....	587 22
Coal furnished to Troop "C" armory.....	287 20
Coal furnished to Third Battery armory.....	293 22
Coal furnished to steamship "New Hampshire".....	245 97
Coal furnished to Sixty-ninth Regiment armory.....	530 37
Extra towing, demurrage and wharfage.....	57 50

It is to be noted here that a mistake has evidently been made as to the amount alleged to be due the claimant for the coal which was supplied to the Fourteenth Regiment armory. In claimant's notice of claim, the sum of \$587.22 was alleged to be due for the coal furnished to that armory, when, as a matter of fact, as will be seen from the vouchers which have been transmitted to this Department, there is only due the claimant for said coal the sum of \$581.22.

It was further stated in the claimant's notice of claim that the coal furnished by him was supplied under a written offer made to the Armory Board by the claimant, and accepted by said Board on December 18, 1902, at \$9 per gross ton, delivered, demurrage charges, etc., to be \$5 a day; that the receipt of the coal was approved by the certificates of the armors, the commanding officer in charge of the separate armories, and was also approved and certified by the Armory Board itself; that all the coal was received, used and consumed by the different armories; that the coal was furnished during the prevalence of the coal strike of 1902, when it was almost an utter impossibility to obtain coal in the open market; that by special resolutions of the Board of Aldermen, the Department of Charities, Fire Department, Department of Parks, Department of Water Supply, Gas and Electricity, Department of Correction and the Department of Bridges were authorized to contract for coal without public letting; that the Armory Board supposed that it had, in an emergency of this kind, power to contract for coal without advertisement, and that the Board of Aldermen had no authority to dispense with that power; that "the validity of the claim herein,

where some contest was made as to the quality of the coal, was thoroughly established by a verdict of the jury, which awarded the plaintiff the full amount claimed on the ground that it was an emergency claim, thus fixing by their verdict the right of the plaintiff to the amount asked for in this claim;" that the act of the Legislature, permitting the Board of Estimate to examine, audit, allow and provide for the payment of the claim herein, "was necessitated because of the fact that the Appellate Division of the Supreme Court held that the emergency provision of the Charter did not apply to the act under which the coal was furnished."

The claimant requested the Board of Estimate and Apportionment to give consideration to his claim on the following grounds:

First—That the claim is made in good faith by a claimant who served the City by providing coal for its armories at a reasonable price during the coal strike, when it was next to impossible to obtain the same.

Second—That the claimant furnished the coal in good faith upon the written orders and approval of the Armory Board and its officers, as well as the commanding officers of the several armories, as evidenced by their signatures in writing.

Third—That the City has had the benefit of the coal so supplied and has accepted and used the same.

Fourth—That it is inequitable for failure to obtain the necessary permission from the Board of Aldermen, as was obtained in the other departments, that the coal of the claimant should be confiscated without payment.

Chapter 614 of the Laws of 1906 authorizes and empowers the Board of Estimate and Apportionment of The City of New York "in its discretion to examine the claim of Samuel Lewis for coal furnished by him during the years 1902 and 1903 to The City of New York, through the orders of the Armory Board or of its Secretary," and if it appears satisfactory to said Board that such coal was actually furnished, and that said claim was founded in equity and justice, authorizes the said Board of Estimate and Apportionment "to audit and allow, as a charge against The City of New York, the amount of said claim, or any part thereof, and to include in the taxes to be levied and raised for the year 1907 an amount sufficient to pay such sum as may be audited and allowed," and further authorizes the Comptroller of the City "to raise such sum of money as may be necessary to pay said claim, or such part thereof as may be audited and allowed by said Board of Estimate and Apportionment, as hereinbefore provided, by the issue of Revenue Bonds in anticipation of the taxes of the year 1906," and further authorizes the said Comptroller "to pay over to the said Samuel Lewis the money so raised for and upon said claim."

Attached to the copy of the above act is the certificate of Horace G. Tennant, Second Deputy Secretary of State, to the effect that the same is a correct transcript of the original law on file in the office of the Secretary of State.

As will be seen from the above, the claim herein is for the sum of \$2,606.76, the agreed price for coal furnished to the Armory Board by the claimant in December of 1902 and January, 1903, which, it will be recalled, was the period immediately following the termination of the noted coal strike of the year 1902.

While the strike was on, many of the City departments experienced difficulty in purchasing coal under contract, with the result that the Board of Aldermen passed resolutions permitting certain of the departments of the City Government which were in the sorest need of coal to purchase such coal in the open market without public letting. Said resolutions, however, did not include the Armory Board, but despite this fact, Mr. John B. Gustaveson, at that time Secretary of said Armory Board, in December, 1902, some time after the termination of the strike, requested the claimant, Samuel Lewis, to furnish him with a quantity of coal for use in the several armories in this City, and agreed to pay for the same \$9 a ton.

When the vouchers for the payment of the coal supplied by the claimant were transmitted to this Department, payment of the same was withheld on the ground that the coal supplied by the claimant was of an inferior quality and worth considerably less than the price charged by the claimant. After some time the claimant was offered \$5 a ton for the coal furnished by him, which offer he refused to accept, and subsequently began suit against the City for the recovery of the entire sum alleged to be due him. At the trial a judgment was directed in his favor, but upon appeal to the Appellate Division this verdict was reversed and a new trial ordered.

Instead of going to trial a second time, the claimant has sought relief through an enabling act of the Legislature, permitting the Board of Estimate, in its discretion, to pay him the sum alleged to be due for the coal furnished by him.

The claimant, Samuel Lewis, was examined before the Comptroller on July 10, 1906. He testified that in December, 1902, and in January, 1903, he furnished to the Armory Board of The City of New York approximately 283 gross tons of coal; that on a certain day during the coal strike of 1902 he happened to be in the office of the Secretary of the Armory Board when the latter was trying to negotiate for the purchase of coal over the telephone; that the said Secretary (Mr. John B. Gustaveson) asked the claimant if he could supply him with a quantity of coal, "because the armories were in need of coal and the Department had tried to get it but could not;" that the claimant undertook to procure a supply of coal for the Secretary of the Armory Board and finally succeeded in securing a cargo through a friend in the New York Central Coal Company; that claimant notified the Secretary of the Armory Board that he had a supply of coal for him, and furnished the said Secretary an estimate of the price at which he would sell the coal to the City, which estimate was as follows:

"MR. JOHN B. GUSTAVESON, Secretary, Armory Board, City of New York:

"DEAR SIR—In answer to your request of December 15, 1902, in regard to furnishing coal to the different armories, I hereby propose and agree, subject to your acceptance, to furnish pea coal, size No. 1, to such armories as you may name for and at the price of \$9 per gross ton, delivered alongside of any dock within the New York harbor towing limits, and can guarantee delivery within three days from the date of order.

"In the event of your acceptance, will allow five lay days to discharge the cargo of coal, and in the event of contention longer than this period at the dock, the captain will be entitled to a demurrage charge of \$5 per day after five days from reporting to you; you to pay the extra towing if the boat is to be shifted from its original consignment.

"Yours very truly,

"SAMUEL LEWIS."

—that Mr. Gustaveson accepted the above offer and gave to claimant orders to supply certain armories with stipulated quantities of coal; that pursuant to said orders he delivered coal at the agreed price of \$9 a ton to the various armories named by Mr. Gustaveson in his orders, as follows:

	Tons.
Dec. 31, 1902—To the Seventh Regiment armory.....	67 294.00
Jan. 1, 1903—To the Fourteenth Regiment armory.....	64 130.00
Jan. 5, 1903—To the Troop "C" armory.....	31 284.00
Jan. 7, 1903—To the Third Battery armory.....	32 284.00
Jan. 10, 1903—To the United States ship "New Hampshire".....	27 242.00
Jan. 14, 1903—To the Sixty-ninth Regiment armory.....	58 520.00

—that the commanding officers of the armories to which the claimant furnished the quantities of coal enumerated above duly certified to the delivery of the same; that in addition to the cost price of the coal, the City incurred charges in connection with the delivery of the same, amounting to \$57.50, made up as follows:

Wharfage for coal.....	\$2 50
Towage for coal.....	5 00
Demurrage, ten days, at \$5 a day.....	50 00

—that said charges were certified to by Mr. Gustaveson and J. R. Emerson, Coal Inspector of the Armory Board; that all of the petitioner's bills for coal furnished by him were approved by the members of the said Board. Claimant also testified that he has not been paid for any of the coal furnished by him to the Armory Board; that the coal furnished by him was of the grade designated in his estimate to Mr. Gustaveson and accepted by him; that the claimant purchased the coal from the New York Central Coal Company, paying for the same \$6.90 a ton, or for the gross amount \$1,954.43; that the claimant had no knowledge of any objections alleged to have been made as to the quality of coal supplied by him; that, on the contrary, communications were addressed to Mr. Gustaveson by the officers of the armories which the claimant supplied with coal, stating substantially that, while the coal in question was not up to the standard of that formerly furnished under contract, "it was suitable and satis-



factory in every way, and, taking into consideration the scarcity of coal at the time this coal was delivered, we were well pleased to receive it." Claimant also testified that he was not in the coal business at the time of his dealings with the Armory Board; that he had no opportunity of inspecting the coal sold by him to said Board before it was delivered to the various armories; that he did not see the coal after it was delivered at the dock; that he did not know whether its quality was good or bad; that he did not know whether the coal was inspected by any representative of the City before it was removed from the dock; that at the time he sold the coal in question to the City, the Board of Aldermen had adopted resolutions permitting the Department of Public Charities, Fire Department, Department of Parks, Department of Water Supply, Gas and Electricity and the Department of Bridges to purchase coal without public letting.

Mr. Andrew P. Wernberg, Fuel Inspector in the Finance Department, was also examined before the Comptroller respecting the claim herewith on July 9, 1906. Witness testified that he is employed in the Finance Department as Fuel Inspector; that as such his duty is to inspect the coal furnished to the various City departments, under contract or otherwise; that he was familiar with the circumstances under which Samuel Lewis furnished certain quantities of coal to the armories in this City in 1902 and 1903, and that at the time said Samuel Lewis furnished said coal "there had been a strike and there was a stringency in the coal market, but not enough but what fresh mine coal could be purchased;" that the coal furnished by the claimant was supplied under an order from Mr. Gustavson, Secretary of the Armory Board; that the quality "was very bad," whereas it should have been "first class;" that the witness inspected the coal some months after it was delivered at the armories, or "what was left of it;" that said inspection showed the coal "to be of a very inferior grade" and "almost worthless;" that "under a normal coal market it would not be bought at all;" that "it was defective in that it contained a very large percentage (fully 60 per cent., if not more) of slate, bone and dirt, which would make it unmarketable as a cargo of coal;" that the witness estimated its value at \$3.50 a ton; that at the time of Mr. Wernberg's inspection, complaints were made by officers of the armories which had been furnished with the coal "that the coal was about worthless;" that "they could not generate steam with it to heat the buildings;" that "they were making about three times as much ashes as they would with ordinary coal, and in some instances they were working with two boilers where one should do the work, and that was all by reason of the inferior quality of the coal;" that following witness's inspection he submitted a report to the Comptroller, recommending reductions in the claimant's bills; that in said report he showed that the prevailing price in the market for coal of the grade of that furnished by the petitioner was \$3.50 a ton; that "the Scranton Coal Company were the shippers of this particular cargo (the cargo sold by the claimant to the City), and they were selling that coal anywhere from \$1.85 to \$3.50;" that "no one would buy unless they were in distress for coal;" that "as a matter of fact, several thousands of tons were never unloaded in this market, because the strike had ceased and carloads were taken away of this coal, and I am reliably informed it was used for ballast along the roads, so you can imagine what stuff it was;" that coal of the grade of that sold by the claimant to the City "was sold as low as 31 cents a ton to get rid of it;" that at the time claimant sold the coal in question to the City there was no department which paid as high as \$9 a ton for coal. Witness further testified that there was shortage of about two tons in the quantity which the claimant supplied to the Sixty-ninth Regiment armory.

On March 17, 1903, Mr. A. P. Wernberg, Fuel Inspector of the Finance Department, made a report to the Comptroller on the claim of Samuel Lewis for coal furnished by him to the Armory Board. In said report Mr. Wernberg stated that he visited the armories at which the coal in question was delivered, examined the coal and interviewed the engineers, foremen and armorers in each armory regarding the quality of the coal; that at the Seventh Regiment armory the engineer declared that he had been compelled to run two boilers instead of one since receiving the coal furnished by the claimant, and that the coal was "the worst I ever got and is making three times as much ash and waste in a twelve-hour watch as would be made with a fair grade of coal;" that similar statements were made by the engineers of the Fourteenth Regiment and Sixty-ninth Regiment armories. Mr. Wernberg further stated that, in his opinion, the coal furnished by the claimant "was the refuse of the culm banks, and known as washery coal;" that "the percentage of slate was so great and the percentage of coal so small, that, in my judgment, it would have had absolutely no market value at a time when no scarcity of good coal existed, and even at the time this lot of coal was delivered it would not have been accepted by the Inspector of the Armory Board, as it was possible at that time to get good fresh mined coal at less price than was agreed upon for this cargo;" that "had I seen this cargo of coal before it was unloading I would have rejected it, no matter what the market conditions were at the time or the possibilities of getting coal;" that "the fact that other departments of the City did get coal at the time this lot was furnished is still further proof that good coal was to be had at the time;" that "the same coal, of which this cargo was a part, was offered to the trade by the Scranton Coal Company at prices ranging from \$1.85 to \$3.50 per ton;" that "I am reliably informed that large quantities of this grade of coal that had been shipped to this market were finally sent away from the shipping dock, it being impossible to dispose of it at any price, as at the time fresh mined pea coal was being offered to the trade at \$3.50 per ton f. o. b. by shippers of some of the best coal sold in this market." Mr. Wernberg called attention to the fact that the claimant was not in the coal business and was unknown to the coal trade, and stated that he was at a loss to understand "why or how the Armory Board should have been compelled to purchase coal from him, or how he was in a position to get coal, if it were impossible for the Armory Board to purchase coal at that time from coal dealers, which I claim it was not, and which I am prepared to show."

For the reasons set forth in the above report, Mr. Wernberg recommended that a deduction of \$5.50 per ton be made in the price charged by the claimant, together with a deduction of \$20.12 for 2,510-2240 tons, the records of the Sixty-ninth Regiment armory showing that that much less coal was delivered at that armory than was charged for by the claimant.

Following the above report, Mr. Wernberg, on March 30, 1903, made a second report to the Comptroller relative to the claim of Samuel Lewis, in which he stated that during the month of December, 1902, and the month of January, 1903, the period in which the claimant supplied the coal in dispute to the Armory Board, coal was sold to the Board of Education at \$8 and \$8.95 per ton; to the Street Cleaning Department at \$7 a ton, and to the Seventeenth Separate Company armory, in Flushing, at \$7.25 per ton.

On March 23, 1903, Mr. John B. Gustavson submitted a report to the Armory Board in answer to the statements made by Mr. Wernberg in his report to the Comptroller on March 17, 1903, relative to the claim of Samuel Lewis.

In answer to the statement made by Mr. Wernberg to the effect that the Engineers of the various armories at which the coal was delivered, had informed him that the coal furnished was of a very inferior grade, Mr. Gustavson called attention to communications addressed to him by C. W. Floyd, Engineer of the Seventh Regiment armory; John F. Mullins, Armorer; Thomas O'Connor, Engineer of the Sixty-ninth Regiment armory, and Ramon Cardona and Peter J. Farrell, Engineers of the Fourteenth Regiment armory, in which they stated that, "while the coal was not up to the standard of the coal delivered in the early part of the year under contract, it was suitable and satisfactory in every way, and taking into consideration the scarcity of coal at the time this coal was delivered, we were well pleased to receive it."

In answer to the statement of Mr. Wernberg, that it was possible to get coal at the time the coal in dispute was sold to the Armory Board by the claimant, Mr. Gustavson stated that before he entered into an agreement with the claimant, by which the latter was to furnish coal to the various armories, he communicated with the Communipaw Coal Company, by which he was informed that it had no coal to sell for use in the armories at any price; with Burns Brothers, who informed him that they would sell coal to the Armory Board at \$20 per ton, net, coal delivered C. O. D.; with Messrs. Meyer, Denker & Hoerig, who informed him that they would sell the Armory Board thirty tons of coal at \$7 a ton; with Messrs. Moquin-Offerman-Heisenbuttel, who informed him that they had no coal to sell to the armories; with William Farrell & Sons, who stated that they had no coal to sell to the Armory Board, as they could not get enough to supply their regular customers; with Lowell M. Palmer, who stated that he had no coal to sell at any price; with Messrs. Schroeder & Horsman, who stated that they would let the Armory Board have 10 tons for the Fourteenth Regiment at \$10 a ton; with J. A. Schmadeke, who quoted the same price as Schroeder & Horsman; with Nelson Brothers, who stated that they would let the Armory Board have 10 tons at \$10.50 a ton; with Kelsey & Loughlin, who stated

that they would sell 5 tons at \$10 a ton, and also with the Scranton and Lehigh Coal Company, which informed him that it had no coal to furnish to any of the armories.

Mr. Gustavson called attention to the fact that after getting this information he consulted with Mr. James L. Wells, Vice-Chairman of the Armory Board, who, after the situation was explained to him, took the matter up with the Mayor, who "insisted that I must get coal in some manner;" that it was about this time that he asked the claimant if it would be possible for him to secure some coal for the armories, whereupon the claimant replied that he would see what he could do; that the following day, the claimant informed Mr. Gustavson that he had secured an option on 200 tons of coal from Curtis & Blaisdell, at \$9 a ton, by representing himself as an agent for a charitable organization; that when this fact was called to the attention of the Mayor, the latter would not permit of the acceptance of the coal under the circumstances; that thereupon he communicated this information to the claimant who later secured an option on a cargo of coal of 283 tons, which he informed Mr. Gustavson he would sell to the City at \$9 a ton; that the offer was communicated to the Mayor, "and he directed us to buy this coal."

Mr. Gustavson stated further that "it may have been possible for other Departments in the City to get coal, but it was absolutely impossible for the Armory Board to buy any coal for the reason that the dealers did not consider it absolutely necessary for an armory to have coal;" that the coal in dispute "was the only coal I could secure at that time, and that it was used and consumed in the boilers of the several armories is proof positive that the coal was suitable to be used for the purposes for which it was bought, i. e., to raise steam to prevent the freezing of the plumbing in the several armories where it was furnished, which certainly would have occurred if we had not secured this cargo."

Mr. Gustavson also directed attention to a letter addressed to him under date of March 21, 1903, by Mr. J. R. Emerson, Coal Inspector of the Armory Board, in which Mr. Emerson stated, that, while the coal furnished by Samuel Lewis to the Armory Board in December, 1902, was not up to the standard of contract coal, it "was positively the only coal that the Armory Board could secure, as I, myself, under instructions from you, endeavored, through the different wholesale coal dealers in New York City, to secure for the Armory Board a cargo of coal, with the result that it was absolutely impossible for me to secure any coal whatever."

Regarding the shortage of 4,990 pounds in the quantity ordered for the Sixty-ninth Regiment armory, Mr. Emerson stated that "I found when the cargo was unloaded there was a shortage of 4,990 pounds, and when you asked me how I could account for the shortage, I told you that while discharging the coal for the Sixty-ninth Regiment armory, it was impossible to keep the children from the dock and boat, and you told me as the City had bought this cargo of coal, delivered alongside, in all fairness to the man who furnished the coal, he should be allowed the face of the bill of lading, and the shortage appearing charged to the Sixty-ninth Regiment. I thereupon certified bill for the Sixty-ninth Regiment armory."

Mr. Gustavson himself, supported the above assertion that the shortage in the quantity ordered for the Sixty-ninth Regiment armory was not due to the fault of the claimant, Samuel Lewis. In connection with this phase of the matter, Mr. Gustavson, in his report, said:

"On investigating, I ascertained that while the boat lay at the dock discharging for the Sixty-ninth Regiment, there was a swarm of children getting on the boat and filling bags and other receptacles, and carrying it off, and that it was utterly impossible to keep them away while at this dock. In view of this information, I considered it no more than just and right that the said claim should be paid according to the bill of lading signed by the captain of the boat."

Mr. Gustavson, in his report, also quoted a letter addressed to him under date of February 4, 1903, by Mr. N. Taylor Phillips, Deputy Comptroller, in which Mr. Phillips stated that an examination conducted by the Finance Department had disclosed the fact that the coal furnished to the Seventh Regiment, Sixty-ninth Regiment, Forty-seventh Regiment, Fourteenth Regiment, Troop "C," and the Third Battery by one Samuel Lewis, was of a very inferior grade, and requested Mr. Gustavson to take such steps as might be necessary to prevent any further use of the coal delivered by the Engineers of the several armories noted above.

In connection with this, Mr. Gustavson stated that upon inquiry made by him on March 10, 1903, he found that the Comptroller's Inspector had visited the armories of the Seventh Regiment, Sixty-ninth Regiment and Troop "C," and had inspected the coal delivered there, but that up to March 10, 1903, he had not inspected the coal at the armories of the Fourteenth Regiment, Forty-seventh Regiment, Third Battery or the First Naval Battalion, which, Mr. Gustavson asserted was "proof positive that the coal at the several armories not visited by him was condemned without an inspection."

Mr. Gustavson also asserted that "the condemnation of this coal was caused more by a feeling, whether just or unjust, against the wholesaler who sold this coal to the claimant than against the quality of the coal."

Attached to the papers transmitted herewith is a letter addressed to the claimant Samuel Lewis, under date of March 23, 1903, Harry Goodstein, President of the New York Central Coal Company, denying the statement made by "some official connected with the Comptroller's office," to the effect that the cargo of coal sold by the New York Central Coal Company to Samuel Lewis "was at the time it was unloaded hawked around all over the market looking for a purchaser," and also branding as ridiculous a statement that claimant was an officer or was connected with the New York Central Coal Company, and that said company sold to claimant the cargo of coal in question under cover, and denying further that said cargo of coal contained about 80 per cent. of slate.

On April 30, 1903, Mr. A. P. Wernberg made a further report to the Comptroller relative to the claim of Samuel Lewis, in answer to the report made by Mr. Gustavson of March 17, 1903, to the Armory Board, and to the letter of the New York Central Coal Company to Mr. Lewis of March 23, 1903, all of which are referred to above.

Mr. Wernberg denied the statement of Mr. Gustavson that he, Mr. Wernberg, had condemned any part of the cargo of coal in dispute without having inspected it, and regarding the explanation of Mr. Gustavson as to the shortage in the quantity supplied to the Sixty-ninth Regiment armory, Mr. Wernberg called attention to an affidavit made by Jacob Crosby, captain and owner of the canal boat "George H. Raymond," of Brockport, N. Y., which loaded the cargo of coal furnished by the claimant to the Armory Board, in which affidavit Mr. Crosby swore that "after his boat was unloaded, the claim was made by Samuel Lewis that the cargo had run 40 tons short;" that "later this claim was reduced to 9 tons;" that "during the entire time the cargo of coal was being discharged, he (deponent) was on his boat and held the guy line, and that at no time did any child or children, or did any persons swarm said boat and take coal therefrom;" that "no part of said cargo of coal was taken by other than owners of the same;" that "any statement to the contrary is absolutely untrue."

Regarding the statement made by Mr. Gustavson in his report to the Armory Board, to the effect that before contracting with the claimant for the coal supplied by him to the said Armory Board, he tried to obtain coal from several dealers, whom he named, without success, Mr. Wernberg submitted letters from said dealers in which they denied that Mr. Gustavson had ever attempted to purchase any coal from them.

The dealers who denied that Mr. Gustavson had ever tried to purchase coal from them during the period that the claimant supplied the coal in dispute to the Armory Board, were Stickney, Conyngam & Co., Nelson Brothers, Kelsey & Loughlin, the Scranton and Lehigh Coal Company, the Moquin-Offerman-Heisenbuttel Coal Company, M. M. Miller, John F. Schmadeke, Schroeder & Horstmann, Burns Brothers, Meyer Brothers and Meyer, Denker & Hoerig. All of the letters of the above coal dealers are practically in the same strain.

Stickney, Conyngam & Co. stated that their selling price of pea coal, F. O. B., South Amboy, N. J., in the month of December, 1902, was \$3.50, and that they made several sales alongside harbor limits, New York, at \$3.95.

Burns Brothers stated that they had never received any inquiry from anybody connected with the Armory Board regarding the price of coal, "except in one instance from somebody connected with the Seventh Regiment armory who asked our price of coal and we quoted him, to our recollection, at \$6.50 per ton."

Meyer, Denker & Hoerig stated that they had repeatedly called upon the Armory Board and had solicited orders at a very low rate without success, and that they were always ready during the strike "to fill any and all orders for any Department in The City of New York, barring none."

In almost every instance, the dealers noted above stated that they had received no orders from the Armory Board to furnish coal and that they would have been glad



of the opportunity to fill the same. The letters of the dealers referred to above are transmitted herewith.

Mr. Wernberg, in his report of April 20, 1903, quoted a schedule of prices at which coal was sold to other departments of the City than the Armory Board at the time said Board purchased the coal in dispute from the claimant, which schedule showed coal had been furnished to City Departments in the period between December 10 and December 18, 1902, at prices varying from \$4 to \$10 a ton.

Mr. Wernberg made a subsequent report on the claim herein under date of May 5, 1903, in which he reiterated the opinion expressed by him in his previous report regarding the quality of the coal supplied by the claimant, and asserted that no good reason had been brought forth for paying claimant more than \$3.50 per ton for said coal.

Attached herewith are copies of letters addressed to Mr. Gustaveson by officials connected with the armories supplied with coal by the claimant, who assert that "while the coal was not up to the standard of the coal delivered in the early part of the year under contract, it was suitable and satisfactory in every way, and taking into consideration the scarcity of coal at the time this coal was delivered, we were well pleased to receive it." These letters are signed by John F. Mullins, Armorer, and Thomas O'Connor, Engineer of the Sixty-ninth Regiment; C. W. Floyd, Engineer of the Seventh Regiment; Allan W. Walz, Janitor, and Bernard J. Tebbins, Engineer of the U. S. S. "New Hampshire"; J. J. Moog, Armorer, and Robert Wilson, Engineer of the Third Battery; Raymond Cardona, Armorer, and Peter J. Farrell, Engineer of the Fourteenth Regiment; and Charles I. DeBevoise, Captain of Troop "C."

On April 29, 1903, Mr. Edward J. Connell, Auditor of Accounts in the Finance Department, made a report to the Comptroller on the claim of Samuel Lewis, in which he stated that he had formed the opinion that the claim, as presented, was excessive and should be reduced; that Inspector Wernberg, it appeared, had strengthened by his later reports the conclusions arrived at in his original one; that the reduction in the price of coal recommended by him, although large, being a trifle over 61 per cent. of the amount charged, was justified by the prices he has quoted as charged by other firms, and also by the letter signed by Messrs. Stickney, Conyningham & Co., quoting their price at the time; that there seemed to be no doubt of the inferior quality of the coal furnished, for Mr. Gustaveson, in his report which was presented for the sole purpose of justifying the purchase, admitted it.

Mr. Connell also supported the findings of Inspector Wernberg with respect to the shortage in the quantity delivered at the Sixty-ninth Regiment armory.

On May 6, 1903, Mr. Connell made a second report on the claim of Samuel Lewis which was addressed to Mr. William McKinney, Chief Auditor of Accounts, in compliance with the latter's request to express his opinion as to what would be a fair price in settlement for the coal purchased from Samuel Lewis. Mr. Connell stated that Inspector Wernberg had, to his mind, proven beyond doubt that the coal in dispute could have been purchased at the time for, from \$1.85 to \$3.50 per gross ton, F. O. B., and that therefore a fair price in settlement of the claim of Samuel Lewis would be at the rate of \$5 per gross ton. Mr. Connell stated that he had reached this conclusion by the following calculation:

Highest purchase price per ton, reported by Inspector.....	\$3 50
Freight charges per ton.....	35
	<hr/>
	\$3 85
Allowed 30 per cent. additional profit.....	1 15
	<hr/>
Price to be allowed.....	\$5 00

Mr. Connell stated that on the above basis the claim herein would be reduced in amount as follows:

283 560-2240 gross tons, at \$9.....	\$2,540 25
283 560-2240 gross tons, at \$5.....	1,416 25
	<hr/>
Total reduction .....	\$1,133 00

The claimant has filed with the Comptroller an affidavit by Harry Goodstein, setting forth that for 15 years he has been actively engaged in the coal business, both in buying and selling all kinds of coal; that for eight years prior to January, 1905, he was connected with the New York Central Coal Company, holding at various times the offices of president and treasurer; that during the months of December, 1902, and January, 1903, there was a strike in the anthracite coal mines in the State of Pennsylvania, and the coal supply was thereby shut off, and what coal had been mined and stored away was held and sold at advanced prices, and then only in small quantities; that during said strike, deponent and his firm frequently sold pea coal at \$12.50 per ton; that the supply was very scarce, such sales were made only to favorite concerns; that the sum of \$9 per ton for pea coal during this period was an extremely low figure.

A practically similar affidavit has been filed with the Comptroller by James H. McHefsey, former New York manager of the Acme Anthracite Coal Mining Company. The deponent swore that during December, 1902, and January, 1903, he sold pea coal, size No. 1, at \$15 per net ton, and then only in small lots; that the sum of \$9 per ton for pea coal, size No. 1, during this period, was an extremely low price.

At the request of Mr. N. Taylor Phillips, Deputy Comptroller, an investigation has been conducted by Mr. Peter S. Doring, an Examiner in the Bureau of Law and Adjustment of this Department, with a view to ascertaining at what price coal of a quality similar to that furnished by the claimant was sold during the month of December, 1902.

In a report dated September 5, 1906, Mr. Doring stated that he obtained from the office of the Corporation Counsel a sample of the coal furnished by the claimant in December, 1902, to the Seventh Regiment armory, which sample he exhibited to Mr. M. Burns of the firm of Burns Brothers and of the Communipaw Coal Company; that Mr. Burns inspected the sample and declared that it contained more than 50 per cent. of slate and impurities and that his firm sold pea coal during December, 1902, and January, 1903, at \$5.75 per ton alongside of dock; that the usual amount of slate and other impurities allowed is 12 per cent. under normal conditions, but that during the strike of 1902 and the period immediately following said strike, some of the coal delivered to the firm with which Mr. Burns is connected, contained as much as 25 per cent. of impurities, but that at the present time no company would handle coal of a quality equal in grade to that of the sample which was exhibited to him by Examiner Doring.

Examiner Doring further stated that at the office of the Philadelphia and Reading Coal Company, he was informed that the sample exhibited by him was very poor; that the coal contained considerably more than the percentage of impurities allowed; that the usual allowance of impurities in pea coal was from 7 to 10 per cent., while the sample submitted by Examiner Doring contained more than 50 per cent.

Examiner Doring further stated that he was informed by the Philadelphia and Reading Coal Company that their price for No. 1 pea coal immediately before the strike of 1902 was \$2.85 a ton, and that their price for the same coal for the month of January, 1903, was \$2.87 a ton; that Messrs. Williams & Peters, of No. 1 Broadway, in December, 1902, quoted a price of \$3 per ton for No. 1 pea coal; that Heilner & Son, of No. 1 Broadway, have informed him that they believe pea coal was worth any price that they could get for it, according to the quality of the coal, in December, 1902; that Mr. Bowns, of Patterson & Bowns, No. 1 Broadway, informed him that on November 29, 1902, they received \$5.70 per ton for the best quality of pea coal, but that where the coal contained more than 25 per cent. of impurities, the same could be had at that time for \$3 a ton.

It further appears from Examiner Doring's report that the consensus of opinion in the coal trade "is that the coal sold by claimant was very poor, and that the same could be bought during December, 1902, and January, 1903, at any price from \$3 to \$4.50 per ton."

From the facts set forth above there appears to be no reason why the allowance recommended in favor of the claimant by Auditor Connell, of this department, in his report to the Comptroller of May 6, 1903, should be changed, which allowance was at the rate of \$5 a ton, or for the total quantity of coal supplied by the claimant, \$1,416.25. It is to be noted that said allowance represented an increase of \$1.50 per ton over what Inspector Wernberg in his reports to the Comptroller, and in his subsequent sworn testimony before the Comptroller, stated the coal in question was worth, to wit, \$3.50 per ton.

An important fact, which it seems should be borne in mind in the consideration of this claim, is the contradiction by the coal dealers mentioned above of the statement of Mr. Gustaveson, that he had attempted, without success, to purchase coal from them before he entered into the agreement with the claimant for the sale by the latter to the Armory Board of the coal in dispute. In almost every instance the dealers named have denied that they ever were afforded an opportunity to sell coal to the City during the period in which the claimant supplied the coal in question to the Armory Board. Although there is no direct evidence of it on the surface, it would seem that the contradictory statements of Mr. Gustaveson and of the coal dealers mentioned would indicate that an element of bad faith entered into the transaction between Mr. Gustaveson and the claimant, Samuel Lewis.

Under the circumstances it is impossible to assert this positively, but after a careful examination of all the facts involved in the claim herein, I am convinced that no valid ground has been presented for increasing the allowance recommended by Auditor Connell; that is, at the rate of \$5 a ton, or for the total quantity supplied, \$1,416.25.

It is therefore respectfully recommended that this claim be settled and adjusted in said sum of \$1,416.25.

It is further recommended that this report be referred to the Board of Estimate and Apportionment for appropriate action by said Board under chapter 614 of the Laws of 1906.

Respectfully,

HARRY J. WALSH, Deputy Auditor of Accounts.

Audited and approved:

J. T. MAHONEY,

Auditor of Accounts and Chief of Bureau, Law and Adjustment.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, pursuant to the provisions of chapter 614 of the Laws of 1906, hereby audits and allows as a proper charge against The City of New York the claim of Samuel Lewis for furnishing coal to The City of New York in the sum of one thousand four hundred and sixteen dollars and twenty-five cents (\$1,416.25), without interest.

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 communications as follows:

From the President, Borough of Manhattan, relative to repaving Water street, from Corlears street to a point 243 feet easterly, the cost of same to be charged to the Bond Account for Repaving Streets, Borough of Manhattan.

From the President, Borough of Brooklyn, requesting an issue of \$33,000 Corporate Stock for triangulation work in the Borough of Brooklyn.

From the President, Borough of Brooklyn, requesting an issue of \$500,000 Corporate Stock for the construction of buildings in the Eighth Ward Market; dredging outside of the new bulkhead thereof, and providing subway work in the market square; entrance gates and contingencies.

Which were referred to the Comptroller.

The Secretary presented the following communication from the Secretary, Borough of The Bronx, transmitting receipt of the American Museum of Natural History for maps entitled "A Map of the Greater New York;" also "Map of Manhattan Island," etc., which the Board of Estimate, by resolution adopted April 26, 1907, authorized to be loaned to the said museum.

Which was ordered printed in the minutes and placed on file.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
June 27, 1907.

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

DEAR SIR—I return herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment directing the delivery to the Trustees of the American Museum of Natural History of a map of Greater New York, commenced on August 1, 1899, and completed on January 1, 1900; also "Map of Manhattan Island showing original topography and hydrography with culture as it existed in 1776, compiled from various sources under the direction of C. C. Vermeule, C. E., 1898. Scales, horizontal, 1,000 feet equal to 1 inch; vertical, 500 feet equal to 1 inch; modeled by Edwin E. Howell"; also receipt from the Trustees of the American Museum of Natural History, acknowledging the delivery of the same pursuant to said resolution of the Board of Estimate and Apportionment.

Yours truly,

HENRY A. GUMBLETON, Secretary.

Whereas, Pursuant to a resolution of the former Board of Public Improvements, the Chief Engineer of the Board did prepare "A map of the Greater New York," said map being 27 feet by 31 feet, and drawn on a scale of six hundred (600) feet to the inch, commenced on August 1, 1899, and completed on January 1, 1900; also "Map of Manhattan Island showing original topography and hydrography with culture, as it existed in 1776, compiled from various sources under the direction of C. C. Vermeule, C. E., 1898, scales, horizontal, 1,000 feet equal to 1 inch; vertical, 500 feet equal to 1 inch, modeled by Edwin E. Howell"; said maps now being in the custody of the President of the Borough of The Bronx; and

Whereas, The Trustees of the American Museum of Natural History having expressed a wish to exhibit said maps in the Museum of Natural History, at Seventy-seventh street and Central Park West, Manhattan; therefore be it

Resolved, That the Secretary of the Board of Estimate and Apportionment is hereby authorized and directed to cause the same to be delivered to the Trustees of the American Museum of Natural History, and to receive and place upon the minutes of this Board a proper receipt for the same, the said Trustees agreeing that the said maps are received as a loan during the pleasure of the Board of Estimate and Apportionment, or its successors, and that they will properly mount, preserve and exhibit the same in the said Museum of Natural History.

A true copy of a resolution adopted by the Board of Estimate and Apportionment April 26, 1907.

JOSEPH HAAG, Secretary.

The Trustees of the American Museum of Natural History hereby acknowledge the receipt from the Secretary of the Board of Estimate and Apportionment of the maps referred to in the foregoing resolution, upon the agreement that the said maps are received as a loan during the pleasure of the Board of Estimate and Apportionment, and the said Trustees of the American Museum of Natural History hereby agree that they will properly mount, preserve and exhibit the same in the American Museum of Natural History.

New York, June 10, 1907.

AMERICAN MUSEUM OF NATURAL HISTORY,

GEO. H. SHERWOOD, Assistant Secretary.



The Secretary presented a communication from the Commissioner of Water Supply, Gas and Electricity, requesting an issue of \$4,450,000 Corporate Stock for the development of the water supply system of the Borough of Brooklyn.

Which was referred to the Comptroller.

The Secretary presented the following communication from the Commissioner of Water Supply, Gas and Electricity, submitting specifications for the purchase of the gas appliances necessary for change to be made in the lamps of the Kings County Lighting Company, Brooklyn, in order to turn the present open flame lamps into mantle lamps, etc., and requesting the approval of the Board of Estimate of said specifications, pursuant to section 1554 of the Charter; together with communication from the Comptroller relative thereto:

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
NOS. 13 TO 21 PARK ROW,  
June 29, 1907.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, New York City:

DEAR SIR—I transmit herewith copies of the specifications for the purchase of the gas appliances necessary for change to be made in the lamps of the Kings County Lighting Company, Borough of Brooklyn, in order to turn the present open flame lamps into mantle lamps, under the memorandum of agreement dated June 26, 1907, between the Kings County Lighting Company and The City of New York, by John H. O'Brien, Commissioner of Water Supply, Gas and Electricity.

This memorandum of agreement is a modification of the contract between the Board of Improvement of the Town of New Utrecht, in the County of Kings, and the Kings County Gas and Illuminating Company, the 28th day of December, 1889, for a period of ten years, which contract was extended from the 19th day of March, 1891, for a period of fifteen years. This memorandum of agreement was approved by the Corporation Counsel and passed by the Comptroller. Copy of the memorandum of agreement is also attached, showing the Corporation Counsel's approval, with copy of the Comptroller's opinion.

It is now desired to advertise for bids for the equipment necessary and the specifications attached are those for this equipment.

While the fundamental patents for the mantle type of lamp have expired, at the same time some question might arise as to some detail which may be patented, although we are not advised of it. I would therefore ask that, under section 1554 of the Charter, the Board of Estimate and Apportionment approve the specifications. Copies of the specifications and blank resolution of the Board of Estimate and Apportionment approving the same are submitted herewith.

No appropriation was made for this particular item in the Budget for the year 1907, but owing to the fact that certain expenditures expected for this year will not be made, it is desired to use a portion of these appropriations, by means of the proper transfers, for the purpose of payment for the mantle appliances to be advertised for. Application for transfer will be made as soon as the amount can be determined.

I am, respectfully,

(Signed) JOHN H. O'BRIEN, Commissioner.

Memorandum of agreement made and entered into this 26th day of June, one thousand nine hundred and seven, by and between Kings County Lighting Company, hereinafter called the "Company," and The City of New York, by John H. O'Brien, as Commissioner of Water Supply, Gas and Electricity, hereinafter called the "Commissioner," witnesseth:

Whereas—On or about the 26th day of December, 1889, a contract was duly made and entered into between the Board of Improvement of the Town of New Utrecht, in the County of Kings, and the Kings County Gas and Illuminating Company, which provided, among other things, for the lighting of the streets of the then Town of New Utrecht with gas for the period of ten years from the date of the commencement of the delivery of gas for such purpose; and

Whereas, By a further contract between the same parties made and entered into on or about the 19th day of March, 1891, the said contract above mentioned was duly extended for the further period of fifteen years from the date of the expiration of said first mentioned contract; and

Whereas, The Kings County Lighting Company is the successor of said Kings County Gas and Illuminating Company, and as such successor has succeeded to all the rights and property of said Kings County Gas and Illuminating Company of, in and to said contracts, and has been, and now is, engaged in performing the said contracts; and

Whereas, The territory which constituted the Town of New Utrecht at the time of the making of said contracts has since become a part of The City of New York; and

Whereas, The Commissioner of Water Supply, Gas and Electricity of The City of New York desires to change the burners upon the gas lamps within said territory, to which Kings County Lighting Company, under and pursuant to said contracts, is now supplying gas, from open flame burners to mantle burners, and desires also to change the location of certain of said lamps, and has requested of the Company the privilege of making such changes; and

Whereas, The Company is willing that such change of burners and changes of location of lamps be made, subject, however, to certain conditions hereinafter particularly set forth; now therefore it is agreed by and between the parties hereto as follows:

First—Before the substitution of any burners upon any of said gas lamps, and before the change of the location of any of said gas lamps, and before the permission herein granted to the making of such substitution and changes shall be effective or in force, The City of New York shall pay to the Company the two judgments heretofore recovered by the Company against The City of New York on the 7th day of February, 1906, for \$35,872.43 and \$31,234.46, respectively, in full, with interest, and shall also pay to the Company all bills and claims in full, with interest thereon from the date of the presentation of said bills and claims to the Department of Water Supply, Gas and Electricity, against the City for street lighting and gas supplied for public buildings and for relaying mains and services and setting and resetting lamp-posts, which bills and claims have been approved by the Commissioner of Water Supply, Gas and Electricity and audited by the Comptroller of The City of New York.

It is further agreed that all bills and claims for lighting not included in said judgments or not yet approved by the Commissioner of Water Supply, Gas and Electricity or audited by the Comptroller, shall be paid in full, with interest, as soon as the same can be so approved and audited, and that the approval and auditing of said bills shall be taken up at once and completed as soon as possible.

Second—After the payment of said judgments and bills for lighting and for relaying mains and services and setting and resetting lamp-posts, the Commissioner shall have the right, at the sole cost and expense of The City of New York, to substitute in the place and stead of the open-flame burners upon the lamps now being lighted by the Company, mantle burners and the necessary equipment therefor, of a character and pattern to conform to the specifications hereto annexed, made a part hereof and marked "Exhibit A."

Third—After the payment of said judgments and bills for lighting and for relaying mains and services and setting and resetting lamp-posts, the Commissioner shall also have the right to direct the location of lamps now being lighted by the Company to be changed to such places as may be designated by him, the cost and expense of any and all of such changes to be borne and paid by The City of New York, but this permission shall not be taken as granting the right to the Commissioner or to The City of New York to direct the discontinuance of any lamps.

Fourth—The Company agrees to clean and keep clean and repair all mantle lamps which may be substituted for open flame burners, said repairing to include the putting in of new glass, the repairing and replacing of frames, tubes and burners, posts and every other repairing necessary to keep the lamps, posts and appurtenances in good order and in proper and efficient condition for the supply and consumption of gas during the period of the contract between the Board of Improvement of the Town of New Utrecht and the Kings County Gas and Illuminating Company hereinafter referred to, it being the intention of this agreement that The City of New York shall

pay the first cost of the mantle burners and the cost of their installation, including the cost of such equipment and changes in the lamps as may be required to make the substituted burners effective, and that the Company shall thereafter, until the expiration of said contracts, maintain and repair said mantle burners, as provided above. It is also understood and agreed that in making repairs and replacements to the lamps, lamp-heads and accessories to be purchased by The City of New York, the Company shall have the right to use any article or appliance which complies with the specifications hereto annexed and marked "Exhibit A," and in quality is equal to the original equipment, whether such article or appliance shall be of the same manufacture as that purchased by the City or not, subject to the approval of any such article or appliance by the Chief Engineer of Lighting and Power of The City of New York; but in case of a disagreement between the said Chief Engineer of Lighting and Power and the Company as to any such article or appliance, an arbitrator shall be selected by said Chief Engineer and the Company, whose decision as to the use of any proposed article or appliance shall be final and binding on both parties hereto.

Fifth—It is expressly understood and agreed that the changes in lamp equipment and in location of lamps herein contemplated are not provided for in the contracts between the Board of Improvement of the Town of New Utrecht and the Kings County Gas and Illuminating Company, dated respectively December 26, 1889, and March 19, 1891, and hereinafter referred to; that this agreement is additional or supplementary to said contracts, and shall not be construed as changing or impairing said contracts in any way save as is herein expressly stated.

Sixth—It is also expressly understood and agreed that The City of New York will hold and keep the Company harmless from, and will indemnify it against any and all claims and demands, suits, actions, judgments, expenses and damages which may be due or may be alleged to be due to any actual or alleged infringement of patents or patent rights in the purchase or use of the mantle lamps and the appurtenances thereof to be purchased by The City of New York and maintained and repaired by the Company, as herein provided.

In witness whereof, the parties hereto have caused this agreement to be duly executed the day and year first above written.

KINGS COUNTY LIGHTING COMPANY,

By C. K. G. BILLINGS, President.

[SEAL.]

Attest.

R. M. LANE, Secretary.

Approved as to form:

G. L. STERLING,  
Acting Corporation Counsel.

THE CITY OF NEW YORK,

By JOHN H. O'BRIEN,

Commissioner of Water Supply, Gas and Electricity.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of June 29, 1907, the Hon. John H. O'Brien, Commissioner, Department of Water Supply, Gas and Electricity, forwards for the approval of the Board of Estimate and Apportionment, under section 1554 of the Greater New York Charter, specifications for the gas appliances necessary to be made in the lamps of the Kings County Lighting Company, Borough of Brooklyn, in order to turn the present open flame lamps into mantle lamps. I would report:

I have examined the specifications submitted and so far as I am able to judge, they appear fairly competitive and free from terms likely to restrict competition.

I see no reason, therefore, why the Board may not properly approve them as submitted, and I so recommend.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Whereas, The Commissioner of the Department of Water Supply, Gas and Electricity is desirous of purchasing certain equipment for the purpose of changing the open flame gas lamps to mantle gas lamps in the territory of the Kings County Lighting Company in the Borough of Brooklyn, according to modification of the contract of this company under date of June 26, 1907, as attached. The Commissioner has for that purpose submitted to this Board a form of specification for same, which is hereto attached, so as to secure a fair and reasonable opportunity for competition, as provided by section 1554 of the Greater New York Charter.

Resolved, That the Board of Estimate and Apportionment hereby approves the specifications submitted, so that the Commissioner of the Department of Water Supply, Gas and Electricity may advertise for bids for such equipment.

Two bids will be required.

First—Bid on the basis of retaining the present lamp-heads, except certain square heads, and equipping forty-five hundred and fifty (4,550) lamps, now in operation, with burning appliances as specified; also supplying one hundred and fifty (150) additional burning appliances for use on lamps to be put in operation later.

Second—A second bid is required on the following basis:

Contractor to supply forty-seven hundred (4,700) complete sets of lamp-heads, globes, burning appliances, mantles and all necessary accessories, except the lamp-posts, to be installed in complete working order on the posts now erected in this territory.

Note—The attention of bidders is called to the fact that only one of the above proposals will be adopted.

#### SPECIFICATIONS UNDER FIRST PROPOSAL.

##### Lamp Frames.

On this basis, certain square lamp-heads, between three and four hundred in number, are to be taken down, delivered, unloaded and stored at a point specified by the City; and lamp-heads, including globes, similar to those now in use on the balance of the lamps are to be furnished, and put in place of the lamp-heads taken down by the Contractor. The present crossarms to be used and lamp-irons fastened to them. Any labor or material required in any changes in standpipes or in lamp-posts in fitting new lamps is to be supplied by the Contractor under the direction of the Engineer. See blueprint of lantern attached.

These lamp-heads are to be painted same color as the ones already in place.

##### Lower Wind Shield.

All of the lamps to be equipped with a bottom or lower wind shield, to be attached to standpipe, burner and globe in a satisfactory manner, so it will be adjustable to suit the various lengths of the globes, and within certain limits adjustable to varying diameters of the mouths of said globes. Construction must permit of parts being readily removed when damaged; also give easy access to inside of lamp and arranged so as not to interfere with burner cocks.

This wind shield must fit snugly to the globe and should have a washer of felt between the shield and the globe. It should be provided with a door or slide to allow easy access to the inside of lamp, should be of such construction as to allow ventilation, and yet must be protected with glass, wire gauze or screen to exclude insects. This wind shield should also exclude the wind and should be so constructed as to prevent heavy shadows being cast around the base of the post.



*Sockets.*

To be equipped with sockets which fit over the post head, and provided with set screws to firmly hold sockets in place; sockets to be so arranged as to hide and protect service pipe.

*Screen or Gauze.*

The necessary screen or gauze shall be placed around the ventilator, on the inside of said ventilator, at the top of the lamp, so as to exclude insects and prevent wind from interfering with the operation of the lamp.

*Upper Wind Shield or Canopy.*

A wind shield or canopy made of tinned iron of durable thickness shall be placed on the top canopy of the lamp and brought down to the bottom of the ventilating orifices, so that wind and rain cannot beat into it. Canopy to be so secured by screws or bolts and painted a similar color to the rest of the lamp.

*Reflector.*

A reflector will be required to be placed on the inside of the lamp at a proper height above the mantle to reflect the light downwards and outwards. This reflector will be of such size and be so arranged as to rest, without fastening, on top of the upper rim of the globe, so it will not prevent access to the globe, in order that same may be cleaned properly. It must fit so as to centre accurately. This reflector shall be provided with a suitable hole in the centre so as not to interfere with draught and be painted burned enamel white. (See drawing of lantern attached.)

*Globes.*

Globes required to be furnished under this proposition to be of first quality flint glass, of cylindrical pattern, not less than 12 $\frac{3}{4}$  inches high and 11 $\frac{1}{4}$  inches in diameter at top, and not less than 5 $\frac{3}{4}$  nor more than 6 inches bottom diameter, and weigh not less than 6 nor more than 7 pounds; to be free from color, flaws and streaks and of uniform length and size of opening. Globes must fit snugly to the bottom wind shield.

*Burners.*

Burners to be of brass of sufficient size and weight to withstand street service. Body of burner must be of cast brass, provided with plug cock and needle screw or suitable device to control the supply of gas.

The burner cock to be made of first quality brass, strong and substantial, with an opening to admit putting alcohol in the pipes of the lamps, such opening to have a steel removable plug.

Burner to be equipped with a needle screw or valve to regulate the flow of gas to by-pass or pilot light.

*Lighting Device.*

The burner should also have a climbing lighter or similar device for ease of lighting, so arranged that the lever can be manipulated from the street without the use of a ladder to climb the lamppost, and be positive as to turning gas into climbing lighter first; the second operation to turn gas into the mantle.

*Consumption of Gas.*

The burner and gallery to be of ample size, of such construction and adjustable so that it can control a consumption of not less than 3 $\frac{1}{2}$  to 4 cubic feet of gas without smoking, giving maximum candle power for gas supplied.

*Pressure.*

The pressure of gas to be furnished will be about 15/10 of an inch of water.

*Candle Power.*

On such consumption of gas of twenty (20) candle power at this pressure, the burner shall develop on horizontal measurement, without globe, sixty (60) candle power when tested by photometer by the City Gas Examiner.

*Chimney.*

Preference will be given the lamp equipped with chimney and support for same, such chimney attachment to be arranged to admit of raising and lowering the chimney without removing outer globe.

*Mantle.*

Mantles supplied for lamps must be first class in every way, of standard quality and durable construction. Must be free from objectionable shrinkage, and must produce a light of sixty (60) candle power on a consumption of gas not exceeding three and one-half (3 $\frac{1}{2}$ ) cubic feet, and must show no material reduction in candle power up to three hundred (300) burning hours. Mantles to be supported preferably by a double suspension.

*Sample Lamp.*

Under both specifications a sample lamp and burning appliance complete, ready to operate in all its parts, must be submitted with bid for test and approval.

*Infringement of Patents.*

This contractor will have to indemnify the City for all damages arising from the use of his equipment on account of any infringement of patents.

*Guaranty as to Equipment.*

The successful bidder must guarantee his equipment to be complete in every way, whether herein specified or not, and must attach same to existing lamps in the territory mentioned and put same in actual working order.

*Guaranty as to Burners.*

A guaranty of a year that no imperfections develop in the burning appliances and equipment furnished under this contract must be given, and any defective appliances or equipment developing in this time must be replaced by the contractor free of charge to the City.

*Operation.*

The contractor supplying these lamps must operate them for a period of two weeks to the satisfaction of the Chief Engineer of Light and Power, and during such operation he shall give the gas company's men all the information possible and show them all that is necessary in order to maintain these lamps at their most efficient condition.

*SECOND.*

Under the second proposition a bid is requested on the specifications given below:

*Equipment Furnished.*

Contractor to supply forty-seven hundred (4,700) complete sets of lamp-heads, globes, burning appliances, mantles and all necessary accessories, except the lamp-posts, to be installed in complete working order on the posts now erected in this territory. The burning appliances, mantles, etc., to fill specifications as already given in the first proposition. The lamp-heads and so on taken down are to be delivered, unloaded and stored by the Contractor at a point specified by the City.

The specifications for frames, globes and so on, to be furnished under this bid, in addition to the foregoing are as follows:

*Lamps.*

Lamp to be of such construction that the upper part of frame can be thrown back on hinge, so as to allow immediate access to the inside of the lamp for cleaning globe and other purposes. Lamps in general to be cylindrical in form, symmetrically and neatly designed; also to be equipped so that street signs of the present type used in the Borough of Brooklyn can be placed on same without interfering with the opera-

tion of the lamp. Any labor or material required in any changes in stand-pipes or on lamp-posts in fitting new lamps is to be supplied by the Contractor, under direction of the Engineer.

*Frames.*

Frames to be of substantial and ornamental construction, painted as prescribed by the Commissioner on outside surfaces, and enamel white on all surfaces reflecting light. Frames to be at least 28 inches in height and not less than 25 pounds in weight without glass.

*Sockets.*

To be equipped with sockets which fit over the post-head, and provided with set screws to firmly hold sockets in place; sockets to be so arranged as to hide and protect service pipe.

*Construction.*

Construction must permit of parts being readily removed when damaged; also permit the easy removal of globes and dome for cleaning.

*Lower Wind Shield.*

The bottom or lower wind shield must fit snugly to the globe, and should have a washer of felt between the shield and globe. It must be adjustable to suit the varying length of globe, and provided with a door or slide to permit easy access to the burner. It is to be fastened by set screws to stand-pipe and to fit inside of socket so as to allow necessary adjustments.

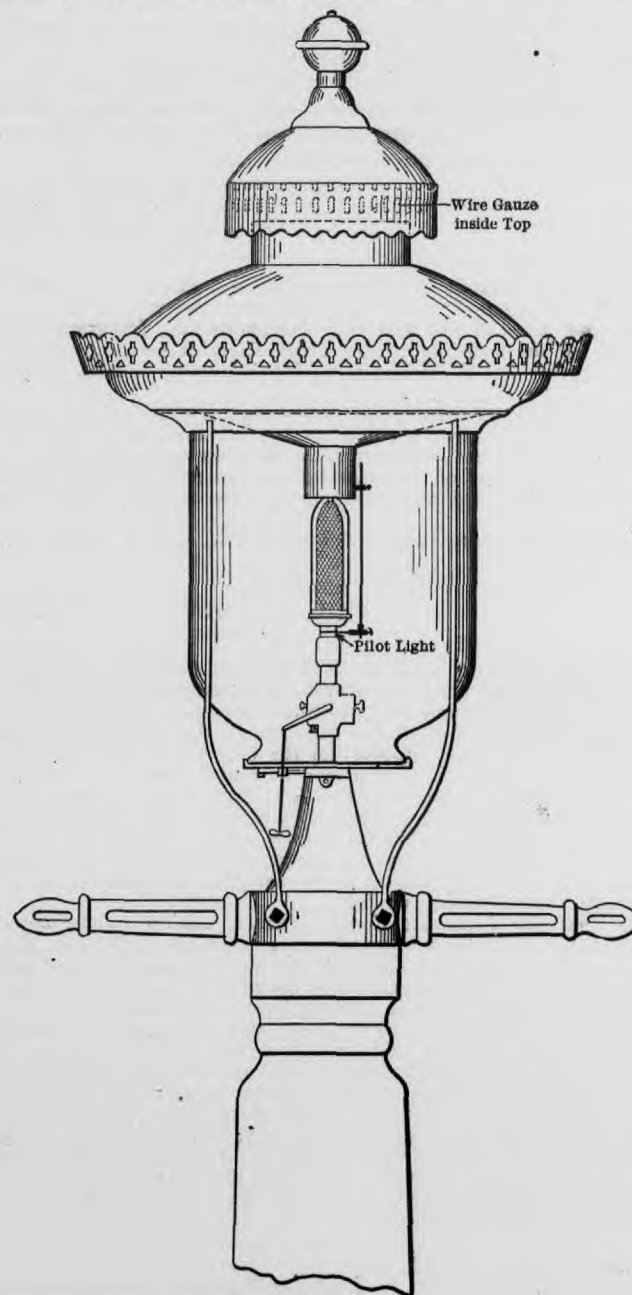
It must be of such construction that it will allow ventilation and be so protected with glass, wire, gauze or screen as to exclude insects and prevent interference by wind. It must also be so constructed as to prevent heavy shadows being cast around the base of the post.

*Ventilator, or Upper Wind Shield.*

Ventilator or upper wind shield must be of sheet iron No. 22, of an ornamental design, of sufficient size for proper ventilation of the lamps, must be so constructed as to exclude wind and rain, and must be lined on the inside with a screen or gauze to prevent insects getting in. Must fit snugly over the top of the dome and be held in place firmly with set screws.

*Painting.*

All parts of lamp to be painted enamel white on surfaces reflecting light, and all other sections of the lamp to be painted in a manner and of a color satisfactory to the Commissioner. All painting to have a gloss finish.

*Globes.*

Globes required to be furnished under this proposition to be of first quality flint glass cylindrical in pattern, not less than 16 inches high and 11 $\frac{1}{4}$  inches in diameter at top, and not less than 5 $\frac{3}{4}$  nor more than 7 inches bottom diameter; to weigh not less than 6 nor more than 7 pounds; to be free from color, flaws and streaks, and of uniform length and size of opening. Globes must fit snugly to the bottom wind shield.

*Domes.*

Domes must be of first quality white opal glass, not less than 13 $\frac{1}{2}$  inches in diameter and 4 $\frac{1}{2}$  pounds in weight, with uniform size of top and bottom opening; must fit snugly to the ventilator or top wind shield and fasten securely to the upper ring of frame.

*Consumption of Gas.*

The burner furnished to be of ample size, of such construction, and adjustable, so that it can control a consumption of not less than 3 $\frac{1}{2}$  to 4 cubic feet of gas at from 15.10 to 40.10 pressure without smoking, giving maximum candle power for gas supplied.

*Pressure.*

The pressure of gas to be furnished will be about 15.10 of an inch of water.



*Candle Power.*

On such consumption of gas of twenty (20) candle power at this pressure the burner shall develop, on horizontal measurement, without globe, sixty (60) candle power when tested by photometer by the City Gas Examiner.

*Cross-Arms.*

It is probable that under the second bid the bidder will have to furnish cross-arms, painted dark green, to fit on the top of lamp-post, with a cone to receive the socket of the lamp, said cone to be of such size that the socket of the lamp will fit closely to the bottom of the cone, symmetrical to the cross-arm. A separate price should be given for this item. Weight to be not less than 13 pounds each. Casting to be clean and of cast iron without blowholes or other defects. See drawing for details.

*Sample Lamp.*

Under this proposal, a sample lamp and burning appliances complete, ready to operate in all its parts, must be submitted with bid for test and approval.

*Guaranties and Operation.*

The same guaranties and operation will be required under the second specification as the first.

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 Committee of the General Executive Council of the Drivers, Sweepers and Hostlers' Unions of the Department of Street Cleaning, requesting a hearing relative to increasing the wages of the members of said unions from \$720 to \$800 per annum.

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

The Secretary presented the following communication from the Aqueduct Commissioners and report of the Chief Engineer, Board of Estimate, to whom, on April 5, 1907, was referred said communication, submitting resolution adopted providing for the payment to the American Telephone and Telegraph Company of \$5,790.27, as compensation for expense and damage for removal of their pole lines from roads which will be flooded by the Cross River Reservoir, and agreeing to furnish the company new rights-of-way over the property of the City; together with opinion of the Acting Corporation Counsel relative thereto:

AQUEDUCT COMMISSIONERS' OFFICE,  
STEWART BUILDING, No. 280 BROADWAY,  
NEW YORK, March 27, 1907.

To the Board of Estimate and Apportionment:

GENTLEMEN—We transmit herewith copy of preambles and resolutions adopted by the Aqueduct Commissioners on March 26, 1907, in regard to the removal of certain wire lines and poles of the American Telephone and Telegraph Company from within the limits of the flow-line of the Cross River Reservoir, together with copy of Report No. 1523 of our Chief Engineer, dated January 7, 1907, on the same subject.

Under the provisions of chapter 490 of the Laws of 1883, and the acts amendatory thereof, the Aqueduct Commissioners, subject to the approval of the Board of Estimate and Apportionment, are empowered to make an agreement with the telephone company as to the amount of compensation to be paid for the rights-of-way referred to in the preambles and resolutions and for the expense of the change of route and location.

We therefore respectfully submit the preambles and resolutions for your approval.

Yours respectfully,

THE AQUEDUCT COMMISSIONERS,  
By JOHN F. COWAN, President.

Whereas, In the construction of the New Croton Aqueduct, its dams and appurtenances, it has been found necessary to take possession of certain rights-of-way of certain telephone and telegraph lines of the American Telephone and Telegraph Company, now within the limits of the flow-line of the Cross River Reservoir, and to re-locate said lines upon the property of the City above said flow-line, and negotiations therefor were entered into with said company; and

Whereas, The Chief Engineer of the Aqueduct Commissioners has submitted Report No. 1523, dated January 7, 1907, in which he has referred to an estimate, dated July 21, 1905, prepared by said company, of the cost of the relocation of its lines, and recommended therein that an agreement be entered into with said company based thereon; and it appearing to be for the best interests of the City that said agreement be entered into; therefore

Resolved, That the Aqueduct Commissioners, subject to the approval of the Board of Estimate and Apportionment, agree with the American Telephone and Telegraph Company to pay said company the sum of five thousand seven hundred and ninety dollars and twenty-seven cents (\$5,790.27), as compensation for all expenses and damages arising from the taking, using and occupying of its said rights-of-way and from said re-location of its lines; and also agree to furnish said company the new rights-of-way for said lines over the property of The City of New York which are to be substituted in place of the present rights-of-way; and further

Resolved, That the Aqueduct Commissioners submit the foregoing preambles and resolution to the Board of Estimate and Apportionment for its consideration and approval, and that in the event of such approval the Corporation Counsel be and hereby is requested by the Aqueduct Commissioners to prepare the necessary papers on behalf of The City of New York to carry out the intention of these resolutions.

The foregoing preambles and resolutions were adopted at a meeting of the Aqueduct Commissioners, March 26, 1907.

REPORT NO. 13.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
June 5, 1907.

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 April 5, 1907, there was referred to the Chief Engineer of the Board a communication from the President of the Aqueduct Commissioners submitting preambles and resolutions providing for the payment to the American Telephone and Telegraph Company of the sum of \$5,790.27, as compensation for all expense and damages arising from the proposed flooding of roads within the flow line of the Cross River Reservoir, upon which roads the lines of the Telephone and Telegraph Company are now located. The resolutions also provide that the City shall furnish to the company new rights-of-way over the property of The City of New York, which are to be substituted for the present rights-of-way. The resolutions have been forwarded to the Board of Estimate and Apportionment for its approval.

The building of the Cross River Reservoir now in progress will involve the flooding of a number of roads on which are located the lines of the American Telephone and Telegraph Company. The City is providing at its own expense new roads to take the places of those flooded. The sum named in the resolutions of the Aqueduct Commissioners is expected to cover the expense of removing the poles and wires to the new roads. I have had the estimates carefully examined and believe

them to be fair and reasonable. They have also been certified as reasonable by the Chief Engineer of the Aqueduct Commissioners, and I would recommend that the Board authorize the payment of this sum as proposed by the Aqueduct Commissioners.

The resolutions adopted also provide for the granting to the American Telephone and Telegraph Company of new rights-of-way over the property of The City of New York. These pole lines are in part to follow the roads which the City is to build to replace those which are flooded, and in part are to be located upon the land of The City of New York, and the company asks for, and the Aqueduct Commissioners propose to give, such rights-of-way in place of those now held by the company on its existing lines.

I have carefully examined the records of the company to determine what rights they have secured, and they have shown me the receipts signed by the owners of abutting property in cases where the lines followed the highways, and of the owners of the property where poles were erected on lines which did not follow the public roads. All of these receipts were produced except those relating to three poles out of a total of 105 poles which are to be replaced. In all cases the receipts appear to give the right to construct and maintain these poles for an indefinite period. They have not been made the subject of record in any public office, but I find that the courts have held that such a record is not necessary; that the erection of poles and the stringing of wires is held to be evidence of the right of the company to maintain its lines and to constitute a right-of-way. This seems to be established by the case of Andrew Barber vs. Hudson River Telephone Company (105 Appellate Division, 154). All of the receipts shown me appear to have no time limitation except in the case of nine (9) poles, permits for which were given by Seth L. Hoyt on November 16, 1886, for a period of twenty years. In the case of these nine (9) poles it might be proper for the Aqueduct Commissioners to exact from the American Telephone and Telegraph Company a substantial consideration for the right given. This, however, is a small proportion of the poles covered by the agreement, and it is recommended that the Board approve of the resolutions adopted by the Aqueduct Commissioners on March 26, 1907.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, June 28, 1907.

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

GENTLEMEN—I duly received your letter dated June 24, 1907, transmitting a copy of a communication from the Aqueduct Commissioners submitting a resolution adopted by said Commissioners, providing for the payment to the American Telephone and Telegraph Company of the sum of \$5,790.27, as compensation for the expenses and damages for the removal of its pole lines from roads which will be flooded by the Cross River Reservoir, and agreeing to furnish said company with a new right of way over property of the City; also copy of report No. 13 of your Chief Engineer thereon.

You request that I furnish your Board with an opinion on the law covering this question and the City's liability thereunder.

It seems that the American Telephone and Telegraph Company has been using certain real estate for the purposes of its business, which is now required for the purpose of constructing the Cross River Dam Reservoir and the Aqueduct Commissioners will, therefore, be obliged to take possession of said real estate and compel the removal therefrom of the poles and lines of said company.

It is well settled that property which is already devoted to a public purpose cannot be acquired under the power of eminent domain, unless sanctioned in express terms by the Legislature. Chapter 490 of the Laws of 1883, under which the Aqueduct Commissioners were appointed, does not apparently confer this authority in express terms, and, accordingly in 1887, said Act was amended by chapter 196 of the Laws of 1887, whereby the definition of real estate in said act was enlarged to include "all real estate heretofore or hereafter acquired or used for railroad, highway or other public purposes." The amendment also provided a different method of procedure in acquiring this particular kind of property. The amendment so far as material is as follows:

"It shall also be construed to include all real estate (as the term is above defined) heretofore or hereafter acquired or used for railroad, highway or other public purposes, providing the persons or corporations owning such real estate or claiming interests therein, shall be allowed the perpetual use for such purposes of the same or of such other real estate to be acquired for the purposes of this act as will afford practicable route or location for such railroad, highway or other public purpose, and in the case of a railroad commensurate with and adapted to its needs; and provided, also that such persons or corporations shall not, directly or indirectly, be subject to expense, loss or damage, by reason of changing such route or location, but that such expense, loss or damage shall be deemed borne by The City of New York. In case any real estate so acquired, or used for public purposes is sought to be taken or affected for the purposes of this act, there shall be designated upon the maps referred to in the fifth and sixth sections thereof; and there shall be described in the petition, hereinbefore referred to, such portion of the other real estate shown on said maps and described in said petition, as it is proposed to substitute in place of the real estate then used for such railroad, highway or other public purposes."

"The Commissioners of Appraisal, hereinbefore referred to, in determining the compensation to be made to the persons or corporations owning such real estate, or claiming interest therein, shall include in the amount of such compensation such sum as shall be sufficient to defray the expenses of making such change of route and location and of building said railroad or highway. The said Commissioners of Appraisal shall suggest in their report, and the court in the order confirming such report shall determine, subject to review by the general term, what reasonable time after payment of the awards to said persons or corporations shall be sufficient within which to complete the work of making such change, and neither the said Mayor, Aldermen and Commonalty of The City of New York, nor the Aqueduct Commissioners, shall be entitled to take possession or interfere with the use for the aforesaid purposes of such real estate, before the expiration of such time. This time may be subsequently extended by the court (subject to review as aforesaid) upon sufficient cause shown. After the expiration of the time so determined or extended no use shall be made of said real estate which shall cause pollution to the water in said reservoir or interfere with its flow."

It will be perceived by the language of this amendment where the City seeks to acquire under the act in question real estate used for public purposes the persons or corporations owning such real estate or claiming interest therein shall be allowed the perpetual use of said real estate for such public purpose, until the City provides a substituted route to be approved by the court, and the Commissioners of Appraisal make an award which shall include such sum as shall be sufficient to defray the expense of making the change, and the City is prohibited from taking possession or interfering with the use of this real estate before the expiration of a certain time fixed by the court after the award has been paid.

It is thus evident that the rights of persons or corporations using any real estate for public purposes cannot be taken away from them except through judicial proceeding required by the above amendment without their consent. It is, however, provided under section 23 of the act that "the Aqueduct Commissioners, subject to the approval of the Board of Estimate and Apportionment, may agree with the owners and persons interested in any real estate laid down on said maps as to the amount of compensation to be paid to such owners or persons interested for taking or using and occupying such real estate." Under that section I am of the opinion that the Aqueduct Commissioners may, with your approval, acquire the rights of the telephone and telegraph companies in said real estate, and the only questions that would have to be determined in that event would be whether said company was a public corporation using the land in question for public purposes, and was the owner of the interests claimed therein.

As to the first question, if the corporation was duly organized under the laws of this State relating to telephone and telegraph companies and was using the real estate in question for its corporate purposes, there would seem to be no question that said use was for a public purpose and would be embraced in the definition of the amendment. It would also appear from the report of your Chief Engineer that at the time the City



acquired the real estate in question (in April, 1905) that said company had an interest in certain portions of the same.

I am, therefore, of the opinion that under the terms of the Act of 1883, as amended by chapter 196 of the Laws of 1887, the American Telephone and Telegraph Company was permitted to use the real estate it was then using at the time the City acquired title, until such time as the City took the appropriate steps to acquire said rights by substituting other routes and paying the expense of making the change.

I am also of the opinion that the Aqueduct Commissioners are not compelled to resort to the procedure provided by the amendment to section 24 and await the expiration of the time after the payment of the award, before taking possession of said real estate, but may, under section 23 of the act, agree with said company as to the amount of compensation to be paid, subject to the approval by your Honorable Board.

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

The following was offered:

Whereas, The Aqueduct Commissioners did on March 26, 1907, adopt preambles and resolutions providing, subject to the approval of the Board of Estimate and Apportionment, for the payment to the American Telephone and Telegraph Company of the sum of \$5,790.27, as compensation for all expenses and damages arising from the flooding of roads and rights of way occupied by the said company within the flow line of the Cross River Reservoir, and agreeing to furnish the company with new rights of way for the said lines over property of The City of New York; and

Whereas, The said preambles and resolutions of the Aqueduct Commissioners have under date of March 27, 1907, been forwarded to the Board of Estimate and Apportionment for its approval, be it

Resolved, That the Board of Estimate and Apportionment approves of the payment by The City of New York to the American Telephone and Telegraph Company of the sum of \$5,790.27, as compensation for expense and damage caused by the necessity of removing its pole lines to the new location and of the granting to the said company of new rights of way over the property of The City of New York in place of its present rights of way.

Which was adopted by the following vote:

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

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

The Secretary presented the following communication from the President, Borough of The Bronx, and report of the Comptroller, to whom on May 24, 1907, was referred said communication relative to additional docks, basins and recreation piers in the Borough of The Bronx:

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
NEW YORK, May 16, 1907.

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

DEAR SIR—Inclosed herewith please find copy of a communication sent to Hon. John A. Bense, Commissioner of Docks and Ferries, on the subject of additional docks and ferries in the Borough of the Bronx, and as additional dock facilities are very much required in this borough, I respectfully submit the question to the Board of Estimate and Apportionment for its approval and for such action as may be deemed necessary.

Yours truly,

LOUIS F. HAFFEN,  
President of the Borough of The Bronx.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
NEW YORK, May 16, 1907.

Hon. JOHN A. BENDEL, Commissioner of Docks and Ferries:

DEAR SIR—At a recent meeting of the Local Board of Chester the insufficient dock facilities in the Borough of The Bronx were again discussed.

It was again recommended that additional docks, basins and recreation piers be provided for this borough, and that I should prepare a list submitting for your consideration the locations of such improvements.

The Chief Engineer of this borough has caused to be prepared a map showing the several locations of these proposed improvements, as follows:

*On the Harlem River.*

Dock at East One Hundred and Thirty-eighth street, or Cheever place.  
Dock and basin or slip at Cromwell's creek.  
Dock at West One Hundred and Sixty-seventh street.  
Recreation pier at Depot place.  
Enlargement of existing dock facilities and basin at West One Hundred and Seventy-seventh street.  
Dock and basin at Fordham road.  
Dock at West One Hundred and Ninety-second street.

*On the Harlem River.*

Dock in Ship Canal, south of Johnson's foundry at the end of public street.

*On the Hudson River.*

Pier and slip or basin at West Two Hundred and Thirty-sixth street.  
Pier and slip or basin at West Two Hundred and Fifty-fourth street.

*On the East River.*

Dock or recreation pier at East One Hundred and Thirty-second street.  
Dock or recreation pier at East One Hundred and Thirty-sixth street.  
Dock and basin or slip at East One Hundred and Forty-ninth street.  
Pier at Tiffany street.  
Dock and basin or slip at Manida street.  
Pier at Hunt's Point avenue.  
Recreation pier and basin at Clason Point road.  
Dock at Throgg's Neck road.

*On the Bronx River.*

Dock and basin at Lafayette avenue.

*On Pugsley's Creek.*

Dock at Lacombe avenue.

*Westchester Creek.*

Dock and basin at Lafayette avenue.  
Improvement of dock at Chatterton avenue.

*On Eastchester Bay.*

Pier at Layton avenue (or Town Dock road).

*On Hutchinson River.*

Dock and basin at East Two Hundred and Twenty-second street.  
Dock and basin at Burke avenue (Eastchester Landing road).

*On City Island.*

Pier at southerly end of City Island.

Some of these locations were suggested by me to you under date of January 25, 1906, and were reported upon by the Chief Engineer of your department, and such objections as may have been made by him to the location of some of these piers, such as "the street not being laid out at the present time to the water front," are objections which can be easily overcome, the object being to agree upon locations that are desirable for future needs as well as for present requirements.

I would be glad to have you take the matter up again and to hear from you on this subject, of so much importance to the commercial and manufacturing interests and proposed local improvements of this borough.

Yours truly,

LOUIS F. HAFFEN,  
President of the Borough of The Bronx.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 28, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Louis F. Haffen, President of the Borough of The Bronx, in communication under date of May 16, 1907, transmits to the Board of Estimate and Apportionment copy of communication sent to the Hon. J. A. Bense, Commissioner of Docks and Ferries, on the subject of additional docks, basins and recreation piers in the Borough of The Bronx, in order that the Board of Estimate and Apportionment may consider the question and take such action thereon as may be deemed necessary.

I would report that while all of the locations proposed are well selected and will undoubtedly be needed at some time in the future, most of them, especially those on the East river and Sound and the Hudson river, are not necessary at present, on account of the undeveloped nature of the territory adjoining. In fact, at three of the locations named—Chatterton avenue, on Westchester creek; Burke avenue, on Hutchinson river; south end of City Island—there are already docks or bulkheads which are in serviceable condition, but are used very little.

The open spaces and parks are so numerous in The Bronx that it will be many years before any recreation piers are needed there.

The Borough of The Bronx needs some additional docks, as do all of the other boroughs of the City.

I would call attention to the fact that new plans for improving the waterfront at three of the locations named have been prepared and adopted by the Dock Commissioner and approved by the Commissioners of the Sinking Fund, as follows:

Marginal street and three piers at foot of and south of Fordham road, approved by the Commissioners of the Sinking Fund, April 5, 1906.

Pier at foot of Tiffany place, East river, approved by the Commissioners of the Sinking Fund, May 16, 1906.

Pier and marginal street at foot of Cheever place, approved by the Commissioners of the Sinking Fund, March 21, 1906.

I would suggest that the Board of Estimate and Apportionment pass a resolution that it believes additional docks are needed in the Borough of The Bronx, and requesting the Dock Commissioner to look into the question, with a view to starting at as early a date as practicable such improvements as are necessary.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That it is the sense of this Board that the Borough of The Bronx is in need of additional dock facilities, and hereby requests the Commissioner of Docks to look into the question, with a view to starting at as early a date as practicable such improvements as are necessary.

Which was adopted by the following vote:

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

The Secretary presented the following reports and resolutions of the Board of Education relative to the acquisition of property for school purposes located on East Ninth and Tenth streets, between Avenues K and L, Brooklyn, and report of the Comptroller, to whom, on June 21 and 28, 1907, said resolutions were referred:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 38 and the Board of Superintendents that a site be acquired for a new building in the Parkville section of the Borough of Brooklyn. Additional school accommodations are necessary in this section, and your committee recommends the selection of property on East Ninth and East Tenth streets, between Avenues K and L. It is the intention to improve said property for school purposes as soon as title thereto is obtained, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following-described lands and premises on East Ninth and East Tenth streets, between Avenues K and L, in Local School Board District No. 38, Borough of Brooklyn, the assessed valuation of which, with other property, for the year 1907, is \$37,500:

Beginning at a point on the easterly line of East Ninth street distant four hundred and forty (440) feet northerly from the northerly line of Avenue L, and running thence northerly along the easterly line of East Ninth street two hundred and twenty-nine (229) feet, thence northeasterly two hundred and eight (208) feet nine (9) inches to the westerly line of East Tenth street, thence southerly along the westerly line of East Tenth street two hundred and eighty-seven (287) feet, thence westerly and parallel with Avenue L two hundred (200) feet to the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

A true copy of report and resolutions adopted by the Board of Education, June 12, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

Resolved, That the resolution adopted by the Board of Education on June 12, 1907 (see Journal, page 1031), selecting and determining as a site for school purposes certain lands and premises on East Ninth and East Tenth streets, between Avenues K and L, Borough of Brooklyn, be and the same is hereby amended so as to make the description of said lands and premises read as follows:

Beginning at a point on the easterly line of East Ninth street distant four hundred and forty (440) feet northerly from the northerly line of Avenue L, and running thence northerly along the easterly line of East Ninth street two hundred and nineteen (219) feet five and one-half (5½) inches, thence northeasterly two hundred and eight (208) feet nine (9) inches to the westerly line of East Tenth street, thence southerly along the westerly line of East Tenth street two hundred and seventy-nine (279) feet four (4) inches, thence westerly and parallel with Avenue L two hundred (200) feet to the point or place of beginning, be the said several dimensions more or less.

A true copy of resolution adopted by the Board of Education, June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.



CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at its meeting held June 12, 1907, adopted the following resolution:

"Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on East Ninth and East Tenth streets, between Avenues K and L, in Local School Board District No. 38, Borough of Brooklyn, the assessed valuation of which, with other property, for the year 1907, is \$37,500:

"Beginning at a point on the easterly line of East Ninth street distant 440 feet northerly from the northerly line of Avenue L, and running thence northerly along the easterly line of East Ninth street 229 feet, thence northeasterly 208 feet 9 inches to the westerly line of East Tenth street, thence southerly along the westerly line of East Tenth street 287 feet, thence westerly and parallel with Avenue L 200 feet to the point or place of beginning, be the said several dimensions more or less.

"Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described."

There appeared to be a slight error in the description, and the Board of Education was informed to this effect, and at its meeting held on June 26, 1907, amended the said resolution so as to read as follows:

"Resolved, That the resolution adopted by the Board of Education on June 12, 1907 (see Journal, page 1031), selecting and determining as a site for school purposes certain lands and premises on East Ninth and East Tenth streets, between Avenues K and L, Borough of Brooklyn, be and the same is hereby amended so as to make the description of said lands and premises read as follows:

"Beginning at a point on the easterly line of East Ninth street distant 440 feet northerly from the northerly line of Avenue L, and running thence northerly along the easterly line of East Ninth street 219 feet 5½ inches, thence northeasterly 208 feet 9 inches to the westerly line of East Tenth street, thence southerly along the westerly line of East Tenth street 279 feet 4 inches, thence westerly and parallel with Avenue L 200 feet to the point or place of beginning, be the said several dimensions more or less."

The preamble of the said resolution recites that the Committee on Sites of the Board of Education reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 38 and the Superintendents that a site be acquired for a new school building in the Parkville section of the Borough of Brooklyn, and that more school accommodations are necessary in this section, and the committee was therefore of the opinion that the property on East Ninth and East Tenth streets, between Avenues K and L, should be selected for the erection thereon of a new building.

The property in question is situated on the easterly line of East Ninth street and the westerly line of East Tenth street, and has a frontage on East Tenth street of 279 feet 4 inches, and a frontage on East Ninth street of 219 feet 5½ inches, the property being situated 440 feet north of the northerly line of Avenue L. After negotiation with the owner he has agreed to accept the sum of \$26,000 for the property, which price in my opinion is not excessive. I would therefore respectfully recommend that the Board of Estimate and Apportionment approve of the selection of the site heretofore described for school purposes and authorize the acquisition of the same at private sale, at a price not exceeding twenty-six thousand dollars (\$26,000).

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:  
H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following described property in the Borough of Brooklyn:

Beginning at a point on the easterly line of East Ninth street, distant 440 feet northerly from the northerly line of Avenue L, and running thence northerly along the easterly line of East Ninth street 219 feet 5½ inches; thence northeasterly 208 feet 9 inches to the westerly line of East Tenth street; thence southerly along the westerly line of East Tenth street 279 feet 4 inches; thence westerly and parallel with Avenue L 200 feet to the point or place of beginning, be the said several dimensions more or less, 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 the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the above described premises at private sale, at a price not exceeding twenty-six thousand dollars (\$26,000), said contracts to be submitted to the Corporation Counsel for his approval 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 the following report and resolutions of the Board of Education, and report of the Comptroller recommending the condemnation of property for school purposes located on Roanoke avenue and State street, Borough of Queens:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 44, the Board of Superintendents and the Committee on High Schools and Training Schools, that property adjoining the present site of Public School 39 (Far Rockaway High School), Borough of Queens, be acquired for school purposes. An addition to this site is required for play ground purposes, and to insure suitable light and air space, and your Committee is of the opinion that property on the south and west should be selected. It is the intention to improve said property for school purposes as soon as title thereto is obtained, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Roanoke avenue and State street, adjoining Public School 39 (Far Rockaway High School), in Local School Board District No. 44, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$3,500:

Beginning at a point formed by the intersection of the southerly line of State street with the westerly line of the lands of Public School 39, which point is distant two hundred and eight and forty-nine one-hundredths (208.49) feet westerly from the westerly line of Roanoke avenue, and running thence southerly along the westerly line of the lands of said school two hundred and five and nineteen one-hundredths (205.19) feet; thence easterly along the southerly line of the lands of said school two hundred and nine and twenty one-hundredths (209.20) feet to the westerly line of Roanoke avenue; thence southerly along the westerly line of Roanoke avenue sixty-five (65) feet; thence westerly and parallel with State street two hundred and seventy-three and forty-nine one-hundredths (273.49) feet; thence northerly and parallel with Roanoke avenue two hundred and seventy-three and fifty-nine one-hundredths (273.59) feet to the southerly line of State street; thence easterly along the southerly line of State street sixty-five (65) feet to the westerly line of the lands of said Public School 39, the point or place of beginning.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at a meeting held June 26, 1907, adopted the following resolution:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Roanoke avenue and State street, adjoining Public School 39 (Far Rockaway High School), in Local School Board District No. 44, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$3,500:

Beginning at a point formed by the intersection of the southerly line of State street with the westerly line of the lands of Public School 39, which point is distant 208.49 feet westerly from the westerly line of Roanoke avenue; running thence southerly along the westerly line of the lands of said school 205.19 feet; thence easterly along the southerly line of the lands of said school 209.20 feet to the westerly line of Roanoke avenue; thence southerly along the westerly line of Roanoke avenue 65 feet; thence westerly and parallel with State street 273.49 feet; thence northerly and parallel with Roanoke avenue 273.59 feet to the southerly line of State street; thence easterly along the southerly line of State street 65 feet to the westerly line of the lands of said Public School 39, the point or place of beginning.

Resolved, That the Board of Estimate and Apportionment be, and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

The preamble of said resolution recites that the Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District 44, and the Board of Superintendents, and the Committee on High Schools and Training Schools, that the property adjoining the present site of Public School 39 (Far Rockaway High School), Borough of Queens, be acquired for school purposes, and further, that an addition to this site is required for play ground purposes and to insure suitable light and air space.

The property in question is a strip of land 65 feet in width to the south and west of Public School 39, having a frontage of 65 feet on State street and a frontage of 65 feet on Roanoke avenue.

After negotiation with the owners, it appears that the property is tied up by legal complications, and it will be, therefore, impossible to acquire the same at private sale. I would therefore respectfully recommend that the Board of Estimate and Apportionment approve of the selection of this site for school purposes, and authorize the acquisition thereof by condemnation proceedings.

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following described premises in the Borough of Queens:

Beginning at a point formed by the intersection of the southerly line of State street with the westerly line of the lands of Public School 39, which point is distant 208.49 feet westerly from the westerly line of Roanoke avenue, and running thence southerly along the westerly line of the lands of said school 205.19 feet; thence easterly along the southerly line of the lands of said school 209.20 feet to the westerly line of Roanoke avenue; thence southerly along the westerly line of Roanoke avenue 65 feet; thence westerly and parallel with State street 273.49 feet; thence northerly and parallel with Roanoke avenue 273.59 feet to the southerly line of State street; thence easterly along the southerly line of State street 65 feet to the westerly line of the lands of Public School 39, the point or place of beginning, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$3,500:

—and the Corporation Counsel be and he hereby is authorized to institute condemnation proceedings for the acquisition of all of the property within the area of the above described premises.

Nothing in this resolution contained shall be construed as preventing the Comptroller of The City of New York from entering into contracts for the acquisition of any portion of the above described premises at private sale, subject to the approval of this Board.

Which was adopted by the following vote:

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

The Secretary presented the following report and resolutions of the Board of Education, and report of the Comptroller recommending the acquisition by purchase, at \$15,000, of property for school purposes, located on the northeast corner of Fourteenth street and Eighth avenue, Brooklyn:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 30 and the Board of Superintendents that the vacant land on the northeast corner of Eighth avenue and Fourteenth street, Borough of Brooklyn, be acquired for school purposes. Additional accommodations are required for this school, in which there are about two hundred children on part time, and your committee is of the opinion that the property recommended should be acquired. It is the intention to improve said property for school purposes as soon as title thereto is obtained, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Eighth avenue and Fourteenth street, adjoining Public School 107, in Local School Board District No. 30, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$9,000:

Beginning at a point formed by the intersection of the northerly line of Fourteenth street with the easterly line of Eighth avenue and running thence northerly along the easterly line of Eighth avenue sixty (60) feet to the southerly line of the lands of Public School 107; thence easterly along the southerly line of the lands of Public School 107 ninety-seven (97) feet ten and one-half (10½) inches; thence southerly and parallel with Eighth avenue sixty (60) feet to the northerly line of Fourteenth street; thence westerly along the northerly line of Fourteenth street ninety-seven (97) feet ten and one-half (10½) inches to the easterly line of Eighth avenue, the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.



A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at a meeting held June 26, 1907, adopted the following resolution:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Eighth avenue and Fourteenth street, adjoining Public School 107, in Local School Board District No. 30, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$9,000:

Beginning at a point formed by the intersection of the northerly line of Fourteenth street with the easterly line of Eighth avenue and running thence northerly along the easterly line of Eighth avenue 60 feet to the southerly line of the lands of Public School 107; thence easterly along the southerly line of the lands of Public School 107, 97 feet 10½ inches; thence southerly and parallel with Eighth avenue 60 feet to the northerly line of Fourteenth street; thence westerly along the northerly line of Fourteenth street 97 feet 10½ inches to the easterly line of Eighth avenue, the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

The preamble of said resolution recites that the Committee on Sites of the Board of Education reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 30 and the Board of Superintendents that the vacant land on the northeast corner of Eighth avenue and Fourteenth street, in the Borough of Brooklyn, be acquired for school purposes, additional accommodations being required for this school, in which there are at present 200 children on part time.

The property in question is on the northeast corner of Fourteenth street and Eighth avenue, Borough of Brooklyn, having a frontage of 60 feet on Eighth avenue and a frontage of 97 feet 10½ inches on Fourteenth street, and the acquisition of the plot will square out the entire block as being owned by the City, as the remainder of the block front on Eighth avenue is now used by Public School 107, the land being owned by the City.

After negotiation with the owner, he has agreed to accept the sum of \$15,000 for the property, which price in my opinion is reasonable. I would therefore respectfully recommend that the Board of Estimate and Apportionment adopt a resolution approving of the selection of the site heretofore described and authorize the acquisition of the same at a price not exceeding \$15,000.

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following described property in the Borough of Brooklyn:

Beginning at a point formed by the intersection of the northerly line of Fourteenth street with the easterly line of Eighth avenue, and running thence northerly along the easterly line of Eighth avenue 60 feet to the southerly line of the lands of Public School 107; thence easterly along the southerly line of the lands of Public School 107 ninety-seven (97) feet ten and one-half (10½) inches; thence southerly and parallel with Eighth avenue 60 feet to the northerly line of Fourteenth street; thence westerly along the northerly line of Fourteenth street 97 feet 10½ inches to the easterly line of Eighth avenue, the point or place of beginning, be the said several dimensions more or less, 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 the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the above described premises at private sale, at a price not exceeding fifteen thousand dollars (\$15,000), said contracts to be submitted to the Corporation Counsel for his approval 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—President of the Borough of Brooklyn—2.

The Secretary presented the following report and resolutions of the Board of Education and report of the Comptroller recommending the condemnation of property for school purposes, located at Nos. 117 to 125 Carroll street and Nos. 150 to 164 President street, Brooklyn:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to a recommendation of the Board of Superintendents that a site be acquired for a new school building in the vicinity of President and Hicks street, Borough of Brooklyn. Additional school accommodations are urgently needed in this vicinity to relieve Public Schools 13, 46 and 142, in which there are nearly fifteen hundred children on part time, and your Committee is of the opinion that property on President and Carroll streets, between Hicks and Henry streets, should be selected. It is the intention to erect a new school building on the property mentioned as soon as title thereto is obtained, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on President and Carroll streets, between Hicks and Henry streets, in Local School Board District No. 28, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$64,800:

Beginning at a point on the northerly line of Carroll street distant one hundred and twenty-five (125) feet easterly from the easterly line of Hicks street and running thence northerly and parallel with Hicks street two hundred (200) feet to the southerly line of President street; thence easterly along the southerly line of President street one hundred and fifty (150) feet; thence southerly and again parallel with Hicks street two hundred (200) feet to the northerly line of Carroll street; thence westerly along the northerly line of Carroll street one hundred and fifty (150) feet to the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at a meeting held June 26, 1907, adopted the following resolution:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on President and Carroll streets, between Hicks and Henry streets, in Local School Board District No. 28, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$64,800:

Beginning at a point on the northerly line of Carroll street distant 125 feet easterly from the easterly line of Hicks street and running thence northerly and parallel with Hicks street 200 feet to the southerly line of President street; thence easterly along the southerly line of President street 150 feet; thence southerly and again parallel with Hicks street 200 feet to the northerly line of Carroll street; thence westerly along the northerly line of Carroll street 150 feet to the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

The preamble of said resolution recites that the Committee on Sites of the Board of Education respectfully reports that it has given careful consideration to the recommendation of the Board of Superintendents that a site be acquired for a new school building in the vicinity of President and Hicks streets, in the Borough of Brooklyn, and that additional school accommodations are urgently needed in this vicinity to relieve Public Schools 13, 46 and 142, in which there are nearly 1,500 children on part time, and the Committee was therefore of the opinion that the property on President and Carroll streets, between Hicks and Henry streets, should be selected.

The property in question is situated on the northerly side of Carroll street and the southerly side of President street, 125 feet easterly from Hicks street, and has a frontage on both Carroll and President streets of 150 feet, the properties being known by the numbers 117 to 125 Carroll street and 150 to 164 President street, Borough of Brooklyn; also by the lot numbers 9 to 16 and 32 to 37, in Block 349, on the land map of the County of Kings.

It appears that it will be possible to acquire only a portion of said property at private sale, and a further report will be made to the Board of Estimate and Apportionment. However, it will be necessary to resort to condemnation proceedings as to the balance of the plot, inasmuch as it is impossible to arrive at reasonable figures with the owners, and I would therefore respectfully recommend that the Board of Estimate and Apportionment approve of the selection of the site heretofore described for school purposes and authorize the institution of condemnation proceedings for the acquisition thereof.

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following described premises in the Borough of Brooklyn:

Beginning at a point on the northerly line of Carroll street distant 125 feet easterly from the easterly line of Hicks street and running thence northerly and parallel with Hicks street 200 feet to the southerly line of President street; thence easterly along the southerly line of President street 150 feet; thence southerly and again parallel with Hicks street 200 feet to the northerly line of Carroll street; thence westerly along the northerly line of Carroll street 150 feet to the point or place of beginning, be the said several dimensions more or less; the said premises being assessed, as shown by the books of record on file in the Department of Taxes and Assessments, at \$64,800.

—and the Corporation Counsel be and he hereby is authorized to institute condemnation proceedings for the acquisition of all of the parcels of land within the area of the above described premises.

Nothing in this resolution contained shall be construed as preventing the Comptroller of The City of New York from entering into contracts for the acquisition of any portion of the above described premises at private sale, subject to the approval of this Board.

Which was adopted by the following vote:

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

The Secretary presented the following report and resolutions of the Board of Education and report of the Comptroller recommending the condemnation of property on the northeasterly corner of Van Sicklen street and Neck road, Brooklyn, for school purposes:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 38 and the Board of Superintendents that a site be acquired for a new building for Public School 95, Borough of Brooklyn. The buildings now occupied by this school are old, unfit for school purposes and totally inadequate to furnish the necessary accommodations, and your Committee is of the opinion that adjoining property on Van Sicklen street, running to Neck road, should be selected for a new building. It is the intention to erect a new building for said school as soon as the necessary additional property is acquired, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Van Sicklen street and Neck road, adjoining Public School 95, in Local School Board District No. 38, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$4,500:

Beginning at a point formed by the intersection of the easterly line of Van Sicklen street with the northerly line of Neck road and running thence northerly along the easterly line of Van Sicklen street one hundred and thirty-eight (138) feet eight and one-half (8½) inches to the southerly line of the lands of Public School 95; thence easterly along the southerly line of the said lands of Public School 95 one hundred and thirty-two (132) feet eight and one-half (8½) inches; thence southerly one hundred and forty (140) feet eleven and one-quarter (11¼) inches to the northerly line of Neck road; thence westerly along the northerly line of Neck road one hundred and thirty-four (134) feet eleven (11) inches to the easterly line of Van Sicklen street, the point or place of beginning.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.



CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at a meeting held June 26, 1907, adopted the following resolution:

"Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Van Sicklen street and Neck road, adjoining Public School 95, in Local School Board District No. 38, Borough of Brooklyn, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$4,500.

"Beginning at a point formed by the intersection of the easterly line of Van Sicklen street with the northerly line of Neck road, and running thence northerly along the easterly line of Van Sicklen street 138 feet 8½ inches to the southerly line of the lands of Public School 95; thence easterly along the southerly line of the lands of Public School 95 one hundred and thirty-two (132) feet eight and one-half (8½) inches; thence southerly 140 feet 11¼ inches to the northerly line of Neck road; thence westerly along the northerly line of Neck road 134 feet 11 inches to the easterly line of Van Sicklen street, the point or place of beginning.

"Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described."

It appears from the preamble of the resolution that the Committee on Sites reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 38 and the Board of Superintendents that a site be acquired for a new building for Public School 95, Borough of Brooklyn; that the present buildings now occupied by this school are old, unfit for school purposes and totally inadequate to furnish the necessary accommodations, and the committee was therefore of the opinion that adjoining property on Van Sicklen street, running to Neck road, should be selected for a new school building.

The property in question adjoins Public School 95, and is situated on the north-easterly corner of Van Sicklen street and Neck road, having a frontage on Van Sicklen street of 138 feet 8½ inches and a frontage on Neck road of 134 feet 11 inches. After negotiation with the owner it appears that the said property cannot be acquired at private sale, and that condemnation proceedings will have to be resorted to.

I would therefore respectfully recommend that the Board of Estimate and Apportionment approve of the selection of the site heretofore described for school purposes and authorize the institution of condemnation proceedings for the acquisition thereof.

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the selection for school purposes of the following-described premises in the Borough of Brooklyn:

Beginning at a point formed by the intersection of the easterly line of Van Sicklen street with the northerly line of Neck road, and running thence northerly along the easterly line of Van Sicklen street 138 feet 8½ inches to the southerly line of the lands of Public School 95; thence easterly along the southerly line of the said lands of Public School 95 one hundred and thirty-two (132) feet eight and one-half (8½) inches, thence southerly 140 feet 11¼ inches to the northerly line of Neck road, thence westerly along the northerly line of Neck road 134 feet 11 inches to the easterly line of Van Sicklen street, the point or place of beginning, the assessed valuation of which, as shown by the books of record on file in the Department of Taxes and Assessments, is \$4,500,

—and the Corporation Counsel be and he hereby is authorized to institute condemnation proceedings for the acquisition of all of the parcels of land within the area of the above described premises.

Nothing in this resolution contained shall be construed as preventing the Comptroller of The City of New York from entering into contracts for the acquisition of any portion of the above-described premises at private sale, subject to the approval of this Board.

Which was adopted by the following vote:

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

The Secretary presented the following report and resolution of the Board of Education, and report of the Comptroller recommending that title to premises No. 129 East One Hundred and Fifth street, Manhattan, selected for school purposes, be acquired subject to the easement of the owner of the adjoining property on the west, known as No. 127 East One Hundred and Fifth street, in, for and to the party wall so long as said wall shall stand:

To the Board of Education:

The Committee on Sites, to which was referred the following communication:

"LAW DEPARTMENT,  
"OFFICE OF THE CORPORATION COUNSEL,  
"NEW YORK, June 11, 1907."

"In the Matter  
of

"Acquiring title to certain premises on the northerly side of One Hundred and Fifth street, between Park and Lexington avenues, in the Borough of Manhattan, for a school site, according to law.

"Hon. EGERTON L. WINTHROP, JR., President Board of Education:

"SIR—It appears from the survey of the premises sought to be acquired in the above-entitled proceeding that the easterly wall of No. 127 East One Hundred and Fifth street is a party wall, standing 6½ inches upon the premises known as No. 129 East One Hundred and Fifth street (which latter premises are being acquired in this proceeding for the use of the Board of Education), and that the owner of No. 127 East One Hundred and Fifth street has an easement in the said wall so long as it shall stand.

"If the easement is to be extinguished and the City vested with the legal right to remove or destroy this wall, the owner of this easement is entitled to compensation for damages necessarily sustained by tearing down so much of the wall as stands upon the premises being acquired in this proceeding, as it will necessitate the owner of No. 127 East One Hundred and Fifth street in building a new wall entirely within the latter premises. It is safe to assume that such damage to the owner of No. 127 East One Hundred and Fifth street would be computed for a substantial amount. If your Board does not desire to acquire an unencumbered title to this additional 6½ inches of premises No. 129 East One Hundred and Fifth street—free and clear of the party wall easement—I would suggest the adoption of the following:

"Whereas, This Board, at a meeting held the 24th day of October, 1906, duly selected as a site for school purposes, according to law, certain property lying on the northerly side of One Hundred and Fifth street, west of and adjacent to Public School 72, in the Borough of Manhattan; and

"Whereas, It appearing that the owner of the premises No. 127 East One Hundred and Fifth street, adjoining on the west the premises No. 129 East One Hundred and Fifth street (said No. 129 East One Hundred and Fifth street being one of the properties selected as an easement in the wall between said two properties, consisting of the right to have such party wall remain as a whole for the protection and benefit of such adjoining property, to wit, No. 127 East One Hundred and Fifth street);

"Resolved, That title to the premises known as No. 129 East One Hundred and Fifth street be acquired subject to the easement of the owner of the adjoining property on the west (known as No. 127 East One Hundred and Fifth street) in, for and to such wall so long as the said wall shall stand.

"Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to adopt a resolution, similar to the foregoing, pursuant to the advice of the Corporation Counsel."

"The owner of No. 127 East One Hundred and Fifth street has not as yet appeared in the proceeding, but he could without appearing undoubtedly enjoin the Board of Education from tearing down the wall unless and until he has received compensation for the injury done him.

"I have the honor to suggest that this matter be taken up by the Board of Education without delay.

"Respectfully yours,

"G. L. STERLING, Acting Corporation Counsel,"

—respectfully submit for adoption the following preamble and resolution:

Whereas, This Board, at a meeting held the 24th day of October, 1906, duly selected as a site for school purposes, according to law, certain property lying on the northerly side of One Hundred and Fifth street, west of and adjacent to Public School 72, in the Borough of Manhattan; and

Whereas, It appearing that the owner of the premises No. 127 East One Hundred and Fifth street, adjoining on the west the premises No. 129 East One Hundred and Fifth street (said No. 129 East One Hundred and Fifth street being one of the properties selected as an easement in the wall between said two properties, consisting of the right to have such party wall remain as a whole for the protection and benefit of such adjoining property, to wit, No. 127 East One Hundred and Fifth street);

Resolved, That title to the premises known as No. 129 East One Hundred and Fifth street be acquired subject to the easement of the owner of the adjoining property on the west (known as No. 127 East One Hundred and Fifth street) in, for and to such wall so long as the said wall shall stand.

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to adopt a resolution similar to the foregoing, pursuant to the advice of the Corporation Counsel.

A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at a meeting held June 28, 1907, referred to you the matter of the resolution of the Board of Education following a communication of the Corporation Counsel in regard to the easement in the easterly wall of the premises No. 127 East One Hundred and Fifth street, Borough of Manhattan.

It appears that the Board of Estimate and Apportionment authorized the acquisition of title to certain premises on the northerly side of One Hundred and Fifth street, between Park and Lexington avenues, in the Borough of Manhattan, as a site for school purposes; that the survey of the premises sought to be acquired showed that the easterly wall of the No. 127 East One Hundred and Fifth street was a party wall standing 6½ inches upon the premises known as No. 129 East One Hundred and Fifth street, which premises were being acquired for the use of the Board of Education, and that the owner of the premises No. 127 East One Hundred and Fifth street had an easement in the said 6½ inches of said party wall so long as it shall stand, that is, the entire wall of both premises.

The Corporation Counsel, who had charge of the proceeding, upon examination of the facts in the case, immediately wrote to the Board of Education in a communication under date of June 11, 1907, recommending the adoption of a resolution, which he inclosed, by the Board, and suggested that the matter be sent to the Board of Estimate and Apportionment for its approval. This was brought about by the fact that when the City acquired the 6½ inches with the premises No. 129 East One Hundred and Fifth street and proceeded to demolish the same, the owner of No. 127 East One Hundred and Fifth street would appear in the proceeding, or would undoubtedly enjoin the Board of Education from tearing down the wall unless and until he had received compensation for the injury done him.

The Board of Education at a meeting held June 26, 1907, adopted a resolution transmitted by the Corporation Counsel, which resolution reads as follows:

Whereas, This Board at a meeting held the 24th day of October, 1906, duly selected as a site for school purposes according to law, certain property lying on the northerly side of One Hundred and Fifth street, west of and adjacent to Public School 72, in the Borough of Manhattan; and

Whereas, It appearing that the owner of the premises No. 127 East One Hundred and Fifth street, adjoining on the west the premises No. 129 East One Hundred and Fifth street (said No. 129 East One Hundred and Fifth street being one of the properties selected), has an easement in the wall between said two properties, consisting of the right to have such party wall remain as a whole for the protection and benefit of such adjoining property, to wit, No. 127 East One Hundred and Fifth street;

Resolved, That title to the premises known as No. 129 East One Hundred and Fifth street be acquired, subject to the easement of the owner of the adjoining property on the west (known as No. 127 East One Hundred and Fifth street), in, for and to such wall so long as the said wall shall stand;

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to adopt a resolution similar to the foregoing, pursuant to the advice of the Corporation Counsel.

I would respectfully recommend that upon the advice of the Corporation Counsel, the resolution of the Board of Education be approved by the Board of Estimate and Apportionment, and that title to the premises known as No. 129 East One Hundred and Fifth street be acquired subject to the easement of the owner of the adjoining property on the west (known as No. 127 East One Hundred and Fifth street), in, for and to such wall, so long as the said wall shall stand.

Respectfully submitted for approval,

MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That pursuant to the request of the Board of Education contained in a resolution adopted June 26, 1907, the Board of Estimate and Apportionment hereby directs that title to the premises known as No. 129 East One Hundred and Fifth street, in the Borough of Manhattan, be acquired, subject to an easement of the owner of the adjoining property on the west known as No. 127 East One Hundred and Fifth street, in and to the party or division wall between said properties so long as said wall shall stand.

Which was adopted by the following vote:

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



The Secretary presented the following communication from the Board of Taxes and Assessments, requesting an appropriation of \$30,000 to provide for new tax assessment maps, and report of the Comptroller, to whom on June 21, 1907, said communication was referred:

DEPARTMENT OF TAXES AND ASSESSMENTS,  
No. 31 CHAMBERS STREET,  
June 17, 1907.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, City:

DEAR SIR—I beg to notify you that at a meeting of the Board of Taxes and Assessments held on the 12th inst., the following resolution was adopted:

Resolved, That requisition be and is hereby made under the provisions of chapter 542, Laws of 1892, and certified to the Board of Estimate and Apportionment for the sum of \$30,000, that amount being necessary and required to be expended to enable the Board of Taxes and Assessments to proceed with the work and procure materials necessary in providing new tax assessment maps.

Respectfully,

C. ROCKLAND TYNG, Secretary,

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
June 28, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Pursuant to instructions, an examination has been made of the requisition to the Board of Estimate and Apportionment for \$30,000 "to enable the Board of Taxes and Assessments to proceed with the work and procure materials necessary in providing new assessment maps."

This requisition is customary and is presented to the Board of Estimate and Apportionment under chapter 542 of the Laws of 1892 and sections 169, 170 and 187 of the Greater New York Charter. Section 5 of chapter 542, Laws of 1892, provides as follows:

"The expenses incurred in the preparation of the said block map and the copies thereof hereby authorized shall, from time to time as the same are incurred, be certified by the said Commissioners of Taxes and Assessments to the Board of Estimate and Apportionment of said City, and upon approval thereof by said Board, it shall be the duty of the Comptroller of the City to pay the respective amounts so certified and approved to the parties entitled thereto, and to raise the amounts necessary for that 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 the issue of such bonds."

An examination made in connection with this report shows that the expenditures for new assessments from January 1, 1902, to January 1, 1907, were as follows:

Years.	Amount.
1902.....	\$20,864 00
1903.....	32,815 00
1904.....	26,832 00
1905.....	38,315 00
1906.....	35,209 00

The employees engaged in the preparation of the maps and their salaries are as follows:

1 Surveyor, who receives \$4,500 from the Budget appropriation and \$500 from the Assessment Map Bond account.	
3 Assistant Surveyors, each.....	\$2,500 00
4 Draughtsmen, each.....	2,100 00
1 Draughtsman.....	1,800 00
6 Topographical Draughtsmen, each.....	1,800 00
2 Topographical Draughtsmen, each.....	1,600 00
3 Topographical Draughtsmen, each.....	1,500 00
1 Topographical Draughtsman.....	1,350 00
1 Bookbinder.....	1,200 00

On January 1, 1907, there was a cash balance of \$2,265.20 to the credit of the bond account. The authorized but unissued bonds amounted to \$18,000. Since that date the issue amounts to \$14,357. The May payroll, chargeable to the bond account, amounted to \$3,270.81.

According to a statement made to your Examiner by Hon. Lawson Purdy, President of the Department of Taxes and Assessments, the new assessment maps for the Borough of Manhattan are completed and rapid progress is being made on the maps for the boroughs of The Bronx, Brooklyn, Queens and Richmond. He says, however, that the services of Surveyors and Draughtsmen will be needed by the Department of Taxes and Assessments after the completion of the work authorized by the legislative act of 1892.

President Purdy is in favor of legislation which will permit the establishment of a Surveyor's Bureau in the Department of Taxes and Assessments and providing for its maintenance by Budget appropriation in place of bond issues. In a communication to the Comptroller, dated June 24, President Purdy says:

"Referring to the letter of the Secretary of the Tax Department of June 7, transmitting a resolution requesting the Board of Estimate and Apportionment to authorize an issue of bonds for the account of the Block Tax Assessment Map Fund, I beg to advise you that this request is made pursuant to chapter 542 of the Laws of 1892. While originally it may have been quite proper to pay for the expense of maps by issues of bonds, in my judgment this is no longer the case, and such legislation should be procured from the Legislature of 1908 as will constitute the Surveyors' Bureau of the Tax Department an official part of the Tax Department, and will authorize the funds necessary to support this bureau to be provided for in the Budget as part of the appropriation for the Tax Department.

"It is absolutely essential at the present time that this money should be provided before the 1st of August, as it is necessary to meet the July payroll. The request is now made in accordance with custom a few weeks before the last appropriation is exhausted."

I would respectfully recommend that the request of the Department of Taxes and Assessments for an issue of \$30,000 Revenue Bonds for providing tax assessment maps be granted.

Yours respectfully,

CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 542 of the Laws of 1892, and sections 169, 170 and 187 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the requisition made by the Board of Taxes and Assessments, by resolution adopted June 12, 1907, for thirty thousand dollars (\$30,000), to be expended in preparing new tax and assessment maps; and the Comptroller is hereby authorized to issue, from time to time, as may be necessary, Revenue Bonds to an amount not exceeding thirty thousand dollars (\$30,000), 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 Secretary presented the following resolution of the Board of Aldermen and report of the Comptroller to whom on June 21, 1907, said resolution was referred, recommending the issue of \$500 Special Revenue Bonds to defray expenses of the Committee on Codification of the Board of Aldermen in revising the Code of Ordinances:

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 hundred dollars (\$500), the proceeds whereof to be applied to defraying the expenses of the Committee on Codification of the Board of Aldermen in revising the Code of Ordinances.

Adopted by the Board of Aldermen, May 21, 1907, three-fourths of all the members elected voting in favor thereof.

Received from his Honor the Mayor, June 4, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In compliance with your request, I herewith respectfully report on resolution of Board of Aldermen requesting the issue of \$500 Special Revenue Bonds to meet expenses of the Committee on Codification of the Board of Aldermen in revising the Code of Ordinances.

Your Examiner called on Alderman Freeman, Chairman of the Committee of Codification, and was informed that the work of codification for the year 1906 had been performed by Aldermen Sturges, Olvany and himself, and they were not allowed any money for expenses, such as stenographic work and messenger service. These expenses were paid by the different members of the committee.

In consideration of the fact that the sum of \$5,000 had been allowed this committee for similar work in 1904, your Examiner is of the opinion that the request should be granted.

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 hereby approves of and concurs in the resolution of the Board of Aldermen, adopted May 21, 1907, in relation to an appropriation of five hundred dollars (\$500), to be applied to defraying the expenses of the Committee on Codification of the Board of Aldermen in revising the Code of Ordinances, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of five hundred dollars (\$500), 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 Secretary presented the following resolution of the Board of Aldermen and report of the Comptroller, to whom, on June 28, 1907, said resolution was referred, recommending the issue of \$1,200 Special Revenue Bonds, to be applied to payment of salaries of court officers under the jurisdiction of the Sheriff, Richmond County:

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 twelve hundred dollars (\$1,200), the proceeds whereof shall be applied, in addition to the amount of four hundred dollars (\$400) allowed in the Budget for 1907, to the payment of the salaries of court officers by the Sheriff of Richmond County, the same being made necessary because of the additional terms of Court held in said County.

Adopted by the Board of Aldermen June 11, 1907, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor June 25, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 2, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In compliance with your request I herewith respectfully report on a resolution of the Board of Aldermen requesting an issue of \$1,200 Special Revenue Bonds for the payment of salaries of court officers under the jurisdiction of the Sheriff of Richmond County, as follows:

The terms of court in Richmond County have been increased from four to six. This of itself would ordinarily mean an increase of one-third in the expense of attendance, but in addition the Sheriff of Richmond County states the business of the courts has so greatly increased that each term is much longer than formerly. As these court officers are paid per diem, with increase in terms of court from four to six and greater length of terms, it is evident that the Sheriff should have an additional allowance to pay the same. It is respectfully recommended that the amount asked for be allowed.

Respectfully yours,

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 hereby approves of and concurs in the resolution of the Board of Aldermen, adopted June 11, 1907, in relation to an appropriation of twelve hundred dollars (\$1,200), to be applied to the payment of salaries of court officers under the jurisdiction of the Sheriff of Richmond County, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of twelve hundred dollars (\$1,200), 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 Secretary presented the following resolution of the Board of Aldermen and report of the Comptroller, to whom, on June 21, 1907, said resolution was referred, recommending the issue of \$5,000 Special Revenue Bonds to defray the expenses of the Hospital Commission of The City of New York:

*In the Board of Aldermen.*

Resolved, That, pursuant to subdivision eight (8) of section one hundred and eighty-eight (188) of the Greater New York Charter, the Board of Aldermen, by an affirmative vote of three-fourths of all of its members, requests the Board of Estimate and Apportionment to authorize and direct the Comptroller of The City of New York to issue and sell Special Revenue Bonds of said City in the sum of five thousand dollars (\$5,000), to provide for the payment of expenses of the Hospital Commission of The City of New York.

Adopted by the Board of Aldermen, May 21, 1907, three-fourths of all the members elected voting in favor thereof.

Received from his Honor the Mayor, June 4, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 2, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to the resolution of the Board of Aldermen adopted May 21, 1907, and requesting the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds to the amount of \$5,000, to provide for expenses of the Hospital Commission of The City of New York, referred June 21 to the Comptroller and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Hospital Commission consists of twenty members, appointed by his Honor the Mayor. Their services as members of such commission are gratuitously rendered. Edward M. Grout is Chairman and William R. Stewart Secretary of the commission.

Mr. Stewart states that the money to be provided by the resolution is required to pay for the services of the stenographer, for printing the minutes and reports and for stationery, postage and other expenses incident to a careful and thorough inquiry into the question of public hospital administration in this country and abroad, in order that a report, with recommendations, may be made to the Mayor, in accordance with his wishes, in relation to the complicated hospital situation in this city. He further states that some expense of the nature above indicated has already been incurred by the commission, the payment of which has been guaranteed by individual members in order to keep the work going.

I respectfully recommend that the request of the Hospital Commission of The City of New York be granted.

Respectfully yours,  
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 hereby approves of and concurs in the resolution of the Board of Aldermen, adopted May 21, 1907, in relation to an appropriation of five thousand dollars (\$5,000) to provide for the payment of expenses of the Hospital Commission of The City of New York, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of five thousand dollars (\$5,000), 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 Secretary presented the following communication from the Chairman, Police Committee, Richmond Borough Realty Association, relative to police protection on Staten Island Municipal ferryboats, and report of the Comptroller, to whom on June 21, 1907, said communication was referred.

Ordered on file and the Secretary directed to send copy of report to the Association.

RICHMOND BOROUGH REALTY ASSOCIATION,  
New York, June 16, 1907.

Board of Estimate and Apportionment, No 280 Broadway, New York City:

GENTLEMEN—On behalf of the Richmond Borough Realty Association, of which I am a member of a Police Committee appointed by them, I beg to herewith submit a copy of a letter written by me to the Hon Theodore Bingham, and also a copy of the reply received from him, and on behalf of our association I respectfully urge your Honorable Board to take such action as you may see fit to provide funds for additional Policemen.

As this is a very serious matter to the people who travel on the Staten Island Municipal ferryboats, I trust that you will give same the consideration it deserves, and thanking you for your courtesy in this matter, I am,

Yours very truly,

ERNEST J. CUOZZO, Chairman of the Police Committee.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 1, 1907.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In reference to a communication of the "Richmond Borough Realty Association," relative to the need of police on boats of the Municipal ferry between Staten Island and the Battery, referred to me for examination, I beg to report that inquiry by a representative of the Finance Department has elicited the information that the Police Commissioner has decided to supply police for these boats—commencing June 30 one policeman for each boat on all trips—and during the busy hours each boat will have two policemen.

The men for this service will be assigned to the Forty-second Precinct, Pier "A," and will be available in case of emergency for other purposes.

Yours respectfully,  
H. A. METZ, Comptroller.

The Secretary presented the following report and resolutions of the Board of Education and report of the Comptroller, to whom on June 28, 1907, said report and resolutions were referred, recommending the purchase, at \$7,000, of property selected for school purposes, and located on the easterly side of Forest avenue, near Prospect place, Borough of Queens:

To the Board of Education:

The Committee on Sites respectfully reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 41 and the Board of Superintendents that property adjoining Public School 71, Borough of

Queens, be acquired for school purposes. Additional accommodations are imperatively necessary at this school, there being over eleven hundred children on part time, and your committee is of the opinion that a plot of land about 50 feet by 143 feet on Forest avenue, adjoining the present site, should be selected. It is the intention to erect an addition to said school building as soon as the necessary additional land is acquired, provided sufficient funds are available therefor.

The following resolutions are submitted for adoption:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Forest avenue, near Prospect place, adjoining Public School 71, East Williamsburg, 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 \$2,200:

Beginning at a point on the easterly line of Forest avenue distant two hundred (200) feet northerly from the northerly line of Prospect place, and running thence easterly along lands of Public School 71 one hundred and forty-three (143) feet six and one-half (6½) inches; thence northerly and still along the lands of said school fifty (50) feet; thence westerly one hundred and forty-three (143) feet five (5) inches to the easterly line of Forest avenue; thence southerly along the easterly line of Forest avenue fifty (50) feet to the lands of Public School 71, the point or place of beginning, be the said several said dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

A true copy of report and resolutions adopted by the Board of Education June 26, 1907.

A. EMERSON PALMER, Secretary, Board of Education.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education, at its meeting held June 26, 1907, adopted the following resolution:

Resolved, That the Board of Education hereby selects and determines as a site for school purposes the following described lands and premises on Forest avenue, near Prospect place, adjoining Public School 71, West Williamsburg, 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 \$2,200:

Beginning at a point on the easterly line of Forest avenue distant 200 feet northerly from the northerly line of Prospect place, and running thence easterly along lands of Public School 71 143 feet 6½ inches, thence northerly and still along the lands of said school 50 feet, thence westerly 143 feet 5 inches to the easterly line of Forest avenue, thence southerly along the easterly line of Forest avenue 50 feet to the lands of Public School 71, the point or place of beginning, be the said several dimensions more or less.

Resolved, That the Board of Estimate and Apportionment be and it is hereby requested to take such action as may be necessary and proper for the acquisition of the lands and premises above described.

The preamble of the said resolution recites that the Committee on Sites of the Board of Education reports that it has given careful consideration to sundry recommendations of the Local School Board of District No. 41 and the Board of Superintendents that property adjoining Public School 71, Borough of Queens, be acquired for school purposes. Additional accommodations are imperatively necessary at this school, there being over eleven hundred children on part time, and the committee was therefore of the opinion that a plot of land about 50 by 143 feet on Forest avenue, adjoining the present site, should be selected. The property in question is situated on the easterly side of Forest avenue, 200 feet northerly from the northerly line of Prospect place, and has a frontage of 50 feet on Forest avenue, with a depth of 143 feet 6 inches, and adjoining Public School 71.

After negotiation with the owner he has agreed to accept the sum of \$7,000 for the property, which price in my opinion is not excessive. I would therefore respectfully recommend that the Board of Estimate and Apportionment approve of the selection of the site heretofore described and authorize the acquisition of the same at private sale, at a price not exceeding seven thousand dollars (\$7,000).

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Education in the matter of the selection for school purposes the following described premises, located in the Borough of Queens:

Beginning at a point on the easterly line of Forest avenue distant 200 feet northerly from the northerly line of Prospect place, and running thence easterly along lands of Public School 71, 143 feet 6½ inches; thence northerly and still along the lands of said school 50 feet; thence westerly 143 feet 5 inches to the easterly line of Forest avenue, thence southerly along the easterly line of Forest avenue 50 feet to the lands of Public School 71, the point or place of beginning, be the said several dimensions more or less; 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 the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the above described property at private sale, at a price not exceeding seven thousand dollars (\$7,000), said contracts to be submitted to the Corporation Counsel for his approval 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 the following communication from the Commissioner of the Health Department and report of the Comptroller, to whom, on April 26, 1907, was referred the report of the Committee on Finance, Board of Aldermen, adopted by the Board of Aldermen, rejecting the resolution of the Board of Estimate adopted March 1, 1907, which authorized the issue of \$25,000 Corporate Stock to provide means for the acquisition of property for the Health Department, located on East One Hundred and Thirty-second and East One Hundred and Thirty-third streets, near Willow avenue, Borough of The Bronx:

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, July 2, 1907.

Hon. HERMAN A. METZ, Comptroller, City of New York:

SIR—The Board of Estimate and Apportionment, as you advise in your communication of June 4, 1907, at a meeting held March 1, 1907, adopted a resolution authorizing the acquisition at private sale of certain property situated on the northerly side of East One Hundred and Thirty-second street and the southerly side of East One Hundred and Thirty-third street, 54 feet west of Willow avenue, in the Borough of The Bronx, for the use of the Department of Health, at a price not exceeding \$25,000. At the same time a resolution was adopted authorizing the issue of Corporate Stock in the amount of \$25,000, to pay for the said property, the Comp-



troller having been authorized to issue said Corporate Stock after the Board of Aldermen approved the issue of same. Unfortunately the Board of Aldermen rejected the resolution adopted by the Board of Estimate and Apportionment which authorized the issue of Corporate Stock to provide means for the acquisition of the property, upon the report of the Finance Committee of the Board of Aldermen; said committee stating that the owner of property in the immediate vicinity had offered to build or alter one of his stable buildings to suit the architect of the Department of Health and lease the same for a term of years at \$1,500 per annum.

You asked that if it was desired to resubmit the matter to the Board of Estimate and Apportionment and the Board of Aldermen for action thereon, to make the necessary request. Examination of the finances of the department now shows that we have a balance of approximately \$400,000, \$250,000 of which we understand must be reserved on account for the purchase of the land at East Sixteenth street, now under condemnation proceedings. The balance we have planned to spend in new buildings, either at Sixteenth street or Kingston Avenue Hospital. Must we hold all of this money for the purpose of acquiring the site in Sixteenth street, or may the department acquire the site in the Borough of The Bronx which it desires for stable purposes out of the unexpended balance now to its credit, and which I have just referred to?

The needs of the department in respect to stable room in the Borough of The Bronx are such that it is essential that larger accommodations for the horses and wagons of the department be provided at once, and I therefore request you to cause the property above described to be acquired without delay, as provided by the resolution first adopted by the Board of Estimate and Apportionment authorizing such acquisition.

Respectfully,

THOMAS DARLINGTON, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at its meeting held March 1, 1907, adopted a resolution authorizing the acquisition at private sale of certain property situated on the northerly side of East One Hundred and Thirty-second street and the southerly side of East One Hundred and Thirty-third street, 54 feet west of Willow avenue, Borough of The Bronx, for the use of the Department of Health, at a price not exceeding \$25,000, and at the same time adopted a resolution authorizing the issue of Corporate Stock in the amount of \$25,000 to pay for said property, the Comptroller having been authorized to issue said Corporate Stock after the Board of Aldermen approved the issue of the same.

At a meeting of the Board of Estimate and Apportionment held April 26, 1907, a report was presented from the Committee on Finance of the Board of Aldermen, adopted by said Board, rejecting the resolution of the Board of Estimate and Apportionment of March 1, 1907, which authorized the issue of \$25,000 Corporate Stock to provide means for the acquisition of the property located on East One Hundred and Thirty-second street and East One Hundred and Thirty-third street, near Willow avenue, Borough of The Bronx, for the use of the Department of Health, which was referred to the Comptroller for consideration and report. The report of the Committee on Finance of the Board of Aldermen, in regard to this matter, reads as follows:

"Commissioner Darlington appeared before the committee and stated that he required a stable in this locality for his ambulances. The property, 75 by 210, covers about six city lots, and the price in part is \$25,000. With the buildings to be erected the cost will probably reach over \$100,000. The Commissioner further stated that he had difficulty in leasing suitable premises as the owners did not wish to rent a stable to his Department on account of the contagious disease wagons. Through Alderman Kuntze, the Alderman of that District, the committee have received the annexed letter from an owner of property in that immediate neighborhood, offering to build or alter one of his stable buildings to suit the architect of the Department, and lease the same for a term of years at \$1,500 per year.

"The committee believes that this should be investigated by the Finance Department, and also the question as to the practicability of a smaller plot than six city lots for a stable of this kind, and in order to have this done, recommends that the matter be rejected at this time and sent back to the Board of Estimate and Apportionment so that enough time allowance can be had."

The entire matter was transmitted to the Commissioner of the Department of Health in a communication from this office under date of June 4, 1907, requesting information as to whether he desired the matter resubmitted to the Board of Estimate and Apportionment and to the Board of Aldermen for action thereon, and in reply thereto under date of July 2, 1907, he states:

"Examination of the finances of the Department now shows that we have a balance of approximately \$400,000, \$250,000 of which we understand must be reserved on account for the purchase of the land at East Sixteenth street, now under condemnation proceedings. The balance we have planned to spend in new buildings either at Sixteenth street or Kingston Avenue Hospital. Must we hold all of this money for the purpose of acquiring the site in Sixteenth street, or may the Department acquire the site in the Borough of The Bronx which it desires for stable purposes out of the unexpended balance now to its credit and which I have just referred to?

"The needs of the Department in respect to stable room in the Borough of The Bronx are such that it is essential that larger accommodations for the horses and wagons of the Department be provided at once, and I therefore request you to cause the property described to be acquired without delay as provided by the resolution first adopted by the Board of Estimate and Apportionment authorizing such acquisition."

It is therefore respectfully recommended to the Board of Estimate and Apportionment, if in their opinion the moneys to be paid for the said property should now be paid out of the Health Department Fund for the acquisition of sites, it appearing that there is a sufficient balance for the same at the present time, that instead of again transmitting the matter to the Board of Aldermen for the issue of Corporate Stock, that a resolution be adopted authorizing the acquisition at private sale of the property situated on the northerly side of East One Hundred and Thirty-second street and the southerly side of East One Hundred and Thirty-third street, 54 feet west of Willow avenue, Borough of The Bronx, having a frontage of 75 feet on East One Hundred and Thirty-second street and a frontage of 75 feet on East One Hundred and Thirty-third street, at private sale at a price not exceeding \$25,000, the said resolution to contain a clause "subject, however, to the covenant contained in the deed to the owner of the said property in regard to the building line of property within the northerly side of East One Hundred and Thirty-second street."

Respectfully submitted for approval,

THOMAS F. BYRNES,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the action of the Board of Health in the matter of the selection of the following described premises for the erection thereon of a stable for the use of the Department of Health in the Borough of The Bronx:

Beginning at a point on the northerly side of East One Hundred and Thirty-second street distant 54 feet westerly from the corner formed by the intersection of the northerly side of East One Hundred and Thirty-second street with the westerly side of Willow avenue; thence northerly and parallel with Willow avenue 210 feet to the southerly side of East One Hundred and Thirty-third street, which point is distant 54 feet westerly from the corner formed by the intersection of the southerly side of East One Hundred and Thirty-third street with the westerly side of Willow avenue; thence westerly along the southerly side of East One Hundred and Thirty-third street 75 feet; thence southerly and again parallel with Willow avenue 210 feet to the north-

erly side of East One Hundred and Thirty-second street, and thence easterly along the northerly side of East One Hundred and Thirty-second street 75 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;

Subject, however, to a covenant contained in the deed to the owner of said property in regard to the building line of property along the northerly side of East One Hundred and Thirty-second street,

—and the Comptroller be and he hereby is authorized to enter into contracts for the acquisition of the above described premises at private sale at a price not exceeding \$25,000, said contracts to be submitted to the Corporation Counsel for his approval 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—President of the Borough of Brooklyn—2.

The Secretary presented the following communication from the Commissioner of Water Supply, Gas and Electricity submitting proposed contract to be entered into between the City and Silas W. Titus for the establishment and operation of two driven well stations to increase the distribution of water supply in the Borough of Brooklyn, together with report of the Comptroller and the Chief Engineer of the Board of Estimate and Apportionment, to whom on May 17, 1907, this matter was referred:

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
NOS. 13 TO 21 PARK ROW,  
NEW YORK, May 14, 1907.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 270 Broadway, New York City:

DEAR SIR—I submit herewith for your approval, as provided by section 471 of the revised Charter, a proposed contract to be entered into by this Department and Silas W. Titus for the establishment and operation of two driven well stations, from which there will be pumped an average of from five to ten million gallons of water daily, into the distributing mains in the Borough of Brooklyn, the City agreeing to pay \$55 for each million gallons of water pumped, the contract to continue in force five years, and at the expiration it is further agreed that the lands upon which the stations are built, the buildings, wells, and all pumping machinery and devices installed therein, shall revert to the City without cost.

I believe it is well understood by your Board that the Borough of Brooklyn has for some years past been in a serious condition as regards its water supply, and every available source has been developed, and the Department has taken advantage of every proposition that has been submitted for the furnishing of an additional supply.

Ridgewood pumping station is now working to its fullest capacity, and is unable to maintain at a proper pressure at many points a force of water sufficient to meet the demands of the consumer, and to be of service in case of a large conflagration. As the water from these driven well stations will be pumped directly into the mains, this situation will be relieved.

Mr. Titus' ability to furnish a supply of water from sources unknown and undeveloped by this Department has been established to my satisfaction. I recognize the importance and necessity of procuring for that borough this additional supply of water, and the inclosed proposed agreement, so far as the records show, is the most advantageous one ever considered by the City. The Corporation Counsel having examined this document, returns same approved as to form, with his indorsement thereon.

Yours respectfully,

JOHN H. O'BRIEN, Commissioner.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
July 1, 1907.

Hon. HERMAN A. METZ, Comptroller of The City of New York:

SIR—I sent you on Friday last copy of a letter which I had forwarded to Commissioner O'Brien of the Department of Water Supply, Gas and Electricity, calling his attention to several points which have been raised in connection with the proposed Titus contract. I beg to hand you herewith a letter received from the Commissioner on Saturday, together with the contract, which he has amended in two minor particulars. He has changed the word "working" to "calendar," where it appears in paragraph 6 relating to the time for the development of the supply. He has also added to paragraph 3, which relates to the site, the words "subject to the approval of the Commissioner of Water Supply, Gas and Electricity." With reference to the \$40,000 bond which it was thought should be either increased or made continuing, the Commissioner says that, in his judgment, the lands, buildings and machinery to be placed by the contractor will suffice as an additional security, and the continuing bond is unnecessary. I am not sure that the City will have any claim upon these buildings or machinery, which are upon land owned by the contractor, until the expiration of the five years covered by the contract, and I doubt if the proposed bond would indemnify the City in any way should Mr. Titus utterly fail to develop the supply he undertakes to furnish.

The Commissioner also states that the Borough of Brooklyn will undoubtedly need the maximum amount of water which Mr. Titus will furnish under this contract, or 20,000,000 gallons per day from the two plants, and yet if one or more of the seasons covered by this contract should prove to furnish an abundance of water, the City might have to waste water over its own weirs or allow its own pumping plants to stand idle. It is only fair that Mr. Titus should be paid for a certain amount of water whether he furnishes it or not, but this amount which the City guarantees to take should, I thought, be made 5,000,000 gallons from each plant, with such an additional amount up to 10,000,000 gallons as the Commissioner of Water Supply may direct him to furnish.

Since I wrote Commissioner O'Brien you spoke to me about an offer from someone to furnish water at \$40 per million gallons, and you suggested that the Commissioner of Water Supply be asked to explain why the proposed contract could not be made as a result of competitive bidding. Any contract based upon competitive bidding should, in my judgment, provide a substantial penalty if the contractor fails to deliver the water he contracts to furnish, and it may be that with a proper guaranty and penalty, \$55 would be a fair price per million gallons. Perhaps you would like to take up these points with the Commissioner of Water Supply, so that the matter may be in shape for presentation to the Board at the meeting of July 8.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 21, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of proposed form of contract submitted for your approval by the Commissioner of Water Supply, to be entered into by the City with Silas W. Titus for the addition to its Brooklyn service of some ten to twenty million gallons daily at a cost of \$55 per million, by the establishment and operation by him of two pumping stations with well systems for a contract term of five years, the land, plant, etc., then reverting to the City, I beg to report:

The accompanying communication of the Commissioner of Water Supply indicates the intention that this proposed agreement shall be the means of developing and utilizing an additional volume of water from subsurface sources as yet unknown and untapped by the department, but as the agreement now stands the attaining of a supply of the quantity mentioned from any subsurface source whatever, even to the detriment of existing pumping stations, municipal or private, is permissible.



Long Island's subsurface reservoir of fresh water—that is, the one at present drawn on for the City service, is directly dependent for replenishment on the rainfall on its overlying area, as evidenced by the reduced well yields experienced subsequent to periods of drought. Its extent is limited by the salt water areas of the ocean, the Sound and the bordering rivers, and its surface, or water table, rises above the sea level to a crest generally at the backbone of the island, sloping downward and seaward with a surface usually following the undulations of the ground.

From the crest, for the area under consideration, these subsurface waters are moving gradually, at slow rate of flow per day, because of soil resistance, toward the encompassing salt waters, spreading slowly from its mounded form when accretions from rainfall fail.

To be made available in quantities sufficient for water supply purposes, wells must be sunk at points where strata are available whose coarser interstices permit a freer and more copious flow to the wells with less danger of clogging than if closer lying material were the medium, and such wells possess a longer life, though eventually requiring redriving and cleaning.

Each well plant installation, penetrating and drawing from this moving and flattening reservoir, causes a depression of its upper surface, deepening and extending over an ever-widening area dependable on the rate and volume of pumpage, and if such pumping be forced beyond the ability of the tributary watershed to replace, and the plant be not too remote from the sea, salt water will penetrate to fill the underground spaces evacuated by the fresh water, such impending condition being indicated by the increasing quantity of chlorine present, and either forcing the abandonment of the station, as at Shetucket in 1903, or a reduction in the rate of pumping, as at Baisley more recently.

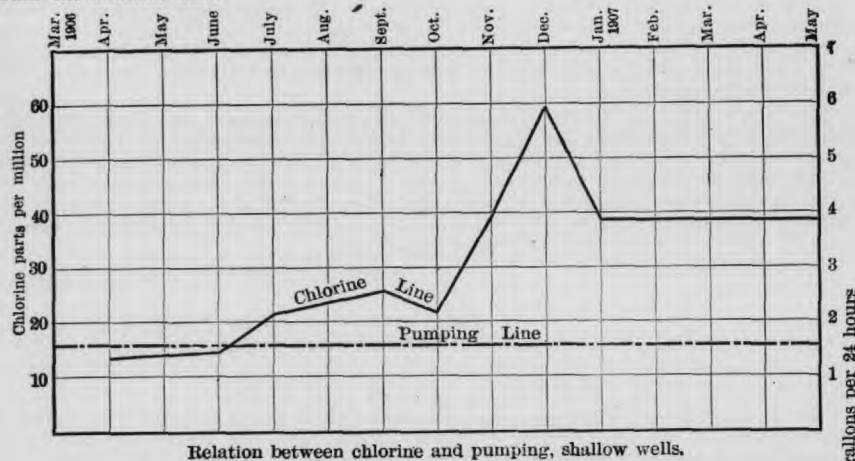
With a new well system further inland working in excess of its tributary water resources, the same surface depression of these underground waters occurs, increasing in depth and extent until even remote wells are affected by the lowering waters.

To establish such wells on the same general flow lines from the crest, remote from an older plant lower down the slope, may seriously affect the latter, unless the upper plant's pumping is regulated to safeguard the latter's efficiency.

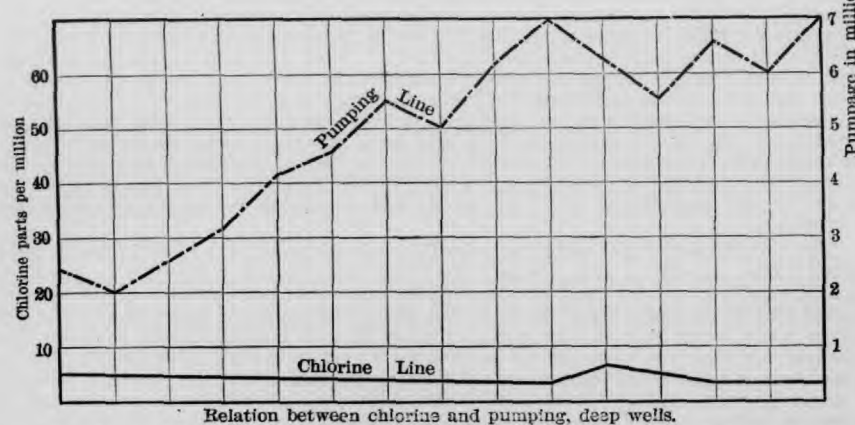
This is the general proposition, as developed by studies of the United States Geological Survey, by the Commission of Additional Water Supply and by the records of the fluctuations of open and driven wells observed by the department through a long period of years. Observations of the latter have shown by test wells of the same character and depth and as remote as from one to one and a half miles distant from the plant whose pumping equipment was under test, that variations in the volume of pumpage at the one caused corresponding fluctuations in the water surface of the other.

These authorities furthermore concur in the belief that whether tapped by shallow wells or by deep ones penetrating impermeable clay beds, these beds are not continuous and do not ensure a complete separation of supplies with the lower level fed from sources unknown, but are rifted, affording exit of the upper waters to the lower storage.

That such intercommunication exists, affording but one source of supply, seems proven by the well action at the Jameco plant, where, notwithstanding the interposition of a clay bed 30 feet thick between the 160-foot deep well supply and the 60-foot shallow well system, variations in the rate of pumping on the deep wells is accompanied by corresponding fluctuations in the amount of chlorine present in the effluent from the shallow ones.



Relation between chlorine and pumping, shallow wells.



Relation between chlorine and pumping, deep wells.

The above sketches illustrate at the times noted the yield in millions of gallons of the shallow and deep well systems and the amount of chlorine present (as shown by analysis of the Department Chemist) in parts per million from these wells. It will be noted that the chlorine in the output from the shallow wells has increased generally in proportion to the rate of pumpage from the deep well system, indicating, since sources of pollution are remote, an inflow of salt water to the upper strata proportionate to the demands made on the deeper waters, thus indicating that here a common reservoir is being drawn on, irrespective of well depth.

The Jameco plant was provided only with a shallow well system previous to 1895-1896, when a series of deep wells were driven and continuously operated by the City till December, 1905, their output in the meanwhile gradually decreasing, due to deterioration in the absence of proper maintenance.

At this time the deep well system was passed over to the control of Titus for cleaning, remodeling and operating, he to be compensated at the rate of \$40 per million gallons for water delivered into the conduit over and above that obtained by the City at the time of his taking charge. Considering this enforced handling of the previous output of 2,400,000 gallons daily without compensation, his actual remuneration on a total delivery of 7,000,000 gallons would figure \$26.28 per million delivered into the conduit.

While the Commissioner has stated that the contractor has established "his ability to furnish a supply of water from sources unknown and undeveloped by this Department," the actual work performed by him here consisted only in cleaning or redriving these clogged or otherwise depreciated wells and the substitution of an air lift system for pumping in place of the suction method previously operated by the City. When first installed, five of these wells were equipped by the City with a temporary air lift system, subsequently abandoning it in favor of the suction method, owing its excessive operative cost, although it gave an average daily yield of 1,000,000 gallons per well. Records show that when these wells were new and under City control,

subsequent operations gave an average yield equaling that now obtained by Contractor Titus.

In articles 3 and 7 of the agreement, defining areas for location and quantity to be delivered, I find no eastern limit set to the first area described, which lies in Queens Borough, the north and south boundaries here failing to intersect with the eastern limit imposed. This omission might permit a plant location far enough to the east to affect outlying plants now operating.

Furthermore, the central portion of this Queens area is low-lying and is bordered north and south by some dozen cemeteries occupying mainly the highlands. That portion contiguous to Glendale is a swamp, in part fed by springs and overlaps the southern portion of the new Lutheran Cemetery, where, owing to the exigencies of the case, hundreds of the "Slocum" victims were buried. Whereas no location nearer than one-half mile should be permitted to the border of this particular swamp, the whole of this undesirable section is made available without restriction as to site or definition as to minimum allowable well depth.

For the Brooklyn plant site, fully 50 per cent. of the area defined as available for installation lies north of the south limit of Greenwood Cemetery, includes the Prospect Park region, and is otherwise well developed and thickly populated.

Within the terms of this contract a line of wells could be driven in any street, all of which are sewered, to any depth deemed desirable and sufficient by the contractor to afford a supply, and provided the water did not exceed in chlorine and iron the parts stipulated, and met otherwise the rather indefinite qualification of "good and wholesome," its pumpage into City mains could not be prevented.

To insure against the effects of a contaminated subsoil and the probable lowering or draining of the lakes in Prospect Park and Greenwood Cemetery, were such a plant to be located near these areas, this whole thickly populated region should be excluded from the Brooklyn sphere of possible development to the south, and an exempt zone should be established extending sufficiently far from the present Blythebourne pumping plant to insure its continued operations without trespass on its water resources by the new station proposed.

As to the quantity contracted for to be delivered as per article 7, although minimum and maximum requirements of five and ten million gallons daily are specified per plant, no provision is made penalizing failure to meet minimum requirements in times of need or against excessive deliveries beyond City needs during times of plenty.

The necessity of some such later provision becomes apparent on a recital of conditions found at points on the conduit line on April 11, during a period of plentiful supply. At Wantagh reservoir, water was wasting over the weir and a contractor's plant that could have been required to supply water free of cost to the City to a probable extent of 13,000,000 gallons daily lay idle, having been notified no water was needed. At Clear Stream, the City plant was out of operation, elsewhere others were working under restraint, yet, at this time, at Jameco, under a similarly drawn contract, Contractor Titus was lifting into the conduit an excess over its old yield of 4,100,000 gallons daily at a cost of \$40 per million to the City.

The proposed agreement omits providing for such conditions, and permits the forcing on the City during periods of plenty and irrespective of needs, of the maximum quantities allowed, necessitating suspension of operation of its own plants, with an ability to furnish this water, at a cost one-eighth the proposed contract price, considering that the labor charges on these plants continue. Conversely, during periods of drought, if the same source of supply is to be drawn on as that now in use by the City, the output can drop below even the minimum fixed without other inconvenience to the contractor than a lessened return, or excessive pumping may maintain a high delivery affecting and reducing the supply otherwise normally tributary to other stations.

The contractor claims to be able to develop an unknown and independent source of supply, and it is the intention of the Commissioner of Water Supply that this shall be done, but to insure its consummation and that a mere diversion of waters from one set of wells to another set shall not ensue, this agreement should require the driving of small test wells to a depth of say 15 feet below the water table, between the proposed plant and others now in operation, whereon readings being taken before and during the operating period and being referred to the water surface shown in some well remote from possible influence, it can be determined whether or not an independent supply is being furnished, the lowering of such water table indicating otherwise, and should necessitate a reduction in the rate of pumping or even an annulment of contract.

The duplication of conditions before cited of a delivery in excess of needs could be prevented by providing that within the limits stated for each plant the quantity to be furnished during daily period, shall be that determined upon as necessary by the Commissioner on twenty-four hours' notice to the contractor.

When the contractor fails to make the minimum delivery of 5,000,000 gallons daily for each plant, either through lack of resources or available supply, or due to enforced reduction of rate of pumping, due to effect on other plants, a reduced compensation should be paid, since as drawn such contingency would mean an annulment of contract, a penalty hardly likely to be enforced in times of need, notwithstanding it would therefrom appear the contractor had failed in providing an additional and independent supply for relief during such periods.

Article 4 should cover the necessity of sufficient ground being provided for access to the plant and well system where adjacent properties shall have become occupied, the latter to be placed preferably within the centre of a 20-foot strip as a better protection from pollution, and to afford room for necessary repairs.

Articles 6 and 13, pertaining to the rate of developing the systems and the time of completion of the contract, should be combined. The time permitted for development should be expressed in calendar days, giving exactly predeterminate dates for the completion of details without possibility of disagreement as to what constitutes "a working day." Steps in the development of the plant and the length of ensuing contract term should be referred back to some one date, as the "date of signing the contract" (not "award," as stated), the contract termination not to be made dependent, as in article 5, with its later definition in article 13, as "a period of one year, with an agreement to extend the same for four years thereafter, dated from the completion of the well system," etc.

The requirement in article 13 of the plant being in "first-class condition" at the time of taking over by the City, and the provision for repairs in the event of its "not being in proper workable condition" at such time, are too indefinite in fixing the standard to be attained in items of first selection, care and maintenance during the contract period of the important and costly item of mechanical equipment.

A test duty should be required here that will equal that attained at the time of plant completion, it being provided that the necessary repairs to so rehabilitate the plant as to attain such efficiency shall be made under the direction of the City by the contractor, to be deducted from his bond or withheld moneys, if these be sufficient. As covered, "the time of taking over" could be construed as the last day of the contract term, with no adequate amount of money due the contractor or thereafter to become due from which the cost of repairs could be made.

The "pure and wholesome" requirement in article 8 should be qualified "as to be determined by bacteriological and chemical tests to be undertaken by the department's Chemist."

Article 10 should specify as to the mains and connections to be furnished and laid by the contractor to reach the City's distribution system, that these should be "of the weights and materials and to be laid in a manner conforming with standard specifications of the department for such details."

The obligation imposed on the City to extend its service "to the nearest legally opened street to the site of the pumping plant" may require its laying up to three miles of such main, depending upon the site selected by the contractor, at a cost of some \$35,000 per mile. I believe that a limit of one mile should be set on this city main extension, the contractor to furnish and lay to meet it at this point at his own cost.

Article 11, concerning the measurement of water furnished, should provide, if an air-lift be used, that the water shall pass into a settling tank for sand precipitation and air removal, the water to thence discharge over a weir. Weir observations, to be made simultaneously with meter readings, should be used with the Francis formula, to determine accuracy and make correction of latter if necessary.

At the time meter readings are taken record should be made of engine counters, which, with pump displacement fixed at time of test, shall be used in case the vacuum method be installed, to determine amount of water delivered should meters become deranged.



The meters should be installed in vaults of approved design, built by and at the expense of the contractor, at the junction of his discharge main with the City service, and be kept doubly locked, each party to the contract having a key.

Article 14, containing a statement of the mechanical equipment to be provided, besides requiring that this equipment shall be new, should also state an efficiency to be attained by such units in the form of duty that will assure these details being "designed and built in accordance with the best modern practice."

The excess payment carried by the agreement over and above what would pay a fair profit on the delivery of this water is to be later returned in the form of land, buildings and mechanical equipment, and it is apparent that this prospective asset should be so definitely set forth in its major details, assuring an ability to perform work, and having an endurance beyond the termination of this contract period, that this department may pass intelligently on the desirability of the contract from your viewpoint.

For the air compressors listed in paragraph (a), a certain specific duty to be attained on test should be provided for the air-lift system.

In (c) an engine qualification that these should be of the crank and fly-wheel type, piston speed not to exceed a specified number of feet per minute, should be inserted, and a test duty requirement fixed.

In (f) it should be required, in addition, that these buildings should equal "in design and in the materials and general details of construction the plant constructed by the City known as the Gravesend and the New Lots pumping stations."

(g) should include after "operation" the words "and adequate illumination of the plant."

The sentence referring to approval of plans and specifications, these "after approval to become part of this contract," should conclude the paragraph as written, and be supplemented with, "but no such approval shall be in any ways construed as binding on the City and requiring acceptance of equipment which fails in meeting specified duty requirements on test."

In this plant the discharge main should be provided with a plug suitable for fire-hose connection.

It should be provided further that on the completion of his 5,000,000-gallon equipment for pumping, a twenty-four-hour efficiency test of the boilers and pumps shall be run in accordance with the standard fixed by the American Society of Mechanical Engineers, to determine whether the duties prescribed can be attained, and for the air-lift system a separate test should be detailed to determine its measure of compliance with specification terms.

It is to be noted that whereas a period for the development of a 5,000,000-gallon equipment is specified in article 6, and an allowable maximum of 10,000,000 delivery is permitted daily, no definite period has been fixed wherein such maximum shall be attained. This condition probably will necessitate the subsequent installation of additional equipment, for testing the efficiency of which provision should be made.

The contractor should be required to replace at his own cost and expense any unit failing to meet duty requirements specified, as indicated by the report of the experts, and to stand the cost of any retesting necessary in the manner prescribed to determine the efficiency of the plant.

Article 15 binds the City to allow the sinking and operation of wells and connections in such streets or highways as the contractor may select, and such occupation not being made provisional on securing sanction by proper authority, places the City in default if this privilege be denied. Furthermore, many of the streets in Brooklyn are held by the City on easement, and it is questionable that such further use would be sanctioned thereunder.

This article provides for the submergence of all manhole heads below pavement and for pavement replacement, but omits the maintenance thereof during the contract term, although a gradual settlement may be anticipated contiguous to each well due to sand disturbance and carriage by the water from the lower level.

This proposed occupation of streets is decidedly objectionable. On the contrary, it should be required that the entire plant and all its appurtenances should be kept within the house lines of streets, even though these be only projected on the City map. Recognition should be given to the probable development likely to occur during the contract term within the regions open to the contractor's choice for site, in regard to layout, placing such restrictions thereon that the neighborhood shall not suffer in the making of local improvements because of the failure to foresee the need of street openings, of sewers and other utilities. Moreover, the occupation of as yet undeveloped streets or of ground intended ultimately for street purposes by wells will tend to delay sewer construction thereon, because of possible soil contamination, beyond the time when such convenience shall prove essential for the well-being of the locality, it being considered that the operation of the plant will continue under City auspices after the five-year term.

Article 16, requiring the metering and charging at regular rates against the contractor of all water used by him in operating and maintaining his plant should be omitted, as this water, not passing the meters, becomes no charge against the City.

It should, however, be required that the contractor secure the necessary permit, and pay the regular fees for water to be used in prospecting and in driving his first well, no further draught to be made on the City supply for the subsequent wells, but such water to be obtained from the well first driven at the site selected.

Article 17, in the first sentence, to be changed to, "That all the necessary labor, fuel and other supplies and materials shall be furnished, and all repairs shall be made by the contractor," etc.

Article 19, providing for the necessity of possible shut-downs due to accidents on the City's distribution system tributary to these plants should be supplemented to cover any stoppage of supply due to accidents or defects in the equipment provided by the Contractor under the terms of this contract. In the first case, it should be specified that the Contractor cannot make claim for prospective profits on water not delivered within such period, in excess of the minimum quantity fixed in the contract, and where suspension of supply is chargeable to defects in or accidents to his equipment, that no compensation whatever shall accrue.

Article 20 provides for payment on certification to the Comptroller of the amount delivered, etc., etc., and Article 13 provides that "at the time of taking over, the contractor shall furnish the Comptroller of The City of New York with the title of lands guaranteed by a surety company."

This clause as appearing in Article 13 would permit a plant operation on ground restricted as to use subsequent to contract term, or even secured for operation by easement, conditions now determinable only on contract expiration.

Article 21 fixes the amount of bond at \$40,000, or at the rate of \$20,000 per plant, equaling about 2 per cent. of its possible contract return for the period. The amount fixed in the agreement appears entirely inadequate considering that each plant requires an initial expenditure, dependent on its capacity for minimum or maximum yields, of from \$150,000 to \$200,000 (assuming its building and pumping features to equal those recently built by the City of Brooklyn), yielding possible contract returns respectively of from \$440,000 to \$880,000.

On the basis of a plant for minimum output of water allowed in the agreement, the probable outlay for plant and appurtenances, and which are subject to depreciation, is in the neighborhood of \$125,000.

Within the contract period, the City will have prepaid this amount to the contractor, on a minimum capacity plant, over and above a fair return on his investment and operating expenses on the assumption that the plant and lands pass to its control, and to ensure such consummation it would appear that the bond should be increased to at least \$100,000 per plant, this amount being in the neighborhood of 25 per cent. of the payments to accrue from operation, or considering its output at a maximum, in the neighborhood of about 12 per cent. This amount, too, in a measure, would give consideration to the possible exhaustion of the source of supply necessitating a reduction in pumping to below what would give a profitable return on investment. Should such condition occur toward the end of the contract period, the contractor having been paid excessive profits on water delivered and still being in possession of plant and lands, could default on the work, the City remaining only in possession of an inadequate bond for its reimbursement.

The agreement makes it appear that the bond shall be binding only within the contract term. It would appear desirable that this should continue for a period of at least one year longer, ensuring against delayed suits or any defects that may develop in the plant.

The contractor, as an agent for the City, may claim exemption from taxes and assessments levied on the lands of the plant during the period, which possibility should be covered by the agreement.

Protection from fire risk in the shape of an adequate policy to cover value of buildings and equipment should be required.

A careful study made as to the cost of having this work undertaken by the Department covering items of prospecting, purchase of ground, well driving, and plant and equipment according to the standards used at new stations in the Borough of Brooklyn, including operating, tax and interest charges, shows that the remuneration herein proposed is excessive, the City being able to undertake this work and possess at the expiration of the same period a plant of known durability and capacity at much less cost.

The following table gives a comparison of the money expenditure to be made within the contract period for each plant of the Titus contract furnishing water at \$55 per million gallons, and for a City plant of the same type and yield, for outputs per million gallons per day, between minimum and maximum limits allowed:

Gallons Per Day, Per Plant.	Expended on Titus Contract, Per Plant.	Expended on City Plant, Per Plant.	Cost Per Million Gallons, City Plant.
5,000,000	\$440,688 00	\$329,097 00	\$36 06
6,000,000	528,825 00	344,821 00	31 49
7,000,000	616,962 00	360,837 00	28 24
8,000,000	705,100 00	441,075 00	30 21
9,000,000	793,237 00	466,726 00	28 47
10,000,000	881,375 00	483,215 00	26 48

The cost of delivering water into the distribution system varies from \$18.66 per million gallons at the Gravesend station to \$26.87 at the New Lots station, as shown by report for 1903 issued by the Department of Water Supply. Considering the age and consequent inefficiency of these plants, together with their limited capacity, the estimated costs per million gallons shown for City operation appear easily capable of attainment.

I am of the opinion that the water likely to be furnished by this contract forms part of the same reserve now being utilized by the City plants for Brooklyn service and that the Department of Water Supply is quite as capable as Mr. Titus of prospecting for and securing additional water at points as remote from existing stations as the plants proposed and for a very much less expenditure of money, the City's interests, therefore, being better conserved by its undertaking this work itself.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
Nos. 13 TO 21 PARK ROW,  
NEW YORK, June 28, 1907.

MR. NELSON P. LEWIS, Chief Engineer, Board of Estimate and Apportionment, No. 277 Broadway, City:

DEAR SIR—In the matter of the proposed changes in the contract with Silas W. Titus for the establishment of two driven well stations, as suggested by you in your letter of the 27th inst., I have changed the word "working" to "calendar" wherever it appears in paragraph 6.

2. Paragraph 3 has been amended by adding that the site of the proposed stations will be subject to the approval of the Commissioner of this Department.

3. The lands, buildings and machinery to be purchased and placed by the contractor, in my judgment, serve as additional security, and the continuing bond which you ask to be filed is unnecessary.

4. The furnishing of ten million gallons of water, the maximum yield from each station per day, will be, in my opinion, absolutely necessary for the needs of the residents of the Borough of Brooklyn.

I am anxious to have this contract approved before the Board adjourns, and would ask that it be placed on next week's calendar.

Respectfully,

JOHN H. O'BRIEN, Commissioner.

Agreement made this day of , 1907, by and between The City of New York, hereinafter called the "City," a municipal corporation, acting by and through the Commissioner of Water Supply, Gas and Electricity, hereinafter called the "Commissioner," duly authorized so to do by the Board of Estimate and Apportionment of said City, and with the consent and approval in writing of both the Mayor and the Comptroller of said City, party of the first part, and Silas W. Titus, of No. 662 Carroll street, Borough of Brooklyn, hereinafter called the "Contractor," party of the second part, witnesseth:

That the parties hereto mutually covenant and agree as follows:  
First—That wherever in this agreement the words "the City" or the word "Commissioner," or a pronoun in the place of it, him or them, is used, it shall mean and intend the party of the first part, or the Commissioner hereinbefore described; wherever the word "Contractor," or a pronoun in the place of it is used, the same shall mean and intend the party of the second part; whenever the word "Engineer" is used it refers to and designates the Chief Engineer of the Department of Water Supply, Gas and Electricity for the Borough of Brooklyn, or any other Engineer or Inspector designated by the Commissioner to act in the premises, limited to the particular duties intrusted to him.

Second—That the Contractor agrees to select the site for, obtain the land necessary, construct and establish two (2) pumping plants and well systems complete.

Third—That the Contractor shall select a site within each of the two following named boundaries, subject to the approval of the Commissioner of Water Supply, Gas and Electricity:

1. Covert avenue, Cornelia street on the west, Hoffman boulevard on the east, Myrtle avenue on the south and Metropolitan avenue on the north.
2. Eighteenth avenue, Eighty-first street, New Utrecht avenue, Fort Hamilton avenue, Ocean parkway, Ocean avenue, Malbone street and Washington avenue on the east; Atlantic avenue on the north; New York Bay on the west; Gravesend Bay on the south.

Fourth—That the Contractor shall, at his own cost and expense, acquire title to each site, build and establish on each a pumping plant complete, with all necessary appurtenances, including building or buildings.

Fifth—That the Contractor shall, at his own cost and expense, construct on each site a well system complete with all necessary appurtenances.

Sixth—That the Contractor shall develop the wells and pump water (of a quality hereinafter specified) so as to deliver from each plant one million (1,000,000) United States gallons per day of twenty-four (24) hours against the head hereinafter stated, in about ninety (90) calendar days from the date of award of this contract, up to two million (2,000,000) United States gallons per day of twenty-four (24) hours within about one hundred and ninety (190) calendar days, and not less than five million (5,000,000) United States gallons per day of twenty-four (24) hours within one hundred and seventy-five (175) additional calendar days, making the total delivery of five million (5,000,000) to ten million (10,000,000) United States gallons from each plant within three hundred and sixty-five (365) calendar days.

Seventh—That the Contractor shall deliver from each pumping plant a minimum of five million (5,000,000) United States gallons per day of twenty-four (24) hours against a head hereinafter specified, and pump all the water possible (of the quality hereinafter specified) up to ten million (10,000,000) United States gallons per day of twenty-four (24) hours, against the hereinafter specified head.

Eighth—That the Contractor shall furnish and deliver to the City from each pumping plant good and wholesome water in which the amount of chlorine shall not exceed at any time one hundred (100) parts per million, and shall not average for any period of two (2) weeks more than twenty-five (25) parts per million; and in which water



the amount of iron shall not exceed at any time five-tenths (0.5) parts per million, and shall not average for any period of two (2) weeks more than three-tenths (0.3) parts per million. These averages shall be based on what is shown by weekly analysis by the City at its Mount Prospect laboratory, or any other laboratory the City may designate.

Ninth—That the Contractor shall furnish and deliver the aforesaid quantities of water against a pressure at the pumps due to the varying conditions of the service into which the water is pumped, but in no case shall the Contractor be required to deliver the water against a pressure due to an elevation of head at the pumps of over one hundred and seventy (170) feet above mean high tide at the Brooklyn Navy Yard.

Tenth—That the Contractor shall furnish and deliver the water into the City's distribution system through mains and connections of ample size to receive ten million (10,000,000) United States gallons per day of twenty-four (24) hours without undue velocity in said mains and connections. The City will extend its present mains, if necessary, to the nearest legally opened street to the site of the pumping plant.

Eleventh—That the quantity of the water delivered daily shall be determined by measurements through a meter or meters furnished by the City, and set up by the Contractor. Meter readings are to be taken once each month, or as often as required by the City. In the event of the meter or meters becoming deranged during the time that the meter or meters are being repaired, the quantity of water pumped shall be determined by pump displacements, after the pumps are calibrated as prescribed by the American Society of Mechanical Engineers. The meters shall be so installed as to allow of such tests for accuracy as may be determined from time to time by the City.

Twelfth—That the City agrees to accept from the Contractor the water in this agreement as provided for, to be supplied by the Contractor to the City, and to pay therefor at the rate of fifty-five dollars (\$55) per each million (1,000,000) United States gallons delivered against the head hereinbefore stipulated.

Thirteenth—That the City agrees to take said supply of water as is hereinbefore specified from the Contractor at the rate stated, for a period of one year, with an agreement to extend the same for four years thereafter, dated from the completion of the well system, it being understood that the well system at both stations shall be fully completed and developed within three hundred and sixty-five calendar days from the date of the award of this contract, with the understanding that at the end of four years thereafter, the lands, buildings, machinery and complete plants shall become the property of the City, without further payment; and it is agreed that the entire plant shall be in first-class condition at the time of taking over, and the Contractor shall furnish the Comptroller of The City of New York with the title of lands guaranteed by a surety company and approved by the Comptroller; in the event of the plant not being in proper workable condition, the City may have the necessary repairs made at the expense of the Contractor and deduct said amount from any and all moneys that may be due to him, or may thereafter become due.

The work under this contract shall be commenced within five days after the execution thereof.

Fourteenth—That the well systems and pumping plants that are to be turned over to the City at the end of the four (4) year period shall be designed and built in accordance with the very best modern practice. All materials and workmanship entering into the construction of the plants in their entirety shall be of a kind best suited for their purposes. Each plant shall contain the following equipment:

(a) Two (2) air compressors, either of which is to be capable of running the entire plant; provided the wells are pumped by an air lift system.

(b) One (1) air receiver of ample size provided with all necessary mountings.

(c) Either vertical or horizontal high-duty reciprocating type of pumping engines, in such numbers of units as to have a reserve pumping engine at least equal to one-third (1/3) of the capacity required to pump the maximum yield.

(d) Water tube boilers in at least three (3) units, any two of which shall be sufficient to furnish steam for all the compressors and pumping engines when operating at a maximum capacity. These boilers must comply in all respects to rules and requirements of the Police Boiler Inspection Bureau.

(e) A radial brick stack built of the best quality material.

(f) A satisfactory permanent station building and coal storage, large enough to hold sixty (60) days' supply, and of substantial fireproof construction. The design and construction of the buildings must be satisfactory to and approved by the Department of Buildings of the Borough of Brooklyn and by the Engineer of the Department of Water Supply, Gas and Electricity.

(g) All necessary steam, exhaust, feed and other piping and equipment required for the proper operation of the pumping plant. All of which is to be in accordance with the best modern plant practice.

Before any of the above permanent equipment is built or erected full detail plans and specifications shall be submitted, for the approval of the Engineer, by the Contractor, covering all the compressors, pumping engines, boilers, steam and all other piping, breeching, chimney, buildings and all appurtenances. These plans and specifications to be approved by the Engineer before any work is done and after approval to become part of this contract. Should the Contractor decide to use other than steam power, he shall conform to all of the requirements herein given as to materials, workmanship, reserve units, stack, buildings, etc., including submission of detail plans and specifications, covering all the equipment, for the approval of the Engineer.

Fifteenth—That the City shall allow the Contractor to place such wells and connections as he may desire in the public streets or highways and that the Department of Water Supply, Gas and Electricity shall (upon application being made by the Contractor to said Department for the necessary permits for the purpose) apply to the proper authorities for the issuance of same to the Contractor; and that the Contractor shall assume all responsibility for danger to life or limb, or for any sub-surface structures in the streets or highways, and that upon completion of the wells and connections placed in said streets or highways the Contractor shall place over such wells and connections suitable manholes and covers (to be approved by the Engineer) and to be placed in accordance with the rules and regulations of the Bureau of Highways, and to be flush with the grade of the street, the same as sewer, water, gas and electrical manholes.

Sixteenth—That all water used by the Contractor for the purpose of operating and maintaining his plants shall be metered, and the quantity registered through the meter or meters shall be charged to the Contractor at the regular meter rates.

Seventeenth—That all the necessary labor, fuel and other supplies and materials shall be furnished, and all repairs made by the Contractor at his own cost and expense, to properly operate and maintain the plants during the whole time the plants are in his possession, and that he shall comply with the provisions of chapter 415 of the Laws of 1897, as amended, known as "The Labor Law." He further agrees that no laborer, workman or mechanic in the employ of the Contractor, sub-contractor, or other person doing and contracting to do the whole or a part of the work contemplated by the contract, shall be permitted or required to work more than eight hours in any one calendar day, except in cases of extraordinary emergency, caused by fire, flood or danger to life or property. That the wages to be paid for a legal day's work to all classes of such laborers, workmen or mechanics upon public work, or upon any material to be used thereon, shall not be less than the prevailing rate for a day's work in the same trade or occupation in the locality where such public work is being constructed. Each such laborer, workman or mechanic shall receive the prevailing rate of wages. This contract shall be void and of no effect unless the person or corporation making or performing the same shall comply with the provisions of sections 3 and 13 of the Labor Law.

Eighteenth—That the Contractor shall comply with all the rules and regulations of the various boards and departments of The City of New York, and with those of the Labor Bureau of the State of New York.

Nineteenth—That the Commissioner shall have the right to order a reduction or discontinuance of the supply for a time reasonably sufficient to make any necessary repairs to the City's mains.

Twentieth—That on the first days of each month during the continuance of this agreement, provided the Contractor has fulfilled this agreement in all its particulars and conditions up to the said first day of the month, and particularly that he has furnished water of the quality and quantity and against the head specified in this agreement, the Commissioner shall certify the fact, and in his certificate to the Comptroller of the City state that the amount to which said Contractor shall be entitled, less any deductions allowed by the terms of this agreement, such deductions being caused by any water that might have been drawn from the City's supply by

the Contractor during that period. On the certificate above provided for being presented to said Comptroller, he shall, within thirty (30) days thereafter, pay to the Contractor the amount thereof in lawful money.

Twenty-first—That the Contractor shall execute and deliver to the City his bond with sureties, to be approved by the Comptroller of the City, in the penal sum of forty thousand dollars (\$40,000); conditioned to save and hold the City, its officers, agents and employees harmless from all suits and actions of every description that might arise as a result of this agreement being entered into and the work performed as herein specified, including all damages and costs by reason of injuries to person or property, including streets, roads, highways and pavements on account of or arising out of any acts of omission or commission on the part of the Contractor, or his officers, agents or employees, or by reason of breaks or failures in the pumps, pipes or other apparatus of the Contractor; provided, however, that in the event of suits being brought immediate notice thereof shall be given to the Contractor, who shall have the right to employ counsel at his own cost and expense to defend the same; and so conditioned that it will pay each and every judgment recovered in said suit; said bond shall be further conditioned for the faithful performance by the Contractor of each and every condition, covenant and obligation imposed upon the Contractor by this agreement.

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

Twenty-third—The buildings and other structures to be erected or placed under this contract shall be located on property purchased by the Contractor, and shall not be within the line of any street which may have been opened or projected on any map of The City of New York.

In witness whereof the Commissioner, for and in behalf of the City, has hereunto set his hand and seal, and the Contractor has hereunto set his hand and seal, and the Commissioner and Contractor have executed this contract in triplicate; one part of which is to remain with the Commissioner, one part to be filed with the Comptroller of The City, and the third to be delivered to the Contractor on the day and date hereinabove written.

[SEAL.]

Commissioner of Water Supply, Gas and Electricity.

[SEAL.]

Contractor.

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 1907, before me personally came \_\_\_\_\_, to me personally known, and known to me to be the Commissioner of Water Supply, Gas and Electricity, and the person who executed the foregoing instrument as such Commissioner, and he acknowledged to me that he executed the same as such Commissioner for the purposes therein mentioned.

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

On the \_\_\_\_\_ day of \_\_\_\_\_, 1907, before me personally came Silas W. Titus, of No. 662 Carroll street, Brooklyn, who being by me duly sworn did say that he was the person described in and who executed the foregoing instrument as Contractor, and he acknowledged to me that he executed the same as such for the purposes therein mentioned.

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

On the \_\_\_\_\_ day of \_\_\_\_\_, 1907, before me personally came Silas W. Titus, to me personally known, and known to me to be the individual described in and who executed the foregoing instrument, and he acknowledged that he executed the same.

In pursuance of section 471 of the Greater New York Charter, I do hereby give my consent to and approval of the foregoing proposed agreement, in all its details, with Silas W. Titus, for supplying water to the Borough of Brooklyn, City of New York.

Dated New York, \_\_\_\_\_, 1907.

Mayor of The City of New York.

In pursuance of section 471 of the Greater New York Charter, I do hereby give my consent to and approval of the foregoing proposed agreement, in all its details, with Silas W. Titus, for supplying water to the Borough of Brooklyn, City of New York.

Dated New York, \_\_\_\_\_, 1907.

Comptroller of The City of New York.

Know all men by these presents, that I, Silas W. Titus, as principal, and \_\_\_\_\_, individually, as sureties, are held and firmly bound unto The City of New York in the sum of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), lawful money of the United States, to be paid to The City of New York, or its certain attorney, successors or assigns, for which payment well and truly to be made, we bind ourselves, our successors and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated the \_\_\_\_\_ day of \_\_\_\_\_, 1907.

Whereas, The said \_\_\_\_\_ has entered, or is about to enter into a certain agreement with The City of New York, a municipal corporation acting by and through the Commissioner of Water Supply, Gas and Electricity of The City of New York, bearing date the \_\_\_\_\_ day of \_\_\_\_\_, 1907, one part of which agreement is hereto annexed and made a part thereof.

Now, therefore, the condition of this obligation is such that if the said Silas W. Titus shall save and hold The City of New York, its officers, agents and employees harmless from all suits and actions of every description, and from all damages and costs by reason of injury to person or property, including streets, roads, highways and pavements, on account of or arising out of the acts or omissions of the said Contractor, his agents or employees, or by reason of breaks or failures in the pumps, pipes or other apparatus of said Contractor, provided, however, that in the event of suit being brought, immediate notice thereof shall be given to the said Contractor, who shall have the right to employ counsel at his own expense to defend the same, and that said Contractor shall pay each and every judgment recovered in such suit, and that if said Contractor shall well and truly perform all and singular the terms, conditions, covenants and obligations imposed upon the said Silas W. Titus, by said agreement, then this obligation to be void, otherwise to remain in full force and effect.

Sealed and delivered in the presence of

[SEAL.]

[SEAL.]



The following resolution was offered:

Resolved, That, pursuant to the provisions of section 471 of the Greater New York Charter, the Board of Estimate and Apportionment hereby assents to and approves of the proposed contract between The City of New York, through the Commissioner of Water Supply, Gas and Electricity, and Silas W. Titus, for the establishment and operation of two driven well stations, for improving and developing the water supply of the Borough of Brooklyn, for a term of five years, and at the expiration thereof the lands upon which the stations are built, the buildings, wells and all pumping machinery and devices installed therein shall revert to the City without cost, submitted by the Commissioner of the Department of Water Supply, Gas and Electricity under date of May 17, 1907; said contract 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, Brooklyn, The Bronx, Queens and Richmond—16.

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of \$21,000 Special Revenue Bonds for the payment of salaries and the purchase of supplies for the Normal College, together with report of the Comptroller, to whom, on June 28, 1907, this matter was referred:

*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 is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of twenty-one thousand dollars (\$21,000), for the purpose of providing additional funds for the payment of salaries and the purchase of necessary supplies for the Normal College.

Adopted by the Board of Aldermen, June 11, 1907, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, June 25, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a resolution of the Board of Aldermen requesting the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$21,000, for the purpose of providing additional funds for the payment of salaries and the purchase of necessary supplies for the Normal College, which resolution was referred to you for consideration and a report at a meeting of the Board of Estimate and Apportionment, held June 28, and by you referred to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

In its annual estimate for 1907, the Executive Committee of the Normal College estimated that \$275,000 would be required for the maintenance of said institution during the current year. Of this amount it was estimated that \$231,400 would be required for the payment of salaries of teachers, officers, clerks and other employees. The Budget allowance for said salaries for the current year was \$225,000 or \$6,400 less than the amount asked for.

The Executive Committee of the Normal College now claims that an additional appropriation of \$25,000 is needed for the balance of the year, a resolution of the Board of Trustees having been submitted to the Board of Aldermen April 8 requesting the issue of Special Revenue Bonds to said amount, the proceeds thereof to be used for the purpose of providing additional funds for the payment of salaries and the purchase of supplies for the Normal College. Of the additional \$25,000 required it is estimated that \$21,557.39 will be needed for salaries and the remainder for supplies. After several hearings in the matter and a careful examination of the items claimed to be necessary as set out in a communication submitted to the Board of Aldermen by Acting President Gillet, under date of June 6, the Finance Committee of said Board came to believe that the college could get along with an extra appropriation of \$21,000, which, as hereinbefore stated, was the amount finally recommended.

It would appear that the additional funds asked for are needed to provide for an unusual increase in the High School Department of the Normal College. During the past three years the registration in this department has been greatly increased, more pupils having been admitted than could be accommodated in the college buildings at Park avenue and Sixty-eighth street. Both the basement and the attic of the college building proper are now utilized for classrooms, although neither is suitable for this purpose. Unfortunately a sharp rivalry exists between the Normal College and the Teachers' Training School and the high schools under the jurisdiction of the Board of Education. This, together with the adverse criticism of the City Superintendent of Schools concerning the work of the Normal College, would seem to have prompted the policy of swelling the attendance to the largest possible numbers, the presumption evidently being that the popularity of the school, as attested by its size, would go to vindicate the quality of the instruction given therein. As a result, 1,185 pupils were admitted from the elementary schools of the City into the High School Department of the Normal College during the year ending July, 1906, as against a corresponding number of 816 for 1905 and 464 for 1904.

According to figures furnished by Acting President Gillet under date of April 2 for the purpose of this report, the registration of pupils in the Normal College aggregates 3,467, of which number 664 are in the college proper, 1,968 in the High School Department and 835 in the Training Department, the latter being the elementary school which is used as a model and practice department for the pupils in training. Of the 1,968 high school pupils, 542 are registered in two annexes, one in Public School 93, Manhattan, Ninety-third street and Amsterdam avenue, and the other in Public School 31 in the Borough of The Bronx, Mott avenue and One Hundred and Forty-fourth street. It is to be noted in this connection that in the Normal College, as in the City College, the High School Department so overshadows the Collegiate Department in numbers that the latter is in reality but an annex to a high school.

On February 20, 1907, when the matter of an extra appropriation was presented to the Normal College Trustees, the attendance in the High School Department was even larger than on April 2, President Gillet having reported a registration of 2,056 at that time. The average number of pupils to a teacher in said department was 42 as against a corresponding average of 24 in the regular high schools of the City. It was to relieve this extreme congestion that the two annexes hereinbefore mentioned were established.

Instead of overcrowding the High School Department of the Normal College to such an extent as to prevent the most effective work and necessitate an extra appropriation, the general consensus of opinion would seem to be that said department should be abolished at the earliest date practicable and the work now carried on there-in turned over to the Department of Education.

To affect this important reform without injury to the school would probably require some years, but the time seems auspicious for taking the first step. A beginning might be made by sending the pupils who are expected to enter the college next September to the regular high schools of the City instead. This relief, together with that afforded by the withdrawal of the Normal College girls who were graduated a few days ago, would largely obviate the necessity which is now claimed to exist for a Special Revenue Bond appropriation.

In any event, it would appear that high school annexes to the Normal College should not be encouraged, especially when it becomes necessary to locate them in a different borough. In Public School 31, Borough of The Bronx, your Examiner found three different schools each having its own principal—an elementary school—an annex to the Morris High School, and the annex to the Normal College, hereinbefore mentioned. The Morris High School annex registered 337 pupils, and the Normal College annex 203 pupils. Both of these high school annexes, doing practically the same work,

are maintained out of the City Treasury, but owing to the lack of organization in our school system as a whole, each is under different management. It therefore becomes necessary to provide an acting principal for each, although together they register but 540 pupils, not to speak of other items of unnecessary expense due to the maintaining of two separate departments for high school work in the same building. If the three practically independent high school systems which the City now maintains, one under the management of the Board of Trustees of the Normal College, one under the Board of Trustees of the City College, and one under the Department of Education, could be consolidated, marked economies might be effected all along the line.

As it is, the need of higher organization stands in the way of the most economical administration of the public schools of the City, and the achievement of the highest educational results therein. On the one hand Acting Principal Gillet is asking an extra appropriation to provide for a surplus of high school pupils; on the other, Dr. Maxwell reports a decrease in the high school enrollment in Manhattan, the average number of pupils to a Teacher in the City high schools, as a whole, having fallen from twenty-four for 1905, to twenty-two for 1906; he says in his last annual report:

"If the attendance in the high schools of Manhattan, particularly the high schools for boys, does not increase during the next year, it will become necessary to reduce the number of Teachers."

The Board of Education, in its capacity as Board of Trustees of the Normal College, needs an extra appropriation to provide for a surplus of high school pupils. In its capacity as representative of the Department of Education, said Board would appear to have a surplus of money intended for high school purposes and appropriated because of an over estimated increase in high school registration. It would also appear to have more high school Teachers than the registration justifies, and a considerable number of school sittings which will be available for high school purposes in September.

Assistant Superintendent Edward L. Stevens, who is in charge of high schools, informs your Examiner that if the pupils whom President Gillet expects to enter Normal College in September could be transferred to the regular high schools of the City, they could be taken care of for the remainder of the year without any additional appropriation. When the Board of Education estimate for 1907 was made up, it was estimated that fifty additional associate high school Teachers would be needed for the term opening next September, whereas it now appears that thirty will suffice. The new Public School 90, at One Hundred and Forty-seventh and One Hundred and Forty-eighth streets, between Seventh and Eighth avenues, will be ready for occupancy at the opening of the fall term. This building has sixty-three class-rooms, thirty-one of which will be needed for elementary pupils, and the remaining thirty-two will be at the disposal of the Board of Superintendents for high school purposes. It is proposed to transfer the Wadleigh High School annex numbering approximately 350 pupils, and now located in Public School 186, Manhattan, to this building. This will still leave room for six or seven hundred additional high school girls.

Inasmuch as it appears practicable to transfer a sufficient number of high school girls from the Normal College to relieve the congestion therein and thereby obviate the necessity for an extra appropriation at this time, it would appear that the issue of Special Revenue Bonds to the amount of \$21,000 herein considered should not be authorized and a recommendation to this effect would be made by your Examiner were it not that the report of the Commission appointed by the Mayor to inquire into and report upon the practicability of bringing all institutions maintained by the City for collegiate, special and secondary education into a more economical and effective working relation is now pending, and it does not seem advisable for the Board of Estimate and Apportionment to anticipate a probable outcome of the far reaching investigation just completed by said Commission.

In view of the work of the Mayor's Commission, the purpose of which is to find a practical solution of the high school problem herein considered, together with others closely allied thereto, and considering the fact, as reported by the Executive Committee of the Normal College, that the Board of Trustees of said institution has already appointed additional Teachers for the term opening in September on the assumption that the issue of Special Revenue Bonds to the amount of \$21,000, requested by the Board of Aldermen, would be authorized by the Board of Estimate and Apportionment, it would appear that said action should be taken and a recommendation to this effect is hereby made with the understanding that some satisfactory adjustment of high school registration shall be effected before the opening of another school term.

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 hereby approves of and concurs in the resolution of the Board of Aldermen, adopted June 11, 1907, in relation to an appropriation of twenty-one thousand dollars (\$21,000) for the Normal College of The City of New York, to be applied to the following accounts for the year 1907:

Salaries .....	\$13,500 00
Supplies .....	7,500 00

—and that for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to the amount of twenty-one thousand dollars (\$21,000), 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 Secretary presented the following resolution of the Board of Aldermen requesting the issue of \$5,000 Special Revenue Bonds to defray the clerical and incidental expenses of the Building Code Revision Commission, together with report of the Comptroller, to whom on June 21, 1907, said resolution was referred:

*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 dollars (\$5,000), the proceeds whereof shall be applied to meet the payment of the salaries of the clerical force and incidental expenses necessary to the work of the Commission appointed in pursuance of the provisions of section 407 of the Greater New York Charter for the purpose of preparing a building code.

Adopted by the Board of Aldermen, May 28, 1907, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, June 11, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 2, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Regarding the matter of the proposed issue of Special Revenue Bonds to obtain \$5,000 required to defray the expenses of the Building Code Revision Commission, referred to you by the Board of Estimate and Apportionment and by you to this Bureau, I beg to report as follows:



This Commission was regularly appointed by the Board of Aldermen under the provisions of section 407 of the Charter. The original appointment was made on January 26, 1907, but on March 5 certain changes were made in the personnel of the Commission, and since that time it has been holding weekly meetings and has appointed sixteen sub-committees, which have also been actively engaged in their various duties.

One public hearing has been held, the report of which required the services of an expert stenographer and covers many pages of typewritten matter. Several more such hearings are to be held, and these, together with the weekly meetings of the Commission and frequent sessions of the sub-committees, will undoubtedly call for a large amount of clerical work. A staff, therefore, of one Secretary, one Clerk, a Messenger and two Stenographers, which the Commission desires to employ, seems to be in no way unreasonable or extravagant; and the estimate of \$5,000, as the cost of such a staff for a period of some nine months, or from March to November, at which latter date the Commission expects to have its report ready, seems also moderate and fair.

The scope and importance of the work of the Commission in bringing the Building Code up to date may be indicated by the fact that since the last revision, which was made during the administration of Mayor Van Wyck, the use of cement in its various forms for building purposes has revolutionized the building trade in many of its phases, and this, together with improvements in the use of structural iron and other minor changes, will call for the insertion of some fifty new sections and the excision of an equal number of sections now obsolete.

Your Examiner would therefore respectfully recommend your approval of the proposed issue of Special Revenue Bonds in the amount of \$5,000 and the appropriation of that sum for the purpose specified.

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 hereby approves of and concurs in the resolution of the Board of Aldermen, adopted May 28, 1907, in relation to an appropriation of five thousand dollars (\$5,000), to pay the salaries of the clerical force and defray incidental expenses of the Building Code Revision Commission, appointed pursuant to section 407 of the Greater New York Charter, and that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to the amount of five thousand dollars (\$5,000); 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 Secretary presented the following communication from the Police Commissioner, requesting an issue of \$2,000 Revenue Bonds, to provide for the payment of salary of a Fourth Deputy Police Commissioner, together with report of the Comptroller, to whom, on July 28, 1907, this matter was referred.

Ordered on file and the Secretary directed to send copy of the report to the Commissioner for his information.

POLICE DEPARTMENT OF THE CITY OF NEW YORK,  
No. 300 MULBERRY STREET,  
June 25, 1907.

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

SIR—The Police Commissioner this day

Ordered, That, in pursuance of the provisions of chapter 469 of the Laws of 1907, the Comptroller of The City of New York be and is hereby respectfully requested to issue Special Revenue Bonds, under the provisions of section 163 of chapter 466 of the Laws of 1901, in the amount of \$2,000, to provide for the payment of the salary of a Fourth Deputy Police Commissioner for six months during the current fiscal year.

Respectfully,

THEO. A. BINGHAM, Police Commissioner.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 2, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the communication of Theodore A. Bingham, Police Commissioner, to the Board of Estimate and Apportionment, dated June 25, 1907, which reads:

"Ordered, That, in pursuance of the provisions of chapter 469 of the Laws of 1907, the Comptroller of The City of New York be and he is hereby respectfully requested to issue Special Revenue Bonds, under the provisions of section 163 of chapter 466 of the Laws of 1901, in the amount of \$2,000, to provide for the payment of the salary of a Fourth Deputy Police Commissioner for six months during the current year."

—referred by the Board of Estimate and Apportionment to the Comptroller and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

There are at present three Deputy Police Commissioners. The First Deputy Police Commissioner receives a salary of \$6,000 per annum. The Second and Third Deputy Police Commissioners receive \$4,000 per annum each. Under the provisions of chapter 469 of the Laws of 1907 the Police Commissioner was authorized to appoint an additional Deputy Police Commissioner, at a salary of \$4,000 per annum. The act also authorizes and directs the Comptroller to issue Special Revenue Bonds "in an amount sufficient to provide for the payment of the salary of the Fourth Deputy Police Commissioner during the current fiscal year."

Up to the date of this report the Police Commissioner had not announced an appointment for the position of Fourth Deputy Police Commissioner. There appears to be no need for a Revenue Bond issue for this purpose, as there is a sufficient amount to the credit of the account, Police Fund—Salaries of Police Commissioner, Deputy Police Commissioners and Chaplains, to provide for the salary of the Fourth Deputy Police Commissioner from the time he shall have been appointed to the end of the current fiscal year.

I would therefore respectfully recommend that the request of the Police Commissioner for the issue of \$2,000 Revenue Bonds should not be granted.

There would seem, however, to be no reason why the Commissioner should not proceed at his discretion to make the appointment, the said act, chapter 469 of the Laws of 1907, giving him that power, and there being sufficient funds for the payment of the salary in the regular salary accounts of the department.

Yours respectfully,

CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The Secretary presented the following communication from John L. Hill relative to the claim of attorneys for \$5,000 for services rendered in defending Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong, City Magistrates, in the Borough of Brooklyn, in suit to determine their titles to office, together with report of the Comptroller, to whom, on June 28, 1907, this matter was referred:

HILL, LOCKWOOD, REDFIELD & LYDON,  
No. 35 NASSAU STREET,  
NEW YORK, June 21, 1907.

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

GENTLEMEN—I beg to hand you herewith the original certificate of Hon. Edward Patterson, Presiding Justice of the Appellate Division of the First Department, and also the original certificate of Hon. William B. Ellison, Corporation Counsel, certifying that the several counsel, mentioned in the said certificate, are justly entitled to receive a reasonable and proper fee for their services in defending Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong, City Magistrates, in the Borough of Brooklyn, City of New York, in defense of their title to office, and said reasonable and proper fee has been fixed and adjusted by the said Hon. Edward Patterson and Hon. William B. Ellison as \$5,000, said action having been taken under section 241 of the Charter of The City of New York.

I also enclose copies of the petition and affidavits by which the said Presiding Justice of the Appellate Division and the Corporation Counsel certify to the said amount.

I would respectfully ask your Honorable Board to audit the said amount and direct its payment as provided by law.

Very truly yours,

JOHN L. HILL.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the communication of Mr. John L. Hill, under date of June 21, 1907, relative to claim made for services rendered in defending Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong, City Magistrates in the Borough of Brooklyn, in suit to determine their title to office, which was referred to you by the Board of Estimate and Apportionment, under date of June 28, 1907, and by you referred to this division, I beg to report as follows:

It appears that Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong were each appointed to the office of City Magistrate of the Second Division of The City of New York by Hon. Robert A. Van Wyck, Mayor of said City, and that subsequently, at a general election held in the year 1901, other persons were nominated and voted upon for said offices and were declared elected, and said other persons claimed said office by virtue of said election. The said appointees thereupon retained William D. Veeder, Jerry A. Wernberg, Robert H. Elder and John L. Hill as their counsel to protect and enforce their title to the respective offices of the City Magistrate in the Second Division of The City of New York.

Action was then brought by the Attorney General of the State of New York in the name of the People against the said appointees, and final judgment in said action was duly entered in the Clerk's office of Kings County on the 20th day of May, 1902, by which judgment the appointees' title to said offices were duly and finally decided and established.

Under date of June 17, 1903, petition was made by Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong to Hon. Charles H. Van Brunt, Presiding Justice of the Appellate Division of the Supreme Court of the State of New York in the First Department, making an application that, pursuant to section 241 of the Charter of The City of New York, certification of the result of said litigation and the amount and value of services of counsel should be made to the end that expense incurred in defending title to their office might be lawfully audited and paid.

Conforming to the requirements of section 241 of the Greater New York Charter relative to "appropriations for contesting office to be made for prevailing party only," certificates are submitted by Mr. John L. Hill from Hon. Edward Patterson, Presiding Justice of the Appellate Division of the First Department, and Hon. William B. Ellison, Corporation Counsel, as follows:

SUPREME COURT, APPELLATE DIVISION.

FIRST DEPARTMENT.

In the Matter

of

The petition of Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong.

Pursuant to the provisions of section 241 of the Charter of The City of New York, I, Edward Patterson, Presiding Justice of the Appellate Division of the First Department, do hereby certify that Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong were the prevailing parties and each of them was a prevailing party in a certain litigation brought in the Supreme Court of the State of New York, County of Kings, entitled the People of the State of New York, plaintiff, vs. Edward J. Dooley and others, defendants, to determine the title to the office of City Magistrate, Second Division, in The City of New York, which the said Dooley, Naumer, O'Reilly and Furlong claim to hold by virtue of appointment by the Hon. Robert A. Van Wyck, then Mayor of The City of New York; and

I do further certify that in my opinion the services rendered in that case to all the said prevailing parties by their counsel, John L. Hill, William D. Veeder, Robert H. Elder and Jerry A. Wernberg, are of the reasonable value of five thousand dollars (\$5,000).

Dated Borough of Manhattan, City of New York, May 28, 1907.

(Signed) EDWD. PATTERSON, Presiding Justice.

LAW DEPARTMENT.

OFFICE OF THE CORPORATION COUNSEL, NEW YORK.

In the Matter

of

The petition of Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong.

Pursuant to the provisions of section 241 of the Charter of The City of New York, I, William B. Ellison, Corporation Counsel and chief officer of the Law Department of said city, do hereby certify that Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong were the prevailing parties and each of them was a prevailing party in a certain litigation brought in the Supreme Court of the State of New York, County of Kings, entitled the People of the State of New York, plaintiff, vs. Edward J. Dooley and others, defendants, to determine the title to the office of City Magistrate, Second Division, in The City of New York, which the said Dooley, Naumer, O'Reilly and Furlong claim to hold by virtue of appointment by the Hon. Robert A. Van Wyck, then Mayor of The City of New York; and

I do further certify that in my opinion the services rendered in that case to all the said prevailing parties by their counsel, John L. Hill, William D. Veeder, Robert H. Elder and Jerry A. Wernberg, are of the reasonable value of five thousand dollars (\$5,000).

(Signed) WILLIAM B. ELLISON, Corporation Counsel.

In view of the facts and evidence submitted, I would recommend that the Board of Estimate and Apportionment audit and allow, as a charge against the City, the amount certified by the Presiding Justice of the Appellate Division of the First Department and the Corporation Counsel, viz.: \$5,000.

Yours respectfully,

CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.



The following resolution was offered:

Resolved, That, pursuant to the provisions of section 231 of the Greater New York Charter, and in accordance with certificates of Hon. Edward Patterson, Presiding Justice of the Supreme Court, Appellate Division, First Department, and Hon. William B. Ellison, Corporation Counsel, the Board of Estimate and Apportionment hereby audits and allows, as a charge against The City of New York, the sum of five thousand dollars (\$5,000), in full settlement of counsel fees and professional services, including disbursements, rendered by William D. Veeder, Jerry A. Wernberg, Robert H. Elder and John L. Hill to Edward J. Dooley, John Naumer, Frank E. O'Reilly and Henry J. Furlong, prevailing parties in a certain litigation brought in the Supreme Court of the State of New York, County of Kings, entitled "The People of the State of New York, plaintiff, vs. Edward J. Dooley and others, defendants," to determine the title to the office of City Magistrate, Second Division, City of New York, and the Comptroller is hereby authorized to pay the same after proper audit by the Department of Finance out of the proceeds of the sale of Special Revenue Bonds, which the Comptroller is hereby authorized to issue, under the provisions of subdivision 2 of section 188 of the Greater New York Charter, to the amount of five thousand dollars (\$5,000), 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 Secretary presented the following communication from the Supervisor, City Record, and report of the Select Committee, consisting of the Comptroller and the President, Board of Aldermen (to whom, on June 28, 1907, said communication was referred), recommending the fixing of the salary of Secretary and Chief Clerk (one position) in the office of the Supervisor, City Record, at \$2,500 per annum:

BOARD OF CITY RECORD,  
OFFICE OF THE SUPERVISOR,  
NEW YORK, June 25, 1907.

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

SIR—I hereby respectfully request that the Board of Estimate and Apportionment recommend to the Board of Aldermen the establishment of the position of Secretary and Chief Clerk in this office, at a salary of \$2,500 per annum.

Carolyn McKemie, the present Secretary and Chief Clerk, has not received any advance in salary in eight years. As confidential Secretary she has charge of the correspondence and preparation of the calendars for meetings of the Board of City Record. As Chief Clerk she attends to the disposition of the large number of requisitions received from the City departments, courts and county offices for supplies of printing, lithographing, blank books and stationery. This work can be properly performed only by a person who possesses the experience and knowledge such as Miss McKemie, by more than eleven years of faithful service, has acquired.

Owing to consolidation and the growth of the departments the responsibilities and detail work of this bureau have increased enormously.

Miss McKemie's duties have been performed in a satisfactory manner and with aim single to the City's interests; in which statement I am sure my predecessors will concur, and also the Commissioners of Accounts who have made yearly examinations of this office.

I recommend the increase in salary for the present incumbent only, because a long course of training would be necessary before a person could properly discharge the complicated and peculiar duties of the position.

Very respectfully submitted,

PATRICK J. TRACY, Supervisor of the City Record.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
June 29, 1907.

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

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics of the Finance Department, under date of June 29, 1907, relative to the request of the Supervisor of the City Record that the Board of Estimate and Apportionment recommend to the Board of Aldermen the establishment of the position of Secretary and Chief Clerk in his office at a salary of \$2,500 per annum.

In view of the facts contained in said report, it is respectfully recommended that the resolution attached hereto be adopted.

H. A. METZ, Comptroller;

P. F. MCGOWAN, President, Board of Aldermen,  
Select Committee.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
June 29, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to the request of the Supervisor of the City Record that the Board of Estimate and Apportionment recommend to the Board of Aldermen the establishment of the position of Secretary and Chief Clerk in his office at a salary of \$2,500 per annum, referred by the Board of Estimate and Apportionment to a select committee, consisting of the Comptroller and the President of the Board of Aldermen, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

Carolyn McKemie, the present incumbent, was appointed in 1896, and has received no increase in salary for eight years. As Confidential Secretary she has charge of the correspondence, the preparation of the calendars for the meetings of the Board of City Record, and all matters pertaining to the general routine of the office. As Chief Clerk she attends to the disposition of all requisitions received from the various City departments, courts and County offices for supplies of printing and stationery.

The services that she renders the City can only be properly performed by a person who has had experience in this special line of work, such as the present incumbent has gained by eleven years of faithful service in the office.

I, as the predecessor of the present Supervisor of the City Record, take pleasure in recommending the increase in salary of Miss McKemie, because of the knowledge I gained of her work while at the head of that office.

Respectfully yours,

CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

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 the position of Secretary and Chief Clerk in the office of the Supervisor of the City Record, in addition to those already existing therein, with salary at the rate of twenty-five hundred dollars (\$2,500) per annum, for the present incumbent, Carolyn McKemie, only.

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 Washington Heights Taxpayers' Association and the following report of the Commissioner of the Fire Department, to whom, on June 21, 1907, was referred the communication from the Chairman, Committee on Street Openings and Public Improvements, Washington Heights Taxpayers' Association, protesting against the erection of a fire house on West One Hundred and Eighty-first street, near Audubon avenue, Manhattan.

Which were ordered on file.

COLLIN H. WOODWARD,  
No. 968 ST. NICHOLAS AVENUE,  
NEW YORK, June 6, 1907.

To the Honorable Board of Estimate and Apportionment, New York City.

GENTLEMEN—On behalf of the Washington Heights Taxpayers' Association I desire to call your attention to the fact that plans have been drawn for a fire house to be erected on West One Hundred and Eighty-first street, near Audubon avenue, and that the lines of said building are on the present lines of the street, notwithstanding the fact that among the recommendations of the New York City Improvement Commission this street should be widened and made a parkway connecting Washington Bridge with Riverside drive. The Fire Department was advised of the recommendations of the New York City Improvement Commission at the time they purchased the property and went ahead, notwithstanding their attention being drawn to the conflicting of the building with the street widening. A fire house is badly needed in that neighborhood, but why it should be located on this particular street is hard to understand, particularly in view of the recommendations of the commission above referred to.

We would respectfully request your Honorable Board to give this matter very careful consideration, and if possible prevent the erection of a building on West One Hundred and Eighty-first street, the erection of which on the present lines of the street will in all probability prevent the carrying out of the recommendations contained in the report of the New York Street Improvement Commission so far as it affects West One Hundred and Eighty-first street.

Very respectfully,

COLLIN H. WOODWARD,  
Chairman, Committee on Street Openings and Public Improvements.

HEADQUARTERS, FIRE DEPARTMENT, CITY OF NEW YORK,  
Nos. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, June 25, 1907.

JOSEPH HAAG, Esq., Secretary to Board of Estimate and Apportionment, No. 277 Broadway, City:

SIR—I am directed by the Commissioner to acknowledge receipt of your communication of the 22d inst., stating that at meeting of the Board of Estimate and Apportionment a communication (copy of which you inclose) was presented from the Chairman, Committee on Street Openings and Public Improvements, Washington Heights Taxpayers' Association, protesting against the erection of a firehouse on West One Hundred and Eighty-first street, near Audubon avenue, Manhattan, and referred to this Department for consideration, and to state in reply that preparations are now being made for a change of site and the matter is now in the hands of the Comptroller.

Respectfully,

ALFRED M. DOWNES, Secretary.

The Secretary presented the following communication from the Commissioner of Water Supply, Gas and Electricity submitting proposed contract with the Hudson County Water Company, for supplying water to Richmond Borough, together with report of the Select Committee, consisting of the Comptroller and the Chief Engineer of the Board of Estimate, to which on May 28, 1907, said communication was referred, also report of the Deputy and Acting Commissioner of Water Supply, Gas and Electricity, relative to an amended form of contract (said matter having been referred back to the Commissioner on June 28, 1907, for further consideration):

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
Nos. 13 TO 21 PARK ROW,  
NEW YORK, May 14, 1907.

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

DEAR SIR—On the 25th day of May, 1905, John T. Oakley, then Commissioner of Water Supply, Gas and Electricity, entered into a contract with the Hudson County Water Company for the furnishing of a supply of water from the State of New Jersey to the Borough of Richmond. This contract was submitted to and received the approval of the Board of Estimate and Apportionment and was consented to by his Honor the Mayor and Comptroller Edward M. Grout.

Before the company could carry out its agreement with the City, there was introduced and passed by the New Jersey State Legislature a bill prohibiting the furnishing of water to any party or municipality outside of the State boundary. An action was brought to test the constitutionality of this act, and the Court of Errors and Appeals of New Jersey held that the company was not authorized to transmit any surface water beyond the boundaries of the State, but could legally transfer waters obtained from subsurface sources on lands owned by it. An appeal was taken from this decision and the case has been argued before the United States Supreme Court, but no decision has yet been rendered.

To overcome the objection of the State courts, an amendment to this contract has been proposed and submitted to me, which provides for the furnishing of subsurface water. This amendment has been so drafted that the company will be able to furnish surface water in the event of the United States Supreme Court sustaining their appeal. This proposed amendment has been submitted to and received the indorsement of the Corporation Counsel, and I herewith submit same for approval by your Board, together with a copy of the contract of May, 1905.

Respectfully,

JOHN H. O'BRIEN, Commissioner.

Agreement, made this day of May, 1907, by and between The City of New York, a municipal corporation of the State of New York, by John H. O'Brien, Commissioner of Water Supply, Gas and Electricity of said corporation, hereinafter called The City of New York, party of the first part, and the Hudson County Water Company, a corporation of the State of New Jersey, hereinafter called the Water Company, party of the second part, witnesseth:

Whereas, On the 25th day of May, 1905, the parties hereto made and entered into a certain agreement for the provision to the City by the Water Company of a supply of water for the uses and purposes of the Borough of Richmond and its inhabitants, a copy of which agreement is hereto attached marked "A" and made a part hereof, and which it is desired and proposed to amend as hereinafter set forth; now therefore this agreement witnesseth:

That in consideration of the mutual covenants contained herein, and of the expenditures made and to be made by the Water Company for construction for the purposes of this contract, and of the contract of May 25, 1905, it is mutually agreed by and between the parties hereto as follows:

1. That the said contract of May 25, 1905, between The City of New York and the Hudson County Water Company be amended by the insertion at the end of Clause VIII. thereof of the following: "And nothing herein contained shall be construed to prevent the Water Company from delivering to the City pure and wholesome water obtained from any subterranean sources or from surface sources, or both; which the City hereby agrees to accept and to pay for upon the terms and conditions set forth in this agreement."

2. That the contractor shall furnish and deliver to the City good and wholesome water, in which the amount of chlorine shall not exceed at any time 100 parts per million, and shall not average, for any period of two weeks, more than 25 parts per million; and in which water the amount of iron shall not exceed at any time .5 parts per million, and shall not average for any period of two weeks more than .3 parts per million. These averages shall be based on what is shown by analyses made by



the City at its Mount Prospect Laboratory, or any other laboratory that the City may designate; and in the event of dispute the Water Company shall have the right to have the analyses verified at the laboratory of Columbia University.

3. That the obligations of the parties to the said contract of May 25, 1905, shall in no wise be modified or affected by the provisions of this contract, except in respect to the amendment hereinabove mentioned; and that the said contract of May 25, 1905, as so amended is hereby ratified and confirmed.

4. That the Water Company agrees to file with The City of New York simultaneously with the execution and delivery of this contract, an acceptance thereof by the United States Fidelity and Guaranty Company, whose bond in the sum of one hundred thousand dollars (\$100,000), conditioned upon the faithful performance of the contract of May 25, 1905, has heretofore been filed with The City of New York by the Water Company.

In witness whereof the parties hereto have caused their names to be signed to these presents, by their duly authorized officers, and their corporate seals to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK,

By.....

Commissioner of Water Supply, Gas and Electricity.

HUDSON COUNTY WATER COMPANY,

By..... President.

Know all men by these presents, that the United States Fidelity and Guaranty Company, a corporation of the State of Maryland, hereby accepts and consents to the amendment of the contract heretofore made between The City of New York and the Hudson County Water Company, dated May 25, 1905, by the insertion at the end of Clause VIII. thereof of the following:

"And nothing herein contained shall be construed to prevent the Water Company from delivering to the City pure and wholesome water obtained from any subterranean sources or from surface sources, or both; which the City hereby agrees to accept and to pay for upon the terms and conditions set forth in this agreement."

—and the said United States Fidelity and Guaranty Company, as surety for the Hudson County Water Company to The City of New York, hereby agrees that its bond for \$100,000, dated and delivered by it to The City of New York on May 25, 1905, shall be and become applicable to said contract as amended, with the same force and effect as if the said amendment had been contained in the original agreement.

UNITED STATES FIDELITY AND GUARANTY COMPANY,  
..... President.

Attest:

..... Secretary.

Approved as to form:

G. L. STERLING, Acting Corporation Counsel.

I, George B. McClellan, Mayor of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract in all its details.

.....  
Mayor of The City of New York.

I, Herman A. Metz, Comptroller of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract in all its details.

.....  
Comptroller of The City of New York.

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

On this ..... day of February, 1907, before me personally came and appeared John H. O'Brien, who, being by me duly sworn, did depose and say: That he is the Commissioner of Water Supply, Gas and Electricity of The City of New York; that as such Commissioner he signed the foregoing contract on behalf of The City of New York after due approval thereof by the Board of Estimate and Apportionment, and the separate written consent and approval of the said contract in all its details by the Mayor and Comptroller.

Sworn to before me this ..... day of February, 1907.

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

On this ..... day of February, 1907, before me personally came and appeared Turner A. Beall, to me known, who, being by me duly sworn, did depose and say: That he is the president of the Hudson County Water Company; that he knows the corporate seal of said company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the board of directors of the said company, and that he signed his name thereto by like authority as president of said company.

Sworn to before me this ..... day of February, 1907.

Know all men by these presents, that we, the Hudson County Water Company, a corporation of the State of New Jersey, and the United States Fidelity and Guaranty Corporation, a corporation of the State of Maryland, are held and firmly bound unto The City of New York in the sum of one hundred thousand dollars (\$100,000), lawful money of the United States of America, to be paid to the said The City of New York, or to its certain attorneys, successors or assigns, for which payment well and truly to be made, we and each of us do bind ourselves and our several and respective successors and assigns jointly and severally firmly by these presents.

Sealed with our seals, dated this ..... day of February, one thousand nine hundred and seven.

Whereas, The above bounden the Hudson County Water Company, by an instrument in writing under its corporate seal and bearing even date herewith, one original copy of which is hereto annexed, has amended a certain contract made by it on the 25th day of May, 1905, with the said The City of New York, by the Commissioner of Water Supply, Gas and Electricity, to furnish and deliver to the said The City of New York an ample and abundant supply of pure and wholesome water for the uses and purposes of the Borough of Richmond, which amendment provides that "nothing herein contained shall be construed to prevent the Water Company from delivering to the City pure and wholesome water obtained from any subterranean sources."

Now, therefore, the condition of the above obligation is such that if the said above bounden the Hudson County Water Company, its successors or assigns, or any or either of them shall well and truly perform or cause to be performed the said contract of May 25, 1905, as hereinabove amended, and each and every of the covenants, promises, agreements and provisions therein contained to be performed, and complete the same within the period therein stipulated, and in each and every respect comply with the conditions therein contained, this obligation to be void; otherwise to remain in full force and virtue.

HUDSON COUNTY WATER COMPANY,

..... President.

Attest: ..... Secretary.

THE UNITED STATES FIDELITY AND GUARANTY COMPANY,

..... President.

Attest: ..... Secretary.

Approved as to form:

G. L. STERLING, Acting Corporation Counsel.

Agreement, made this 25th day of May, 1905, by and between The City of New York, a municipal corporation of the State of New York, by John T. Oakley, Commissioner of Water Supply, Gas and Electricity of said corporation, hereinafter called The City of New York (as authorized by chapter 466 of the Laws of 1901), party of the first part, and the Hudson County Water Company, a corporation of the State of New Jersey, hereinafter called the Water Company, party of the second part;

Whereas, The said Water Company is duly incorporated under and pursuant to the provisions of the law of the State of New Jersey, and controls an abundant supply of pure and wholesome water; and

Whereas, The said Commissioner of Water Supply, Gas and Electricity has duly examined into the sources of water supply of the said Water Company, and has determined that the same is wholesome and adequate for furnishing the quantity of pure and wholesome water to The City of New York for the uses and purposes of the Borough of Richmond and its inhabitants, which the Water Company hereinafter agrees to furnish; and

Whereas, The Commissioner of Water Supply, Gas and Electricity of The City of New York has agreed with the said party of the second part as to the terms and conditions upon which the said party of the second part will supply water for the purposes aforesaid; and

Whereas, The proposed contract in all its details was submitted to the Board of Estimate and Apportionment of the party of the first part, which assented to and approved of the execution of the said contract as submitted, by resolution adopted May 19, 1905; and

Whereas, The proposed contract in all its details was submitted to the Mayor and the Comptroller of The City of New York, and the separate written consent and approval of both was obtained respectively on the 29th day of May, 1905, and on the 29th day of May, 1905, to the execution of said contract as submitted; now, therefore, this agreement witnesseth:

That in consideration of the mutual covenants herein contained, and of the expenditures to be made by the Water Company for construction for the purpose of this contract, it is mutually agreed by and between the parties hereto as follows:

1. That the said Water Company shall, within one year after the execution and delivery of this contract lay two water mains, not less than 30 inches in diameter each, to connect its water mains in the City of Bayonne, N. J., with the water mains of The City of New York, at the intersection of Richmond terrace and Van street, West New Brighton, in the Borough of Richmond, in the City of New York, or at such other convenient point or points as may hereafter be mutually agreed upon in writing between The City of New York and the Water Company.

2. The Water Company shall forthwith, upon the completion of such connections, furnish and supply through such connections from its water mains, to and into the water mains of The City of New York, an adequate supply of pure and wholesome filtered water for all the purposes for which the said City of New York may lawfully use, sell or supply water in said Borough of Richmond, as may be required by The City of New York; and thereafter while this contract shall remain in force, the said Water Company shall continue so to furnish such an adequate and ample supply of pure and wholesome filtered water to The City of New York, at a pressure at the above mentioned point of connection of 60 pounds to the square inch.

3. The City of New York agrees to proceed with all due diligence and as rapidly as possible to construct and install in the said Borough of Richmond an adequate system of piping, pumping and reservoirs for the distribution of said water; and upon the completion of the same The City of New York also agrees to purchase and accept from the Water Company, and to take, from the beginning of the delivery of water under this agreement, a minimum quantity of three million gallons per day, and in addition thereto such further quantity as shall be necessary from time to time, at the following rates, namely:

For the first four million gallons purchased each day, \$70 per million gallons;

For the fifth million gallons purchased each day, \$65;

For the sixth million gallons purchased each day, \$60;

For the seventh million gallons purchased each day, and for all thereafter, \$55 per million gallons.

Payments are to be made monthly, within thirty days after the voucher for the same is presented to the Comptroller for the quantity of water furnished during each next preceding month, according to meter register; and in the event that the average daily consumption during any month shall not equal the agreed minimum quantity of three million gallons per day, The City of New York shall pay, as an alternative fixed and agreed price for the amount of water actually taken during the said month, the sum of \$210 per day.

4. The Water Company is to carefully measure all water delivered under this contract, by meters set for that purpose at the point or points of connection with The City of New York's distributing system, and The City of New York by its proper officials of its Department of Water Supply, Gas and Electricity, shall at all times have reasonable opportunity to inspect, examine and test the meters and appliances for measurement, and if the same be found to register incorrectly, the proper adjustment of the bills for water is to be made, by arbitration if necessary, one arbitrator to be named by The City of New York, one by the Water Company and a third to be selected by those two, and the decision of the majority to be binding upon both parties, and the expense of such test and arbitration to be divided equally between the Water Company and The City of New York; the adjustment of the bills so to continue until the meter has either been repaired or a new one substituted that shall work satisfactorily.

5. The Water Company agrees to file with The City of New York, simultaneously with the execution and delivery of this contract, a satisfactory surety company bond in the sum of one hundred thousand dollars, conditioned upon the faithful performance of this contract by the Water Company.

6. The Water Company agrees to complete the work and begin the delivery of water hereunder within one year from the date of this contract, as hereinabove provided, unless prevented or delayed by reason of strikes, accidents, litigation, or other cause unavoidable or beyond the control of the Water Company, and any time lost by such delays shall not be computed within the said year, but shall be added thereto.

7. This contract shall continue in force for a period of ten years from the date of the first delivery of water hereunder, with the privilege to The City of New York to renew the same for a second period of ten years, upon the same terms and conditions, by giving to the Water Company one year's notice in writing of its intention so to renew; and the provisions thereof shall be binding upon and apply to the successors and assigns of the parties hereto.

8. Nothing herein contained shall be construed to prevent The City of New York from buying or otherwise obtaining any portion of its supply of water for the Borough of Richmond from the water companies now in the said borough, or from a plant or plants of the City, if the City should so desire; nor shall this contract be construed in any manner as an agreement to buy the water supply for the Borough of Richmond from the Hudson County Water Company exclusively. And the agreement of the City to construct and install an adequate system of piping, pumping and reservoirs shall not be construed to prevent the City, if it so determines, from purchasing or otherwise acquiring the plants and systems now in the Borough of Richmond, or such part thereof as shall be desired.

In witness whereof, the parties hereto have caused their names to be signed to these presents, by their duly authorized officers, and their corporate seals to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK,

By JNO. T. OAKLEY,

Commissioner of Water Supply, Gas and Electricity.

HUDSON COUNTY WATER COMPANY,

By TURNER A. BEALL, President.

Attest:

[SEAL.] CLARENCE F. WALKER, Secretary.

Approved as to form:

G. L. STERLING, Acting Corporation Counsel.

I, George B. McClellan, Mayor of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract in all its details.

(Signed) GEO. B. McCLELLAN,

Mayor of The City of New York.



I, Edward M. Grout, Comptroller of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract in all its details.

(Signed) EDWARD M. GROUT,  
Comptroller of The City of New York.

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

On this first day of June, 1905, before me personally came and appeared John T. Oakley, who being by me duly sworn, did depose and say: That he is the Commissioner of Water Supply, Gas and Electricity of The City of New York; that as such Commissioner he signed the foregoing contract on behalf of The City of New York after due approval thereof by the Board of Estimate and Apportionment, and the separate written consent and approval of the said contract in all its details by the Mayor and Comptroller.

JNO. T. OAKLEY.

Sworn to before me this first day of June, 1905.

WM. M. BLAKE,  
Notary Public, No. 225, New York County.

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

On this 25th day of May, 1905, before me personally came and appeared Turner A. Beall, to me known, who being by me duly sworn, did depose and say: That he is the President of the Hudson County Water Company; that he knows the corporate seal of said company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the Board of Directors of the said company, and that he signed his name thereto by like authority as President of said company.

TURNER A. BEALL.

Sworn to before me this 25th day of May, 1905.

A. W. STUMP,  
Notary Public, New York County.

NEW YORK, June 13, 1907.

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

SIR—At the meeting of the Board of Estimate and Apportionment held May 24, 1907, there was presented a communication from the Commissioner of Water Supply, Gas and Electricity submitting proposed amendments to the contract entered into on May 25, 1905, with the Hudson County Water Company for furnishing water from New Jersey to the Borough of Richmond, and the matter was referred to the Comptroller and the Chief Engineer of the Board for consideration and report.

The contract of May 25, 1905, was designed to furnish a supply of water for the Borough of Richmond, the water to be taken from the mains of the Hudson County Water Company, in the City of Bayonne, N. J., the supply being filtered surface water. The Legislature of the State of New Jersey, about the time this contract was executed, enacted a law prohibiting the sale of surface waters of the State of New Jersey to any municipal or other corporation outside the State, so that the contractor has been unable to supply any water to The City of New York.

It is now proposed to amend the contract by adding to article 8 a clause providing that "nothing herein contained shall be construed to prevent the water company from delivering to the City pure and wholesome water obtained from any subterranean source or from surface sources, or both, which the City hereby agrees to accept and to pay for upon the terms and conditions set forth in this agreement."

The object of this addition is to permit the company to develop sources of supply from driven wells, and we have been advised that there are certain wells in the vicinity of Newark, and from which that city formerly obtained a part of its supply, which the contractor hopes to secure and to use for furnishing at least a portion of the water to be supplied to The City of New York under this contract.

The contract as originally submitted contained no standard of purity for the underground water, and at our suggestion that such a standard be incorporated in the contract the Commissioner of Water Supply has inserted such a standard, which is identical with that incorporated in the proposed contract of Mr. Silas W. Titus for furnishing water from Long Island. The specification relates merely to chlorine and iron, there being no bacteriological standard specified. We have been advised that the water from the wells near Newark is of excellent quality, showing very few bacteria. It may be, therefore, that the standard of purity proposed by the Commissioner of Water Supply is sufficient.

We have no assurance that the contractor has secured the right to use the wells above referred to, and it is possible that the water which might be furnished will come from entirely different sources. The price to be paid is the same as that named in the contract of May 25, 1905, namely, \$70 per million gallons for the first four millions, \$65 for the fifth million, \$60 for the sixth million and \$55 for the seventh and each additional million.

Since the contract of 1905 was made the City has purchased the Crystal Water Company, and the Board has agreed upon terms for the purchase of the Staten Island Water Supply Company. The Board of Aldermen, however, has twice disapproved of the issue of Corporate Stock to provide for this purchase, and on June 7 the Board of Estimate and Apportionment for the third time passed a resolution providing for an issue of Corporate Stock in the sum of \$1,100,000, which has again been submitted to the Board of Aldermen for its consideration. The proposed amendment of the contract of 1905, therefore, comes at a time when it is uncertain whether the City, by the acquisition of the Staten Island Water Supply Company, could furnish a large part or all of the supply for the Borough of Richmond, although the contract as amended will provide that the City may obtain any portion of its supply from the water companies now in the Borough of Richmond or from the plants developed by the City; but the City, under the contract, would be obliged to purchase and accept a minimum of three million gallons per day, which would be paid for at the rate of \$70 per million gallons.

Under the proposed modification of the contract of 1905 the City would pay for underground water the same price per million gallons which it was to have paid for filtered surface water of known quality and purity, and the question has naturally suggested itself as to whether, if underground water is furnished, there should not be a reduction in the price to be paid. This matter has been discussed with Mr. Beall, president of the company, who insists that as he would have to build long additional pipe lines to convey this underground water to the Borough of Richmond, it being impossible for him to use the mains carrying the present filtered water supply, such a reduction in price would be unfair. This may be true from his standpoint, yet we cannot but believe that this underground water may be worth less to The City of New York than the supply which was to have been furnished under the original contract.

We would suggest that the price to be paid the Hudson County Water Company, in case it furnishes water other than that contemplated in the original contract, should be fixed at \$65 per million gallons, instead of \$70. If the Board approves of this suggestion it will be necessary to return the contract to the Commissioner of Water Supply, Gas and Electricity for amendment.

Respectfully,

H. A. METZ, Comptroller.  
NELSON P. LEWIS,  
Chief Engineer, Board of Estimate and Apportionment.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
Nos. 13 to 21 PARK ROW,  
CITY OF NEW YORK, July 2, 1907.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 280 Broadway, New York City:

DEAR SIR—The proposed contract with the Hudson County Water Company has been again amended by adding the following:

"The price to be paid the water company in case it furnishes water other than contemplated in the original contract shall be fixed at \$65 per 1,000,000 gallons, instead of \$70."

—this modification being made to comply with the report of the committee consisting of the Comptroller and the Chief Engineer of the Board of Estimate and Apportionment, submitted at the meeting of your Board June 28, 1907.

Commissioner O'Brien yesterday inadvertently wrote to Engineer Lewis on this matter and forwarded a copy of the new contract, which I have withdrawn.

As the contract is now ready for adoption the Commissioner is anxious that it be placed on the next calendar.

Respectfully,

FRANK J. GOODWIN, Deputy and Acting Commissioner.

Agreement, made this day of May, 1907, by and between The City of New York, a municipal corporation of the State of New York, by John H. O'Brien, Commissioner of Water Supply, Gas and Electricity of said corporation, hereinafter called The City of New York, party of the first part, and the Hudson County Water Company, a corporation of the State of New Jersey, hereinafter called the Water Company, party of the second part, witnesseth:

Whereas, On the 25th day of May, 1905, the parties hereto made and entered into a certain agreement for the provision to the City by the Water Company of a supply of water for the uses and purposes of the Borough of Richmond and its inhabitants, a copy of which agreement is hereto attached, marked "A" and made a part hereof, and which it is desired and proposed to amend as hereinafter set forth; now therefore this agreement witnesseth:

That, in consideration of the mutual covenants contained herein, and of the expenditures made and to be made by the Water Company for construction for the purposes of this contract and of the contract of May 25, 1905, it is mutually agreed by and between the parties hereto as follows:

1. That the said contract of May 25, 1905, between The City of New York and the Hudson County Water Company be amended by the insertion at the end of Clause VIII. thereof of the following: "And nothing herein contained shall be construed to prevent the Water Company from delivering to the City pure and wholesome water obtained from any subterranean sources or from surface sources, or both; which the City hereby agrees to accept and to pay for upon the terms and conditions set forth in this agreement, except that the price to be paid the Water Company, in case it furnishes water other than that contemplated in the original contract of May 25, 1905, is hereby fixed at sixty-five dollars (\$65) per million gallons, instead of seventy dollars (\$70), for the first four million gallons furnished per day, the further schedule of prices to remain as in the original contract of May 25, 1905. The contractor shall furnish and deliver to the City good and wholesome water in which the amount of chlorine shall not exceed at any time 100 parts per million, and shall not average for any period of two weeks more than 25 parts per million; and in which water the amount of iron shall not exceed at any time .5 parts per million, and shall not average for any period of two weeks more than .3 parts per million. These averages shall be based on what is shown by analyses made by the City at its Mount Prospect Laboratory, or any other laboratory that the City may designate; and in the event of dispute the Water Company shall have the right to have the analyses verified at the laboratory at Columbia University.

2. That the obligations of the parties to the said contract of May 25, 1905, shall in no wise be modified or affected by the provisions of this contract, except in respect to the amendment hereinabove mentioned; and that the said contract of May 25, 1905, as so amended is hereby ratified and confirmed.

3. That the Water Company agrees to file with The City of New York, simultaneously with the execution and delivery of this contract, an acceptance thereof by the United States Fidelity and Guaranty Company, whose bond in the sum of one hundred thousand dollars (\$100,000), conditioned upon the faithful performance of the contract of May 25, 1905, has heretofore been filed with The City of New York by the Water Company.

In witness whereof the parties hereto have caused their names to be signed to these presents, by their duly authorized officers, and their corporate seals to be hereunto affixed, the day and year first above written.

THE CITY OF NEW YORK,

By.....  
Commissioner of Water Supply, Gas and Electricity.

HUDSON COUNTY WATER COMPANY,  
By.....President.

Attest: .....Secretary.

Approved as to form:  
WILLIAM B. ELLISON, Corporation Counsel.

I, George B. McClellan, Mayor of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract, in all its details.

.....  
Mayor of The City of New York.

I, Herman A. Metz, Comptroller of The City of New York, do, pursuant to section 471 of the Charter of the said City, hereby consent to and approve of the foregoing proposed contract, in all its details.

.....  
Comptroller of The City of New York.

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

On this day of May, 1907, before me personally came and appeared John H. O'Brien, who being by me duly sworn, did depose and say: That he is the Commissioner of Water Supply, Gas and Electricity of The City of New York; that as such Commissioner he signed the foregoing contract on behalf of The City of New York after due approval thereof by the Board of Estimate and Apportionment, and the separate written consent and approval of the said contract in all its details by the Mayor and Comptroller.

Sworn to before me, this day of May, 1907.

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

On this day of May, 1907, before me personally came and appeared Turner A. Beall, to me known, who being by me duly sworn did depose and say: That he is the president of the Hudson County Water Company; that he knows the corporate seal of said company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the board of directors of the said company and that he signed his name thereto by like authority as president of said company.

Sworn to before me, this day of May, 1907.

Know all men by these presents, that the United States Fidelity and Guaranty Company, a corporation of the State of Maryland, hereby accepts and consents to the amendment of the contract heretofore made between The City of New York and the Hudson County Water Company, dated May 25, 1905, by the insertion at the end of Clause VIII. thereof of the following:

"And nothing herein contained shall be construed to prevent the Water Company from delivering to the City pure and wholesome water obtained from any subterranean sources or from surface sources, or both; which the City hereby agrees to accept and to pay for upon the terms and conditions set forth in this agreement, except that the price to be paid the Water Company in case it furnishes water other than that contemplated in the original contract of May 25, 1905, is hereby fixed at sixty-five dollars (\$65) per million gallons instead of seventy dollars (\$70) for the first four million gallons furnished per day, the further schedule of prices to remain as in the original contract of May 25, 1905. The Contractor shall furnish and deliver to the City good and wholesome water in which the amount of chlorine shall not exceed at any time 100 parts per million, and shall not average for any period of two weeks more than 25 parts per million, and in which water the amount of iron shall not exceed at any time .5 part per million, and shall not average for any period of two weeks more than .3 part per million. These aver-



ages shall be based on what is shown by analyses made by the City at its Mount Prospect laboratory, or by any other laboratory that the City may designate; and in the event of dispute, the Water Company shall have the right to have the analyses verified at the laboratory of Columbia University,"—and the said United States Fidelity and Guaranty Company, as surety for the Hudson County Water Company to The City of New York, hereby agrees that its bond for \$100,000, dated and delivered by it to The City of New York on May 25, 1905, shall be and become applicable to said contract as amended, with the same force and effect as if the said amendment had been contained in the original agreement.

## UNITED STATES FIDELITY AND GUARANTY COMPANY,

President.

Attest:

Secretary.

Approved as to form.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby assents to and approves of, in all its details, the proposed contract or agreement submitted by the Commissioner of the Department of Water Supply, Gas and Electricity, under date of May 14, 1907, between The City of New York, by said Commissioner, and the Hudson County Water Company, providing for the amendment of a certain agreement made May 25, 1905, between The City of New York, by the said Commissioner, and the Hudson County Water Company, for the furnishing of an adequate and ample supply of pure and wholesome water to The City of New York, for the uses and purposes of the Borough of Richmond and its inhabitants, for a term of ten years from the date of the first delivery of water thereunder.

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 report (sixth partial) of the Commission on Salaries and Grades, appointed by the Board of Estimate, covering classifications designated Schedule "K," of titles of positions and rates of compensation for each of the City departments, offices and courts, of the positions therein of a "special" character not covered by Schedule "A" to "J," heretofore submitted.

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

COMMISSION ON SALARIES AND GRADES,  
SELECTED BY THE BOARD OF ESTIMATE AND APPORTIONMENT,  
No. 299 BROADWAY,  
NEW YORK, July 2, 1907.

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

We herewith submit a sixth partial report covering classifications designated Schedule "K," of titles of positions and rates of compensation for each of the City Departments, Offices and Courts, of the positions therein of a "Special" character not covered by Schedules "A" to "J" heretofore submitted.

This classification does not include those positions of which the titles are and the rates of compensation are not in agreement with the proposed Schedules "A" to "J" and which are to be continued "for incumbents only" and will be made the subject of a separate classification after the proposed schedules have been adopted.

A separate enumeration will also be made of the officials whose compensation is fixed by statute.

## APPOINTMENTS AND INCREASES OF SALARY UNDER SCHEDULE "K."

No appointments or increases of salary under Schedule "K" may be made in excess of the number of incumbents at each rate of compensation under each title of position, as shall be fixed by the Board of Estimate and Apportionment in the annual itemized budgets and as otherwise legally provided.

The Rapid Transit Commission is omitted from this schedule because of the passing of the "Public Utilities Bill."

## SCHEDULE "K." "SPECIAL" POSITIONS.

TITLES OF "SPECIAL" POSITIONS NOT COVERED BY SCHEDULES "A" TO "J" HERETOFORE SUBMITTED, AND RATES OF ANNUAL COMPENSATION.

## Under the Jurisdiction of the Mayor.

## THE MAYOR'S OFFICE.

Secretary .....	\$6,000 00
Executive Secretary .....	6,000 00
Chief Clerk and Bond and Warrant Clerk .....	3,500 00
Messenger .....	1,950 00

## THE BUREAU OF LICENSES.

Chief of the Bureau of Licenses .....	\$2,800 00
Deputy Chief of the Bureau of Licenses, Manhattan and The Bronx .....	2,000 00
Deputy Chief of the Bureau of Licenses, Brooklyn .....	2,000 00

## Under the Jurisdiction of the Board of Aldermen and City Clerk.

Private Secretary to President .....	\$3,000 00
First Deputy .....	5,000 00
Deputy City Clerk .....	2,000 00
Deputy City Clerk .....	1,500 00
Cashier .....	2,100 00
Custodian .....	2,000 00
Custodian .....	1,950 00
Custodian .....	1,350 00
Custodian .....	1,252 00
Chief Clerk .....	5,000 00
Sergeant-at-Arms .....	1,500 00
Assistant Sergeant-at-Arms .....	1,200 00
Assistant Sergeant-at-Arms .....	1,000 00
Librarian .....	2,000 00

## IN THE DEPARTMENT OF FINANCE.

## Under the Jurisdiction of the Comptroller.

Deputy Comptroller .....	\$7,500 00
Assistant Deputy Comptroller .....	6,000 00
Supervising Statistician and Examiner .....	6,000 00
Chief Accountant and Bookkeeper .....	5,000 00
Engineer .....	6,000 00
Auditor of Accounts .....	5,000 00
Auditor of Accounts .....	4,500 00
Auditor of Accounts .....	4,000 00
Auditor of Accounts .....	3,500 00
Auditor of Accounts .....	3,000 00
Auditor of Accounts .....	3,000 00
Auditor of Accounts .....	2,700 00
Auditor of Accounts .....	2,400 00
Auditor of Accounts .....	2,100 00
Deputy Auditor of Accounts .....	3,000 00
Deputy Auditor of Accounts .....	2,700 00
Deputy Auditor of Accounts .....	2,500 00
Deputy Auditor of Accounts .....	2,400 00

Deputy Auditor of Accounts .....	2,100 00
Deputy Auditor of Accounts .....	1,800 00
Chief Examining Inspector (salary not fixed) .....	
Examining Inspector .....	2,100 00
Examining Inspector .....	1,950 00
Examining Inspector .....	1,800 00
Examining Inspector .....	1,650 00
Examining Inspector .....	1,500 00
Examining Inspector .....	1,350 00
Examining Inspector .....	1,200 00
Expert Accountant .....	4,000 00
Expert Accountant .....	3,750 00
Expert Accountant .....	3,500 00
Expert Accountant .....	3,000 00
Expert Accountant .....	2,500 00
Secretary to the Comptroller .....	5,000 00
City Paymaster .....	6,000 00
Deputy City Paymaster .....	2,750 00
Deputy City Paymaster .....	2,500 00
Deputy City Paymaster .....	2,250 00
Deputy City Paymaster .....	2,000 00
Chief Stock and Bond Clerk .....	5,000 00
Collector of City Revenues and Superintendent of Markets .....	4,000 00
Deputy Collector of City Revenues .....	2,500 00
Deputy Superintendent of Markets .....	3,000 00
Bank Messenger .....	1,350 00
Bank Messenger .....	1,200 00
Bank Messenger .....	1,050 00
Messenger in the Paymaster's Office and Auditing Bureau .....	1,200 00
Collector of Assessments and Arrears .....	4,500 00
Deputy Collector of Assessments and Arrears .....	4,000 00
Deputy Collector of Assessments and Arrears .....	3,500 00
Deputy Collector of Assessments and Arrears .....	2,250 00
Deputy Collector of Assessments and Arrears .....	2,000 00
Receiver of Taxes .....	7,000 00
Deputy Receiver of Taxes .....	4,000 00
Deputy Receiver of Taxes .....	3,750 00
Deputy Receiver of Taxes .....	3,000 00
Deputy Receiver of Taxes .....	2,500 00
Deputy Receiver of Taxes .....	2,100 00
Cashier .....	2,500 00
Cashier .....	2,250 00
Cashier .....	2,100 00
Cashier .....	1,950 00
Cashier .....	1,800 00
Cashier .....	1,650 00
Cashier .....	1,500 00
Cashier .....	1,350 00
Cashier .....	1,200 00
Appraiser of Real Estate .....	4,000 00
Examiner of Accounts of Institutions .....	5,000 00
Examiner of Accounts of Institutions .....	3,000 00
Examiner of Accounts of Institutions .....	1,650 00
Examiner of Accounts of Institutions .....	1,500 00
Examiner of Accounts of Institutions .....	1,350 00
Examiner of Accounts of Institutions .....	1,200 00
Medical Examiner .....	3,000 00
Medical Examiner .....	2,500 00
Chief of Division of Law and Adjustment (not filled) .....	4,500 00
Automobile Engineman .....	1,500 00
Automobile Engineman .....	1,350 00
Automobile Engineman .....	1,200 00
Chemist .....	3,000 00
Chief Clerk .....	3,150 00
Examiner .....	3,500 00
Statistician .....	1,800 00
Statistician .....	1,650 00
Statistician .....	1,500 00
Statistician .....	1,200 00
Bookbinder .....	1,500 00
Bookbinder .....	1,350 00
Bookbinder .....	1,200 00
Bookbinder .....	1,080 00 (for incumbent only)
Bookbinder .....	1,050 00
Veterinarian .....	1,800 00
Law Clerk .....	2,600 00
Law Clerk .....	1,800 00
Law Clerk .....	1,350 00
Law Clerk .....	1,200 00
Examiner of Sewer Claims .....	1,800 00
Examiner of Sewer Claims .....	1,650 00
Examiner of Sewer Claims .....	1,500 00
Examiner of Sewer Claims .....	1,350 00
Examiner of Sewer Claims .....	1,200 00
Examiner of Sewer Claims .....	1,050 00
Collection Clerk .....	1,350 00
Collection Clerk .....	1,200 00

## Under the Jurisdiction of the Chamberlain.

Deputy Chamberlain .....	\$7,500 00
Secretary to Chamberlain .....	2,000 00
Warrant Clerk in office of Chamberlain .....	2,500 00
Warrant Clerk in office of Chamberlain .....	1,500 00
Warrant Clerk in office of Chamberlain .....	1,350 00
Bank Messenger in office of Chamberlain .....	1,200 00
Examiner of Endorsements and Coupons in office of Chamberlain .....	1,000 00

## Under the Jurisdiction of the Law Department.

Assistant .....	\$10,000 00
Assistant .....	9,000 00
Assistant .....	8,500 00
Assistant .....	8,000 00
Assistant .....	7,500 00
Assistant .....	7,000 00
Assistant .....	6,500 00
Assistant .....	6,000 00
Assistant .....	5,500 00
Assistant .....	5,000 00
Assistant .....	4,500 00
Assistant .....	4,000 00
Assistant .....	3,500 00
Assistant .....	3,000 00
Assistant .....	2,500 00
Assistant .....	2,000 00
Junior Assistant .....	2,550 00
Junior Assistant .....	2,250 00
Junior Assistant .....	1,950 00
Junior Assistant .....	1,800 00
Junior Assistant .....	1,500 00
Junior Assistant .....	1,200 00
Assistant, in the Bureau of Street Openings .....	7,500 00
Assistant, in the Bureau of Street Openings .....	5,500 00
Assistant, in the Bureau of Street Openings .....	4,500 00
Assistant, in the Bureau of Street Openings .....	4,000 00
Assistant, in the Bureau of Street Openings .....	3,500 00



Assistant, in the Bureau of Street Openings.....	3,000 00
Assistant, in the Bureau of Street Openings.....	2,750 00
Assistant, in the Bureau of Street Openings.....	2,100 00
Assistant, in the Bureau of Street Openings.....	1,800 00
Junior Assistant, in the Bureau of Street Openings.....	1,800 00
Junior Assistant, in the Bureau of Street Openings.....	1,500 00
Junior Assistant, in the Bureau of Street Openings.....	1,200 00
Chief Clerk.....	5,000 00
Assistant Chief Clerk, Law Department.....	4,500 00
Assistant Chief Clerk, main office.....	4,000 00
Practice Clerk, main office.....	3,600 00
Secretary to the Corporation Counsel.....	3,500 00
Cashier, Bureau of Arrears of Personal Taxes.....	2,000 00
Librarian.....	2,800 00
Chief Computer of Assessments.....	3,000 00
Computer of Assessments.....	2,400 00
Computer of Assessments.....	2,100 00
Computer of Assessments.....	2,000 00
Computer of Assessments.....	1,950 00
Computer of Assessments.....	1,800 00
Computer of Assessments.....	1,650 00
Computer of Assessments.....	1,500 00
Computer of Assessments.....	1,350 00
Computer of Assessments.....	1,200 00
Computer of Assessments.....	1,050 00
Law Clerk.....	2,400 00
Law Clerk.....	2,250 00
Law Clerk.....	2,100 00
Law Clerk.....	1,950 00
Law Clerk.....	1,800 00
Law Clerk.....	1,650 00
Law Clerk.....	1,500 00
Law Clerk.....	1,350 00
Law Clerk.....	1,200 00
Law Clerk.....	1,050 00

*Under the Jurisdiction of the President of the Borough of Manhattan, Including the Superintendent of Buildings.*

General Administration.	
Secretary of the Borough.....	\$4,000 00
Auditor.....	4,000 00
Commissioner of Public Works.....	6,000 00
Assistant Commissioner of Public Works.....	5,000 00
Secretary to Commissioner.....	2,500 00
Cashier—Highways.....	2,400 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Consulting Architect.....	Not filled.
Consulting Engineer of Public Buildings.....	8,000 00

*Bureau of Engineer of Street Openings.*

Engineer of Street Openings.....	\$5,000 00
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*Bureau of Highways.*

Superintendent of Highways.....	\$5,000 00
Confidential Inspector.....	1,800 00
Chief Engineer, Highways.....	5,000 00
Engineer (title changed from Principal Assistant Engineer).....	3,500 00
Departmental Inspector.....	1,500 00
General Inspector.....	3,000 00
General Inspector.....	1,800 00
General Inspector of Streets and Roads.....	2,550 00
Chemist.....	1,800 00
Keeper of Yard.....	900 00

*Bureau of Incumbrances.*

Superintendent of Incumbrances.....	\$3,000 00
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*Bureau of Sewers.*

Superintendent of Sewers.....	\$5,000 00
Private Secretary.....	1,750 00
Chief Engineer of Sewers.....	6,000 00
Cashier, Bureau of Sewers.....	1,800 00
Engineer (title changed from Principal Assistant Engineer).....	4,000 00
General Inspector.....	2,550 00
Secretary, Bureau of Sewers.....	2,850 00
Superintendent of Construction.....	2,550 00
Superintendent of Maintenance.....	2,700 00

*Bureau of Public Buildings and Offices.*

Superintendent of Public Buildings and Offices.....	\$5,000 00
Departmental Inspector.....	2,100 00
Stationary Engineer.....per day	5 00
Stationary Engineer.....per day	4 50
Stationary Engineer.....per day	4 00
Stationary Engineer.....per day	1,500 00
Dynamo Engineer.....per day	4 50
Janitor-Engineer.....per day	4 50

*Bureau of Public Baths and Public Comfort Stations.*

Superintendent of Public Baths and Public Comfort Stations.....	\$2,550 00
Foreman of Public Baths.....per day	4 75

*Bureau of Buildings.*

Superintendent of Buildings.....	\$5,000 00
Assistant Superintendent of Buildings.....	4,000 00
Secretary to the Superintendent.....	2,500 00
Chief Clerk.....	3,000 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00

*Under the Jurisdiction of the President of The Bronx, Including the Superintendent of Buildings.*

General Administration.	
Secretary of the Borough.....	\$4,000 00
Consulting Architect.....	Not filled.
Commissioner of Public Works.....	6,000 00
Commissioner of Public Works.....	5,000 00
Assistant Commissioner of Public Works.....	5,000 00
Assistant Commissioner of Public Works.....	4,000 00
Secretary to Commissioner of Public Works.....	3,000 00
Confidential Inspector.....	1,800 00
Chief Clerk.....	4,000 00
Chief Clerk.....	3,500 00
General Bookkeeper.....	4,000 00
General Bookkeeper.....	3,500 00
Chief Engineer.....	7,500 00
Deputy Chief Engineer.....	6,000 00

*Topographical Bureau.*

Topographical Engineer.....	\$5,000 00
Topographical Engineer.....	4,000 00
Assistant Engineer.....	3,600 00
Engineer in charge of Street Openings.....	4,500 00

*Bureau of Highways.*

Engineer (title changed from Principal Assistant Engineer).....	\$5,000 00
Engineer (title changed from Principal Assistant Engineer).....	4,500 00
Superintendent of Highways.....	5,000 00
Superintendent of Highways.....	4,000 00
Cashier—Highways.....	1,800 00
General Inspector and Foreman.....	2,100 00
General Inspector.....	2,400 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Automobile Engineman.....per day	4 00
Stationary Engineer.....per day	4 00
Steam Roller Engineer.....per day	4 00

*Bureau of Sewers.*

Superintendent of Sewers.....	\$5,000 00
Superintendent of Sewers.....	4,000 00
Engineer in charge of Sewers.....	6,000 00
Engineer in charge of Sewers.....	5,000 00

*Bureau of Public Buildings and Offices.*

Superintendent of Public Buildings and Offices.....	\$5,000 00
Superintendent of Public Buildings and Offices.....	4,000 00

*Bureau of Buildings.*

Superintendent of Buildings.....	\$6,000 00
Superintendent of Buildings.....	5,000 00
Assistant Superintendent of Buildings.....	5,000 00
Assistant Superintendent of Buildings.....	4,000 00
Secretary to the Superintendent.....	3,000 00
Secretary to the Superintendent.....	2,500 00
General Inspector.....	4,000 00

*Under the Jurisdiction of the President of the Borough of Brooklyn, Including the Superintendent of Buildings.*

General Administration.	
Secretary of the Borough.....	\$4,000 00
Confidential Inspector.....	1,800 00
Secretary to the President.....(for John A. Heffernan only)	4,000 00
Consulting Architect.....	Not filled.
Commissioner of Public Works.....	6,000 00
Assistant Commissioner of Public Works.....	5,000 00
Secretary to Commissioner of Public Works.....	3,000 00
Consulting Engineer.....	8,000 00
General Bookkeeper.....	3,000 00
Searcher.....	1,650 00
Searcher.....	1,500 00
Searcher.....	1,350 00
Searcher.....	1,200 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Automobile Engineman.....per day	3 00

*Topographical Bureau.*

Assistant Engineer.....	\$4,000 00
Searcher.....	1,500 00
Searcher.....	1,350 00
Searcher.....	1,200 00

*Bureau of Highways.*

Superintendent of Highways.....	\$5,000 00
Cashier—Highways.....	1,200 00
Chief Engineer.....	6,000 00
Chief Engineer.....	5,000 00
Supervisor of Complaints.....	2,550 00
Superintendent of Incumbrances.....	2,550 00
Assistant Engineers.....	4,000 00
Chemist.....	2,400 00
Chemist.....	1,950 00
Engineer of Steam Roller.....per day	4 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Superintendent of Asphalt Repair Plant.....	2,500 00

*Bureau of Sewers.*

Superintendent of Sewers.....	\$5,000 00
Assistant Superintendent of Maintenance.....	2,100 00
Assistant Superintendent of Maintenance.....	1,800 00
Chief Engineer (Bureau of Sewers).....	5,000 00
Assistant Engineer.....	4,000 00
Foreman of Repair Yard.....	1,800 00
Foreman of Repair Yard.....	1,650 00
Assistant Gas Maker.....per day	3 00
Assistant Gas Maker.....per day	2 25
Stationary Engineer.....per day	4 00

*Bureau of Public Buildings and Offices.*

Superintendent of Public Buildings and Offices.....	\$5,000 00
Chief Clerk.....	3,000 00
Superintendent of Public Baths and Public Comfort Stations.....	2,550 00
Assistant Superintendent of Public Baths and Public Comfort Stations.....	1,500 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Automobile Engineman.....per day	3 00

*Bureau of Buildings.*

Superintendent of Buildings.....	\$5,000 00
Assistant Superintendent of Buildings.....	4,000 00
Secretary to the Superintendent.....	2,500 00
Chief Clerk.....	3,000 00

*Under the Jurisdiction of the President of the Borough of Queens, Including the Superintendent of Buildings.*

General Administration.	
Secretary of the Borough.....	\$4,000 00
Consulting Architect.....	Not filled.
Commissioner of Public Works.....	4,000 00
Assistant Commissioner of Public Works.....	3,000 00
Assistant Commissioner of Public Works.....	1,800 00
Secretary to Commissioner of Public Works.....	6,000 00
Consulting Engineer.....	1,800 00
Confidential Inspector.....	1,800 00



Topographical Bureau.			Consulting Engineer (Expert).....	4,000 00	
Assistant Engineer.....	\$4,000 00		Consulting Engineer (Expert).....	2,400 00	
Bureau of Buildings.			Consulting Engineer (Expert).....	2,100 00	
Superintendent of Buildings.....	\$3,000 00		Mechanical Engineer.....	4,800 00	
Assistant Superintendent of Buildings.....	2,400 00		Chief Clerk and Auditor.....	(for Edmond Beardsley only)	4,000 00
Secretary to the Superintendent.....	1,800 00		Cashier.....	2,500 00	
Bureau of Highways.			Cashier.....	2,250 00	
Superintendent of Highways.....	\$3,000 00		Cashier.....	1,500 00	
Chief Inspector.....	2,000 00		Superintendent of Ponds and Reservoirs, Brooklyn.....	2,500 00	
Cashier—Highways.....	2,100 00		Inspector of Filter Plants.....	1,800 00	
Private Secretary (for John W. Davren only).....	1,800 00		Inspector of Filter Plants.....	1,500 00	
Steam Roller Engineer.....	per day 4 00		Inspector of Manufactories.....	1,250 00	
Steam Roller Engineer.....	per day 3 50		Keeper on Aqueduct.....	1,500 00	
Bureau of Sewers.			Keeper on Aqueduct.....	1,400 00	
Superintendent of Sewers.....	\$3,000 00		Keeper on Aqueduct.....	1,350 00	
Chief Engineer.....	3,000 00		Keeper on Aqueduct.....	1,200 00	
Stationary Engineer.....	per day 4 00		Keeper on Aqueduct.....	1,050 00	
Bureau of Street Cleaning.			Keeper on Aqueduct.....	1,000 00	
Superintendent of Street Cleaning.....	\$3,000 00		Keeper on Aqueduct.....	750 00	
District Superintendent.....	1,800 00		Keeper on Aqueduct.....	per day 2 50	
Section Foreman.....	1,500 00		Supervising Stationary Engineer.....	2,500 00	
Section Foreman.....	1,200 00		Stationary Engineer.....	1,800 00	
Bureau of Public Buildings and Offices.			Stationary Engineer.....	(for incumbent only)	1,750 00
Superintendent of Public Buildings and Offices.....	\$3,000 00		Stationary Engineer.....	(for incumbent only)	1,650 00
Stationary Engineer.....	per day 3 50		Stationary Engineer.....	(for incumbent only)	1,600 00
Under the Jurisdiction of the President of the Borough of Richmond, Including the Superintendent of Buildings.			Stationary Engineer.....	1,500 00	
Office of the Commissioner of Public Works.			Stationary Engineer.....	per day, 4 00	
Consulting Engineer and Acting Commissioner of Public Works.....	\$8,000 00		Measurer.....	1,500 00	
Engineer (title changed from Principal Assistant Engineer).....	3,600 00		Measurer.....	1,350 00	
Secretary of the Borough.....	2,500 00		Measurer.....	1,200 00	
Consulting Architect.....	Not filled		Measurer.....	1,050 00	
Commissioner of Public Works.....	Not filled		Measurer.....	(for incumbent only)	1,000 00
Assistant Commissioner of Public Works.....	3,000 00		Automobile Engineman.....	1,500 00	
Secretary to Commissioner of Public Works.....	1,800 00		Automobile Engineman.....	1,350 00	
Superintendent of Highways.....	2,500 00		Automobile Engineman.....	1,200 00	
Superintendent of Sewers.....	2,500 00		Foreman of Repair Companies.....	1,800 00	
Superintendent of Public Buildings and Offices.....	2,500 00		Foreman of Yard.....	1,800 00	
Superintendent of Street Cleaning.....	2,500 00		Foreman of Yard.....	per month 1,500 00	
Cashier—Bureau of Highways.....	1,500 00		Storekeeper.....	1,200 00	
Automobile Engineman.....	1,500 00		IN THE DEPARTMENT OF PARKS.		
Automobile Engineman.....	1,350 00		Under the Jurisdiction of the Park Board.		
Automobile Engineman.....	1,200 00		Secretary of the Park Board.....	\$4,800 00	
Automobile Engineman.....	1,050 00		Assistant Secretary of the Park Board.....	4,000 00	
Stationary Engineer.....	per day 3 50		Landscape Architect.....	4,000 00	
Steam Roller Engineer.....	per day 3 50		Under the Jurisdiction of the Department of Parks, Manhattan and Richmond.		
Inspector of Street Cleaning.....	1,500 00		Secretary to Commissioner.....	\$1,800 00	
Inspector of Street Cleaning.....	1,350 00		Chief Engineer.....	4,000 00	
Bureau of Buildings.			Engineer (title changed from Principal Assistant Engineer).....	2,500 00	
Superintendent of Buildings.....	\$2,500 00		Superintendent of Parks.....	3,000 00	
Assistant Superintendent of Buildings.....	2,000 00		Assistant Superintendent of Parks.....	2,500 00	
Secretary to the Superintendent.....	1,200 00		Architect.....	2,500 00	
Under the Jurisdiction of the Department of Bridges.			Arboriculturist.....	1,800 00	
Deputy Commissioner.....	\$4,500 00		Arboriculturist.....	1,500 00	
Secretary to the Commissioner.....	4,000 00		Arboriculturist.....	1,200 00	
Chief Engineer.....	10,000 00		Director of Children's School Farm.....	1,000 00	
Consulting Engineer.....	7,500 00		Assistant Director of Children's School Farm.....	per month 80 00	
Principal Assistant Engineer.....	(title for incumbent only) 4,500 00		Director of Menagerie.....	3,000 00	
Assistant Engineer.....	6,000 00		Keeper of Menagerie.....	per month 100 00	
Assistant Engineer.....	5,000 00		Keeper of Menagerie.....	per month 85 00	
Photographer.....	1,200 00		Keeper of Menagerie.....	per month 75 00	
Chief Clerk.....	3,000 00		Meteorologist.....	2,500 00	
Chief Clerk.....	2,550 00		Meteorological Mechanic.....	(for incumbent only) 1,500 00	
Auditor.....	2,700 00		Electrician.....	1,500 00	
Storekeeper.....	1,200 00		Purchasing Agent.....	(for incumbent only) 2,000 00	
Bridgekeeper.....	1,200 00		Superintendent of Repairs and Supplies.....	3,000 00	
Bridgekeeper.....	1,095 00		Superintendent of Repairs and Supplies.....	2,700 00	
Bridgekeeper.....	900 00		Superintendent of Repairs and Supplies.....	2,400 00	
Bridgekeeper.....	600 00		Superintendent of Repairs and Supplies.....	1,950 00	
Automobile Engineman.....	1,500 00		Storekeeper.....	1,200 00	
Automobile Engineman.....	1,350 00		Entomologist.....	1,800 00	
Automobile Engineman.....	1,200 00		Stationary Engineer.....	per day 4 00	
Stationary Engineer.....	1,500 00		Automobile Engineman.....	1,500 00	
Stationary Engineer.....	per hour 50		Automobile Engineman.....	1,350 00	
Dynamo Engineer.....	per hour 50		Automobile Engineman.....	1,200 00	
General Foreman.....	2,000 00		Gardener.....	per day 5 00	
General Foreman.....	1,650 00		Gardener.....	per day 4 50	
General Foreman.....	1,500 00		Gardener.....	per day 4 00	
Superintendent of Electric Lights.....	2,200 00		Gardener.....	per day 3 50	
Master Mechanic.....	2,400 00		Gardener.....	per day 3 00	
Bridge Tender.....	900 00		Gardener.....	per day 2 75	
Bridge Tender.....	857 75		Gardener.....	per day 2 50	
Bridge Tender.....	839 50		Gardener.....	per day 2 00	
Bridge Tender.....	766 50		Under the Jurisdiction of the Department of Parks, Brooklyn and Queens.		
Bridge Tender.....	730 00		Secretary to Commissioner.....	\$2,500 00	
Bridge Tender.....	600 00		Chief Engineer.....	4,000 00	
Under the Jurisdiction of the Department of Water Supply, Gas and Electricity.			Chief Engineer.....	(for incumbent only) 2,400 00	
Deputy Commissioner.....	\$6,000 00		Superintendent of Parks.....	4,000 00	
Deputy Commissioner.....	(for William C. Cozier only) 5,500 00		Chief Clerk.....	(for incumbent only) 2,000 00	
Deputy Commissioner.....	4,500 00		Arboriculturist.....	1,800 00	
Deputy Commissioner, The Bronx.....	4,000 00		Arboriculturist.....	1,500 00	
Deputy Commissioner.....	3,500 00		Arboriculturist.....	1,200 00	
Deputy Commissioner.....	3,000 00		Superintendent of Repairs and Supplies.....	3,000 00	
Deputy Commissioner.....	2,500 00		Superintendent of Repairs and Supplies.....	2,700 00	
Secretary of the Department.....	3,000 00		Superintendent of Repairs and Supplies.....	2,400 00	
Secretary to the Commissioner.....	3,500 00		Superintendent of Repairs and Supplies.....	1,950 00	
Secretary to the Deputy Commissioner, Manhattan.....	3,000 00		Keeper of Menagerie.....	per day 2 50	
Water Register, Manhattan.....	4,000 00		Automobile Engineman.....	1,500 00	
Water Register, Brooklyn.....	4,000 00		Automobile Engineman.....	1,350 00	
Water Register, The Bronx.....	3,000 00		Automobile Engineman.....	1,200 00	
Chief Engineer of Water Supply, Manhattan.....	10,000 00		Automobile Engineman.....	(for incumbent only), per day 3 50	
Chief Engineer of Water Supply, Brooklyn.....	Not filled		Steam Roller Engineer.....	per day 4 00	
Chief Engineer of Light and Power.....	5,000 00		Stationary Engineer.....	per day 4 00	
Consulting Engineer of Water Supply.....	7,000 00		Electrician.....	1,500 00	
Consulting Engineer in the Electrical Bureau.....	4,000 00		Gardener.....	per day 5 00	
Engineer.....	5,500 00		Gardener.....	per day 4 50	
Assistant Engineer.....	5,500 00		Gardener.....	per day 4 00	
Assistant Engineer.....	4,800 00		Gardener.....	per day 3 50	
Assistant Engineer.....	4,500 00		Gardener.....	per day 3 00	
Assistant Engineer.....	4,000 00		Gardener.....	per day 2 75	
Consulting Engineer (Expert).....	10,000 00		Gardener.....	per day 2 50	
Under the Jurisdiction of the Department of Parks, Borough of The Bronx.			Gardener.....	per day 2 00	
Secretary to Commissioner.....	\$2,500 00		Under the Jurisdiction of the Department of Parks, Borough of The Bronx.		
Secretary to Commissioner.....	(for incumbent only) 2,400 00		Secretary to Commissioner.....	\$2,500 00	
Chief Engineer.....	4,000 00		Secretary to Commissioner.....	(for incumbent only) 2,400 00	
Engineer (title changed from Principal Assistant Engineer).....	2,100 00		Chief Engineer.....	4,000 00	



Superintendent of Parks.....	3,000 00
Assistant Superintendent of Parks.....	1,500 00
Chief Clerk.....	2,400 00
Horticultural Draughtsman.....	1,950 00
Horticultural Draughtsman.....	1,800 00
Electrician.....	1,500 00
Arboriculturist.....	1,800 00
Arboriculturist.....	1,500 00
Arboriculturist.....	1,200 00
Arboriculturist..... (for incumbent only)	900 00
Superintendent of Repairs and Supplies.....	3,000 00
Superintendent of Repairs and Supplies.....	2,700 00
Superintendent of Repairs and Supplies.....	2,400 00
Superintendent of Repairs and Supplies.....	1,950 00
Stationary Engineer..... per day	4 00
Steam Roller Engineer..... per day	4 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Automobile Engineman..... (for incumbent only), per day	3 50
Gardener..... per day	5 00
Gardener..... per day	4 50
Gardener..... per day	4 00
Gardener..... per day	3 50
Gardener..... per day	3 00
Gardener..... per day	2 75
Gardener..... per day	2 50
Gardener..... per day	2 00

*Under the Jurisdiction of the Department of Public Charities.*

Deputy Commissioner.....	\$5,000 00
Second Deputy Commissioner.....	5,000 00
Secretary of the Department.....	3,500 00
Secretary to the Commissioner.....	2,250 00
Secretary to the Second Deputy Commissioner.....	1,950 00
Auditor.....	3,300 00
Chief Clerk (Brooklyn K. C. H.).....	1,200 00
Registrar of Records.....	1,500 00
Registrar of Records.....	1,200 00
Superintendent of Dependent Adults, Manhattan and The Bronx.....	2,700 00
Superintendent of Dependent Adults, Brooklyn and Queens.....	1,200 00
Superintendent of Dependent Adults, Richmond.....	1,950 00
Chaplain.....	450 00
Chaplain.....	360 00
Electrician.....	1,050 00
Dentist..... per year, not more than	750 00
Examiner of Charitable Institutions.....	1,200 00
Examiner of Charitable Institutions.....	1,050 00
Examiner of Charitable Institutions..... (for incumbent only)	1,000 00
Examiner of Charitable Institutions.....	900 00
Purchasing Agent.....	1,800 00
Storekeeper.....	2,100 00
Supervising Engineer.....	2,400 00
Architectural Draughtsman.....	1,500 00
Architectural Draughtsman.....	1,350 00
Architectural Draughtsman.....	1,200 00
Carpenter.....	900 00
Morgue Keeper.....	1,200 00
Morgue Keeper.....	1,050 00
Morgue Keeper.....	900 00
Morgue Keeper..... (for incumbent only)	750 00
Morgue Keeper.....	480 00
Pupil Examiner.....	480 00
Pupil Examiner.....	420 00
Pupil Examiner.....	360 00
Clerical Assistant.....	480 00
Clerical Assistant.....	420 00
Clerical Assistant.....	360 00
Clerical Assistant.....	300 00
Clerical Assistant.....	240 00
Clerical Assistant.....	180 00
Clerical Assistant.....	150 00
Foreman of Laborers.....	1,800 00
Manager of Laundry.....	1,200 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00

*Under the Jurisdiction of Bellevue and Allied Hospitals.*

Secretary to the President.....	\$2,500 00
Secretary to the President..... (for incumbent only)	1,800 00
Chaplain.....	450 00
Assistant Superintendent (for Michael J. Rickard only).....	3,500 00
Supervising Engineer.....	1,800 00
Director of Laboratories.....	5,000 00
General Inspector of Construction.....	2,000 00
Manager of Laundry.....	1,200 00
Foreman of Laundry.....	720 00
Cataloguer.....	900 00
Cataloguer..... (for incumbent only)	800 00
Cataloguer.....	750 00
Cataloguer.....	600 00
X-Ray Photographer.....	1,200 00
Inspector of Sanitation and Ventilation.....	1,200 00

*Under the Jurisdiction of the Department of Correction.*

Secretary of the Department.....	\$3,000 00
Secretary to the Commissioner.....	2,500 00
Auditor.....	3,600 00
Chaplain.....	450 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Chief of Bertillon System.....	1,000 00
Purchasing Agent.....	1,800 00
Storekeeper.....	2,000 00
Inspector of Heating and Ventilation..... per day	5 00
Cleaner.....	240 00
Shoemaker.....	800 00
Electrician..... per day	4 00
Supervising Engineer.....	2,500 00
General Foreman.....	2,000 00
General Foreman.....	1,500 00
General Foreman.....	1,350 00
Overseer.....	1,800 00
Instructor of Industries.....	1,200 00

*Under the Jurisdiction of the Department of Health.*

Secretary to President.....	\$3,000 00
Auditor.....	Salary not stated.

Law Clerk.....	2,550 00
Law Clerk.....	1,050 00
Tabulator.....	1,500 00
Sanitary Engineer.....	2,400 00
Chaplain.....	600 00
Confidential Inspector.....	2,500 00
Supervising Veterinarian.....	2,400 00
Assistant Supervising Veterinarian.....	1,800 00
Photographer.....	1,200 00
Bookbinder.....	1,050 00
Bookbinder.....	900 00
Bookbinder.....	750 00
Disinfecter.....	1,050 00
Disinfecter.....	900 00
Disinfecter.....	750 00
Boatman.....	720 00
Boatman.....	600 00
Carpenter.....	936 00
Carpenter.....	840 00
Carpenter.....	720 00
Carpenter.....	600 00
Hospital Clerk.....	1,200 00
Hospital Clerk.....	900 00
Hospital Clerk.....	780 00
Hospital Clerk.....	720 00
Hospital Clerk.....	600 00
Hospital Clerk.....	360 00
Interne.....	120 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00

*Under the Jurisdiction of the Tenement House Department.*

Superintendent, Brooklyn.....	\$3,000 00
Superintendent, The Bronx.....	3,000 00
Secretary of the Department..... (Not filled)	2,500 00
Secretary to the Commissioner..... (Not filled)	2,000 00
Secretary to the First Deputy Commissioner.....	1,500 00
Secretary to the Superintendent, The Bronx.....	1,500 00
Assistant Superintendent, The Bronx..... (Not filled)	2,000 00
Registrar of Records.....	3,000 00
Plan Examiner.....	1,950 00
Plan Examiner.....	1,800 00
Plan Examiner.....	1,650 00
Plan Examiner.....	1,500 00
Plan Examiner.....	1,350 00
Plan Examiner.....	1,200 00
Plan Examiner.....	1,050 00
Tabulator.....	1,200 00
Photographer.....	1,200 00
Photographer.....	900 00
Photographer.....	600 00

*Under the Jurisdiction of the Police Department.*

Secretary to the Commissioner.....	\$3,000 00
Secretary to Deputy Commissioner.....	2,100 00
Chief Clerk.....	5,000 00
Bookkeeper.....	3,500 00
Superintendent of Telegraph.....	4,000 00
Assistant Superintendent of Telegraph.....	3,000 00
Chief Lineman.....	1,500 00
Photographer..... per day	2 50
Printer..... per week	35 00
Matron.....	1,000 00
Doorman.....	1,000 00
Court Stenographer.....	2,500 00

*Under the Jurisdiction of the Department of Street Cleaning.*

Deputy Commissioner.....	\$5,000 00
Secretary to the Commissioner.....	3,000 00
Bookkeeper.....	3,000 00
Chief Clerk.....	3,600 00
Law Clerk.....	3,000 00
Apothecary.....	1,200 00
Apothecary.....	1,050 00
Apothecary.....	900 00
Apothecary.....	750 00
Automobile Engineman.....	1,500 00
Automobile Engineman.....	1,350 00
Automobile Engineman.....	1,200 00
Stationary Engineer..... per day	4 00
Marine Engineer..... per week	30 00
Marine Engineer..... per day	3 83
Section Foreman.....	1,200 00
Acting Assistant to Section Foreman.....	900 00
Stable Foreman.....	1,500 00
Assistant Stable Foreman.....	1,000 00
Acting Assistant to Stable Foreman.....	900 00
Dump Inspector.....	1,200 00
Assistant Dump Inspector.....	900 00
Master..... per day	3 83
Master Mechanic.....	1,800 00
Mate..... per day	2 88
District Superintendent.....	2,100 00
General Superintendent.....	3,000 00
Assistant Superintendent.....	2,500 00
Superintendent of Final Disposition.....	2,500 00
Assistant Superintendent of Final Disposition.....	1,500 00
Veterinarian.....	1,500 00
Stoker.....	720 00
Deckhand..... per day	2 00

*Under the Jurisdiction of the Fire Department.*

Secretary of the Department.....	\$4,800 00
Secretary to the Commissioner.....	2,500 00
Secretary to the Deputy Commissioner.....	2,000 00
Secretary to the Relief Fund.....	3,000 00
Cashier.....	2,000 00
General Bookkeeper.....	3,000 00
Assistant Secretary.....	3,500 00
Inspector of Combustibles.....	3,000 00
Assistant Inspector of Combustibles.....	2,500 00
Fire Marshal.....	3,000 00
Assistant Fire Marshal.....	2,100 00
Assistant Fire Marshal..... (for incumbents only)	2,000 00
Assistant Fire Marshal.....	1,950 00
Assistant Fire Marshal.....	1,800 00
Assistant Fire Marshal.....	1,650 00
Assistant Fire Marshal.....	1,500 00
Chaplain.....	1,000 00
Electrician.....	1,200 00
Electrician.....	1,000 00
Superintendent of Buildings.....	3,000 00



Assistant Superintendent of Buildings.....	2,100 00
Supervising Engineer.....	2,500 00
Chief Inspector Fire Alarm Telegraph Bureau.....	1,800 00
Operator of Fire Alarm Signals.....	1,800 00
Operator of Fire Alarm Signals.....	1,650 00
Operator of Fire Alarm Signals.....	1,500 00
Operator of Fire Alarm Signals.....	1,350 00
Operator of Fire Alarm Signals.....	1,200 00
Operator of Fire Alarm Signals.....	1,500 00
Storekeeper.....	1,400 00
Stationary Engineer.....	1,200 00
Interpreter.....	1,500 00
Inspector of Plumbing.....	1,500 00
Stoker.....per day	3 00

*Under the Jurisdiction of the Department of Taxes and Assessments.*

Assistant to Commissioner.....	\$3,500 00
Assistant to Commissioner.....	2,500 00
Secretary to the Board.....	4,000 00
Assistant Secretary.....	3,200 00
Secretary to the President.....	1,200 00
Chief Clerk.....	3,000 00
Chief Clerk.....	2,550 00
Bookbinder.....	1,350 00
Bookbinder.....	1,200 00
Searcher.....	1,350 00
Searcher.....	1,200 00
Deputy Tax Commissioner (in the discretion of the Board and after at least fifteen years' continuous service as Deputy Tax Commissioner).....	3,600 00
Deputy Tax Commissioner (in the discretion of the Board, and after at least ten years' continuous service as Deputy Tax Commissioner).....	3,300 00
Deputy Tax Commissioner.....	3,000 00
Deputy Tax Commissioner.....	2,700 00
Deputy Tax Commissioner.....	2,400 00
Deputy Tax Commissioner.....	2,250 00
Deputy Tax Commissioner.....	2,100 00
Deputy Tax Commissioner.....	1,950 00
Deputy Tax Commissioner.....	1,800 00

The Board, in its discretion, may assign any Deputy Tax Commissioner to take charge of one or more Deputy Tax Commissioners, and during the period of such assignment the following salaries may be allowed by the said Board, in its discretion:

Deputy Tax Commissioner (after at least twenty years' service as Deputy Tax Commissioner).....	7,000 00
Deputy Tax Commissioner (after at least twenty years' service as Deputy Tax Commissioner).....	6,000 00
Deputy Tax Commissioner (after at least fifteen years' service as Deputy Tax Commissioner).....	5,000 00
Deputy Tax Commissioner (after at least fifteen years' service as Deputy Tax Commissioner).....	4,500 00
Deputy Tax Commissioner.....	4,000 00
Deputy Tax Commissioner.....	3,600 00
Deputy Tax Commissioner.....	3,300 00
Deputy Tax Commissioner.....	3,000 00

*Surveyor's Bureau.*

Surveyor (in the discretion of the Board and after at least twenty years' continuous service as Surveyor in some New York City Department).....	\$3,600 00
Surveyor (in the discretion of the Board and after at least fifteen years' continuous service as Surveyor in some New York City Department).....	3,300 00
Surveyor.....	3,000 00
Surveyor.....	2,700 00
Surveyor.....	2,400 00
Surveyor.....	2,250 00
Surveyor.....	2,100 00
Surveyor.....	1,950 00
Surveyor.....	1,800 00
Surveyor.....	1,650 00
Surveyor.....	1,500 00

The Board, in its discretion, may assign any Surveyor to take charge of one or more Surveyors, and during the term of such assignment the following salaries may be allowed by the said Board, in its discretion.

Surveyor (after at least twenty years' service as Surveyor in some New York City Department).....	7,000 00
Surveyor (after at least twenty years' service as Surveyor in some New York City Department).....	6,000 00
Surveyor (after at least fifteen years' service as Surveyor in some New York City Department).....	5,000 00
Surveyor (after at least fifteen years' service as Surveyor in some New York City Department).....	4,500 00
Surveyor.....	4,000 00
Surveyor.....	3,600 00
Surveyor.....	3,300 00
Surveyor.....	3,000 00

*Under the Jurisdiction of the Board of Assessors.*

Secretary.....	\$5,000 00
Stenographer (for George C. Sutton only).....	2,550 00
Stenographer.....	2,250 00

*Under the Jurisdiction of the Armory Board.*

Secretary.....	\$2,500 00
Superintendent of Repairs and Supplies (title changed from Assistant Clerk of the Works).....	2,000 00

*Under the Jurisdiction of the Department of Education.*

Secretary of the Board.....	\$5,500 00
Assistant Secretary.....	3,500 00
Secretary to the City Superintendent.....	Not filled.
Superintendent of Buildings.....	10,000 00
Superintendent of School Supplies.....	7,500 00
Auditor.....	5,500 00
Head Clerk.....	4,000 00
Chief Clerk.....	3,500 00
Chief Clerk.....	3,000 00
Deputy Superintendent of School Buildings.....	4,500 00
Deputy Superintendent of School Buildings.....	3,500 00
Deputy Superintendent of School Buildings.....	3,000 00
Deputy Superintendent of School Supplies.....	3,600 00
Deputy Superintendent of School Supplies.....	1,950 00
Engineer Assistant to Superintendent of School Buildings.....	4,000 00
Sanitary Assistant to Superintendent of School Buildings.....	3,250 00
Assistant to Superintendent of School Buildings.....	2,550 00
Superintendent of Libraries.....	2,500 00
Librarian.....	1,050 00
Librarian.....	900 00
Statistician.....	1,800 00
Electrician.....per day	4 00
Electrician.....per week	40 00
Blue Printer.....per week	30 00

Janitress.....	4,950 00
Foreman Steamfitter.....	3,000 00
Medical Examiner.....	1,700 00

*Truant Schools and Nautical School Ship "St. Marys."*

Superintendent.....	\$2,750 00
Executive Officer.....	2,400 00
Instructor, Senior.....	2,000 00
Instructor, Junior.....	1,400 00
Surgeon and Instructor.....	1,900 00
Attendance Officer.....	1,500 00
Attendance Officer.....	1,350 00
Attendance Officer.....	1,200 00
Attendance Officer.....	1,050 00
Attendance Officer.....	900 00
Cabin Boy.....	360 00
Cabin Steward.....	540 00
Captain of the Hold.....	420 00
Boatswain.....	1,200 00
Cook.....	420 00
Cook.....	360 00
Gardener.....	480 00
Gardener.....	300 00
Steward.....	900 00
Master-at-Arms.....	600 00
Ship's Cook.....	600 00
Fireman.....	540 00
Sailmaker.....	540 00
Chief Quartermaster.....	540 00
Quartermaster.....	480 00
Wardroom Steward.....	540 00
Wardroom Boy.....	360 00
Seaman.....	360 00
Laborer.....	730 00
Waiter.....	420 00
Waiter.....	360 00
Waitress.....	360 00
Waitress.....	240 00
Laundress.....	300 00
Seamstress.....	750 00
Seamstress.....	720 00
Seamstress.....	480 00
Matron.....	1,500 00
Caretaker.....	720 00
Caretaker.....	600 00
Caretaker.....	480 00
Caretaker.....	420 00
Caretaker.....	360 00
Caretaker.....	300 00
Cleaner.....	480 00
Cleaner.....	360 00
Cleaner.....	300 00
Carpenter.....	540 00

*Under the Jurisdiction of the College of The City of New York.*

Assistant Secretary.....	\$1,800 00
Secretary to the President.....	1,800 00
Curator and Auditor.....	4,750 00
Assistant Auditor.....	2,500 00
Secretary and Registrar.....	2,150 00
Mechanic.....	1,200 00
Photographer.....	1,000 00
Assistant Librarian.....	1,200 00
Cataloguer.....	1,200 00
Helper (Natural History Hall).....	720 00
Helper (Stock Room).....	480 00
Assistant Engineer (Dynamo).....	1,800 00
Assistant Engineer.....	1,400 00
Stationary Engineer.....	2,250 00
Electrician.....	1,800 00
Telephone Operator.....	720 00
Janitor.....	1,750 00
Janitor.....	18,435 00

*Under the Jurisdiction of the Normal College.*

Secretary of the College.....	\$2,000 00
Secretary to the Board of Trustees.....	500 00
Secretary to the President.....	Not filled
Bellringer.....per month	10 00
Auditor to Board of Trustees.....	500 00
Engineer and Janitor, College.....	4,000 00
Engineer and Janitor, Training Department.....	1,900 00
Superintendent of College Buildings.....	500 00

*Under the Jurisdiction of the Coroners of Manhattan.*

Coroner.....	\$6,000 00
Chief Clerk to Board of Coroners.....	3,000 00
Stenographer.....	2,500 00

*Under the Jurisdiction of the Coroners of Brooklyn.*

Coroner.....	\$6,000 00
Chief Clerk to Board of Coroners.....	3,000 00

*Under the Jurisdiction of the Coroners of The Bronx.*

Coroner.....	\$6,000 00
Chief Clerk to Board of Coroners.....	3,000 00

*Under the Jurisdiction of the Coroners of Queens.*

Coroner.....	\$4,000 00
Chief Clerk to Board of Coroners.....	3,000 00

*Under the Jurisdiction of the Coroners of Richmond.*

Coroner.....	\$4,000 00
Chief Clerk.....	1,500 00

*Under the Jurisdiction of the Commissioners of Accounts.*

Chief Accountant.....	\$4,000 00
Chief Accountant.....	3,000 00
Secretary (title changed from Chief Clerk).....	2,000 00
Law Examiner.....	2,500 00
Chief Examiner (title change from Chief Examiners of Accounts).....	4,500 00
Chief Examiner.....	4,000 00
Chief Examiner.....	3,500 00
Chief Examiner.....	3,000 00
Chief Examiner.....	2,500 00
Chief Examiner.....(for present incumbent only)	2,100 00
Chief Examiner.....	2,000 00
Chief Engineer.....	4,500 00



Examining Inspector .....	2,250 00
Examining Inspector .....	2,100 00
Examining Inspector .....	2,000 00
Examining Inspector .....	1,950 00
Examining Inspector .....	1,800 00
Examining Inspector .....	1,650 00
Examining Inspector .....	1,500 00
Chemist (changed from Examining Chemist) .....	2,500 00
Chemist .....	2,000 00
Laborer .....	1,200 00

*Under the Jurisdiction of the Commissioner of Licenses.*

Commissioner .....	\$5,000 00
Secretary to the Commissioner .....	2,000 00
Deputy Commissioner .....	3,500 00
Law Clerk .....	2,000 00

*Under the Jurisdiction of the Municipal Civil Service Commission.*

President .....	\$6,000 00
Commissioner .....	5,000 00
Secretary of the Commission .....	5,000 00
Assistant Secretary .....	4,000 00
Chief Clerk .....	4,000 00
Expert Examiner .....	10 00
Monitor .....	5 00
Chief Examiner .....	4,200 00
Assistant Chief Examiner .....	3,500 00
Examiner .....	2,700 00
Examiner .....	2,400 00
Examiner .....	2,100 00
Examiner .....	1,800 00
Examiner .....	1,500 00
Examiner .....	1,200 00
Examiner .....	10 00

*Under the Jurisdiction of the Board of City Record.*

Supervisor .....	\$5,000 00
Deputy Supervisor .....	2,500 00
Advertising Expert .....	1,800 00
Storekeeper .....	1,800 00

*Under the Jurisdiction of the City Court.*

Interpreter .....	\$2,000 00
Deputy Clerk .....	3,000 00
Clerk's Assistant .....	1,800 00
Court Attendant .....	1,500 00

*Under the Jurisdiction of the Municipal Courts.**Schedule for Third District Court, Manhattan.*

Janitor .....	\$900 00
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*Under the Jurisdiction of the Court of Special Sessions, First Division.*

Clerk of Court .....	\$5,000 00
Deputy Clerk .....	3,500 00
Assistant Clerk of Court .....	1,500 00
Court Stenographer .....	3,000 00
Interpreter .....	2,000 00
Male Probation Officer .....	1,500 00
Female Probation Officer .....	1,200 00
Stenographer and Typewriter .....	1,500 00
Clerk .....	1,500 00
Clerk .....	1,350 00
Clerk .....	720 00
Process Server .....	1,200 00

*Under the Jurisdiction of the Court of Special Sessions, First Division, Children's Court.*

Deputy Clerk .....	\$2,500 00
Assistant Clerk .....	2,250 00
Court Stenographer .....	2,500 00
Interpreter .....	1,950 00
Clerk .....	1,650 00

*Under the Jurisdiction of the Court of Special Sessions, Second Division.*

Clerk of the Court .....	\$3,000 00
Clerk of the Court, Borough of Queens .....	2,000 00
Deputy Clerk .....	2,500 00
Assistant Clerk of the Court .....	1,500 00
Court Stenographer .....	2,000 00
Interpreter .....	2,000 00
Interpreter .....	1,200 00
Court Attendant .....	1,800 00
Court Attendant .....	1,200 00
Probation Officer .....	1,200 00

*Under the Jurisdiction of the Court of Special Sessions, Second Division, Children's Court.*

Deputy Clerk .....	\$2,000 00
Assistant Clerk .....	1,500 00
Court Stenographer .....	2,000 00
Interpreter .....	1,500 00
Court Attendant .....	1,200 00

*Under the Jurisdiction of the City Magistrates' Court, First Division.*

Secretary .....	\$500 00
Police Clerk's Assistant .....	2,000 00
Court Stenographer .....	2,000 00
Interpreter .....	1,500 00
Court Attendant .....	1,200 00
Female Probation Officer .....	900 00

*Under the Jurisdiction of the City Magistrates' Court, Second Division.*

Secretary .....	\$500 00
Police Clerk's Assistant .....	1,800 00
Court Stenographer .....	2,000 00
Court Stenographer .....	1,800 00
Interpreter .....	1,200 00
Probation Officer, female .....	900 00
Probation Officer, female .....	600 00

## UNDER THE HEAD OF MISCELLANEOUS, IN THE BUDGET FOR 1907.

*Under the Jurisdiction of the Board of Estimate and Apportionment.*

Secretary .....	\$7,500 00
Assistant Secretary .....	4,000 00
Chief Clerk .....	4,000 00
Stenographer to the Board .....	3,500 00
Chief Engineer .....	12,000 00

Assistant Engineer .....	6,000 00
Law Clerk .....	1,650 00
Law Clerk .....	1,350 00
Heliotroper .....	900 00

*Under the Jurisdiction of the General Interpreters, Borough of Brooklyn.*

Interpreter .....	\$1,500 00
Interpreter .....	1,200 00

*Under the Jurisdiction of the Brooklyn Disciplinary Training School.*

Superintendent .....	\$3,000 00
Chaplain .....	120 00
House Mother .....	720 00
Instructor in Military Tactics .....	2 00
Brass Band Instructor .....	720 00
Caretaker .....	720 00
Caretaker .....	700 00
Investigator .....	720 00
Physician .....	600 00
Teacher .....	720 00
Stationary Engineer .....	4 00
Printer .....	720 00
Painter .....	720 00
Shoemaker .....	900 00
Tailor .....	720 00
Cook .....	360 00
Cook .....	240 00
Hospital Helper .....	480 00
Laundress .....	300 00
Laundress .....	240 00
Seamstress .....	300 00
Cleaner .....	204 00
Cleaner .....	180 00
Orderly .....	180 00
Gardener .....	2 00
Carpenter .....	720 00
Hostler .....	360 00

*Under the Jurisdiction of the Mayor.**Inspectors and Sealers of Weights and Measures.*

Chief of the Bureau of Weights and Measures .....	\$2,500 00
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*Under the Jurisdiction of the Art Commission.*

Assistant Secretary .....	\$3,000 00
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*Under the Jurisdiction of the Board of Parole.*

Secretary to the Board .....	\$2,500 00
Probation Officer .....	1,400 00

## PAID ENTIRELY FROM BOND ISSUES.

*Under the Jurisdiction of the Aqueduct Commission.*

Secretary of the Commission .....	\$4,000 00
Auditor of Accounts .....	2,500 00
Chief Engineer .....	10,000 00
Division Engineer .....	5,000 00
Division Engineer .....	4,500 00
Division Engineer .....	4,000 00
Consulting Engineer .....	4,500 00
General Inspector .....	3,000 00
General Inspector .....	3,000 00
Purchasing Agent .....	2,000 00

*Under the Jurisdiction of the Change of Grade Damage Commission.*

Stenographer .....	\$3,000 00
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*Under the Jurisdiction of the Department of Docks and Ferries.*

Secretary of the Department .....	\$4,000 00
Assistant Secretary .....	3,600 00
Secretary to the Commissioner .....	2,000 00
Superintendent of Ferries .....	4,000 00
Assistant Superintendent of Ferries .....	2,500 00
Superintendent of Docks .....	4,000 00
Assistant Superintendent of Docks .....	2,500 00
Chief Engineer .....	10,000 00
Chief Engineer .....	6,000 00
Assistant Engineer .....	4,000 00
Mechanical Engineer .....	6,000 00
Mechanical Engineer .....	4,000 00
Mechanical Engineer (Naval) .....	2,400 00
Cashier .....	4,000 00
Cashier .....	3,000 00
Chief Clerk and Auditor .....	5,000 00
Chief Clerk .....	4,000 00
Chief Clerk and Auditor .....	4,000 00
Captain of 100-ton Derrick .....	1,650 00
Captain of Pile Driver .....	1,650 00
General Foreman .....	1,800 00
General Foreman .....	1,500 00
Foreman of Repairs .....	1,800 00
Foreman of Yard .....	1,800 00
Hydrographer .....	1,800 00
Hydrographer .....	1,500 00
Collector .....	1,800 00
Dock Master .....	2,100 00
Dock Master .....	1,800 00
Stationary Engineer .....	56 1/4
Locomotive Engineman .....	1,500 00
Locomotive Engineman .....	56 1/4
Naphtha Launch Engineman .....	50
Pile Driver Engineer .....	125 00
Pile Driver Engineer .....	56 1/4
Storekeeper .....	1,500 00
Cleaner, Male .....	900 00
Cleaner, Female .....	540 00
Boat Builder .....	1,350 00
Pilot .....	1,800 00
Pilot .....	1,500 00
Diver .....	1 25
Diver's Tender .....	43 3/4

*Under the Jurisdiction of the Board of Water Supply.*

Secretary .....	\$6,000 00
Assistant Secretary .....	3,500 00
Confidential Secretary to Commissioner .....	1,500 00
Chief Clerk .....	3,000 00
Auditor .....	3,600 00
Chief Engineer .....	16,000 00
Private Secretary to Chief Engineer .....	1,350 00
Consulting Engineer .....	2,000 00



Consulting Engineer .....	6,000 00
Consulting Engineer.....per day	100 00
Deputy Chief Engineer.....	Not filled.
Division Engineer .....	4,500 00
Division Engineer .....	4,000 00
Division Engineer .....	3,600 00
Division Engineer .....	3,300 00
Department Engineer .....	6,000 00
Designing Engineer .....	4,500 00
Designing Engineer .....	4,000 00
Designing Engineer .....	3,000 00
Assistant Engineer .....	4,000 00
Assistant Engineer .....	3,600 00
Mechanical Engineer .....	3,600 00
Landscape Engineer .....	2,400 00
Examiner of Real Estate and Damages.....	4,000 00
Architect .....	2,700 00
Gage Keeper.....per month	15 00
Gage Keeper.....per month	5 00
Superintendent of Underground Surveys.....	1,800 00
Chemist .....	1,800 00
Chemist .....	1,200 00
Stationary Engineer.....per day	4 00
Librarian .....	900 00
Photographer .....	1,500 00
Photographer .....	1,200 00
Statistician .....	1,200 00

The foregoing Schedule "K," when adopted, shall govern and control the following named City Departments, Offices and Courts as stated therein in making appointments and increases of salaries:

*Fifty-one Departments, Offices and Courts Wherein the Salaries are Fixed by the Board of Aldermen Upon the Recommendation of the Board of Estimate and Apportionment, Under Section 56 of the Charter—*

President of Manhattan, including the Superintendent of Buildings.  
 President of Brooklyn, including the Superintendent of Buildings.  
 President of The Bronx, including the Superintendent of Buildings.  
 President of Queens, including the Superintendent of Buildings.  
 President of Richmond, including the Superintendent of Buildings.  
 Bellevue and Allied Hospitals.  
 Bridges, Department of.  
 Correction, Department of.  
 Docks and Ferries, Department of.  
 Education, Department of.  
 Finance, Department of.  
 Fire Department.  
 Health, Department of.  
 Law Department.  
 Parks, Department of.  
 Police Department.  
 Public Charities, Department of.  
 Street Cleaning, Department of.  
 Taxes and Assessments, Department of.  
 Tenement House Department.  
 Water Supply, Gas and Electricity, Department of.  
 Accounts, Commissioners of.  
 Aldermen, Board of, and City Clerk.  
 Armory Board.  
 Art Commission.  
 Assessors, Board of.  
 Change of Grade Damage Commission.  
 City Record, Board of.  
 College of The City of New York.  
 Coroners, Manhattan.  
 Coroners, Brooklyn.  
 Coroners, The Bronx.  
 Coroners, Queens.  
 Coroners, Richmond.  
 Estimate and Apportionment, Board of.  
 Inspectors and Sealers of Weights and Measures.  
 Licenses, Commissioner of.  
 Mayoralty and Bureau of Licenses.  
 Municipal Civil Service Commission.  
 Normal College.  
 Parole, Board of.  
 Sinking Fund, Commissioners of.  
 City Court.  
 City Magistrates' Courts, First Division.  
 City Magistrates' Courts, Second Division.  
 Municipal Courts.  
 Court of Special Sessions, First Division.  
 Court of Special Sessions, First Division, Children's Court.  
 Court of Special Sessions, Second Division.  
 Court of Special Sessions, Second Division, Children's Court.  
 General Interpreters, Brooklyn.

We recommend that the Board of Estimate and Apportionment request, by resolution, the following Boards, Commissions and Offices, if not governed by section 56 of the Charter, to adopt and observe said Schedule "K" in making appointments, promotions and increases of salaries:

Aqueduct Commission.  
 Brooklyn Disciplinary Training School.  
 Water Supply, Board of.

Your Commission obtained the views of representatives of the Borough Presidents and the various Departments of the City Government, which were carefully considered before determining upon the schedule herewith submitted, and recommend its adoption.

Respectfully submitted,

JOSEPH HAAG,  
 Secretary, Board of Estimate and Apportionment.  
 HUBERT L. SMITH,  
 Assistant Deputy Comptroller.  
 BERNARD DOWNING,  
 Secretary, Borough of Manhattan.  
 CHARLES FREDERICK ADAMS,  
 Secretary, Borough of Brooklyn.  
 HENRY A. GUMBLETON,  
 Secretary, Borough of The Bronx.  
 HERMAN RINGE,  
 Secretary, Borough of Queens.  
 MAYBURY FLEMING,  
 Secretary, Borough of Richmond.  
 WILLIAM F. BAKER,  
 President, Municipal Civil Service Commission.  
 JOHN C. HERTLE,  
 Commissioner of Accounts.  
 JOHN PURROY MITCHEL,  
 Commissioner of Accounts.  
 WM. B. CROWELL,  
 Assistant Corporation Counsel.  
 FRANK A. SPENCER,  
 Secretary, Municipal Civil Service Commission.

The Secretary presented a communication from the President, Borough of Queens, requesting the rescission of resolution adopted July 31, 1903, which authorized the purchase of property on Court and Thomson avenue, Borough of Queens, adjoining the Court House, and the adoption of a resolution appointing a committee to consist of the President, Board of Aldermen, the Comptroller and the President, Borough of Queens, to select a site more appropriate to the needs of the borough.

Referred to Select Committee, consisting of the President, Board of Aldermen, the Comptroller and the President, Borough of Queens.

The following matters were considered by unanimous consent:

The Comptroller offered the following resolution requesting the Governor to recommend an amendment to section 182 of the Charter, authorizing the Comptroller to sell at private sale, at not less than par, stock which has been advertised for sale and for which no bids have been received.

Resolved, That the Board of Estimate and Apportionment hereby requests the Governor of the State of New York to recommend to the Legislature that it pass an amendment to section 182 of the Greater New York Charter, authorizing and permitting the Comptroller of The City of New York to sell in open market at private sale, at par or above, bonds and stock of The City of New York, which may be advertised for sale at public auction to the highest bidder and for which no bids have been received.

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—President of the Borough of Brooklyn—2.

The Comptroller presented the following communication from the Staten Island Association of Arts and Sciences, relative to an appropriation of \$4,180, for furnishing a room assigned to said association in the Borough Hall, Borough of Richmond; also report of the Select Committee, consisting of the Comptroller, the President, Board of Aldermen, and the President, Borough of Richmond, to which, on June 21, 1907, this matter was referred:

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

GENTLEMEN—The supplementary petition of the Staten Island Association of Arts and Sciences respectfully represents:

First—That heretofore in December, 1906, the petitioner filed with your Honorable Board a petition for an appropriation in the amount of \$3,500 to cover the salary of a curator at \$2,000 a year, of an assistant at \$1,000 a year, and \$500 for expenses of installation of collection of specimens of botany, mineralogy, geology, zoology and archaeology and scientific libraries in Room No. 309, on the third floor of the Borough Hall, in the Borough of Richmond, for public exhibition, pursuant to the resolution of the Commissioners of the Sinking Fund adopted November 14, 1906.

Second—The application for said sum was based upon petitioner's understanding that the President of the Borough, Hon. George Cromwell, would furnish the room with show cases, etc., out of the appropriation in his hands for furnishing the building at large, and consequently no application was made to your Board for an appropriation to cover the expense of preparing the room for the reception of said specimens and library.

Third—Petitioner subsequently learned that this understanding, so far as the President of the Borough was concerned, was erroneous, except as to shelves for said library, and petitioner is informed that Mr. Cromwell requested delay upon the application of petitioner on account of said misunderstanding until it could be ascertained what would be the expense of furnishing said room for the purpose aforesaid, and referred the matter to the architects of the building, Messrs. Carrere & Hastings. Petitioner is informed by said architects that they estimate such expense to be as follows:

Show cases .....	\$3,000 00
Tables and chairs .....	300 00
Architect's fees .....	380 00
Contingencies .....	500 00
Total .....	\$4,180 00

Fourth—Petitioner represents that it is totally unable to provide this amount for furnishing the room, and now prays your Honorable Board that an appropriation may be made in the sum of \$4,180, for the purpose of furnishing said room as aforesaid in addition to the said sum of \$3,500 for salaries and cost of installation as heretofore prayed for in its said first petition.

Dated New Brighton, Borough of Richmond, April 6, 1907.

THE STATEN ISLAND ASSOCIATION OF ARTS AND SCIENCES,  
 By HOWARD R. BAYNE, President.

DEPARTMENT OF FINANCE,  
 BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
 July 8, 1907.

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

GENTLEMEN—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics of the Finance Department, under date of June 19, 1907, relative to a petition from the Staten Island Association of Arts and Sciences requesting an appropriation of \$4,180 for furnishing a room assigned to said association in the Borough Hall, Borough of Richmond, for exhibiting its museum collection and library, which matter was referred to a Select Committee, consisting of the Comptroller, President of the Board of Aldermen and President of the Borough of Richmond.

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

Respectfully,

H. A. METZ, Comptroller,  
 P. F. MCGOWAN,  
 President, Board of Aldermen,  
 GEORGE CROMWELL,  
 President, Borough of Richmond,  
 Select Committee.

DEPARTMENT OF FINANCE,  
 BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
 June 19, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a petition from the Staten Island Association of Arts and Sciences, requesting an appropriation of \$4,180 for furnishing a room assigned to said association in the Borough Hall, Borough of Richmond, for exhibiting its museum collection and library, referred to you by the Board of Estimate and Apportionment, and by you to the Bureau of Municipal Investigation and Statistics, I beg to report as follows:

This petition is supplementary to one which was referred to the Comptroller on December 7, 1906, requesting an appropriation of \$3,500, of which \$3,000 was to be applied to salaries and \$500 for installation purposes. In a report upon the original petition, made by the Bureau of Municipal Investigation and Statistics, under date of March 5, 1907, it was suggested that the granting of an appropriation be



postponed until such time as the growth of the association would indicate a greater need than existed at that time.

Mr. Howard R. Bayne, President of the Staten Island Association of Arts and Sciences, states in the petition now under consideration that it was the understanding of the association at the time its original petition was presented that the expense of furnishing the room assigned for its use in the Borough Hall would be paid from the funds appropriated for furnishing the building. It was afterwards learned, however, that the Borough authorities intended to supply necessary shelving only, and that the expense of furnishing would have to be otherwise provided for.

An estimate of the probable cost of furnishing the room was obtained from Messrs. Carrere & Hastings, the architects of the Borough Hall, who estimated the expense to be as follows:

Show cases .....	\$3,000 00
Tables and chairs .....	300 00
Architects' fees .....	380 00
Contingencies .....	500 00
Total .....	\$4,180 00

Taking into consideration the facts stated in the report submitted by this bureau under date of March 5, 1907, as to the objects of the Staten Island Association of Arts and Sciences, I would respectfully suggest an appropriation of \$4,000, to provide for the furnishing of the quarters assigned the association for the public use of its library and museum, as per resolution attached hereto.

Yours respectfully,  
CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

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 four thousand dollars (\$4,000), for the purpose of providing means for the furnishing of the quarters assigned in the Borough Hall, Borough of Richmond, for the public use of the library and museum collection of the Staten Island Association of Arts and Sciences, 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 159 of the Greater New York Charter, to an amount not exceeding four thousand dollars (\$4,000), 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 Comptroller presented the following communication, recommending that title shall vest in the City five days after the filing of oaths of the Commissioners to property selected for school purposes and located on the southeast corner of Sumpter street and Rockaway avenue, Brooklyn:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 6, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment, at its meeting held October 12, 1906, adopted a resolution authorizing the institution of condemnation proceedings for the acquisition of property situated on the southeasterly corner of Sumpter street and Rockaway avenue, Borough of Brooklyn, for the use of the Board of Education, the said resolution providing that the Corporation Counsel was authorized to institute condemnation proceedings for the acquisition of all of the parcels of land within the area described in the resolution. This resolution, however, was amended by the Board of Estimate and Apportionment on December 14, 1906, making a slight change in the description of the property. Application was made to the Supreme Court of the County of Kings on June 28, 1907, for the appointment of Commissioners of Estimate and Appraisal in the proceeding.

Under date of November 16, 1906, this office received a copy of a resolution adopted by the Board of Education on November 14, 1906, requesting that the title to the said property be vested in The City of New York at an early date, and in view of the proposed adjournment of the Board of Estimate and Apportionment for the summer, on July 8, 1907, and as it appears necessary that further school accommodations be had in the vicinity in question, a communication was addressed to the Chairman of the Committee on Buildings of the Board of Education under date of June 21, 1907, requesting information as follows:

1. Are there any schools in the vicinity in question with part-time pupils?
2. Are further school accommodations needed in this vicinity either at the present time or in the near future?
3. In your opinion, on what date should title vest?

In reply thereto, under date of July 1, 1907, Mr. George W. Schaedle, Acting Chairman of the Committee on Buildings, states that in answer to the question whether there are any schools in the vicinity with part-time pupils, that "Public School 73, nearby, has now two part-time classes, with a prospect of ten next term; Public School 87 has ten part-time classes, with a prospect of fourteen next term; Public School 137 has four part-time classes, with a prospect of eight next term."

In reply to the question whether further school accommodations are needed in this vicinity, either at the present time or in the near future, he states, "After Public School 55 is relieved this will be the most congested portion of Division V."

In reply to the question on what date, in his opinion, title should vest, he states, "Title to this property should vest at once." In conclusion he states, "We can prepare plans and specifications and let the contract for a new building within sixty days from date of acquiring title to the property, provided there are sufficient funds for the purpose."

It appears advisable that the title to this property should vest at the earliest possible date, and in view of the fact that the Commissioners of Estimate and Appraisal appointed in the proceeding will file their oaths of office with the Clerk of the County of Kings within a very short period, a resolution should be adopted authorizing the vesting of title in The City of New York, pursuant to the provisions of section 1439 of the revised Charter, of all the hereinafter described property, situated in the Borough of Brooklyn, the said resolution to provide that the said title should vest in The City of New York five days after the Commissioners of Estimate and Appraisal to be appointed in the proceeding have filed their oaths of office with the Clerk of the County of Kings:

Beginning at a point formed by the intersection of the southerly line of Sumpter street with the easterly line of Rockaway avenue, and running thence easterly along the southerly line of Sumpter street 265 feet; thence southerly and parallel with Rockaway avenue 100 feet; thence westerly and parallel with Sumpter street 265 feet to the easterly line of Rockaway avenue; thence northerly along the easterly line of Rockaway avenue 100 feet to the southerly line of Sumpter street, the point or place of beginning.

Respectfully submitted for approval,  
MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:  
H. A. METZ, Comptroller.

The following resolution was offered:

Whereas, On December 14, 1906, the Board of Estimate and Apportionment adopted a resolution approving the action of the Board of Education in the matter

of the selection of a site for school purposes on the southeasterly corner of Sumpter street and Rockaway avenue, in the Borough of Brooklyn; and

Whereas, The Board of Education, at a meeting held November 14, 1906, adopted a resolution requesting the Board of Estimate and Apportionment to vest the title to said property in the City after the Commissioners of Estimate and Appraisal to be appointed in the proceeding had filed their oaths of office with the Clerk of the County of Kings; therefore be it

Resolved, That the Board of Estimate and Apportionment deeming it for the public interest that title to the hereinafter described property shall be acquired at a fixed or specified time, it is hereby directed, in accordance with the provisions of section 1439 of the Greater New York Charter as amended, that the title shall vest in The City of New York five days after the Commissioners of Estimate and Appraisal to be appointed in the proceeding have filed their oaths of office with the Clerk of the County of Kings, to all of the property included within the area of the following described premises in the Borough of Brooklyn:

Beginning at a point formed by the intersection of the southerly line of Sumpter street with the easterly line of Rockaway avenue, and running thence easterly along the southerly line of Sumpter street 265 feet; thence southerly and parallel with Rockaway avenue 100 feet; thence westerly and parallel with Sumpter street 265 feet to the easterly line of Rockaway avenue; thence northerly along the easterly line of Rockaway avenue 100 feet to the southerly line of Sumpter street, the point or place of beginning.

Which was adopted by the following vote:

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

The Comptroller presented a communication from the Brooklyn Public Library requesting transfer of \$8,500 from various accounts for the year 1907 to the account entitled Salaries for the same year.

Which was referred to the Comptroller.

The Comptroller presented a report relative to awarding contracts for pianos for use in the public schools to other than the lowest bidder, which matter was referred to him on June 28, 1907.

Referred to the Board of Education for further consideration.

The Comptroller presented the following communication from the President, Borough of The Bronx, relative to additional dock facilities for The Bronx, and an agreement to be entered into with the New York, New Haven and Hartford Railroad Company to moor a free floating bath to the property of said company at the confluence of the East and Harlem rivers, at East One Hundred and Thirty-first street, together with report thereon (this matter having been referred to the Comptroller on June 28, 1907):

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX,  
MUNICIPAL BUILDING, CROTONA PARK,  
NEW YORK, June 17, 1907.

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

DEAR SIR—I beg to call your attention again to the importance of providing additional dock facilities in the Borough of The Bronx.

Between June 21, 1902, and May 23, 1906, I have written to each of the Commissioners of Docks and Ferries occupying the office for those years, recommending the providing of additional dock facilities in the Borough of The Bronx. Up to the present time absolutely nothing has been done to comply with my request and we are now confronted with this difficulty, that the location on the Harlem river at which the free floating bath was anchored last year, is not available this year, and there is absolutely no public dock at which this floating bath can be anchored.

In order to avert, if possible, the possibility or probability that free baths along the water front of the borough could not be furnished in the borough, on May 13, this year, I made application to the New York, New Haven and Hartford Railroad Company for its consent to the mooring of a free floating bath in front of their property on the shore front at the confluence of the East and Harlem rivers at East One Hundred and Thirty-first street, which location was suggested by the Chief Engineer of this borough as a desirable one.

I am now informed that said railroad company is willing to grant its consent for the anchorage of the free floating bath, providing that The City of New York will agree to hold said company harmless and free from all damages by accidents or otherwise affecting their property by reason of the said location of the said free floating bath.

The term of the occupancy, if consent be granted by the company, to be from about July 1 to October 1, and I would respectfully ask that the consent of The City of New York be given as required by said railroad company, so that bath accommodations may be afforded to thousands of men, women and children who take advantage of these salt water baths during the heated term.

I inclose herewith form of consent for which I ask the approval of the Board of Estimate and Apportionment.

From the inclosed copy of letters which I herewith transmit you will learn of the constant application I have made to the several Commissioners of Docks and Ferries, during the last five years, for justice to the borough in the way of supplying additional dock facilities.

I cannot therefore urge too strongly upon your attention this most important subject, and I am satisfied that if established The City of New York would, in a short time, obtain, in dockage and wharfage to be collected, a fair return on the cost of construction.

Yours truly,

LOUIS F. HAFFEN,  
President of the Borough of The Bronx.

This agreement, made the day of June, 1907, between the New York, New Haven and Hartford Railroad Company (hereinafter described as the party of the first part) and The City of New York (hereinafter described as the party of the second part), acting by Louis F. Haffen, as President of the Borough of The Bronx, witnesseth:

Whereas, On May 13, 1907, the said party of the second part made application in writing to the party of the first part for permission to anchor a free floating bath, from July 1, 1907, to October 1, 1907, at the East river shore of the property of the party of the first part at East One Hundred and Thirty-first street, as shown on blue print attached to this agreement; and

Whereas, The party of the second part has consented and does hereby consent to the mooring of the free floating bath in front of their property on the shore front in the location shown on blue print hereto annexed.

Now, therefore, the said party of the first part, for and in consideration of the premises and the sum of one dollar to it in hand paid, the receipt whereof is hereby acknowledged, does hereby agree to give its consent and permission to the party of the second part for the mooring of the said free floating bath in front of its property on the shore front of the East river at the location described in the blue print attached hereto, and to the construction of the necessary approaches thereto, and the use of such land belonging to said party of the first part as may be necessary to the proper use thereof, upon condition that during the continuance of its occupancy and the necessary dredging, piling and otherwise building of the ap-



proaches to said free floating bath, the said party of the second part shall and hereby does hold the said party of the first part free from all damages, actions in law or otherwise that may accrue during the above mentioned period and until the removal thereof from the mooring above referred to of said free floating bath.

In witness whereof the parties hereto have hereunto set their hands and seals the day and year first above written.

Sealed and delivered in the presence of:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—At meeting of the Board of Estimate and Apportionment held June 28, 1907, a communication was presented from the President of the Borough of The Bronx, enclosing a form of agreement to be entered into between The City of New York and the New York, New Haven and Hartford Railroad Company to moor a free floating bath to the property of said company at East One Hundred and Thirty-first street and Harlem river.

I would report that I consider the request reasonable, the location having the following advantages:

1. Of being accessible to the most populous portion of the Borough of The Bronx, and the property being situated at the terminus of the One Hundred and Thirty-fifth street cross-town cars.
2. The water is clear, due to the absence of sewers, outlets, and being supplied from the Long Island Sound.
3. The depth of the water is such that the bath may be anchored close to the high-water line, thereby reducing the cost of approaches and dredging to a minimum.

The owners of the property, the New York, New Haven and Hartford Railroad Company, agree upon the payment of one dollar (\$1) to permit The City of New York the privilege of anchoring a free floating bath, from July 1, 1907, to October 1, 1907, at the East river shore of their property, and to the construction of the necessary approaches thereto, and to the use of such land owned by them as may be necessary to the proper use thereof, upon condition that during the continuance of its occupancy and the necessary dredging, piling and otherwise building of the approaches to the free floating bath, the City shall hold the above mentioned owners of the property free from all damages, actions in law or otherwise that may accrue during the above mentioned period and until the removal thereof from the mooring above referred to of the said free floating bath.

I therefore suggest that the President of the Borough of The Bronx be authorized to enter into the proposed agreement.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the terms and conditions contained in the form of agreement submitted by the President, Borough of The Bronx, to be entered into by the New York, New Haven and Hartford Railroad Company and The City of New York, acting by said Borough President, to moor a free floating bath in front of the property of said railroad company at the East river and East One Hundred and Thirty-first street, Borough of The Bronx, from July 1, 1907, to October 1, 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 Comptroller presented the following communication from the Commissioner of Water Supply, Gas and Electricity, requesting an issue of \$225,000 Corporate Stock to provide for the improvement and development of water supply system at and near Bayside Pumping Station, in the Borough of Queens, together with his report thereon:

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
NOS. 13 TO 21 PARK ROW,  
CITY OF NEW YORK, June 18, 1906.

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

SIR—After careful investigation of the possible means to relieve the shortage of water in Queens, which so seriously affects the residents of that borough and checks its development, I have found that the utilization of the waters of Oakland lake, near our Bayside Pumping Station, in the Third Ward, will afford the quickest and surest results.

These waters hitherto, owing to the inferior quality, have not been utilized, but they can readily be made available by filtration, and proper plans for filtering same have been prepared under my direction by the Chief Engineer of the department, with the advice of our experts in filtration. The report of the Chief Engineer of the department shows that by filtering the waters of Oakland lake an additional daily supply of "say, 1,250,000 gallons, rarely falling below 1,000,000 gallons, will be obtained," thus materially increasing the quantity now furnished by the City in the Third Ward.

The filtration work is to be supplemented by increasing the pumping capacity at the Bayside Pumping Station, so that the increased supply may be adequately and economically handled, and for this purpose a new 5,000,000-gallon engine will be installed at present, and the pumping station building enlarged so as to allow room for the increased pumping capacity and provide for further extension.

Additional wells will also be driven on the lands north of our station, from Broadway to and across the Long Island Railroad tracks, and the old wells will be cleaned, or additional ones driven, as may be deemed advisable after the necessary tests have been completed.

The necessary lands will be acquired for this purpose, as well as around the bed of the lake, in regard to which the report of the Chief Engineer states as follows:

"The City at present only owns the bed of the Oakland lake, without a single additional foot of land beyond the water line, that is to say, we simply own the land inclosed by the wetted perimeter of the lake, so that we could not even go around our property without trespassing, except in a boat. The necessity of a zone of land around the lake is obvious, so that we may properly patrol the same and also lay drainage to protect the lake waters from the wash and pollution of the slope surface on either side, and also raise the level of the lake and obtain additional storage as well as increased head, if needed, for the better design and operation of our filters.

"It is estimated that about seven or eight acres will be sufficient for that purpose. The land needed for additional wells north of our station, already mentioned, is also estimated at about seven acres."

The estimated cost of the proposed plan is as follows:

Land to be acquired around Oakland Lake, say.....	\$42,000 00
Land to be acquired on north side of Broadway, say.....	25,000 00
Filter plant, complete, say.....	50,000 00
5,000,000 gallon triple expansion, horizontal, high duty, pumping engine, in place, say.....	33,000 00
Suction well and appurtenances, say.....	5,000 00
Remodeling of building and appurtenances, say.....	25,000 00
Additional wells, suction, connections and appurtenances, say.....	25,000 00
Cleaning wells, etc., say.....	5,000 00
Contingencies and engineering.....	15,000 00
Total.....	\$225,000 00

The scarcity of the water supply at present renders the earliest possible completion of these works imperative. It is expected that unless extraordinary or unforeseen conditions intervene, various parts of the work may be completed within the following period, to date from the actual beginning of work in each case, i. e.:

- The filter plant, within four months.
- Enlargement of the building and well, within six months.
- Additional wells, cleaning, etc., within eight months.
- The engine, within ten months or one year.

I earnestly request your approval of the resolution hereto appended authorizing the necessary issue of bonds to carry out the proposed plan.

Yours respectfully,

JOHN H. O'BRIEN, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. John H. O'Brien, Commissioner, Department of Water Supply, Gas and Electricity, in a communication under date of June 18, 1907, requests the Board of Estimate and Apportionment to authorize the issue of Corporate Stock to the amount of two hundred and twenty-five thousand dollars (\$225,000), to provide for the improvement and development of the water supply system at and near Bayside Pumping Station, in the Third Ward, Borough of Queens.

I would report Oakland Lake is located about 600 feet south of Bayside Pumping Station, near Bayside, Borough of Queens, is fed by springs, and wastes by overflow about one million gallons daily.

Between the lake and the pumping station several wells have been driven and connected with a suction main leading to the station; these wells, during 1903, yielded 1,326,860 gallons per twenty-four hours, diminishing to 1,013,853 gallons during 1905, and yielding at the rate of 867,184 gallons per twenty-four hours during the first quarter of 1906, the decreased yield being good evidence of their deterioration.

The scheme as outlined in the attached communication involves the purchase of a strip of land varying in width from 50 to 100 feet, extending entirely around the lake, including within its bounds the surface of the lake, about eight acres; the acquiring of this land being necessary to properly protect the lake from contamination by the wash from the surrounding slopes.

The amount of the land purchase contemplated is the least area possible for such protection, and will admit of the raising of the lake surface by about five feet, thereby increasing the storage and also improving the operation of the filters. The filter plant will be located between the lake and the pumping station and to the west of the line of the wells now in operation.

Owing to the conditions existing at this lake, it will be necessary to construct these beds in a concrete basin, thereby materially increasing the cost over those constructed at Hempstead Reservoir.

The estimated cost for these filters is fifty thousand dollars (\$50,000), which includes the necessary sand washing apparatus, and the purchase of a small amount of land, thus obviating the necessity of moving some of the existing wells.

It is also proposed to purchase about seven acres north of the pumping station and running from Broadway northerly across tracks of the Long Island Railroad, for the purpose of driving additional wells, and thereby increasing the well yield from two million to three million gallons daily; the old wells will then be cleaned, as their present yield clearly indicates the necessity for this operation.

The present equipment of the existing pumping station is entirely inadequate for the work contemplated, and it is proposed to install a modern high duty pump of 5,000,000 gallons capacity, to deliver the water from the wells and filter plant into the distribution system at a minimum cost.

The change in the equipment will involve the necessity for remodeling the old structure, and this item has been included in the estimate to the amount of twenty-five thousand dollars (\$25,000).

In general, I believe the proposition as submitted, to be worthy of consideration, as the work, if successful, would result in an increased yield, in a rapidly growing territory of some three million to four million gallons daily; should the project not be carried out, it would necessitate the purchase at no distant day of this amount of water at the rate of \$65 per million gallons.

I would, therefore, suggest that if the financial condition of the City warrants the expenditure, that the Board of Estimate and Apportionment, pursuant to the provisions of section 178 of the amended Greater New York Charter, may properly authorize the Comptroller to issue Corporate Stock to the amount of two hundred and twenty-five thousand dollars (\$225,000), to provide means for the improvement and development of the water supply system at and near Bayside Pumping Station, in the Third Ward, 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 178 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to the amount of two hundred and twenty-five thousand dollars (\$225,000), to provide means for the improvement and development of the water supply system at and near Bayside Pumping Station, in the Third Ward, Borough of Queens, as set forth in said section 178 of the Charter, 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 two hundred and twenty-five thousand dollars (\$225,000), 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 Comptroller presented the following communication from the President, Borough of Brooklyn, and report of the Comptroller, to whom on June 21, 1907, was referred said communication, relative to the apportionment of Corporate Stock to be issued for repaving streets in the various boroughs:

The Honorable the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Borough Presidents held at the office of the President of the Borough of Manhattan on Monday, June 17, 1907, it was determined that if only \$750,000 was available for repaving streets, that amount should be divided equally between the Boroughs of Manhattan and Brooklyn; Presidents Ahearn, Coler and Haffen concurring, Bermel and Cromwell objecting.

Yours truly,

BIRD S. COLER,

President of the Borough of Brooklyn.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 3, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—At meeting of the Board of Estimate and Apportionment held June 21, 1907, a communication was presented from the President of the Borough of Brooklyn, relative to the apportionment of Corporate Stock to be issued for repaving streets among the several boroughs.



The communication states that at a meeting of the Borough Presidents held in the office of the President of the Borough of Manhattan on Monday, June 17, 1907, it was determined that if only \$750,000 was available, that that amount should be divided equally between the boroughs of Manhattan and Brooklyn; Presidents Ahearn, Coler and Haffen concurring, Bermel and Cromwell objecting.

I would report that in previous years this amount has been divided as follows:

Borough of Manhattan.....	\$250,000 00
Borough of Brooklyn.....	250,000 00
Borough of The Bronx.....	100,000 00
Borough of Queens.....	100,000 00
Borough of Richmond.....	50,000 00
Total.....	\$750,000 00

Considering the traffic and the number of miles of street pavement in these two boroughs in comparison with the other boroughs, I would suggest, if the Board decides, as it has in previous years, to authorize an additional amount of \$750,000 above the \$3,000,000 previously authorized for repaving streets, I would recommend that the suggestions of the majority of the Borough Presidents be carried out, and that the Board, pursuant to the provisions of section 47 of the amended Greater New York Charter, authorize the Comptroller to issue Corporate Stock to the amount of \$750,000, to provide means for repaving streets and avenues in The City of New York, as follows:

Borough of Manhattan.....	\$375,000 00
Borough of Brooklyn.....	375,000 00

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 seven hundred and fifty thousand dollars (\$750,000), to provide means for repaving streets and avenues in The City of New York, as follows:

Borough of Manhattan.....	\$375,000 00
Borough of Brooklyn.....	375,000 00
Total.....	\$750,000 00

—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 seven hundred and fifty thousand dollars (\$750,000), the proceeds whereof to be applied to the purposes aforesaid; provided, however, that no contract shall be made for repaving any street or avenue unless the Borough President having charge thereof submits to the Comptroller, with such contract, evidence showing that the original pavement on such street or avenue was laid at the expense of the abutting property owners, or by local taxation, or by bond issues paid by the locality before consolidation, unless the Board of Estimate and Apportionment shall otherwise determine upon presentation to it of the facts and circumstances affecting such street or avenue.

Which was adopted by the following vote:

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

The Comptroller presented the following communication from the President, Borough of Manhattan, requesting an additional issue of \$6,500 Corporate Stock for the purpose of providing and equipping an additional courtroom and Judges' quarters in the Criminal Courts Building, Borough of Manhattan, to accommodate the additional part of the Court of General Sessions, etc., together with communication recommending that said request be granted:

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, July 5, 1907.

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

DEAR SIR—Request is hereby made to the Board of Estimate and Apportionment for an additional issue of Corporate Stock of The City of New York in the amount of six thousand five hundred dollars (\$6,500), for the purpose of providing and equipping an additional courtroom and Judges' quarters in the Criminal Courts Building, Borough of Manhattan, and to accommodate the additional part of the Court of General Sessions created pursuant to chapters 411 and 412 of the Laws of 1907.

This sum will be required in addition to the amount already authorized to provide accommodations for the District Attorney.

Yours very truly,

JOHN F. AHEARN,  
President of the Borough of Manhattan.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 5, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In communication addressed to the Board of Estimate and Apportionment the Hon. John F. Ahearn, President of the Borough of Manhattan, requests the Board of Estimate and Apportionment to authorize the issue of an additional amount of Corporate Stock, \$6,500, for certain rearrangements and additions in the District Attorney's office, made necessary by an additional court room and Judge's quarters in the Criminal Courts Building, Borough of Manhattan, created pursuant to chapters 411 and 412 of the Laws of 1907. I would report:

At meeting of June 21, 1907, the Board of Estimate and Apportionment authorized the issue of Corporate Stock to the amount of \$26,000, to provide and equip an additional court room, Judges' quarters, etc., in the Criminal Courts Building, Borough of Manhattan, to accommodate the additional part of the Court of General Sessions, created pursuant to chapters 411 and 412 of the Laws of 1907.

The additional amount, \$6,500, is needed in connection with the same work, but more especially with the rearrangement and additions in the District Attorney's office, made necessary by the additional part of General Sessions, two additional Judges and two Assistant District Attorneys.

The work being necessary and the estimate appearing just and reasonable, in view of the recent action of the Board of Estimate and Apportionment, 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 \$6,500 for certain rearrangements and additions in the District Attorney's office in the Criminal Courts Building, Borough of Manhattan, made necessary by the additional part of the Court of General Sessions, created pursuant to chapters 411 and 412 of the Laws of 1907.

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 six thousand five hundred dollars (\$6,500), to provide and equip an additional court room and Judges' quarters in the Criminal Courts Building, Borough of Manhattan, to accommodate the additional part of the Court of General Sessions created pursuant to chapters 411 and 412 of the Laws of 1907, 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 six thousand five hundred dollars (\$6,500), in addition to the amount heretofore authorized, 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 Comptroller presented the following communication, recommending the amendment of resolution adopted May 22, 1903, which authorized the purchase of property at Suydam street and Irving avenue, Brooklyn, by striking therefrom the purchase price, \$4,300, and inserting in place thereof the price \$5,700:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 5, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment, at a meeting held May 22, 1903, approved of the selection of a site by the Board of Education adjoining Public School 123, at Suydam street and Irving avenue, Borough of Brooklyn, the premises being 50 by 100 feet in area, and authorized its acquisition at a price not exceeding \$4,300. The property described in the resolution of the Board of Education had two separate owners, one owning property immediately adjoining the school, 25 by 100 feet, and the other 25 feet further east from the school property. The party who owned the property furthest removed from the school site also owned an additional lot, making his plot 50 by 100 feet. The City acquired one of the parcels for \$2,700, but the owner of the other lot refused to dispose of his holding to the City unless both lots were taken, which would be 25 by 100 feet more than the Board of Education desired. Since that time the plot of land 50 by 100 feet has changed hands twice. The present owner is willing to dispose of his single lot to the City for \$3,000. While under ordinary conditions I would consider this price excessive, under the circumstances I am of the opinion that the Board of Estimate and Apportionment should amend their resolution of May 22, 1903, by inserting the words "fifty-seven hundred dollars (\$5,700)" instead of "forty-three hundred dollars (\$4,300)."

Respectfully submitted for approval,

MORTIMER J. BROWN,  
Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment May 22, 1903, and which reads as follows:

"Resolved, That the Board of Estimate and Apportionment hereby approves of the selection of a site as an addition to the present site of Public School 123, in Local School Board District No. 35, in the Borough of Brooklyn, bounded and described as follows:

"Beginning at a point on the northwesterly line of Suydam street where it is intersected by the northeasterly line of the land of Public School 123, distant one hundred and seventy-five (175) feet northeasterly from the northeasterly line of Irving avenue, and running thence northwesterly along the said northeasterly line of the land of Public School 123 one hundred (100) feet to the southeasterly line of said lands of Public School 123, thence northeasterly along the said southeasterly line of the lands of the said Public School 123 forty-nine (49) feet ten (10) inches, thence southeasterly and parallel with Irving avenue one hundred (100) feet to the northwesterly line of Suydam street; thence southwesterly along the northwesterly line of Suydam street fifty (50) feet to the northeasterly line of the land of the said Public School 123, 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 street in front thereof to the centre thereof,

—"and the Comptroller is hereby authorized to enter into a contract for the purchase of the above-described premises at a price not exceeding forty-three hundred dollars (\$4,300), said contract to be approved by the Corporation Counsel as to form,"

—be and the same is hereby amended by striking out the words and figures "forty-three hundred dollars (\$4,300)," and inserting in place thereof the words and figures "fifty-seven hundred dollars (\$5,700)."

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 Comptroller presented the following communication from the President, Borough of Manhattan, relative to repaving Vanderbilt avenue, from Forty-second to Forty-fourth street, and of Thirty-seventh street, from Eleventh to Twelfth avenue, Manhattan, to be charged to the bond account for Repaving Streets, together with report thereon (this matter having been referred to the Comptroller on June 28, 1907):

CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN,  
CITY HALL, June 25, 1907.

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

DEAR SIR—Herewith are transmitted for adoption by the Board of Estimate and Apportionment forms of resolutions authorizing the repaving of Vanderbilt avenue, from Forty-second to Forty-fourth street, and Thirty-seventh street, between Eleventh and Twelfth avenues, the cost in each instance to be charged to the bond account for Repaving Streets, Borough of Manhattan.

A search has been made of the records in the Bureau of Assessments without success, to ascertain the dates of the confirmation of the assessment lists for the original paving of these streets.

Yours respectfully,

JOHN F. AHEARN, President of the Borough of Manhattan.



CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
July 6, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. John F. Ahearn, President of the Borough of Manhattan, in communication to the Board of Estimate and Apportionment, transmits for adoption by the Board, resolutions authorizing the repaving of Vanderbilt avenue, from Forty-second to Forty-fourth street; and Thirty-seventh street, between Eleventh and Twelfth avenues, Borough of Manhattan, I would report.

As regards Thirty-seventh street, it is found upon examination that all that portion of the said street lying west of a point 185 feet west of the westerly line of Eleventh avenue is under, or subject to, certain conditions imposed in conveyances known as grants of land under water, or "water grants."

All of that portion north of the centre line of Thirty-seventh street, and west of the point above referred to, viz.: 185 feet west of Eleventh avenue (high water mark), was confirmed by the Mayor and Commonalty to one John K. Pruyn on July 26, 1866, and all of that portion south of the centre line of Thirty-seventh street and west of the point referred to, viz.: 185 feet west of the westerly line of Eleventh avenue, was confirmed to James Joseph and George Harrison on July 1, 1850.

In these said grants it is provided that the grantees shall pave the same, and shall from time to time and at all times forever hereafter at their own proper cost, charge and expense, uphold and keep in good order and repair the whole of those parts of the said Thirty-seventh street.

An act, however, passed in 1889 (chapter 449, Laws of 1889), provides that whenever any streets or avenues in The City of New York, described in any grant of land under water containing covenants requiring the grantee, his heirs, etc., to pave, repave or keep in repair such streets, the Common Council of The City of New York, by ordinance may require such street or streets to be so paved or repaved and the expense thereof to be assessed on the property benefited thereby. It is also provided that when any assessment for such paving shall have been once laid and paid no further assessment shall be imposed, unless such paving or repaving shall be petitioned for by a majority of the owners (of front feet) on the line of the proposed improvement, and that whenever the owner of a lot so assessed shall have paid any assessment levied for such paving, etc., he shall be released from any and all covenants as to paving, repaving, etc., etc.

President Ahearn, in his communication, says:

"A search has been made of the records in the Bureau of Assessments without success to ascertain the dates of the confirmation of the assessment lists for the original paving of these streets."

A search of the records of the Bureau of Highways also fails to disclose the fact that this portion of Thirty-seventh street has ever been paved under contract.

In view of the foregoing, it is my opinion that the portion of Thirty-seventh street lying between Eleventh and Twelfth avenues and a point 185 feet westerly therefrom, may properly be repaved by the City, the cost to be charged to the Bond Account for Repaving Streets in the Borough of Manhattan; that portion of Thirty-seventh street, however, lying west of the point above referred to, viz.: 185 feet west from the westerly line of Eleventh avenue, the presumptive evidence being that it has never been paved and assessed for, and still being subject to the covenants of the "water grants," should, in my opinion, be repaved only under an ordinance of the Common Council, pursuant to the Laws of 1889 (chapter 449) above referred to, the cost of the improvement to be assessed against the adjoining property.

With regard to the repaving of Vanderbilt avenue, between Forty-second and Forty-fourth streets, the cost thereof to be charged to the Bond Account for Repaving Streets, Borough of Manhattan, I would say:

This avenue, within the limits mentioned, was ceded to The City of New York in exchange by the New York and Harlem Railroad Company in the year 1888, the said exchange being recorded in the Register's office, in Liber 1, Section 5 of Conveyances, page 486, and being in effect as follows:

"Pursuant to chapter 919, Laws of 1869, the City conveyed to the railroad company the westerly 90 feet of Fourth avenue (between Forty-second and Forty-fifth streets), Forty-third and Forty-fourth streets (between Fourth avenue and Vanderbilt avenue), in exchange for Vanderbilt avenue, from Forty-second to Forty-fifth street, and a payment of \$25,000."

Examination of the records of the Bureau of Highways also shows that the said area described in Vanderbilt avenue was paved by the Barber Asphalt Paving Company under a permit issued to the New York and Harlem Railroad Company in 1889, the work having been accepted on July 29 of that year—under this contract, the paving company guaranteeing to keep the pavement in repair for a term of sixteen (16) years; the said maintenance period expiring on August 24, 1905.

The pavement now is in bad order and should be renewed, and in view of its having once been paved and paid for by the abutting property owners (the railroad company above referred to), I am of the opinion that the City may now assume responsibility for its care in the future, and that authorization may properly be given for charging the cost of repaving the said Vanderbilt avenue, between Forty-second and Forty-fourth streets, to the Repaving Bond Account, Borough of Manhattan.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby authorizes the repaving of the following streets and avenues under the direction of the President of the Borough of Manhattan, the cost of such repaving to be charged to the bond account for Repaving Streets in the Borough of Manhattan:

Vanderbilt avenue, between Forty-second and Forty-fourth streets.

Thirty-seventh street, from Eleventh avenue to a point 185 feet west of Eleventh avenue.

Which was adopted by the following vote:

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

The Comptroller presented the following communication, recommending the amendment of resolution adopted May 3, 1907, which authorized the purchase at \$150,000 of property Nos. 138, 144 and 146 Madison street, Manhattan, by authorizing the purchase of that portion of said property which comes under the jurisdiction of the Bridge Department, at \$107,766.50, and the purchase of that portion which comes under the jurisdiction of the President, Borough of Manhattan, at \$42,233.50, together with opinion of the Acting Corporation Counsel relative thereto:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
June 13, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Estimate and Apportionment at a meeting held May 3, 1907, adopted a resolution authorizing the acquisition of property known by the Nos. 138, 144 and 146 Madison street, in the Borough of Manhattan, at a price not exceeding \$150,000. Contracts were entered into with the owner of the said property, which were duly approved by the Corporation Counsel and signed by the Comptroller.

An executed contract was transmitted to the Commissioner of the Department of Bridges, requesting him to prepare the necessary voucher and transmit the same to this office in order that warrants might be drawn for the amount of the purchase price of the property, and in reply thereto under date of May 20, 1907, the Commissioner of the Department of Bridges stated that the property known as No. 138 Madison street is within the lines of the approach to the Manhattan Bridge, but in the case of Nos. 144 and 146 Madison street, only part is within the above mentioned area, and the remainder is included within the area of the property ordered to be condemned by resolution of the Board of Estimate and Apportionment adopted March

22, 1907, and which does not come under the jurisdiction of the Department of Bridges.

It appears that the resolution adopted by the Board of Estimate and Apportionment on April 5, 1907, relative to the proposed street on the side of the Manhattan Bridge, contained the following clause:

"\* \* \* and for laying out a marginal or protective street on each side of the approach to the Manhattan Bridge, as laid out on the map or plan of The City of New York by resolution adopted by the Board of Estimate and Apportionment on the 22d day of March, 1907, and approved by the Mayor on the 3d day of April, 1907."

The matter was referred to the Corporation Counsel for his opinion as to whether the new marginal street would come under the jurisdiction of the Department of Bridges or the Department of Highways, and in an opinion under date of June 10, 1907, he states:

"Under the conditions prevailing, I am of the opinion that of said purchase price of \$150,000, there should be paid out of the Bridge Fund such portion thereof as fairly represents the value of the property acquired for bridge purposes, and that the residue of said purchase price should be paid out of the fund for Street and Park Openings."

I would, therefore, respectfully recommend that the resolution adopted by the Board of Estimate and Apportionment on May 3, 1907, relative to the acquisition of the property Nos. 138, 144 and 146 Madison street, Borough of Manhattan, at private sale at a price not exceeding \$150,000, be amended so that the portion of the premises Nos. 138, 144 and 146 Madison street, included within the area of the bridge proceeding, and which will be paid for out of the Bridge Fund, which property will be under the jurisdiction of the Department of Bridges after acquisition, that the sum of \$107,766.50 be paid for the same, and in regard to the portion of the property known as Nos. 144 and 146 Madison street, which is outside of the bridge proceeding and included within the area of the proposed marginal street on the side of the bridge, which property after acquisition will be under the jurisdiction of the Bureau of Highways of the Office of the President of the Borough of Manhattan, that the sum of \$42,233.50 be paid for the same, making a total for the acquisition of both properties of \$150,000, as stated in the original resolution, and two resolutions are herewith submitted for adoption in order that the amounts of the purchase price may be paid respectively out of the respective funds mentioned.

Respectfully submitted for approval,

MORTIMER J. BROWN,

Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, June 10, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—I have received your communication under date of May 23, 1907, relative to the proposed purchase by the City of the premises known as Nos. 138, 144 and 146 Madison street, in the Borough of Manhattan, for an approach to the Manhattan Bridge, and for a marginal or protection street on the side of said bridge. You state:

"Contracts were entered into with the owner of said property which were duly approved by your Department and signed by me. An executed contract was transmitted to the Commissioner of the Department of Bridges, requesting him to prepare the necessary voucher and transmit the same to this office in order that warrants might be drawn for the amount of the purchase price of the property, and in reply thereto under date of May 20, 1907, the Commissioner of the Department of Bridges states that the property known as No. 138 Madison street is within the lines of the approach to the Manhattan Bridge, but in the case of Nos. 144 and 146 Madison street, only part is within the above mentioned area, and the remainder is included within the area ordered to be condemned by resolution of the Board of Estimate and Apportionment adopted March 22, 1907, and which, so far as he is aware, does not come under the jurisdiction of the Department of Bridges."

"The resolution adopted by the Board of Estimate and Apportionment on April 5, 1907, relative to the proposed street on the side of the Manhattan Bridge, states:

"And for laying out a marginal or protection street on each side of the Manhattan approach to the Manhattan Bridge as laid out on a map or plan of The City of New York by resolution adopted by the Board of Estimate and Apportionment on the 22d day of March, 1907, and approved by the Mayor on the 3d day of April, 1907."

"The question therefore arises as to what department will have jurisdiction over this property when acquired."

"A serious question will arise if two departments have jurisdiction over one parcel of property acquired by the City. For instance, if the property No. 146 Madison street is partly under the jurisdiction of the Department of Bridges and partly under the jurisdiction of the President of the Borough of Manhattan, the purchase price of said property will have to be split up and a voucher prepared for the payment of part of the property out of the Bridge Fund and another voucher prepared for the payment of the balance of the property out of the Fund for Park and Street Openings. I would therefore request that you render me an opinion at the earliest possible date as to the status of the matter."

Upon examining the map showing the property now in process of acquisition for an approach to the Manhattan Bridge, and the map showing the lands included within the lines of the marginal or protection street referred to in your communication, it appears that all of the property, No. 138 Madison street, is to be acquired for bridge purposes; that portions of the properties Nos. 144 and 146 Madison street are to be acquired for bridge purposes, and that the portions of said properties last named not being acquired for bridge purposes are included within the lines of the new marginal or protection street.

By the contract in question the price to be paid by the City for the three pieces of property is the sum of \$150,000. Such contract price is not apportioned in the contract between the three parcels, but is to be paid for the three as an entirety.

Under the conditions prevailing, I am of the opinion that of said purchase price of \$150,000 there should be paid out of the Bridge Fund such portion thereof as fairly represents the value of the property acquired for bridge purposes, and that the residue of said purchase price should be paid out of the fund for street and park openings.

Mr. Morris Jacoby, one of the experts employed by me in the bridge condemnation proceeding, has stated to me that in his opinion the following would be a fair and just apportionment between the two funds:

Bridge Fund.	
No. 138 Madison street.....	\$47,567 50
No. 144 Madison street.....	45,210 00
No. 146 Madison street.....	14,989 00
Total.....	\$107,766 50
Fund for Park and Street Openings.	
No. 144 Madison street.....	\$4,250 00
No. 146 Madison street.....	37,983 50
Total.....	\$42,233 50

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 on May 3, 1907, authorizing the acquisition of property known by the numbers 138, 144 and 146 Madison street, in the Borough of Manhattan, at private sale, be and the same is hereby amended so as to read as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the selection of the following described property by the Commissioner of the Department of Bridges for the use of the Manhattan approach to the Manhattan Bridge, in the Borough of Manhattan:



Beginning at a point in the southerly side of Madison street distant 213.08 feet easterly from the corner formed by the intersection of the southerly side of Madison street with the easterly side of Market street; thence southerly and parallel with Market street 100 feet; thence easterly and parallel with Madison street 25 feet; thence northerly, again parallel with Market street, 100 feet to the southerly side of Madison street; thence westerly along the southerly side of Madison street 25 feet to the point or place of beginning, the premises being known by the number, 138 Madison street, Borough of Manhattan, and known on the land map of the County of New York as Lot 32 in Block 274, 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

Beginning at a point on the southerly side of Madison street, distant 288.16 feet easterly from the corner formed by the intersection of the southerly side of Madison street with the easterly side of Market street; thence southerly and parallel with Market street 100.11 feet; thence easterly and parallel with Madison street 48.59 feet; thence northwesterly and along the easterly side of the lands laid out to be acquired for the Manhattan Bridge in the Borough of Manhattan, 104.56 feet to the southerly side of Madison street; thence westerly along the southerly side of Madison street 18.46 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, be the said several dimensions more or less.

—and the Comptroller be, and he hereby is, authorized to enter into contracts for the acquisition of the above-described property at private sale at a price not exceeding one hundred and seven thousand seven hundred and sixty-six dollars and fifty cents (\$107,766.50), said contracts to be submitted to the Corporation Counsel for his approval 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—President of the Borough of Brooklyn—2.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment on May 3, 1907, authorizing the acquisition at private sale of the properties Nos. 138, 144 and 146 Madison street, in the Borough of Manhattan, be, and the same is hereby, amended so as to read as follows:

Resolved, That the Board of Estimate and Apportionment hereby approves of the selection of the following-described property for street purposes in front of the approach to the Manhattan Bridge in the Borough of Manhattan.

Beginning at a point on the southerly side of Madison street, distant 306.62 feet easterly from the corner formed by the intersection of the southerly side of Madison street with the easterly side of Market street; thence southeasterly and along the easterly side of the lands laid out to be acquired for the use of the Manhattan Bridge in the Borough of Manhattan 104.56 feet; thence easterly and parallel with Madison street 1.46 feet, and thence northerly and parallel with Market street 100.13 feet to the southerly side of Madison street, and thence westerly along the southerly side of Madison street 31.33 feet to the point or place of beginning, together with all the right, title and interest of the owners of said property of, in and to the streets in front thereof to the centre thereof, be the said several dimensions more or less.

—and the Comptroller be, and he hereby is, authorized to enter into contracts for the acquisition of the above-described property at private sale at a price not exceeding \$42,233.50, said contracts to be submitted to the Corporation Counsel for his approval 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—President of the Borough of Brooklyn—2.

The Comptroller presented the following communication from the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an appropriation of \$500 for the removal of the Thorvaldsen Statue from Sixth avenue and Fifty-ninth street to Central Park, near the entrance of Ninety-sixth street, Manhattan, together with report thereon (this matter having been referred to the Comptroller on June 28, 1907).

Ordered printed in minutes and the Secretary directed to send copy of report to the Commissioner for his information.

THE CITY OF NEW YORK—DEPARTMENT OF PARKS,  
ARSENAL, CENTRAL PARK,  
June 26, 1907.

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

GENTLEMEN—The Art Commission having selected a site in the Central Park, near the entrance of East Ninety-sixth street, for the Thorvaldsen Statue, now standing on the park sidewalk at Sixth avenue and Fifty-ninth street, I beg to request that funds to the amount of five hundred dollars (\$500) be provided by the issue of Corporate Stock, or otherwise, as your Honorable Board may determine, to defray the expense of taking down the statue and re-erecting the same on the site selected.

This amount is the estimated cost of the work, including cost of foundation,  
Respectfully,

MOSES HERRMAN,  
Commissioner of Parks, Boroughs of Manhattan and Richmond.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 6, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—At the meeting of the Board of Estimate and Apportionment held June 28, 1907, there was referred to the Comptroller for consideration and report a request from the Commissioner of Parks, Boroughs of Manhattan and Richmond, for an appropriation of \$500 by the issue of Corporate Stock, or otherwise, to provide means for the removal of the Thorvaldsen Statue from Sixth avenue and Fifty-ninth street to Central Park, near the entrance at Ninety-sixth street.

This request having been referred by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to state that the proposition to remove the statue was made by the Art Commission, it having been determined that the site

selected in Central Park is a more appropriate one for this statue. It would seem, however, that the nature of the work proposed to be done—that of removal, construction of a new foundation and re-erecting the statue—is such as should be properly charged to the regular Maintenance Appropriation Account of the Department of Parks. It being a work of renewal, it does not appear proper that the proceeds of a sale of Corporate Stock should be used for this purpose. To issue Special Revenue Bonds would result in laying the cost of the work on the taxpayers of the year of 1908, instead of being made an item of expense chargeable to the 1907 appropriation.

In view of these facts I would respectfully suggest that you recommend to the Board of Estimate and Apportionment that the application for a special appropriation be denied, and that the Commissioner of Parks be directed to pay the cost of removal of the statue out of the appropriation account for maintenance now available for the uses of the department.

Yours respectfully,  
CHARLES S. HERVEY,  
Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The Comptroller presented the following resolution of the Board of Aldermen, requesting an issue of \$10,000 Special Revenue Bonds to provide for the delivery, arranging and handling of papers and books in the office of the Register of Kings County, together with report thereon (this matter having been referred to the Comptroller on June 7, 1907).

In the Board of Aldermen.

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the amended Greater New York Charter, the Board of Estimate and Apportionment be and it hereby is requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of ten thousand dollars (\$10,000), for the use of the Register of Kings County, for the purpose of delivering papers and arranging and handling papers and books in his office.

Adopted by the Board of Aldermen, May 21, 1907, three-fourths of all the members elected voting in favor thereof, having been first advertised as required by law. Received from his Honor the Mayor, June 4, 1907, 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,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 6, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to the resolution of the Board of Aldermen adopted May 21, 1907, requesting the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds to the amount of \$10,000, for the use of the Register of Kings County for the purpose of delivering papers and arranging and handling books and papers in his office, referred on June 7, 1907, to the Comptroller, and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The 1906 Budget appropriation for Recopying and Indexing Libers of Conveyances and Mutilated Records was \$16,000, which was supplemented during the year by Special Revenue Bonds to the amount of \$12,000, making a total allowance of \$28,000 for 1906. In his estimate for 1907 the Register asked for \$32,400, and was allowed \$22,000, or \$10,400 less than his estimate and \$6,000 less than the expenditure for 1906.

Of the \$22,000 appropriated \$16,000 has been already expended, about one-fourth of that sum having been paid to Copyists and the remainder to Laborers. The payroll for May included to Copyists at \$100 each, \$1,000, and 33 Laborers at \$60 each, \$1,980, a total of \$2,980 for that month. The same number of Copyists have been paid for June, but the Laborers, whose wages for June amount to \$2,200, have not yet been paid for that month, the Register holding the \$6,000 remaining of the appropriation for the purpose of paying the ten Copyists their salaries for the remainder of the year.

It is evident that the work for which this appropriation was made will have to be virtually discontinued unless some provision be made for carrying it on, and it would doubtless be in all respects better to carry it on to completion now that it is under way than to have it interrupted and left to be taken up at more or less disadvantage at any time later on. As it nears completion, which the Register hopes that it will before the end of the year, the number of persons on the payroll can be from time to time reduced as the progress of the work permits.

I would recommend the issue of Special Revenue Bonds to the amount of \$9,000, which would provide for paying the Laborers their wages for June, and for continuing thirty of them on the payrolls for the remainder of the year if needed, the ten Copyists being provided for by the unexpended balance of the Budget appropriation.

Respectfully yours,  
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 hereby approves of and concurs in the resolution of the Board of Aldermen adopted May 21, 1907, to the extent of nine thousand dollars (\$9,000), for the purpose of delivering, arranging and handling papers and books in the Register's office, Kings County, and in order to provide means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York, to the amount of nine thousand dollars (\$9,000), 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 presented a communication from Alanson T. Briggs, submitting copy of proposed agreement between The City of New York and the Queens Borough Public Library, pursuant to chapter 164, Laws of 1907.

Which was referred to the Comptroller.

The Comptroller presented the following communication from the Health Department requesting an appropriation of \$175,000 for the improvement of the milk supply of The City of New York, together with report thereon (this matter having been referred to the Comptroller June 7, 1907):

Ordered printed in the minutes and placed on file.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, June 3, 1907.

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

SIR—Inclosed herewith you will find a copy of preambles and resolution adopted by the Board of Health at its meeting held Monday, June 3, 1907, at the request of



his Honor the Mayor, requesting the Board of Estimate and Apportionment to appropriate the sum of \$175,000 as provided by chapter 535 of the Laws of 1893, for the purpose of prosecuting the additional work attendant upon the preservation of the milk supply of The City of New York, as recommended in a report submitted to his Honor the Mayor by a Commission consisting of L. Emmett Holt, M. D., A. Jacoby, M. D., Joseph D. Bryant, M. D., T. Mitchell Prudden, M. D., and Rowland G. Freeman, M. D., which you are respectfully requested to submit 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, June 3, 1907.

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

SIR—At a meeting of the Board of Health of the Department of Health of The City of New York, held June 3, 1907, the following preambles and resolution were adopted:

Whereas, His Honor the Mayor of The City of New York, recently requested a Commission consisting of L. Emmett Holt, M. D., A. Jacoby, M. D., Joseph D. Bryant, M. D., T. Mitchell Prudden, M. D., and Rowland G. Freeman, M. D., to investigate the milk supply of New York City, with a view to recommending such measures as might be required relative thereto, for the preservation of the public health; and

Whereas, The said Commission proceeded to investigate the question referred to it, and has rendered an exhaustive report under date of May 17, 1907, in which, among other things, said Commission finds that the milk supply of New York City comes from between thirty and forty thousand farms located in six different States, some points of shipment being four hundred miles from New York City; and

Whereas, Said Commission also reports that the "system which has been adopted by the Department of Health for the preservation of the milk coming to The City of New York is far reaching and comprehensive, but that the fundamental difficulty at the present time is the wholly inadequate resources available for the proper official supervision of milk at the places where it is produced, in transit and during distribution"; and

Whereas, The said Commission also reports that it believes the essential requirement is to secure from the farm, safe, clean milk, and to accomplish this object the said Commission advises that at least one hundred Inspectors for the country districts from which the milk supply is drawn, in addition to the fifteen Inspectors now available, be employed, and that among such Inspectors, both Veterinarians and Physicians should be employed, and that five additional Bacteriologists and five additional Chemists, with remuneration adequate to secure men competent to judge properly and thoroughly as to the character of the milk, are also required, and expressing its opinion that increased clerical force will be needed to carry on the work effectively; and

Whereas, It is the opinion of the Board of Health that the conclusions reached by the said Commission are fully justified by the facts, and that the recommendations made by the said Commission should be adopted and carried out in order to secure clean, pure and wholesome milk for The City of New York, and to preserve the public health of the said City; now therefore, in accordance with the request transmitted to this Board by his Honor the Mayor, be it

Resolved, That the Board of Estimate and Apportionment, pursuant to the power and authority conferred upon said Board by the provisions of chapter 535 of the Laws of 1893, be and is hereby respectfully requested to make an appropriation of \$175,000, the said amount to be raised by the Comptroller from Revenue Bonds of The City of New York, for the following necessary purposes, namely: for the employment from July 1, 1907, to December 31, 1907, of 100 Inspectors at an annual salary of \$1,200 per annum; four Supervising Inspectors, at \$1,800 per annum; twelve Supervising Inspectors at \$1,500 per annum; twenty-five City Inspectors, at \$1,200 per annum; twenty-five Typewriting Copyists, at \$600 per annum; ten Clerks, consisting of Bookkeepers and Clerks in various grades; five Bacteriologists and five Chemists; supplies and contingencies, \$60,000, and also for the purpose of typewriting machines, necessary office fittings and furniture, and the leasing of suitable place or places in connection with and for the prosecution of the work aforesaid.

A true copy.

Respectfully,

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF FINANCE,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
July 1, 1907.

To the Honorable Board of Estimate and Apportionment:

GENTLEMEN—I transmit herewith report of the Bureau of Municipal Investigation and Statistics, made at my request, on the application of the Board of Health for \$175,000, to be expended during the last six months of 1907, for salaries, etc., of 100 Inspectors, with the necessary number of Bacteriologists, Chemists, Typewriting Copyists, Clerks, etc., to be distributed in the several States from which the milk supply of New York City is drawn. This force to be in addition to the Inspectors now in the field.

The report deals with the efforts already made by the Board of Health to secure a pure supply of milk for the city, from which it appears that substantial results have been obtained.

The adoption of the plan, which has been suggested by the Milk Commission appointed by his Honor the Mayor, would necessarily involve at the outset an additional annual expenditure of about \$350,000.

I desire to present the facts, as contained in the report. There is a large amount of money involved in the establishment and continuance in activity of this additional number of employees. Whether this plan shall be favored, or some other plan, such as the establishment of plants for the pasteurization of the milk supply of the city, it appears to me involves so great an elaboration of present activity in this direction, and so large an ultimate annual expense to the city that hasty action should not be taken. I have, therefore, refrained from making any recommendation in advance of the presentation of the facts to this Board.

Respectfully,

H. A. METZ, Comptroller.

REPORT ON THE APPLICATION OF THE BOARD OF HEALTH FOR \$175,000, TO BE EXPENDED DURING THE LAST HALF OF 1907, TO IMPROVE THE CONDITION OF THE MILK SUPPLY OF THE CITY OF NEW YORK.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
NEW YORK, July 1, 1907.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented from the Secretary of the Board of Health, transmitting preambles and resolution of said Board, requesting an issue of \$175,000 Revenue Bonds required for the employment from July 1, 1907, to December 31, 1907, of 100 Inspectors, at \$1,200 per annum each; four Supervising Inspectors, at \$1,800 per annum each, etc., \$60,000 of said amount to be applied to the Supplies and Contingencies account, etc., in the matter of the preservation of the milk supply of New York City, referred to you by the Board of Estimate and Apportionment for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to make the following report:

His Honor the Mayor, appointed a Commission composed of five eminent physicians to investigate the milk supply of New York City, with a view to recommending such measures as might be required relative thereto for the preservation of the public health. On May 17, 1907, said Commission made an exhaustive report on the subject.

After the consideration of various plans for the protection of the consumer against the sale or offering for sale of impure milk, the Commission arrived at the conclusion that the essential requirement was to secure from the farm safe, clean milk. In order to accomplish that object the Commission recommended the appointment of 100 additional Inspectors for the country districts, from which the milk supply

is drawn for the City, with the necessary number of Veterinarians, Physicians, Bacteriologists, Chemists, Clerks, etc.

As the Board of Health asks for \$175,000 to meet the requirements of the last six months of 1907, it would appear that the carrying out of this project for the following year would involve an outlay of \$350,000.

#### The Great Area to be Covered by Inspectors.

The records of the Health Department show that there are at present employed 31 Milk Inspectors, of whom 15 are distributed outside the city inspecting dairies and creameries in the States of New York, New Jersey, Pennsylvania, Connecticut, Massachusetts and Vermont.

The Milk Commission appointed by the Mayor finds that the milk supply of New York City comes from between 30,000 and 40,000 farms located in those States. There are 600 to 700 creameries scattered over that territory at central points, at which milk is gathered from dairies.

It is stated at the Health Department that at present each of the 15 Inspectors examines on an average 10 dairies or creameries each day, or about 250 a month; that with the present force all places in this wide field could not be reached oftener than once a year, but that if the additional force asked for were allowed, inspections of all dairies might be made at least quarterly.

Inspectors have found that many dairies constantly observe the rules of the Department of Health in the production and the handling of milk. Such places do not require reinspection, except at long intervals.

It is estimated that about 90 per cent. of the dairies are willing to accept supervision by the Board of Health and to comply with its regulations. It is stated that the other 10 per cent. require watching. Violations by them are reported by the Inspectors, and the product of such dairies when found defective is excluded from sale in New York City, or the milk destroyed upon arrival here.

While it is estimated that, with the added force asked for, the whole field might be visited quarterly, it is claimed that more frequent visitations might be made to dairymen who were persistent violators of the rules, as those who were willing to comply with the regulations would not require constant surveillance.

As the Inspectors are almost constantly on the move, each man's expense account averages about \$100 a month, in addition to his salary of \$100.

Of the 16 Inspectors employed in the city 9 are on duty in Manhattan and the remaining 7 in the other boroughs. Their salary is \$1,200 each per annum.

#### Work of the Milk Commission of the County Medical Society.

The Milk Commission appointed by the Medical Society of the County of New York to aid in improving the milk supply of the city formulated certain requirements affecting the farms inspected by it and the handling of the milk obtained at those farms. Dealers complying with the rules established by the Milk Commission of the County Medical Society were given the right to use tin caps on their milk bottles stamped "Inspected. Milk Commission, Medical Society, County of New York." The regulations provided, in brief:

1. The barnyard to be well drained, reasonably clean, etc.
2. Stables to be ventilated, lighted, whitewashed, proper bedding, not overcrowded, etc.
3. Water supply to be pure, accessible and abundant.
4. Cows to be kept cleanly and properly fed.
5. Rules governing the milkers.
6. Utensils to be used and their care.
7. Requirements as to the condition of the milk when offered to consumers.
8. Inspection of the farms by the Commissioner.

The Milk Commissioners of the County Medical Society invited the co-operation of the milk dealers and farmers, and undertook to assist both the consumer and producer by fixing a standard of cleanliness and quality to which it could certify and to give information concerning measures needful for obtaining that degree of purity. In a circular issued in 1905 the Commissioners said:

"The most practicable standard for the estimation of cleanliness in the handling and care of milk is its relative freedom from bacteria. The Commission has fixed upon a maximum of 30,000 germs of all kinds per cubic centimeter of milk, which must not be exceeded to obtain the indorsement of the Commission. This standard must be attained solely by measures directed toward scrupulous cleanliness, proper cooling and prompt delivery.

"The milk certified by the Commission must contain not less than 4 per cent. of butter fat on the average, and have all the characteristics of pure, wholesome milk. Milk must not be sold, as certified, more than twenty-four hours after its arrival in New York City."

The dealer was expected to send a bottle of milk each week to the Research Laboratory of the Department of Health, taken at random from the day's supply, for examination by experts for the Commission. Each dealer paid a fee to the Commission. Where the daily output of a farm was from 100 to 200 quarts daily and all handled by one dealer, the monthly charge was \$10; over 500 quarts daily, \$15.

#### Relation of the County Medical Society Pure Milk Activities to the Department of Health Laboratories.

On March 28, 1907, Dr. William H. Park, Director of the Research Laboratory of the Department of Health, dictated the following statement to your Examiner:

"During the years 1900, 1901 and 1902, a series of investigations were carried out in the Research Laboratory upon the contamination of milk, and the effect of such contamination upon infant mortality. This investigation was in co-operation with the Rockefeller Institute for Medical Research. A number of the workers were paid for by the Institute, the work itself being done altogether at the Research Laboratory. The results of this work were published in the report for 1902 of the Health Department.

"At the time this work was being carried on Dr. Henry D. Chapin, a member of the Medical Society of the County of New York, brought up a plan to have the County Society certify milk of those dealers who would produce a pure milk, under the inspection of agents of the County Society. The dealers did not see their way to pay the expenses of this work and the plan was not adopted. It seemed a pity that the work done in the Research Laboratory and the suggestion of Dr. Chapin should not have as great a practical result as possible. It was decided, therefore, to co-operate it. An Inspector was paid for by funds of the Rockefeller Institute. The Health Department gave the use of a room for a few hours a week and the appliances for the bacteriological investigation of samples of milk.

"After a year a number of the dealers found that, either because of a desire to produce pure milk or because of the increased income which they received from the higher price obtained for such milk, they were willing to pay for the actual expenses of the inspection and the salary of an Inspector. A commission was then appointed by the President of the Medical Society of the County of New York, the Director of the Research Laboratory being one of the members.

"This Commission appointed an Inspector, with the salary of \$70 per month. This salary has been increased until it is now \$90 per month. The cost of salary, railroad expenses and other lesser expenses, such as printing, amounts to about \$2,600 per year. None of the members of the Milk Commission receive any remuneration whatever. The Director of the Research Laboratory has the right, if there is a surplus, to use \$20 each month in any way that he sees fit, except for his personal use, either for aiding in research work upon the milk problem or in furthering the work of the Research Laboratory. These expenses are of various kinds.

"In November and December \$45 was paid in salary to a volunteer worker to aid in getting an index for hospital diseases. During March, 1907, \$15 was paid for having some typewriting done because the annual reports could not be typewritten in time at the Laboratory. During the same month \$10 was paid for looking up researches upon pasteurization. Besides the regular expenses of the Inspector and printing, about \$5 each month is paid to two of the Laboratory Assistants for stopping once or twice each month at the stores selling certified milk to take bottles of milk at random for analysis.

"Besides these samples each of the milk dealers supplying certified milk sends a bottle or two each week to the Laboratory. The preliminary examination of this milk is made by one of the Health Department Laboratory Assistants. The final examination of the samples is made by the Inspector paid by the County Medical Society.



"All receipts from the dealers go directly to Dr. Chas. H. Richardson, Treasurer of the Medical Society of the County of New York, and all payments are made from him. The method employed is for the Director of the Research Laboratory to pay the Inspector and Laboratory Assistants and then submit vouchers to Dr. Richardson, who pays by check.

"This co-operation between the Health Department and the County Medical Society has seemed to the Department to be wise, because it has resulted in getting a considerable supply of pure milk in a way which did not seem feasible through the department directly, and the very slight expense involved in giving a few hours' time of a Laboratory Assistant each week appeared to be much more than compensated for by the results obtained.

"Any surplus of income received during the year is made use of by the Medical Society of the County of New York in prosecuting its legal work. This has not amounted to more than \$200 in any one year."

*Milk Samples for Chemical Analysis.*

Prosecutions for adulteration or the sale of otherwise impure milk are primarily, if not now, solely based upon the declared results of the chemical analyses made in the Chemical Laboratory of the Department of Health, of which J. P. Atkinson is Chief Chemist.

The term "adulterated milk," when so used in the Sanitary Code of the Board of Health means:

- First—Milk containing more than 88 per cent. of water or fluids.
  - Second—Milk containing less than 12 per cent. of milk solids.
  - Third—Milk containing less than 3 per cent. of fats.
  - Fourth—Milk drawn from animals within fifteen days before or five days after parturition.
  - Fifth—Milk drawn from animals fed on distillery waste, or any substance in a state of fermentation or putrefaction or on any unwholesome food.
  - Sixth—Milk drawn from cows kept in a crowded or unhealthy condition.
  - Seventh—Milk from which any part of the cream has been removed.
  - Eighth—Milk which has been diluted with water or any other fluid, or to which has been added or into which has been introduced any foreign substance whatever.
  - Ninth—Milk the temperature of which is higher than 50 degrees Fahrenheit.
- Milk Inspectors are required, in addition to using the lactometer and temperature test, to take samples frequently for chemical analysis to determine the presence of adulterations or preservatives. The number of samples to be so taken for analysis is not fixed. Such samples are delivered by the Inspectors personally to the Chemical Laboratory, and in the absence of the Milk Analyst, who may be in court or elsewhere, the samples are placed in metal boxes and sealed, the boxes being opened by the Analyst upon his return to the Laboratory.

The Milk Analyst is Dr. S. Sidney Davis, whose salary is \$1,200 per annum. He has been in the department since September, 1904, and up to this time has been engaged about one year in the work of analyzing milk. Dr. Davis has one Laboratory Assistant at \$600 per annum, and a female Cleaner on the payroll of Willard Parker Hospital is loaned to clean glassware, apparatus, etc. All reports of analyses made by the Milk Analyst are vided, checked and approved by the Chief Chemist. The Milk Analyst appears in court in all prosecutions of violators of the Health Laws regarding milk.

In addition to the chemical analyses of milk samples, the country corps of Milk Inspectors turn in for analysis samples of water supplies of dairies throughout the milk producing sections of New York, New Jersey, Pennsylvania, Massachusetts and Connecticut. The reports of such analyses of milk and water are forwarded to the Sanitary Superintendent, usually by mail, in rubber-stamped envelopes, to headquarters of the department.

In 1905 the total number of samples of foods, including milk and water examined for the Department of Health exclusively, were 8,626, of which 6,901 were samples of milk brought in by the Inspectors, with a small number from Health Department hospitals. Probable 1 per cent. were other than those brought in by Inspectors. Of these 6,901 milk samples examined, it was found that 2,216 were adulterated under the definition of the Sanitary Code (section 53), and therefore liable to prosecution.

There were 1,725 samples of food and water analyzed during 1905. There were also 382 samples of drugs and medicines examined, and 237 samples of miscellaneous articles.

In 1906 there were 9,439 analyses made of milk samples brought in by Inspectors. Of this number 2,984 were found to be adulterated and 6,455 unadulterated. There were also examined in 1906 samples of food and water, 3,588; drugs and medicines, 400, and miscellaneous, 94. Of the 3,588 samples of food and water, 566 were of water. Adulterants usually found in milk are:

- First—Skimming, taking away the cream and watering.
- Second—Use of preservatives, such as formaldehyde. Only occasionally a sample is found to contain borax, which is also used as a preservative.
- Third—Artificial colorings, among which is one known as annatto, also turmeric, both of which are vegetable colorings; coal tar colors, such as aniline and orange. These are probably harmless, but nevertheless their use is against the provisions of the Sanitary Code.

*Number of Inspections, Quarts of Milk Destroyed, Analyses of Milk Samples at the Chemical Laboratory and Arrests of Offending Dealers.*

Your Examiners have prepared an exhaustive compilation of the analyses of samples of milk made by the Chemical Laboratory of the Department of Health, as well as a history of each case in which dealers were prosecuted for violation of the Sanitary Code, in the different boroughs, which exhibits are on file in this Bureau, the tables which follow being summaries of said schedules.

The number of inspections and reinspections of milk by the Department of Health during the last two years in the Greater City was as follows:

	1905.	1906.
Manhattan .....	68,477	74,211
The Bronx .....	3,961	14,125
Brooklyn .....	25,340	25,675
Queens .....	747	851
Richmond .....	6,269	4,301
	104,794	119,163

The number of quarts of milk condemned and destroyed during the last two years was:

	1905.	1906.
Manhattan .....	33,072	21,567
The Bronx .....	583	5,527
Brooklyn .....	5,368	12,569
Queens .....	1,063	1,636
Richmond .....	110	96
	40,196	41,395

In the following number of cases the samples of milk examined at the Chemical Laboratory of the Department of Health, five per cent. or over of adulterants were found:

	1905.	1906.
Manhattan and Richmond.....	519	365
The Bronx .....	15	70
Brooklyn and Queens.....	290	287
Total.....	824	722

Where milk analyses show that the samples are five per cent. or less below the standard the custom of the Department is to issue a "warning" to dealers, as it is practically impossible to secure a conviction in those cases. In all cases over five per cent. a warrant for the arrest of the offender is obtained by the inspector.

Following were the number of arrests of milk dealers charged with violations of the Sanitary Code and the disposition of their cases in the different boroughs:

<i>Manhattan and Richmond.</i>		
	1905.	1906.
Number of arrests.....	506	355
Number of cases in which sentence was suspended.....	90	39
Number of cases dismissed.....	3	4
Number sent to prison.....	2	3
Total of fines collected.....	\$11,910	\$8,075

<i>Brooklyn and Queens.</i>		
	1905.	1906.
Number of arrests.....	290	280
Number of cases in which sentence was suspended.....	118	128
Number of cases dismissed.....	14	16
Number sent to prison.....	1	1
Total of fines collected.....	\$4,525	\$3,890

<i>The Bronx.</i>		
	1905.	1906.
Number of arrests.....	14	69
Number of cases in which sentence was suspended.....	7	13
Number of cases dismissed.....	1	2
Number sent to prison.....	.....	.....
Total of fines collected.....	\$75	\$915

*SUMMARY.*

<i>Total for All Boroughs.</i>		
	1905.	1906.
Number of arrests.....	811	660
Number of cases in which sentence was suspended.....	215	180
Number of cases dismissed.....	18	22
Number sent to prison.....	3	4
Total of fines collected.....	\$16,510	\$12,880

It is noticeable that of the 861 arrests in Manhattan and Richmond for two years, in only 129 cases was sentence suspended, while of 570 arrests in Brooklyn and Queens sentence was suspended in 246 cases in the Special Sessions.

It would appear from the figures given above that the Department of Health rigorously prosecuted the cases of milk dealers who were found violating the law. For reasons here given no prosecution is undertaken unless analysis shows a deviation of five per cent. adulteration from the standard. The following was the number of instances in which analysis showed the dealer liable to prosecution and the number of arrests made by Board of Health officials in the several boroughs during 1905 and 1906:

	Analysis Showing Over 5 Per Cent. Adulteration.	Number of Arrests.
Manhattan and Richmond.....	884	861
The Bronx .....	85	83
Brooklyn and Queens.....	577	570
Total.....	1,546	1,514

Certain of the cases where prosecutions were not had are explained by statements made by Sanitary Superintendent on file in the Board of Health; some charges were withdrawn and other cases are accounted for by deaths or retirement from business by the persons against whom reports of violations had been filed. It may be said, generally, that the law appears to have been quite uniformly and conscientiously enforced.

*Results of Observations Made of the Effect of Pure and Impure Milk on Infants in Tenement Houses.*

An interesting report upon the results with different kinds of pure and impure milk in infant feeding in tenement houses of New York City, prepared by Dr. William H. Park and Dr. L. Emmett Holt, was read before the Association of American Physicians on May 12, 1903. The report was the outcome of an investigation covering a period of two years. Most of the children selected for observation lived in the lower east side of New York. The observations were made by a corps of doctors during the summers of 1901 and 1902, and the winter of 1901-2. During each of these seasons the different groups of infants were followed for an average period of about ten weeks. The following tables show in a condensed form the results obtained with the different foods employed in winter and in summer:

<i>Food and Results—Winter.</i>					
	Did Well.	Did Fairly.	Did Badly.	Died.	Total.
Store milk .....	47	6	2	..	55
Condensed milk .....	39	5	2	2	48
Good bottled milk.....	51	13	1	3	68
Milk from central distributing stations.....	35	20	4	..	59
Best bottled milk.....	5	..	1	..	6
Breast feeding .....	7	1	..	1	9
Total, excluding cases counted twice..	156	41	8	6	211



## Food and Results—Summer.

	Did Well.	Did Fairly.	Did Badly.	Died.	Total.
Store milk .....	21	23	20	15	79
Condensed milk .....	22	20	14	14	70
Good bottled milk.....	37	23	29	9	98
Milk from central distributing stations.....	84	33	24	4	145
Best bottled milk.....	9	3	..	..	12
Breast feeding .....	17	7	7	..	31
Total, excluding cases counted twice..	184	108	88	41	421

A striking contrast is shown between the results in winter and in summer. The above summary shows that of the 211 winter cases 156 did well, 41 did fairly, 8 did badly and 6 died. Of the summer cases 184 did well, 108 did fairly, 88 did badly and 41 died. In other words, what might be considered good results were shown in 93 per cent. of the winter cases, while good results were obtained in only 69 per cent. of the summer cases. All the children observed had the advantage of some continuous intelligent oversight, usually one visit a week, and often two, being made by the physicians.

In the district where the observations of infants were made the forms of milk extensively used were: Condensed milk, store milk, bottled milk and milk from central distributing stations, chiefly from the Straus milk depots and Good Samaritan Dispensary.

"Store milk" is the poorest grade of milk sold in New York City, but varies in quality at different stores. The bacteriological examination made of this milk during the summer of 1901 showed it to contain from 4,000,000 to 200,000,000 micro-organisms, an average of about 20,000,000 per cubic centimeter. The form of heating employed, it was found, killed about 95 to 99 per cent. of the bacteria present. In the summer of 1902, owing partly to the cooler season, but chiefly to the new regulations of the Department of Health regarding the care and sale of milk, the average was about 3,000,000 per cubic centimeter. During the winter the number of bacteria ranged from 100,000 to 5,000,000 bacteria per cubic centimeter, and averaged about 400,000 per cubic centimeter.

The bottled milk used in the tenements visited averaged about 500,000 bacteria per cubic centimeter. In summer it was heated and was treated in a general way like the store milk when prepared for use. In some special milk from "certified" farms there was found only about 10,000 bacteria per cubic centimeter.

The milk from central distributing stations was generally of excellent quality, usually from an "inspected" farm, but it was mixed with poor cream. This milk, after the addition of cream, averaged before pasteurization about 2,000,000 bacteria per cubic centimeter; after pasteurization, about 500, and after boiling about 5 per cubic centimeter.

## A Limited Quantity of "Certified" Milk Supplied.

The Milk Commission of the County Medical Society has received encouragement from a number of dealers who have observed the rules laid down by the Commission regarding the care and quality of milk furnished to consumers. This milk is "certified" as having been properly inspected and to be the pure article. "Certified" milk can be supplied only to a small percentage of the population.

The efforts of the Commissioner of Health to secure a pure supply of milk for The City of New York, it would seem, do not meet with commendation by dairymen up the State. According to a special correspondent of one of the New York dailies, writing from Middletown on April 12, the head of the Dairymen's League said:

"Dr. Thomas Darlington's inspectors, wearing his badge, are trespassers, pure and simple. Farmers may safely pitch them into the highway, where they belong, badge and all, at the toe of a cowhide boot, if necessary."

It was also stated that in six months the Dairymen's League expected to control all the milk sent into the City from New York State, New Jersey, Pennsylvania and Connecticut.

In response, the Commissioner said:

"We go right on, doing our duty the best we know how. We have already inspected 1,800 dairies in the State, and we are going right on to inspect the rest of them. We are seeing to it that the dairies are kept clean."

The State Board of Health has a limited number of milk inspectors in the field, who are assisted by Milk Commissions of County Medical Societies outside of this City. That something is being accomplished was shown in the prosecution and conviction last April of a dairy farmer at Davenport Centre, Delaware County, on the charge of sending skimmed milk to New York City in place of the pure fluid. The Attorney-General of the State retained special counsel to prosecute the case. Detectives secured evidence that in the case of 130 forty-quart cans of milk, two quarts of cream were taken from each, making in all 260 quarts of cream to be sold separately as such, and at the higher price demanded. What was left of the milk was sent to this City to be disposed of to consumers as pure milk. The farmer was convicted on thirty-six different counts and fined \$50 on each count, or \$1,800 in all.

## Conclusions.

Your Examiner has herein presented facts regarding the efforts made by the Department of Health to improve conditions in the great area from which the milk supply of New York City is gathered; the examination of thousands of samples of milk yearly at the Chemical Laboratory to test its purity; the prosecution by the Health Department and conviction in the courts of milk dealers who violate the Sanitary Code; the labors of the Milk Commission of the New York County Medical Society and up-State authorities to secure a pure milk supply; the deleterious effect of impure milk on the children of the tenements; the probable cost to the City, if the proposition of the Board of Health be acceded to; and I would respectfully suggest that these facts be presented to the Board of Estimate and Apportionment for its consideration in connection with the application of the Board of Health for \$175,000.

I would further suggest, as worthy of consideration, the point whether or not, with the force of 100 additional Milk Inspectors, etc., asked for, the 30,000 to 40,000 farms, dairies and creameries in the six States from which the milk supply is drawn could be so effectively inspected as to insure The City of New York a pure milk supply.

Respectfully,

CHARLES S. HERVEY,

Supervising Statistician and Examiner.

The Comptroller presented the following communication from the Commissioner of Street Cleaning, requesting the transfer of \$33,700 from the account Boroughs of Manhattan, The Bronx and Brooklyn—Sweeping—Salaries and Wages for the year 1907 to the account Sweeping—Forage for and Shoeing Horses for the same boroughs and year:

DEPARTMENT OF STREET CLEANING,  
NEW YORK, July 2, 1907.

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

SIR—I have to request that the sum of thirty-three thousand seven hundred dollars (\$33,700) be transferred from the appropriation of the Department of Street Cleaning for the year 1907, Boroughs of Manhattan, The Bronx and Brooklyn, account of Sweeping—Salaries and Wages—to the account of Sweeping—Forage for and Shoeing Horses for the year 1907, Boroughs of Manhattan, The Bronx and Brooklyn, for the

reason that the balance remaining in the said account is insufficient to meet the business of this Department for the year 1907.

Respectfully,

M. CRAVEN, Commissioner.

The following resolution was offered:

Resolved, That the sum of thirty-three thousand, seven hundred dollars (\$33,700) be and the same is hereby transferred from the appropriation made to the Street Cleaning Department for the year 1907, entitled Boroughs of Manhattan, The Bronx and Brooklyn—Sweeping—Salaries and Wages, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the same year, entitled Boroughs of Manhattan, The Bronx and Brooklyn—Sweeping—Forage for and Shoeing Horses, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

The Comptroller presented a communication from the Acting President, Board of Trustees, Bellevue and Allied Hospitals, requesting the Board to reconsider its action of June 28, 1907, denying the request for an appropriation of \$145,000 for the construction of a building for a training school for nurses at the Harlem Hospital, and setting forth in detail the reason for this reconsideration.

Which was referred to the Comptroller.

The Comptroller presented a communication from the Department of Health requesting the establishment of additional grade of position of Sanitary Inspector at \$3,000 per annum.

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

The Comptroller presented a communication from the First Deputy and Acting City Clerk, submitting report of the Committee on Finance, Board of Aldermen, recommending the rejection of an ordinance containing a resolution adopted by the Board of Estimate June 14, 1907, which authorized the issue of \$50,000 Corporate Stock for the construction of a comfort station and shelter on the Williamsburg Bridge Plaza, Brooklyn, and further recommending that the matter be referred back to the Board of Estimate in order that the same may be adjusted between the Borough President and the Bridge Commissioner, who objects to the erection of this station.

Which was referred to the President, Borough of Brooklyn, and to the Bridge Commissioner for adjustment.

The Comptroller presented a communication from the Queens County Clerk requesting an appropriation of \$39,000 for the cost and expense of recopying and rebinding the torn and mutilated books, indices, maps and other records of said county.

Which was referred to the Comptroller.

The President, Borough of Brooklyn, presented the following resolution of the Board of Aldermen requesting an issue of \$100,000 Special Revenue Bonds for repairs to asphalt pavements in the Borough of Brooklyn, and stated that \$50,000 will be sufficient for the present needs.

## In the Board of Aldermen.

Resolved, That, in pursuance of subdivision 8 of section 188 of the amended Greater New York Charter, the Board of Estimate and Apportionment be and is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to an amount not to exceed one hundred thousand dollars (\$100,000), the proceeds whereof to be applied to repairing asphalt pavements in the Borough of Brooklyn.

Adopted by the Board of Aldermen June 25, 1907, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Approved by the Mayor, July 8, 1907.

P. J. SCULLY, Clerk.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen adopted June 25, 1907, and approved by the Mayor, July 8, 1907, to the extent of fifty thousand dollars (\$50,000) for repairing asphalt pavements in the Borough of Brooklyn, and that for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to the amount of fifty thousand dollars (\$50,000), 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.

Pursuant to a resolution adopted June 7, 1907, the Board adjourned to meet Friday, September 20, 1907, at 10.30 o'clock a. m.

JOSEPH HAAG, Secretary.

## BOARD OF ESTIMATE AND APPORTIONMENT.

MINUTES OF SPECIAL MEETING OF THE BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK, HELD IN ROOM 16, CITY HALL, MONDAY, JULY 29, 1907.

Present—Patrick F. McGowan, Acting Mayor; John H. McCooey, Deputy and Acting Comptroller; Elias Goodman, Acting President, Board of Aldermen; John F. Ahearn, President, Borough of Manhattan; Desmond Dunne, Acting President, Borough of Brooklyn; George Cromwell, President, Borough of Richmond.

Hon. Patrick F. McGowan, Acting Mayor, presided.

The Board met pursuant to the following call:

BOARD OF ESTIMATE AND APPORTIONMENT,  
CITY OF NEW YORK.

DEAR SIR—I am directed by his Honor, the Acting Mayor, to inform you that a special meeting of the Board of Estimate and Apportionment will be held on Monday, July 29, 1907, at 2 o'clock p. m., in Room 16, City Hall, Borough of Manhattan, for the purpose only of considering a resolution authorizing the issue of Corporate Stock to



provide means for the purchase of property required for the Manhattan terminal of the New York and Brooklyn Bridge.

Very truly yours,  
(Signed) JOSEPH HAAG, Secretary.

The Secretary presented the following communication from the Deputy and Acting Comptroller, relative to the issue of \$1,713,525 Corporate Stock for the purchase of the property of the "New Yorker Staats-Zeitung," required for the Manhattan terminal of the New York and Brooklyn Bridge:

CITY OF NEW YORK,  
DEPARTMENT OF FINANCE—COMPTROLLER'S OFFICE,  
July 25, 1907.

To the Board of Estimate and Apportionment:

GENTLEMEN—The Board of Estimate and Apportionment has heretofore by resolution laid out and authorized the acquisition of certain property in the Borough of Manhattan as an extension of the westerly or Manhattan terminal of the New York and Brooklyn Bridge.

Under date of November 23, 1906, the Board of Estimate and Apportionment adopted a resolution vesting the title in The City of New York on December 24, 1906, in all the property known and described as Parcels Nos. 1, 2, 3, 4, 7 and 8.

Under date of June 21, 1907, the Board of Estimate and Apportionment adopted a resolution authorizing the Comptroller to acquire all the right, title and interest of one of the owners of property within the area of the above improvement in and to any award which may be made in the proceeding, and to receive the proper assignment thereof when approved by the Corporation Counsel, and to pay therefor the sum of one million six hundred and fifty thousand dollars (\$1,650,000), together with interest thereon at five (5) per cent. per annum from December 24, 1906.

In accordance with said last mentioned resolution, a contract was duly entered into with the "New Yorker Staats-Zeitung" by Herman Ridder, president, under date of July 8, 1907, for the acquisition of any award that may be made for the property described therein and known as Parcel Damage No. 1 on the map of the Commissioners of Estimate and Appraisal in said proceeding.

To provide means for the payment of this expense, Corporate Stock should be issued, pursuant to the provisions of chapter 712 of the Laws of 1901 as amended by chapter 90 of the Laws of 1907.

I beg to submit herewith a resolution authorizing the issue of Corporate Stock to the amount of, viz:—

Amount to be paid for an award as per resolution of the Board of Estimate and Apportionment, adopted June 21, 1907.....	\$1,650,000 00
Interest thereon from December 24, 1906, the date of vesting of title, to August 15, 1907, at 5 per cent.....	63,525 00
	<u>\$1,713,525 00</u>

Respectfully,  
J. H. MCCOOEY,  
Deputy and Acting Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 712 of the Laws of 1901, as amended by chapter 90 of the Laws of 1907, 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 one million seven hundred and thirteen thousand five hundred and twenty-five dollars (\$1,713,525), for the purpose of providing means to pay the amount authorized to be paid to the "New Yorker Staats-Zeitung" for the acquisition of any award which may be made to said "New Yorker Staats-Zeitung" in the proceeding to extend the westerly or Manhattan terminal of the New York and Brooklyn Bridge, pursuant to the provisions of a resolution of the Board of Estimate and Apportionment adopted June 21, 1907.

Which was adopted by the following vote:

Affirmative—The Acting Mayor, the Deputy and Acting Comptroller, the Acting President of the Board of Aldermen, the Presidents of the Boroughs of Manhattan, Richmond, and the Acting President of the Borough of Brooklyn—14.

On motion, the Board adjourned to meet Friday, September 20, 1907.

JOSEPH HAAG, Secretary.

DEPARTMENT OF FINANCE.

Abstract of transactions of the Department of Finance for the week ending April 27, 1907.

Deposited in the City Treasury.	
To the credit of the City Treasury.....	\$4,366,950 18
To the credit of the Sinking Funds.....	85,897 55
Total.....	<u>\$4,452,847 73</u>
Warrants Registered for Payment.	
Appropriation Accounts, "A" Warrants.....	\$14,450,953 13
Special and Trust Accounts, "B" Warrants.....	2,686,893 13
Additional Water Fund, "C" Warrants.....	22,439 91
Total.....	<u>\$17,159,386 17</u>
Stock and Bonds Issued.	
Four per cent. stock.....	\$30,000 00
Four and one-quarter per cent. bonds.....	50,000 00
Four and three-eighths per cent. bonds.....	51,000 00
Four and one-half per cent. bonds.....	3,450,000 00
Total.....	<u>\$3,581,000 00</u>

Suits, Orders of Court, Judgments, etc.

Court.	Plaintiff.	Amount.	Nature of Suit.	Attorney.
Supreme, N. Y. Co.	Joseph L. Baum..	.....	Certified copy of order entered April 18, 1907, directing issue of writ of mandamus .....	A. H. Scoble.
Supreme, N. Y. Co.	Joseph L. Baum..	.....	Copy of peremptory writ of mandamus, returnable April 29, 1907.....	"
Supreme, N. Y. Co.	City of New York.	.....	Certified copy of order entered April 19, 1907, directing payment of award to Ida M. Flink and another. A. A. Brown.	"
Supreme, N. Y. Co.	City of New York.	.....	Certified copy of order entered April 19, 1907, directing payment of award to Ed. Meyers and another..	"
Supreme, N. Y. Co.	City of New York.	.....	Certified copy of order entered April 19, 1907, directing payment of award to City and County Contracting Company.....	J. A. Flannery.

Court.	Plaintiff.	Amount.	Nature of Suit.	Attorney.
Supreme, N. Y. Co.	Mugler Iron Works against City of New York.....	.....	Copy of summons and complaint.....	G. M. S. Schalz.
Supreme, Kings...	Peter Toy against City of New York	.....	Copy of summons and complaint.....	E. Coman.
Supreme, N. Y. Co.	City of New York.	.....	Copy of affidavit; notice of motion to be made April 29, 1907, re J. FitzGerald.....	J. J. FitzGerald.
Supreme, N. Y. Co.	Pope Manufacturing Company....	\$648 00	Copy of judgment.....	P. Walton.
Supreme, Kings...	Nicholas Toerge..	106 99	Transcript of judgment, filed April 22, 1907 .....	Towns & McCrossin.
Supreme, Kings...	Clara J. Woodward .....	106 99	Transcript of judgment, filed April 22, 1907 .....	"
Supreme, N. Y. Co.	People of the State of New York...	.....	Certified copy of order entered April 23, 1907, allowing Chas. J. Campbell.....	C. J. Campbell.
Supreme, West'r...	City of New York.	.....	Certified copy of order entered April 23, 1907, denying motion re Byram pond.....	James Dunne.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to M. A. Covert.....	J. A. Sheehan.
Supreme, N. Y. Co.	Rapid Transit Ferry Company against City of New York .....	.....	Copy of summons and complaint.....	Cravath, Henderson & Gersdoff.
General Sessions.	Commissioner of Public Charities.	.....	Certified copy of order entered March 13, 1907, allowing Joseph Fontana \$30 costs .....	Wayland & Bernard.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to Kate Von Sulzen.....	E. M. Davis.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to Lenora H. Reed.....	"
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to Anna C. Palmer.....	Lindsay, Kalish & Palmer.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to Wm. H. Peters.....	D. F. Manning.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 25, 1907, directing payment of award to John J. Monock.....	C. J. Carroll.
Supreme, N. Y. Co.	Susannah E. Labatut .....	.....	Certified copy of order entered April 25, 1907, reducing assessment.....	F. B. Chedsey.
Supreme, N. Y. Co.	Fred'k A. Seckendick .....	482 56	Transcript of judgment, filed February 16, 1907.....	E. L. Dodge.
Supreme, N. Y. Co.	Maria Jung .....	1,155 08	Transcript of judgment and copy, filed April 16, 1907.....	F. L. Taylor.
Supreme, Kings...	City of New York.	.....	Notice of motion to confirm report, to be made July 22, 1907, re Grant avenue.....	W. B. Ellison.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 25, 1907, directing payment of award to Ed. S. Calvert.....	H. Hirsch.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 25, 1907, directing payment of award to John Kenny and another.	E. H. Harrison.
Supreme, N. Y. Co.	Park Mortgage Company against Esther Eisenberg et al.....	.....	Copy of summons and complaint.....	Fettrrecht, Silkman & Seybel.
Supreme, Queens...	Michael F. Dolan.	1,583 00	Transcript of judgment and copy, filed January 28, 1907.....	C. C. Miller.
Supreme, Kings...	Hy. C. Von Dreele et al.....	1,002 59	Transcript of judgment and copy, filed January 31, 1907.....	"
Supreme, Kings...	Hy. C. Von Dreele et al.....	962 96	Transcript of judgment, filed.....	"
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 24, 1907, directing payment of award to Margaret Grogan.....	J. K. Lott.
Supreme, Kings...	City of New York.	.....	Certified copy of order entered April 25, 1907, directing payment of award to Edwin W. Ivins.....	C. H. Fay.
Supreme, Kings...	Thos. W. Fitzgerald	.....	Copy of petition and order to show cause, to be made April 30, 1907, re mandamus.....	E. Conran.
Supreme, N. Y. Co.	Citizens' W. S. Company .....	.....	Certified copy of order entered April 26, 1907, cancelling assessments, 1900-1-2-3.....	Parker, Hatch & Sheehan.
Supreme, N. Y. Co.	Elizabeth Ostrander .....	644 62	Transcript of judgment, filed March 25, 1907 .....	S. R. Taylor.
Supreme, Kings...	City of New York.	.....	Notice of motion to confirm report, to be made May 27, 1907, re Macon street.....	W. B. Ellison.
Municipal, Manhat'n	Joseph M. Early..	246 91	Transcript of judgment, filed April 27, 1907.....	Meighan & Necarsuhsuca.

Claims Filed.

Date Filed.	Claimant.	Amount.	Nature of Claim.	Attorney.
1907. April 22	James L. Slevin...	\$16 00	Services rendered; Cleaner, Police Department, from November 22, 1906, to December 3, 1906.....	Legal Aid Society.
April 22	Emil Lange.....	5,000 00	Personal injuries sustained April 6, 1907, by his leg going into an open hole on Staten Island ferryboat "Queens".....	Alfred & Charles Steckler.
April 22	John J. O'Connor.	160 34	Labor and material furnished at County Jail, Queens, January, 1907.	Wm. E. Stewart.
April 22	Emma B. Hack...	10,000 00	Personal injuries sustained December 23, 1906, by falling on ice at Avenue D and East Ninth street, Brooklyn.....	H. E. Heistad.



Date Filed.	Claimant.	Amount.	Nature of Claim.	Attorney.	Date Filed.	Claimant.	Amount.	Nature of Claim.	Attorney.
1907.					1907.				
April 23	Barbara Roettcher, administratrix...	20,000 00	Death of Henry Roettcher from personal injuries sustained March 4, 1907, by being thrown from his wagon, due to defective pavement of First avenue, near Twenty-eighth street, Manhattan.....	Jno. B. Cortright.	April 25	Frederick Luck....	808 00	Damages on account of changes in contract of June 27, 1906, for regulating, grading, etc., East Eighth street, between Avenues C and D, Brooklyn.....	A. Pagelow.
April 23	Michael J. Hickey.	677 08	Balance of wages due Examiner, Department of Education, from October 3, 1903, to October 8, 1906....	Jno. R. Kuhn.	April 26	Wm. Drennan, individually and as attorney for seven others .....	.....	Damages to property through the maintenance of a waterway trough in front of a saloon at No. 976 Bushwick avenue, Brooklyn.....	William Drennan.
April 23	Wm. F. Dolan....	150 00	Damages to wagon, January 15, 1907, by striking a platform scales in front of Public School 5, Lockwood street, Queens.....	E. J. McCabe.	April 26	Bronx Consumers' Ice Company....	.....	Award for Damages Nos. 10 and 11, in the matter of acquiring title to the first street east of the Bronx river, from Tremont avenue to Bronx Park, The Bronx.....	A. C. Hottenroth.
April 24	John Knox.....	1,800 00	Sewer overflow at Nos. 103, 121, 123, 125 Lynch street, Brooklyn.....	Frank S. Angell.	April 26	Kate O'Toole Walsh .....	5,000 00	Personal injuries sustained March 26, 1907, by being knocked down by a horse of the Department of Street Cleaning by alighting from a car at Nostrand and Putnam avenues, Brooklyn.....	Lyke & Witschief.
April 24	Mary Flanagan...	5,000 00	Personal injuries sustained December 21, 1906, by falling on defective sidewalk, adjoining No. 7 Columbia street, Brooklyn.....	Meisel & Bolles.	April 26	William H. Walsh	2,000 00	Personal injuries sustained by his wife, Kate, March 26, 1907, by being knocked down by a horse of the Department of Street Cleaning, while alighting from a car at Nostrand and Putnam avenues, Brooklyn .....	"
April 24	Adolph M. Dersch	500 00	Personal injuries sustained April 13, 1907, by falling on defective sidewalk in front of No. 355 Flatbush avenue, Brooklyn.....	John Hone, Jr.	April 26	Ernst H. Seehusen	600 00	Balance of salary due Superintendent of Outdoor Poor, Department of Public Charities, Richmond, April 13, 1903, to January 31, 1904.....	
April 24	J. Thinnies, Jr....	62 00	Damages to two trunks at No. 613 West One Hundred and Forty-fifth street, Manhattan, by bursting water main, February 22, 1907.....	Dailey, Williams & Richardson.	April 27	Nicola Matero....	5 00	Repairs to pushcart taken from No. 524 Broome street, Manhattan, by Bureau of Incumbrances, and damaged .....	
April 25	Margaret McCann.	1,757 32	Amount paid over by Public Administrator, March 30, 1907, out of the estate of Michael Brady, deceased..	J. A. Hilton.	April 27	Louis H. Meht...	.....	Services rendered as Commissioner in the matter of opening Seventy-fifth street, from New York Bay to Twenty-second avenue, Brooklyn...	Joseph M. Cogan.
April 25	Frank Stowell....	88 00	Wages due, Temporary Inspector, Department of Water Supply, Brooklyn, for month of November, 1903.	Wm. Lustgarten.	April 27	Mary F. McGowan .....	1,681 52	Personal injuries sustained November 28, 1906, by a fall, due to defective pavement of Fourteenth street, at Second avenue, Manhattan	Joseph F. McLoughlin.
April 25	Mary Coleman....	10,000 00	Personal injuries sustained November 15, 1906, by a fall due to holes between the rails of tracks on Lexington avenue and One Hundred and Twenty-fourth street, Manhattan.....						
April 25	Mary C. Holtz...	10,000 00	Personal injuries sustained April 7, 1907, by a fall due to an accumulation of stone in front of No. 952 Broadway, Brooklyn.....						
April 25	Henry Cummings.	500 00	Personal injuries sustained December 24, 1906, by being thrown from coach seat, due to a pile of building material, on Bushwick avenue, near Weirfield street, Brooklyn.....						

## Contracts Registered for the Week Ending April 27, 1907.

No.	Date of Contract.	Department.	Borough.	Names of Contractors.	Names of Sureties.	Amount of Bond.	Description of Work.	Cost.
18323	April 10, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Donegan & Redmond.....	The Metropolitan Surety Company .....	\$3,000 00	For reconstructing the outlet for the Kent avenue sewer at Division avenue.....Estimate,	\$8,500 00
18324	April 11, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Jacob E. Conklin.....	The Title Guaranty and Surety Company .....	2,500 00	For furnishing and delivering trap-rock and trap-rock screenings .....	8,355 57
18325	April 12, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Gasteiger & Schaefer.....	People's Surety Company of New York .....	650 00	For furnishing and delivering forage.....Estimate,	1,974 63
18326	April 11, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Jacob E. Conklin.....	The Title Guaranty and Surety Company .....	1,200 00	For furnishing and delivering broken trap-rock and trap-rock screenings .....	5,197 50
18327	April 11, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Jacob E. Conklin.....	The Title Guaranty and Surety Company .....	3,500 00	For furnishing and delivering broken trap-rock and trap-rock screenings .....	11,044 32
18328	Mar. 23, 1907	President of the Borough of Brooklyn.....	Brooklyn....	Art Metal Construction Company .....	Fidelity and Deposit Company of Maryland.....	3,500 00	For furnishing and installing metallic cases and fixtures in the Kings County Hall of Records.....Total,	4,239 00
18329	April 17, 1907	President of the Borough of The Bronx....	The Bronx..	P. Maher.....	The Title Guaranty and Surety Company .....	10,000 00	For regulating and grading, setting curbstones and flagging sidewalks a space four feet wide, laying crosswalks, building approaches and erecting fences where necessary in Macomb's road, from Inwood avenue to Featherbed lane, etc.....Estimate,	13,042 00
18330	April 15, 1907	President of the Borough of The Bronx....	The Bronx..	George M. Dunn.....	The Title Guaranty and Surety Company .....	800 00	For constructing a sewer and appurtenances in East One Hundred and Thirty-eighth street, between Gerard avenue and Walton avenue, etc.....Estimate,	1,772 18
18331	April 17, 1907	President of the Borough of The Bronx....	The Bronx..	Joseph M. Stanton.....	The Title Guaranty and Surety Company .....	5,000 00	For constructing sewers and appurtenances in West One Hundred and Sixty-fifth street, between Summit avenue and Nelson avenue, etc., etc.....Estimate,	11,672 75
18332	Mar. 30, 1907	President of the Borough of Richmond.....	Richmond...	Uvalde Asphalt Paving Company .....	The Empire State Surety Company .....	5,000 00	For regulating, grading and paving or repaving with iron slag block pavement on a concrete foundation the roadway of St. Paul's avenue, from Beach street to Station 3x50 and from Station 10x00 to Richmond road, etc.....Estimate,	12,796 20
18333	April 2, 1907	President of the Borough of Richmond.....	Richmond...	Technical Supply Company.....	The Empire State Surety Company .....	1,000 00	For furnishing and delivering stationery, etc.....Total,	1,559 25
18334	April 5, 1907	President of the Borough of Richmond.....	Richmond...	The Hastings Pavement Company .....	The Aetna Indemnity Company; American Surety Company of New York .....	5,500 00	For regulating and paving or repaving with asphalt block pavement on concrete foundation the gutters of Bodine street, from Cedar street to Castleton avenue, Dongan street, from Cedar street to Cary avenue, and Taylor street, from Cedar street to Prospect street, etc. ....Estimate,	12,804 90
18335	April 5, 1907	President of the Borough of Richmond.....	Richmond...	The Hastings Pavement Company .....	The Aetna Indemnity Company; American Surety Company of New York .....	4,500 00	For regulating and paving or repaving with asphalt block pavement on concrete foundation the roadway of Columbia street, from Post avenue to Manor road, etc. ....Estimate,	10,294 80



No.	Date of Contract.	Department.	Borough.	Names of Contractors.	Names of Sureties.	Amount of Bond.	Description of Work.	Cost.
18336	April 5, 1907	President of the Borough of Richmond.....	Richmond...	The Hastings Pavement Company .....	The Aetna Indemnity Company; American Surety Company of New York .....	6,000 00	For regulating and paving or repaving with asphalt block pavement on concrete foundation the gutters of Davis avenue, from Castleton avenue to DeKay street; Clinton avenue, from Richmond terrace to Prospect avenue, and Prospect avenue, from Clinton avenue to Lafayette avenue, etc.....Estimate,	13,757 80
18337	April 5, 1907	President of the Borough of Richmond.....	Richmond...	The Hastings Pavement Company .....	The Aetna Indemnity Company; American Surety Company of New York .....	15,000 00	For regulating and paving or repaving with asphalt block pavement on concrete foundation the roadway of Richmond terrace, from Nicholas terrace to Westervelt avenue, etc.....Estimate,	39,939 20
18338	April 16, 1907	Docks and Ferries .....	Manhattan..	Patrick J. O'Connell.....	The Metropolitan Surety Company .....	2,600 00	For sprinkling all the new-made land between Cortlandt and Gansevoort streets, and between West Twenty-second and West Thirtieth streets, North river, and between East Eighteenth and East Twenty-fourth streets, East river.....Estimate,	6,562 50
18339	April 3, 1907	Police .....	All Boroughs	Abraham & Straus.....	National Surety Company.....	112 00	For furnishing and delivering Welsbach lamps, etc...Total,	224 45
18340	Mar. 21, 1907	Police .....	All Boroughs	Bunce & Cook.....	The Metropolitan Surety Company .....	18 00	For furnishing and delivering roofing supplies.....Total,	34 99
18341	April 4, 1907	Police .....	All Boroughs	Barnett & Brown.....	People's Surety Company of New York .....	31 00	For furnishing and delivering drinking cups.....Total,	62 00
18342	April 15, 1907	Public Charities.	Manhattan..	Lighte & Brother.....	The Title Guaranty and Surety Company .....	1,050 00	For furnishing and delivering mineral water.....Estimate,	2,205 00
18343	April 11, 1907	Fire .....	Manhattan, The Bronx..	Combination Ladder Company .....	The United States Fidelity and Guaranty Company.....	1,100 00	For furnishing and delivering ladders.....Total,	2,187 00
18344	April 10, 1907	Fire .....	Manhattan, The Bronx, Richmond...	American Oil & Belting Company .....	The Metropolitan Surety Company .....	550 00	For furnishing and delivering grease, metal polish, etc... Total,	1,068 75
18345	Mar. 30, 1907	Health .....	Manhattan..	The Kny-Scheerer Company.	American Surety Company of New York .....	450 00	For furnishing and delivering laboratory apparatus, utensils, etc.....Estimate,	945 89
18346	April 16, 1907	Public Charities..	Manhattan..	Murray Oxygen Company...	The Aetna Indemnity Company..	1,320 00	For furnishing and delivering hospital supplies...Estimate,	2,756 25
18347	Mar. 28, 1907	Health .....	Manhattan..	The American Distributing Company and James A. Webb & Son Branch....	The United States Fidelity and Guaranty Company .....	2,265 00	For furnishing and delivering alcohol.....Estimate,	4,757 34
18348	Mar. 29, 1907	Health .....	Manhattan..	Merck & Co.....	The United States Fidelity and Guaranty Company.....	800 00	For furnishing and delivering chemicals, drugs, etc.... Estimate,	839 25
18349	Mar. 28, 1907	Health .....	Manhattan..	E. Eising & Co.....	The United States Fidelity and Guaranty Company.....	400 00	For furnishing and delivering whiskey.....Estimate,	840 00
18350	Mar. 28, 1907	Health .....	Manhattan..	Johnson & Johnson.....	American Surety Company of New York .....	280 00	For furnishing and delivering lint.....Estimate,	588 65
18351	Mar. 28, 1907	Health .....	Manhattan..	Eimer & Amend.....	American Surety Company of New York .....	650 00	For furnishing and delivering chemicals, drugs, etc.... Estimate,	1,318 00
18352	April 5, 1907	Health .....	Manhattan, The Bronx, Brooklyn....	Cavanagh Brothers & Co....	The United States Fidelity and Guaranty Company.....	300 00	For furnishing and delivering muslin for bandages.... Estimate,	585 80
18353	Mar. 29, 1907	Health .....	Manhattan..	Bausch & Lomb Optical Company .....	National Surety Company.....	750 00	For furnishing and delivering laboratory apparatus, utensils, etc. ....Estimate,	1,529 71
18354	Mar. 28, 1907	Health .....	Manhattan, The Bronx, Brooklyn....	Charles Kohlman Company (Inc.) .....	The Empire State Surety Company .....	1,300 00	For furnishing and delivering dry goods.....Estimate,	2,697 19
18355	Mar. 28, 1907	Health .....	All Boroughs	Perth Amboy Chemical Works .....	The Title Guaranty and Surety Company .....	2,850 00	For furnishing and delivering disinfectants.....Estimate,	5,971 88
18356	April 18, 1907	Parks .....	Manhattan..	P. J. Langler.....	The Metropolitan Surety Company .....	300 00	For furnishing and delivering Wheelwrights' supplies.... Total,	633 57
18357	April 20, 1907	Parks .....	Brooklyn....	Charles L. Doran.....	The Title Guaranty and Surety Company .....	1,000 00	For furnishing and delivering top-soil or garden mould... Total,	1,852 50
18358	April 17, 1907	Public Charities..	Manhattan..	Abram L. Hirsch.....	People's Surety Company of New York .....	650 00	For furnishing and delivering peanuts, etc.....Estimate,	1,321 32
18359	April 18, 1907	Public Charities..	Manhattan..	Lehn & Fink.....	The Aetna Indemnity Company.	1,200 00	For furnishing and delivering hospital supplies...Estimate,	2,498 77
18360	April 16, 1907	Public Charities..	Manhattan..	Merck & Co.....	The United States Fidelity and Guaranty Company.....	1,225 00	For furnishing and delivering hospital supplies...Estimate,	2,569 72
18361	April 18, 1907	Parks .....	Brooklyn, Queens.....	Robert White Engineering Works .....	The Metropolitan Surety Company .....	500 00	For furnishing and delivering four road rollers.....Total,	1,529 00
18362	April 8, 1907	Police .....	All Boroughs	Cavanagh Brothers & Co...	The United States Fidelity and Guaranty Company.....	214 00	For furnishing and delivering oils, hardware, etc....Total,	427 50
18363	April 22, 1907	President of the Borough of Richmond.....	Richmond....	Thomas F. Quinlan.....	The Empire State Surety Company .....	350 00	For furnishing and delivering coal and wood....Estimate,	882 00
18364	April 10, 1907	President of the Borough of Brooklyn.....	Brooklyn....	J. J. Dalton.....	The Metropolitan Surety Company .....	1,000 00	For furnishing and delivering paving gravel, etc..Estimate,	1,690 50
18365	April 10, 1907	Board of Water Supply .....	.....	Thomas McNally Company..	The Title Guaranty and Surety Company; People's Surety Company of New York; United Surety Company; The Aetna Indemnity Company; National Surety Company.....	500,000 00	For the construction of portions of the Peekskill Division of the Catskill Aqueduct, between Hunter's Brook and Foundry Brook valleys, in the towns of Cortlandt and Yorktown, Westchester County, and Philipstown, Putnam County, N. Y.....Estimate,	4,126,423 00

## Approval of Sureties for the Week Ending April 27, 1907.

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

April 23, 1907—For furnishing iron gates and railings at Public School 109, Borough of Brooklyn—For the Department of Education.  
Eagle Iron Works, No. 850 DeKalb avenue, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.

April 23, 1907—For erecting a pathological building and male dormitory for the new Bellevue Hospital, Borough of Manhattan—For Bellevue and Allied Hospitals.

Thomas Cockerill & Son, No. 147 Columbus avenue, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn; National Surety Company, No. 346 Broadway; the Title Guaranty and Surety Company, No. 277 Broadway, Sureties.

April 23, 1907—For furnishing general supplies, Borough of Manhattan—For the Fire Department.

J. F. Donovan, No. 215 Montague street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.



- April 23, 1907—For furniture at Public School 8, Item 2, Borough of Brooklyn—For the Department of Education.  
Thomas Zellner, Slatinton, Pa., Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 23, 1907—For the general construction of Public School 153, Borough of Brooklyn—For the Department of Education.  
Richard E. Henningham, No. 1 Madison avenue, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway;  
the Empire State Surety Company, No. 34 Pine street, New York; the Metropolitan Surety Company, No. 38 Park row, New York, Sureties.
- April 23, 1907—For putting up new leaders on Public School 81, Borough of Manhattan—For the Department of Education.  
John Spence, Jr., No. 54 Lawrence street, Principal.  
Bankers' Surety Company of Cleveland, Ohio, New York office, No. 27 Liberty street, Surety.
- April 23, 1907—For furniture at Public School 148, Item 1, Borough of Brooklyn—For the Department of Education.  
Manhattan Supply Company, No. 127 Franklin street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn, Surety.
- April 23, 1907—For furniture at Public School 8, Item 1, Borough of Brooklyn—For the Department of Education.  
John Wanamaker, No. 784 Broadway, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.
- April 23, 1907—For furniture at Public School 8, Item 3, Borough of Brooklyn—For the Department of Education.  
Richmond School Furniture Company, No. 16 Court street, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 23, 1907—For furniture at the Teachers' Training School, Borough of Brooklyn—For the Department of Education.  
John Wanamaker, No. 784 Broadway, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.
- April 23, 1907—For iron and steel for use at repair shops, Borough of Manhattan—For the Fire Department.  
P. J. Langer, No. 91 Grand avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 23, 1907—For furniture at Public School 148, Item 2, Borough of Brooklyn—For the Department of Education.  
Alexander R. Brown, No. 501 East Seventieth street, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.
- April 23, 1907—For furniture at Public School 148, Item 3, Borough of Brooklyn—For the Department of Education.  
Henry Lang, No. 90 West street, Principal.  
National Surety Company, No. 346 Broadway, Surety.
- April 23, 1907—For furnishing tables, etc., Borough of Manhattan—For the Department of Parks.  
John Wanamaker, No. 784 Broadway, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.
- April 23, 1907—For furnishing and putting in place lamps, etc., Borough of The Bronx—For the Department of Parks.  
Louis Wechsler, No. 1133 Broadway, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For supplies of sand for use of Department—For the President of the Borough of Richmond.  
Thomas Carlin, West New Brighton, Staten Island, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For a contract for sprinkling certain streets—For the President of the Borough of Richmond.  
Staten Island Midland Railroad Company, New Brighton, Staten Island, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For repairing Prospect avenue—For the President of the Borough of Richmond.  
Quinroy Construction Company, Port Richmond, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For sprinkling streets and avenues—For the President of the Borough of Richmond.  
Richmond Light and Railroad Company, New Brighton, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For repairs to the Ocean parkway bulkhead, Borough of Brooklyn—For the Department of Parks.  
City Excavating and Construction Company, No. 407 Hamilton avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For furnishing Blacksmiths' supplies, Borough of Manhattan—For the Department of Parks.  
Manhattan Supply Company, No. 127 Franklin street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn, Surety.
- April 25, 1907—For Supplies of sod, Borough of Manhattan—For the Department of Parks.  
Wm. Young, No. 448 West Thirty-sixth street, Principal.  
The Aetna Indemnity Company, No. 68 William street, Surety.
- April 25, 1907—For plumbing work in the New York Public Library, Fifth avenue, Borough of Manhattan—For the Department of Parks.  
Michael J. O'Brien, No. 2142 Broadway, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway;  
Bankers' Surety Company of Cleveland, Ohio, New York office, No. 27 Liberty street, Sureties.
- April 25, 1907—For furnishing gas and gas lamps, Borough of Manhattan—For the Department of Water Supply, Gas and Electricity.  
Consolidated Gas Company, No. 4 Irving place, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For electric power and lamps, Borough of Brooklyn—For the Department of Water Supply, Gas and Electricity.  
Flatbush Gas Company, No. 819 Flatbush avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For repairs to lamps, etc., Borough of Brooklyn—For the Department of Water Supply, Gas and Electricity.  
Brooklyn Union Gas Company, No. 180 Remsen street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For furnishing gas and gas lamps, Borough of Queens—For the Department of Water Supply, Gas and Electricity.  
New York and Queens Gas Company, Flushing, L. I., Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For a contract for electric lighting streets, parks, etc., Borough of The Bronx—For the Department of Water Supply, Gas and Electricity.  
Westchester Lighting Company, Mount Vernon, N. Y., Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For lighting certain streets, etc., with gas, Borough of Manhattan—For the Department of Water Supply, Gas and Electricity.  
Consolidated Gas Company, No. 4 Irving place, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York;  
Bankers' Surety Company of Cleveland, Ohio, New York office, No. 27 Liberty street, Sureties.
- April 25, 1907—For supplies of sand, Borough of Manhattan—For the Department of Docks and Ferries.  
O'Brien Brothers, Inc., No. 54 South street, Principal.  
Bankers' Surety Company of Cleveland, Ohio, New York office, No. 27 Liberty street, Surety.
- April 25, 1907—For laying water mains in Tremont avenue, Borough of The Bronx—For the Department of Water Supply, Gas and Electricity.  
Wilton Construction Company, No. 115 Elliott avenue, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For supplies of gas for lamps, etc., The City of New York—For the Department of Water Supply, Gas and Electricity.  
Consolidated Gas Company, No. 4 Irving place, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For supplies of electric lamps and electricity, Borough of Queens—For the Department of Water Supply, Gas and Electricity.  
New York and Queens Electric Light Company, Flushing, L. I., Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York;  
Bankers' Surety Company of Cleveland, Ohio, New York office, No. 27 Liberty street, Sureties.
- April 25, 1907—For improving the Gravesend Pumping Station, Borough of Brooklyn—For the Department of Water Supply, Gas and Electricity.  
Walter M. Bristow, No. 18 Polhemus place, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For supplying gas to streets, docks, parks, etc., Borough of Manhattan—For the Department of Water Supply, Gas and Electricity.  
Consolidated Gas Company, No. 4 Irving place, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For paving with asphalt Decatur street—For the President of the Borough of Brooklyn.  
Barber Asphalt Paving Company, No. 114 Liberty street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn;  
Bankers' Surety Company of Cleveland, O., New York Office, No. 27 Liberty street, Sureties.
- April 25, 1907—For regulating and paving Forty-first street—For the President of the Borough of Brooklyn.  
Barber Asphalt Paving Company, No. 114 Liberty street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn;  
Bankers' Surety Company of Cleveland, O., New York Office, No. 27 Liberty street, Sureties.
- April 25, 1907—For paving with asphalt Fourteenth avenue—For the President of the Borough of Brooklyn.  
Barber Asphalt Paving Company, No. 114 Liberty street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn;  
Bankers' Surety Company of Cleveland, O., New York Office, No. 27 Liberty street, Sureties.
- April 25, 1907—For regulating and paving with asphalt a part of Calver street—For the President of the Borough of Brooklyn.  
Barber Asphalt Paving Company, No. 114 Liberty street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn;  
Bankers' Surety Company of Cleveland, O., New York Office, No. 27 Liberty street, Sureties.
- April 25, 1907—For regulating, etc., East Sixteenth street—For the President of the Borough of Brooklyn.  
Moran & Crowley, No. 153 Walworth street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For laying cross walks in West street—For the President of the Borough of Brooklyn.  
Moran & Crowley, No. 153 Walworth street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., East Twenty-ninth street—For the President of the Borough of Brooklyn.  
Moran & Crowley, No. 153 Walworth street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., Seventieth street—For the President of the Borough of Brooklyn.  
Moran & Crowley, No. 153 Walworth street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating and paving South Fifth street—For the President of the Borough of Brooklyn.  
O'Grady Bros., No. 72 North Eighth street, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For regulating, etc., Newkirk avenue—For the President of the Borough of Brooklyn.  
Walter L. Castle, Snyder avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., East Twenty-ninth street—For the President of the Borough of Brooklyn.  
Walter L. Castle, Snyder avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., East Twenty-eighth street—For the President of the Borough of Brooklyn.  
Walter L. Castle, Snyder avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., Two Hundred and Eleventh street—For the President of the Borough of Manhattan.  
D. W. Moran, No. 562 Burnside avenue, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For building a sewer in Two Hundred and Fourteenth street—For the President of the Borough of Manhattan.  
Joseph Burns, No. 997 Jennings street, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For constructing a sewer in Tenth avenue, from Two Hundred and Thirteenth street to Two Hundred and Sixteenth street—For the President of the Borough of Manhattan.  
Edward L. F. Brennan, No. 370 West Eleventh street, Principal.  
Bankers' Surety Company of Cleveland, O., New York office, No. 27 Liberty street, Surety.



- April 25, 1907—For building a sewer in Tenth avenue, from Two Hundred and Eleventh street to Two Hundred and Thirteenth street—For the President of the Borough of Manhattan.  
Edward L. F. Brennan, No. 370 West Eleventh street, Principal.  
Bankers' Surety Company of Cleveland, O., New York office, No. 27 Liberty street, Surety.
- April 25, 1907—For regulating, etc., Two Hundred and Thirteenth street—For the President of the Borough of Manhattan.  
Walter White, Two Hundred and Thirteenth street and Tenth avenue, Principal.  
Bankers' Surety Company of Cleveland, O.; New York office, No. 27 Liberty street, Surety.
- April 25, 1907—For flagging, etc., West Thirty-eighth street—For the President of the Borough of Manhattan.  
Wm. G. Lesson, No. 537 West One Hundred and Forty-ninth street, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For regulating, etc., One Hundred and Sixty-eighth street—For the President of the Borough of Manhattan.  
C. W. Collins, No. 5189 Broadway, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For a contract for flagging, etc.—For the President of the Borough of Manhattan.  
Bart Dunn, No. 253 East Sixty-eighth street, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For supplies of broken stone for use of Department—For the President of the Borough of Richmond.  
Joseph Johnson's Sons, West New Brighton, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For regulating and paving Roe street—For the President of the Borough of Richmond.  
F. A. Malette, Geneva, N. Y., Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York; the Title Guaranty and Surety Company, No. 277 Broadway, Sureties.
- April 25, 1907—For furnishing playground supplies, The City of New York—For the Department of Parks.  
A. G. Spalding & Bros., No. 126 Nassau street, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For supplies of harness, etc., Class A, Borough of Manhattan—For the Fire Department.  
George Worthington, No. 40 Warren street, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For building a sewer in Mott avenue—For the President of the Borough of The Bronx.  
C. W. Collins, No. 5189 Broadway, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For building receiving basins where required—For the President of the Borough of The Bronx.  
Briggs & McLaughlin, No. 585 East One Hundred and Thirty-fourth street, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For furnishing coal to Riverside Hospital, Borough of The Bronx—For Department of Health.  
Sperry & Popham Coal Company, No. 241 West One Hundred and Twenty-fifth street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For electric wiring, etc., of new Superintendent's residence, City Hospital, Blackwell's Island, Borough of Manhattan—For the Department of Public Charities.  
Wells & Newton Company of New York, No. 292 Avenue B, Principal.  
National Surety Company, No. 346 Broadway, Surety.
- April 25, 1907—For paving with asphalt Sutter avenue—For the President of the Borough of Brooklyn.  
Barber Asphalt Paving Company, No. 114 Liberty street, Principal.  
People's Surety Company of New York, No. 26 Court street, Brooklyn; Bankers' Surety Company of Cleveland, O., New York office, No. 27 Liberty street, Sureties.
- April 25, 1907—For paving Locust street—For the President of the Borough of Brooklyn.  
City Excavating and Construction Company, No. 407 Hamilton avenue, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For regulating, etc., Kent avenue—For the President of the Borough of Brooklyn.  
Newman Construction Company, No. 215 Montague street, Principal.  
Bankers' Surety Company of Cleveland, O.; New York office, No. 27 Liberty street, Surety.
- April 25, 1907—For harness and leather, Class C, Borough of Manhattan—For the Fire Department.  
J. Newton Van Ness Company, No. 120 Chambers street, Principal.  
The Title Guaranty and Surety Company, No. 277 Broadway, Surety.
- April 25, 1907—For furnishing wooden boxes, etc., The City of New York—For the Department of Health.  
Schutz Bros., No. 108 Fulton street, Principal.  
The Metropolitan Surety Company, No. 38 Park row, New York, Surety.
- April 25, 1907—For furnishing paints, oils, etc., Borough of Manhattan—For the Fire Department.  
Eureka Manufacturing Company, No. 116 Walker street, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.
- April 25, 1907—For laying out the grounds, etc., of the buildings on St. Nicholas terrace, Borough of Manhattan—For the College of The City of New York.  
Louis Wechsler, No. 1133 Broadway, Principal.  
National Surety Company, No. 346 Broadway; People's Surety Company of New York, No. 26 Court street, Brooklyn, Sureties.
- April 26, 1907—For regulating, etc., One Hundred and Sixty-second street—For the President of the Borough of Manhattan.  
Titan Construction Company, No. 1691 Clay avenue, Principal.  
Bankers' Surety Company of Cleveland, O.; New York office, No. 27 Liberty street, Surety.
- April 26, 1907—For rebuilding a portion of Washington Market—For the President of the Borough of Manhattan.  
Thomas D. Connors, No. 1123 Broadway, Principal.  
The Empire State Surety Company, No. 34 Pine street, New York, Surety.

## Opening of Proposals for the Week Ending April 27, 1907.

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

- April 22, 1907—For the erection of outside iron stairs on Public School 77; for repairs, etc., to Public School 19 and eight other schools, Borough of Manhattan; for furniture at Public School 30, and heating and ventilating at Public School 148, Borough of Brooklyn; for alterations, etc., to Public School 12 and nine other schools, Borough of Queens; for furniture at Public Schools 3 and 4, Borough of Richmond; for building an addition to Public School 16, Borough of The Bronx—For the Department of Education.
- April 22, 1907—For furnishing dry goods, lumber, harness, paints, etc., The City of New York—For the Department of Public Charities.
- April 23, 1907—For laying out grounds about college buildings on St. Nicholas terrace, etc., Borough of Manhattan—For the Trustees of the College of The City of New York.
- April 23, 1907—For the construction of a residence for the Superintendent, etc., of City Hospital, Blackwell's Island, Borough of Manhattan—For the Department of Public Charities.
- April 24, 1907—For paving Broome street, from Humboldt street to Graham avenue, and improvements in forty-two other streets, Borough of Brooklyn—For the President of the Borough.
- April 24, 1907—For paints, oils, glass, tools, etc., The City of New York—For the Fire Department.
- April 24, 1907—For engineers' supplies; for laying water mains in Davidson avenue, Martha avenue, Morris avenue, etc., Boroughs of Manhattan and The Bronx—For the Department of Water Supply, Gas and Electricity.
- April 25, 1907—For broken trap rock, grass sod, etc., The City of New York—For the Department of Parks.
- April 25, 1907—For repairs, etc., to premises No. 120 West Twentieth street, Borough of Manhattan—For the Police Department.
- April 25, 1907—For building the Lexington avenue subway, Borough of Manhattan—For the Board of Rapid Transit.
- April 25, 1907—For supplies of brick, cement, etc.; for regulating Belmont avenue and improvements in eighteen other streets, Borough of The Bronx—For the President of the Borough.
- April 25, 1907—For tiling sidewalks at public bath in West Sixteenth street; for constructing a public bath building in East Fifty-fourth street, Borough of Manhattan—For the President of the Borough.
- April 25, 1907—For improving boilers in old power house of Bellevue Hospital, Borough of Manhattan—For the Trustees of Bellevue and Allied Hospitals.
- April 25, 1907—For installing electric system for Manhattan subway station of Williamsburg Bridge, Borough of Manhattan—For the Department of Bridges.
- April 26, 1907—For furnishing kindling wood, coal, etc., Borough of Brooklyn—For the Department of Water Supply, Gas and Electricity.

N. TAYLOR PHILLIPS, Deputy Comptroller.

## REGISTERED MASTER PLUMBERS.

## BUREAU OF BUILDINGS.

New York, July 30, 1907.

I inclose herewith for publication in the CITY RECORD, as required by section 1528 of the Charter, list of Master Plumbers registered in the Borough of The Bronx during the month of March, 1907.

PATRICK J. REVILLE, Superintendent of Buildings.

## BOROUGH OF THE BRONX.

## List of Plumbers Registered in the Borough of The Bronx.

No.	Name.	Business Address.
81	William Ackerman.....	300 West 121st street.
181	John T. Arkison.....	1924 Washington avenue.
240	George A. Andrews.....	725 Eagle avenue.
9	Francis J. Brennan.....	352 East 177th street.
19	Alexander Basso.....	706 Courtland avenue.
31	J. E. Badum.....	398 Filmore street.
43	V. F. Bernesser.....	992 Westchester avenue.
45	John Beik.....	311 Willis avenue.
63	William D. Bryan.....	2792 Third avenue.
82	William J. Breen.....	963 East 184th street.
99	Nicholas Bellion.....	66 Van Nest avenue.
104	Charles J. Bitz.....	55 Columbia street.
107	Fred. A. Buser.....	25 West Farms road.
138	Joseph Bayer, Jr.....	1311 Third avenue.
170	Godfrey J. Bingmanx.....	556 Baker avenue, Westchester.
176	Jesse Baum.....	730 Columbus avenue.
184	Oscar Bormann.....	236th street and Byron avenue.
194	John J. Burke.....	670 East 152d street.
211	Alfred Beyrodt.....	882 East 156th street.
218	Gustave Blass.....	135 Olinville avenue.
234	Joseph A. Brogan.....	769 East 176th street.
250	John P. Binst.....	1775 Park avenue.
253	Richard J. Barry.....	Avenue C and Second street, Unionport.
264	Charles Bock.....	1145 Union avenue.
270	John F. Barry.....	2165 Amsterdam avenue.
302	Thomas F. Burke.....	187 Columbus avenue.
303	Thomas F. Breen.....	1064 Elsmere place.
7	Thomas H. Casey.....	1889 Crotona avenue.
14	James Conlan.....	1034 East 180th street.
20	Edward Cahill.....	Morris Park avenue and Holland street.
51	Matthew J. Crowley.....	Heath avenue, Kingsbridge.
55	William W. Churchill.....	1154 Stebbins avenue.
62	Philip Carber.....	Main street, Westchester.
92	Frederick D. Crowley.....	75 East 214th street.
96	Edward B. Cunningham.....	952 Washington avenue.
98	T. S. Cochrane, Jr.....	222 West 36th street.
111	Daniel M. Cash.....	221st street, between White Plains and Fourth avenues.
148	John F. Collins.....	Mosholu avenue, near Broadway.



No.	Name.	Business Address.	No.	Name.	Business Address.
187	Thomas J. Cummings.....	1035 Third avenue.	224	Orrian Johnson.....	568 East 144th street.
191	Michael F. Carmody.....	South side of Boston road, 500 feet east of Eastchester Landing.	242	Michael Jarossi.....	585 Morris avenue.
202	William M. Cochenour.....	162 West 116th street.	271	Morris Jarcho.....	22 and 24 East 105th street.
214	Thomas Callan.....	691 East 155th street.	17	Thomas Kelly.....	220th street and Barnes avenue.
239	Frank J. Coughlan.....	2871 Webster avenue.	27	Nathan Klein.....	583 Courtland avenue.
247	Francis Celia.....	338 East 116th street.	39	Theodore Kaufer.....	1206 Southern boulevard.
276	William M. Casey.....	1360 Stebbins avenue.	47	George A. Knaus.....	690 Melrose avenue.
65	Fred. Durand.....	695 East 138th street.	57	Charles F. Kappus.....	Garfield street and Columbus avenue.
78	David Durie, Jr.....	570 Echo place.	77	William R. Keefe.....	233 West 142d street.
80	John J. Dunn.....	682 East 148th street.	85	Herman Kuntzler.....	39 Avenue A.
87	John J. Dowling.....	244 East 106th street.	89	John Kelly.....	950 Amsterdam avenue.
179	Erich Walter Drewitz.....	225th street, corner of White Plains road.	151	William Klenert.....	38 East 112th street.
192	Robert Drennan.....	210th street and Broadway.	153	John Koch.....	163 Sixth avenue.
203	James A. Deering.....	954 Forest avenue.	157	John J. Kelly.....	131 East 112th street.
221	John H. Damm.....	301 West 133d street.	164	Henry Kroepke, Jr.....	2336 Belmont avenue.
223	D. J. Deady.....	1397 Fulton avenue.	165	William Kroepke.....	526 East 143d street.
229	Charles H. Darmstadt.....	239 West 116th street.	198	C. A. Kensler.....	181st street and Boston road.
231	Harkness B. DeVoe.....	515 Columbus avenue.	199	Merton J. Katz.....	20 East 108th street.
243	Daniel Deigan, Jr.....	27 East 135th street.	208	J. J. Knewitz.....	210th street and White Plains avenue.
249	George E. Doscher.....	86 McAuley place, Jamaica.	225	James T. Kelly.....	373 Amsterdam avenue.
88	B. P. Eldridge.....	529 East 134th street.	232	Andrew H. Karl.....	Van Nest avenue and Garfield street.
105	Edward L. Eich.....	954 East 165th street.	251	Louis Karmiol.....	241 East 7th street.
162	George J. Essig.....	37 Hancock place.	258	John Kenney.....	135 West 24th street.
206	Joseph F. Elliott.....	170 East 96th street.	267	Abraham P. Kramer.....	494 East 138th street.
236	George P. Engeldrum.....	192 Leland avenue, Unionport.	283	Simon Klein.....	2070 Clinton avenue.
246	James Earle, Jr.....	34 Amethyst street, Van Nest.	292	Gustav C. Kaiser.....	Southeast corner Willis avenue and 136th street.
259	Asmus D. Evertsen.....	388 East 141st street.	294	P. F. Kenny.....	2291 Broadway.
272	Philip Eich.....	1412 Second avenue.	295	A. H. Krause.....	203 St. Nicholas avenue.
286	Alexander Ebert.....	1894 Park avenue.	299	Gus. Katz.....	241 Henry street.
29	William J. Flynn.....	167th street and Jerome avenue.	300	Thomas J. Kelly.....	205 Front street.
32	Henry Farrell.....	2255 Bathgate avenue.	33	Francis Linke.....	1052 Clay avenue.
37	James H. Finegan.....	801 East 161st street.	40	Samuel Lytle.....	1037 Freeman street.
41	John Fox.....	1290 Webster avenue.	73	Alexander Law.....	East 233d street, between White Plains avenue and Barnes avenue.
66	Hugh Fitzpatrick.....	630 East 138th street.	132	Charles Loek.....	2415 First avenue.
67	Thomas Flach.....	961 East 161st street.	142	Charles Lowerre.....	661 East 161st street.
69	John J. Foley.....	162d street and Jerome avenue.	178	George Leier.....	Garden place, Wakefield.
108	Edward J. Farrell.....	447 East 149th street.	180	Hugh Leddy.....	171 East 51st street.
110	Louis Freitag.....	3485 Third avenue.	210	John J. Lunny.....	2555 Third avenue.
124	Julius Fajans, Jr.....	773 Melrose avenue.	265	Gottlob E. Loebke.....	45 Grand street.
127	John P. Farrell.....	1015 Tremont avenue.	273	Leo Ludins.....	307 East 95th street.
149	Oscar Frederick.....	1141 Ogden avenue.	298	Aaron Levusove.....	134 Ludlow street.
177	Timothy F. Frawley.....	758 East 135th street.	8	Thomas F. J. Moffett.....	Main street, Westchester.
238	Michael A. Flynn.....	430 East 143d street.	16	Anton Moehran.....	Grand avenue and 183d street.
301	Charles A. Flanagan.....	229 Alexander avenue.	24	John T. Madden.....	298 Willis avenue.
21	Augustus Gent.....	929 Westchester avenue.	49	Cornell J. Mitchell.....	974 Boston road.
54	John Goebel.....	108 East 126th street.	68	J. P. Muller.....	3271 Third avenue.
95	John F. Godwin.....	2525 Third avenue.	109	William Moran.....	2339 Seventh avenue.
97	Louis Guerr.....	168 Willis avenue.	120	George P. Morrell.....	116 West 164th street, The Bronx.
100	Albert Gerhards.....	1070 East 169th street.	121	Henry Mencher.....	263 West 125th street.
103	Peter F. Gorman.....	13 Greenwich street.	126	Patrick Meade.....	841 East 201st street.
115	James J. Glynn.....	2006 Bathgate avenue.	129	Albert Miller.....	1009 East 156th street.
144	Michael Garvey.....	Webster avenue near 233d street.	143	Charles F. Melahn.....	Theriot avenue, McGraw Estate.
189	Theodore A. Goodenough.....	Boston road, Bronxdale.	146	Daniel J. Mathews.....	1044 Mott avenue.
200	Julius Grossman.....	46 St. Lawrence avenue, Van Nest.	147	Max Marcus.....	169 East 104th street.
219	Harry Greenstein.....	1302 Avenue A.	167	Emilio Magaloi.....	172 East 219th street.
260	Joseph Gold.....	Main street, Westchester.	168	Lopis Macousky.....	79 Van Buren street.
278	Monroe W. Goldberg.....	133 West 65th street.	169	Harry H. Meeks.....	493 Amsterdam avenue.
284	John J. Gordon.....	101 West 131st street.	222	John Molloy.....	1487 Amsterdam avenue.
291	James F. Gordon.....	235 East 81st street.	241	William J. Miller.....	187 East 116th street.
3	Leo Hlawatsch.....	881 Tinton avenue.	245	Arthur E. MacLean.....	2386 Eighth avenue.
10	George Hoffman.....	905 East 156th street.	255	John J. Meyer.....	366 Lenox avenue.
25	Richard G. Hach.....	701 East 194th street.	268	Louis Martinez.....	1556 Avenue A.
75	George Helfrich.....	Havemeyer avenue, Unionport.	269	George W. Manns.....	56 Manhattan avenue.
76	James F. Hogan.....	1965 Hughes avenue.	296	Charles Murphy.....	1154 Lexington avenue.
86	Thomas Haldane.....	2347 Jerome avenue.	4	Daniel McFadden.....	804 Melrose avenue.
102	John P. Hesch, Jr.....	857 Grand street, Brooklyn.	28	James H. McManus.....	1901 Washington avenue.
133	Frank Habeck.....	19 Elm place.	50	Thomas McBride.....	3641 Bailey avenue.
139	William J. Hearn.....	239th street, between Catharine and Matilda streets.	74	John V. McEvily.....	875 Tremont avenue.
186	Michael Hughes.....	1662 Second avenue.	122	John H. McNally.....	755 East 149th street. Removed 849 Amsterdam avenue.
244	Charles Hanshaller.....	759 Courtland avenue.	140	John McMullen.....	170 East 118th street.
256	John J. Hickey.....	2130 Lexington avenue.	152	Simon J. McCarty.....	202 East 87th street.
257	Matthew Halpin.....	175 East 110th street.	158	James McGonagle.....	625 Bergen avenue.
262	John Hahn.....	1749 Park avenue.	205	Edward J. McCabe.....	574 Second avenue.
266	Samuel Haggerty.....	2296 Southern boulevard.	207	Alexander McMurray.....	1949 Amsterdam avenue.
288	S. G. Holborow.....	1261 68th street, Brooklyn.	237	Thomas P. McLoughlin.....	112 West 40th street.
297	Frank J. Hecht.....	467 East 155th street.	285	Robert McDermott.....	519 Lexington avenue.
12	Louis Ippolito.....	443 Unionport road.	287	William McClintock.....	51 East 62d street.
72	John Imhof.....	39 East 217th street.	304	L. McConnell.....	1775 Third avenue.
195	James A. Irving.....	2058 Valentine avenue.	53	F. J. Neuberger.....	2632 Third avenue.
94	George Jung.....	715 East 172d street.	116	Henry J. Newman.....	141 Brown avenue, Van Nest.
161	J. H. Jasper.....	108 East 126th street.	141	John Newhan.....	828 First avenue.
			2	John A. O'Brien.....	1058 Dawson street.



No.	Name.	Business Address.
101	John J. O'Shaughnessy.....	1 Bleecker street.
174	Joseph O'Donnell .....	84 Pike street.
216	Edward J. O'Connor.....	90 Cedar avenue.
226	William J. O'Donnell.....	4366 Park avenue.
230	Charles A. O'Neill.....	187th street and Webster avenue.
5	Thomas T. Pierson.....	2269 Morris avenue.
93	C. A. Porter.....	3153 Third avenue.
159	Daniel F. Peterson.....	638 East 143d street.
160	D. E. Powers.....	West 230th street, Tiebout avenue.
212	James J. Powers.....	White Plains avenue, near Miami street.
215	Robert Plunkett .....	Northwest corner 184th street and Third avenue.
282	Peter G. Peterson.....	634 East 147th street.
6	Joseph Rice .....	943 Washington avenue.
11	Frank Reitz .....	1444 Boston road.
18	John Rendall .....	1031 East 156th street.
34	Henry Rudolph .....	602 Bergen avenue.
42	Joseph P. Rofrano.....	192 Lincoln avenue.
61	William H. Robinson.....	Victor street.
91	Melvin Rosenberger .....	5 West 131st street.
118	James M. Reed.....	615 Kingsbridge road.
154	James J. Ryan.....	951 East 184th street.
163	Herman Rosenblutt .....	1302 Avenue A.
171	Max L. Rohman.....	151 East Broadway.
196	George Reuckel .....	Havemeyer avenue, Unionport.
201	Frederick J. Riehm.....	1162 Boston road.
213	J. Henry Reiher.....	3708 Third avenue.
275	Joseph J. Redmond.....	233d street and Jerome avenue.
277	William Robitzek.....	Main street, City Island.
1	Fred Schmalstich.....	568 East 144th street.
22	Otto J. Schwarzler.....	1340 Brook avenue.
23	Joseph Schneider.....	4173 Third avenue.
26	Henry J. Salzman.....	3461 Third avenue.
30	Patrick Stanton .....	Albany avenue, Kingsbridge.
38	Edward T. Smith.....	1038 East 165th street.
44	John Smith .....	444 Tenth avenue.
46	Herman Schmitt .....	2944 Third avenue.
48	Henry A. Stadler, Jr.....	Leland and McGraw avenues.
52	Albert Schneider .....	28 East 215th street.
59	Henry G. Schoepp.....	2089 Daly avenue.
60	Charles Stuart .....	1023 Lexington avenue.
71	Peter Schweickert .....	21 East 220th street.
406	Michael Singer .....	22 Columbus avenue.
117	George Steele, Jr.....	282 Alexander avenue.
119	George Schweppenhauser .....	2417 Jerome avenue.
125	John J. Schaub.....	2327 Washington avenue.
131	Thomas M. Sheehan.....	1141 Freeman street.
134	John A. Smith.....	Tremont avenue, near Theriot avenue.
135	Julius Schoen .....	225 West Broadway.
137	John J. Steele.....	2618 Third avenue.
145	Morris Sanctzik .....	103 West 100th street.
155	Eugene Schulze .....	205 East 88th street.
156	Andrew Streit .....	1994 Second avenue.
166	G. W. Simmons.....	292 Avenue B.
182	Ferdinand Steiger, Jr.....	723 East 163d street.
188	Benjamin Stone .....	240 East 113th street.
193	Herman Schaefer .....	2522 Eighth avenue.
197	Joseph F. Sullivan.....	2522 Webster avenue.
204	Alfred L. Smith.....	328 Lenox avenue.
209	John Seelig .....	3160 Third avenue.
220	John F. Schmitt.....	202d street and Webster avenue.
233	William Steiger .....	Corner Third and Brook avenues.
248	William Seitz .....	1021 Fox street.
254	Martin Sallwey .....	870 Ninth avenue.
261	Paul Schnizler .....	231 Willis avenue.
274	Isaac Silverman .....	27 Christie street.
279	Harry Spencer .....	200 West 96th street.
280	Sam Sidoroff .....	166 East Fourth street.
281	Jacob Schwartz .....	331 West 41st street.
289	Joseph Schlaich, Jr.....	411 West 40th street.
290	Joseph A. Stahl.....	328 East 39th street.
56	Joseph Theiss.....	638 East 169th street.
64	Patrick J. Twomey.....	Morris Park avenue, Van Nest.
70	F. A. TenBrook.....	751 East 176th street.
84	James M. Turley.....	223 Alexander avenue.
114	Samuel G. Trainor.....	Buchanan place and Davidson avenue.
190	Samuel D. Tomback.....	203 East 110th street.
217	Walter A. Treacy.....	1009 Sixth avenue.
227	David Thompson .....	363 Lenox avenue.
263	Matthew Tressel .....	223d street, White Plains avenue.
130	Frederick Uhl .....	4th street and Avenue D, Unionport.
150	William A. Valentine.....	611 Kingsbridge road.

No.	Name.	Business Address.
183	Benjamin F. Vineburg.....	1308 Second avenue.
13	Stephen H. Welch.....	1874 Washington avenue.
15	August R. Wessel.....	1205 Tinton avenue.
35	Frederick Wohn.....	1195 Washington avenue.
36	John Wohn .....	1195 Washington avenue.
58	Gottlieb Weber .....	1751 Park avenue.
79	Walter Wilcox .....	1190 East 178th street.
83	Robert A. Withers.....	141 East 91st street.
112	David Whitehurst .....	162d street and Jerome avenue.
113	William Wilson .....	190th street and Webster avenue.
123	Jarrard L. Welsh.....	1932 Washington avenue.
128	Frank E. Walkley.....	806 East 138th street.
136	Charles Whealen .....	855 East 169th street.
172	Michael A. Waters.....	29 Inwood avenue.
175	Frederick Weber .....	830 Courtland avenue.
185	William B. Walkinshaw.....	1737 Sedgwick avenue.
173	James Whelan .....	Heath avenue, Kingsbridge.
228	William H. Williams.....	2423 Jerome avenue.
235	Frederick Widder .....	1789 Monroe avenue.
252	Samuel Wollman .....	811 East 145th street.
90	John Yule .....	607 East 162d street.
293	Frank A. Young.....	229 Seventh avenue.

## LAW DEPARTMENT.

The following schedules form a brief extract of the transactions of the office of the Corporation Counsel for the week ending May 18, 1907, as required by section 1546 of the Greater New York Charter.

Note—The City of New York or the Mayor, Aldermen and Commonalty of The City of New York is defendant, unless otherwise mentioned.

## SCHEDULE "A."

## Suits and Special Proceedings Instituted.

Court.	Register and Folio.	When Commenced.	Title of Action.	Nature of Action.
Sup., Q. Co.	66 392	May 13, 1907	De Bell, Michael, as adm'r., etc., vs. the City et al.....	Summons only served.
Municipal...	66 393	May 13, 1907	Clark, Edward, vs. Thomas F. O'Connor .....	To recover chattels wrongfully retained, \$300.
Sup., K. Co.	66 394	May 13, 1907	New York, Brooklyn and Manhattan Beach Railway Co. vs. Rosa C. Gedicks et al.....	For condemnation of certain property on 61st st., 16th ave., B'klyn.
Supreme...	66 395	May 13, 1907	Laitin, Fannie (matter of) .....	For order dispensing with lost mortgage.
Supreme...	66 396	May 13, 1907	Cummings, Mary A... ..	Personal injuries, fall, hole, W. 59th st., defective sidewalk, \$1,500.
Sup., Q. Co.	66 397	May 13, 1907	Long Island Railroad Co. vs. John Moller et al.....	For condemnation of property, Town of Newtown, 2d Ward, Queens.
Supreme...	66 398	May 13, 1907	New York City Interborough Railway Co. (matter of) .....	Application for order extending time for completion of construction.
Sup., K. Co.	66 399	May 13, 1907	South Brooklyn Railway Co. vs. the City and ano.....	To determine amount of assessment due for constructing 38th st. trunk sewer.
Sup., K. Co.	66 400	May 13, 1907	Brophy, Patrick (ex rel.), vs. W. F. Baker et al.....	Mandamus to compel placing of name on preferred list for reinstatement as Sewer Cleaner.
Supreme...	66 401	May 13, 1907	Schuessler, Christina (ex rel.), vs. Patrick J. Reville .....	Mandamus to compel approval of plans for removing buildings.
Supreme...	66 402	May 13, 1907	United States Title Guaranty and Indemnity Co. vs. the City and ano.....	To foreclose lien.
Supreme...	66 403	May 14, 1907	Herring, Anna, vs. the Snare & Triest Co..	To interplead City of N. Y. as a defendant.
Supreme...	66 404	May 14, 1907	Griffin, Alfred (ex rel.), vs. Edmond J. Butler .....	Mandamus to compel reinstatement as Tenement House Inspector.
Municipal...	66 405	May 14, 1907	The City of New York vs. Michael J. Keenan and ano.....	For supplying water to premises, 536 Lenox ave., \$132.80.
Municipal...	66 406	May 14, 1907	Trow Directory Printing and Bookbinding Co. ....	Overflow of sewer, \$150.
Supreme...	66 407	May 14, 1907	Ritter, Frank, Jr. (matter of) .....	For order dispensing with lost mortgage.
Supreme...	66 408	May 15, 1907	Kelly, Edward J. (ex rel.), vs. Robert W. Hebbard .....	Mandamus to compel reinstatement as Deputy Superintendent, Metropolitan Hospital.
City.....	66 409	May 15, 1907	Thomas, John.....	For death of horse, fall, hole in roadway, E. 12th st., \$450.
Sup., K. Co.	66 410	May 15, 1907	McCabe, Annie V.....	Personal injuries, fall, snow and ice, Decatur st., B'klyn, \$10,000.
Sup., K. Co.	66 411	May 15, 1907	The City of New York (matter of).....	To acquire title to lands, etc., 57th to 61st sts., dock improvement.
Sup., K. Co.	66 412	May 15, 1907	The City of New York (matter of).....	To acquire title to lands, etc., 38th st. dock improvement.
Sup., K. Co.	66 413	May 15, 1907	The City of New York (matter of).....	To acquire title to lands, etc., 28th to 36th sts., dock improvement.
Supreme...	66 414	May 16, 1907	Myer, Frederick S. (matter of).....	For order dispensing with lost mortgage.
Sup., Q. Co.	66 415	May 16, 1907	Jamaica Water Supply Co. vs. the City and ano. ....	To restrain interference with opening of certain streets, Borough of Queens.
Supreme...	66 418	May 16, 1907	Reiter, Louis .....	For possession of premises, 3d ave., near Port Morris Branch of N. Y. & Harlem R. R. Co., etc., \$20,000.
Supreme...	66 419	May 16, 1907	Lehman, William.....	Personal injuries, fall, snow and ice, Park ave., \$10,000.
Sup., K. Co.	66 420	May 16, 1907	Knowell, Charles J....	Personal injuries, fall, snow and ice, Prospect ave., \$10,000.
Sup., K. Co.	66 421	May 16, 1907	Cohen, Jesse L.....	Personal injuries, fall, snow and ice, Fulton st., \$2,000.



Court.	Register and Folio.	When Commenced.	Title of Action.	Nature of Action.
Sup., K. Co.	66 422	May 16, 1907	Randall, Minnie E....	Personal injuries, fall, snow and ice, Bedford ave., B'klyn, \$10,000.
Sup., K. Co.	66 423	May 16, 1907	Randall, Thomas M....	For loss of services of wife, fall, Bedford ave., B'klyn, \$5,000.
Sup., K. Co.	66 424	May 16, 1907	Sponheimer, Harry....	Personal injuries, fall, snow and ice, Rodney st., B'klyn, \$10,000.
City.....	66 425	May 16, 1907	Davis, Hester .....	Personal injuries, fall, Shakespeare ave., B'klyn, \$2,000.
Sup., K. Co.	66 426	May 16, 1907	Kings County Lighting Co. (No. 10).....	For gas furnished Town of New Utrecht, etc., under agreement, \$96.12.16.
Supreme...	66 427	May 16, 1907	New York Life Insurance Co. vs. John W. Hazlett et al....	To foreclose mortgage.
Supreme...	66 428	May 16, 1907	Levy, Ephraim B. vs. Estella E. Warner et al. ....	To foreclose mortgage.
Supreme...	66 429	May 16, 1907	Peak, W. N., vs. the City and ano.....	For cancellation of assessment for opening 25th ave., former Town of Gravesend, etc.
Supreme...	66 430	May 17, 1907	The City of New York (matter of).....	To acquire title to lands, etc., in re Pier (old) No. 53, Jackson st., E. R., Manhattan, for improvement of water front.
Supreme...	66 431	May 17, 1907	The City of New York (matter of).....	For appointment of Commissioners of Appraisal, in re Croton Falls Reservoir (K), Towns of Southeast and Carmel.
Supreme...	66 432	May 17, 1907	The City of New York (matter of).....	For appointment of Commissioners of Appraisal, in re Croton Falls Reservoir (Highways), Towns of Southeast and Carmel.
Sup., K. Co.	66 439	May 17, 1907	Schroeder, Helen, an infant, by guardian, etc. ....	Personal injuries, fall, pipe across sidewalk, Linden ave., B'klyn, \$15,000.
Sup., K. Co.	66 440	May 17, 1907	Schroeder, Adolf.....	For loss of services of daughter, fall, Linden ave., B'klyn, \$5,000.
Supreme...	66 441	May 17, 1907	Schoenfeld, Fannie, vs. Tannenbaum, Samuel A., and ano.....	Summons only served.
City.....	66 442	May 17, 1907	Huffman, Jesse C.....	Summons with notice for \$2,000 served.
Supreme...	66 443	May 17, 1907	O'Brien, William F. (ex rel.), vs. Edmond J. Butler.....	Certiorari to review dismissal as Tene-ment House Inspector.
Supreme...	66 444	May 17, 1907	Shanton, T. Harry (ex rel.), vs. Macdonough Craven and ano. ....	Mandamus to compel reinstatement as Superintendent of Final Disposition, Street Cleaning Dept.
Municipal...	66 445	May 18, 1907	Henry, M. Jesal, vs. Thomas F. O'Connor .....	Summons only served.
Supreme...	66 446	May 18, 1907	De Canio, Mary Marcon (ex rel.), vs. Patrick J. Reville....	Mandamus to compel approval of plans, etc., for erection of new building.
Sup., K. Co.	66 447	May 18, 1907	Muller, Charlotte.....	Personal injuries, fall, hole, Broadway and Jefferson st., B'klyn, \$2,000.
Sup., K. Co.	66 448	May 18, 1907	Muller, Albert .....	For loss of services of wife, fall, Broadway and Jefferson st., B'klyn, \$500.
Supreme...	66 449	May 18, 1907	McDonald, Joseph (ex rel.), vs. Patrick J. Reville .....	Mandamus to compel approval of plans, etc., for erection of new building.

#### "Prevailing Rate of Wages" Actions.

Register and Folio.	When Commenced.	Title of Action.	Nature of Action.
66 416	May 16, 1907	Haines, Thomas .....	Stoker, Dept. of Charities, \$240.
66 417	May 16, 1907	Grossman, Abe .....	Stoker, Dept. of Charities, \$148.50.
66 417	May 16, 1907	Tone, William .....	Stoker, Dept. of Charities, \$217.50.
66 433	May 17, 1907	Duffy, James .....	Stoker, Bellevue and Allied Hospitals, \$202.
66 434	May 17, 1907	Fleming, Patrick J.....	Stoker, Bellevue and Allied Hospitals, \$157.25.
66 434	May 17, 1907	Hamilton, Joseph .....	Engineer, Dept. of Sewers, \$93.
66 434	May 17, 1907	Hamilton, Thomas J.....	Engineer, Dept. of Sewers, \$93.
66 435	May 17, 1907	Hartnett, John .....	Stoker, Dept. of Water Supply, \$402.50.
66 435	May 17, 1907	Heeland, Michael .....	Stoker, Dept. of Charities, \$553.50.
66 435	May 17, 1907	Hunter, Adam .....	Stoker, Dept. of Water Supply, \$369.96.
66 436	May 17, 1907	Kelly, James J.....	Stoker, Dept. of Charities, \$558.
66 436	May 17, 1907	Loy, Hugh .....	Stoker, Bellevue and Allied Hospitals, \$428.
66 436	May 17, 1907	Morrisey, Nicholas .....	Stoker, Bellevue and Allied Hospitals, \$128.
66 437	May 17, 1907	Schmitt, Henry .....	Stoker, Bellevue and Allied Hospitals, \$203.50.
66 437	May 17, 1907	Stevens, Francis .....	Blacksmith, Dept. of Water Supply, \$131.
66 437	May 17, 1907	Sullivan, Timothy .....	Stoker, Bellevue and Allied Hospitals, \$248.
66 438	May 17, 1907	Theisen, William .....	Stoker, Dept. of Water Supply, \$418.50.
66 438	May 17, 1907	Tischner, Peter .....	Stoker, Bellevue and Allied Hospitals, \$364.77.

#### SCHEDULE "B."

##### Judgments, Orders and Decrees Entered.

People ex rel. Albert E. Stone vs. T. A. Bingham; People ex rel. George W. Stripling vs. G. B. McClellan—Entered Appellate Division orders dismissing writs of certiorari and affirming proceedings of defendants.

People ex rel. Manhattan Railway Company vs. J. L. Wells et al.—Entered order amending first and third conclusions of law and as amended confirming referee's report reducing assessment on relators' real property for 1903.

Arline E. Stephens, as executrix—Filed decision directing that demurrer be sustained and complaint dismissed, with costs. Entered judgment sustaining demurrer to complaint and dismissing same with \$56.85 costs to defendant.

John Williams and another—Entered judgment on Appellate Division order of affirmance for \$140.95 costs in favor of defendant.

In re East River Gas Company of Long Island City—Entered Appellate Division order dismissing appeal from order of September 10, 1906, with \$10 costs and disbursements to City of New York.

People ex rel. Abraham H. Goldberg vs. E. J. Butler—Filed enrollment on Appellate Division order dismissing writ of certiorari for \$57.35 costs in favor of defendant.

George A. Stearns vs. G. E. Titus et al.—Entered Appellate Division order unanimously affirming judgments in favor of defendants, with costs and disbursements.

People ex rel. James M. O'Donnell vs. G. B. McClellan et al.—Filed enrollment on Appellate Division order of affirmance for \$39.45 costs in favor of defendant.

George B. Sime vs. Board of Education—Entered order discontinuing action, without costs.

In re East River Gas Company of Long Island City—Appellate Division order entered reversing order denying motion to confirm report of Commissioners of Appraisal, and granting same with \$10 costs and disbursements to petitioner.

Ellen Davern, as administratrix—Entered order granting defendant's motion for a new trial unless plaintiff stipulates to reduce judgment to \$7,500.

Johanna Barrett; Charles Steiner vs. C. J. O'Neill—Entered orders discontinuing actions without costs.

John L. Lytle, as trustee; Nathan Metzger vs. J. Pool—Orders entered discontinuing actions, without costs.

Edward Davan vs. Board of Education; Arthur L. Piens; Ellen Williams—Entered orders discontinuing actions, without costs.

Barber & Co. (Inc.) vs. Board of Education—Order entered changing venue to New York County.

People ex rel. Van Norden Trust Company vs. J. L. Wells et al.—Filed enrollment on Appellate Division order of affirmance for \$36.05 costs in favor of defendant.

In re James O'Brien—Filed enrollment on Appellate Division order of affirmance for \$101.75 costs in favor of The City of New York.

People ex rel. Dunlap's Express Company vs. F. Raymond et al.—Filed enrollment on order dismissing writ of certiorari for \$56.85 costs in favor of defendants.

Orrel A. Parker vs. A. Deves—Order entered discontinuing action, without costs.

People ex rel. Consolidated Gas Company vs. J. L. Wells et al.—Entered order confirming referee's report affirming assessment on relator's real property for 1903.

Hans Becker—Order entered consolidating action with that of J. W. Fisk Iron Works vs. City of New York et al.

Jacob Bilz—Entered order discontinuing action, without costs.

Archelus Coudrahl—Entered judgment in favor of the defendant on the merits and for \$111.50 costs.

People ex rel. Lillian P. Shuter vs. E. J. Butler—Entered order denying relator's motion for reargument of motion for mandamus.

People ex rel. Donald W. MacLeod vs. T. A. Bingham—Entered order denying relator's motion for peremptory writ of mandamus.

Mary E. McLaughlin vs. City of New York et al.—Order entered discontinuing action, without costs.

#### Judgments Were Entered in Favor of the Plaintiffs in the Following Actions.

Date.	Name.	Register and Folio.	Amount.
May 3, 1907	Brennan, Michael .....	65 303	\$51 93
May 8, 1907	Betz, Elizabeth .....	53 174	123 17
May 13, 1907	Dirk, George, vs. Board of Education.....	60 300	425 00
May 14, 1907	Murphy, Michael W.....	66 62	135 84
May 15, 1907	Thompson, George A.....	44 375	3,450 90
May 16, 1907	Rowe, Herman .....	45 376	5,157 98
May 16, 1907	Rowe, Herman .....	45 376	123 37
Feb. 8, 1907	Beard, Mary A.....	64 243	2,063 66

#### SCHEDULE "C."

##### Record of Court Work.

In re Edith H. Ellis—Motion for order directing Register to discharge mortgage submitted to O'Gorman, J., and granted. C. A. O'Neil for the City.

Ursula M. Banks vs. Board of Education and another—Tried before Ford, J., and a jury. Verdict for plaintiff for \$3,000. Motion to set aside verdict and to dismiss complaint granted. C. F. Collins for the City.

People ex rel. Mary R. Golet et al. vs. F. A. O'Donnell et al. (1904 and 1905)—Reference proceeded and adjourned. A. T. Campbell, Jr. for the City.

In re Colonial Trust Company; In re Solomon Duff; In re Frances S. Flagge et al.—Motions for orders directing Register to discharge mortgages submitted to Davis, J. Decision reserved. C. A. O'Neil for the City.

Pier 53, East River Dock—Motion for appointment of Commissioners of Appraisal submitted to Dowling, J., and granted. C. D. Olendorf for the City.

Emma Schneider, vs. Board of Education—Argued at Appellate Division. Decision reserved. T. Connolly for the City. "Judgment affirmed, with costs."

Margaret O'Connor; John O'Connor—Argued at Appellate Division. Decision reserved. T. Connolly for the City. "Judgment affirmed, with costs."

Peter Boylan—Tried before Seabury, J., and jury. Complaint dismissed. C. F. Collins for the City.

Bertha Friedman—Tried before Seabury, J., and a jury. Verdict for plaintiff for \$1,750. J. A. Stover for the City.

People ex rel. William Lockwood vs. E. J. Butler; People ex rel. Harry G. Gay vs. same—Motions for peremptory writs of mandamus argued before Davis, J. Decision reserved. W. B. Crowell for the City.

Twenty-eighth to Thirty-sixth street, Brooklyn, Dock Improvement—Motion for appointment of Commissioners submitted to Kelly, J., and granted. C. D. Olendorf for the City.

Thirty-eighth Street, Brooklyn, Dock Improvement; Fifty-seventh to Sixty-first street, Brooklyn, Dock Improvement—Motion for appointment of Commissioners of Appraisal argued before Kelly, J. Decision reserved. C. D. Olendorf for the City.

New Brighton Fire Engine Company 4—Tried before Abbott, J., and jury. Verdict for plaintiff for \$1,587. J. Widdecombe for the City.

People ex rel. Christina Schuessler vs. P. J. Reville—Motion for peremptory writ of mandamus submitted to Davis, J., and granted. R. H. Mitchell for the City.

People ex rel. New York Produce Exchange vs. F. A. O'Donnell et al.—Reference proceeded and adjourned. A. T. Campbell, Jr., for the City.

William D. Recknal; Leo Alfonso—Complaints dismissed by default before Joseph, J., in Municipal Court. R. H. Mitchell for the City.

In re United States Trust Company, as trustee; In re Frederick S. Meyer; In re Transit Realty Company—Motion for orders directing Register to discharge mortgages submitted to Davis, J. Decision reserved. C. A. O'Neil for the City.

James J. Marron, an infant, etc.; Thomas Marron—Tried before Seabury, J., and jury. Juror withdrawn. J. A. Stover for the City.

Patrick J. Duffy—Tried before Dayton, J., and jury. Verdict for plaintiff for six cents. Motion to set aside verdict granted. J. T. Malone for the City.

Ray Potter; George Kitchen; August Newman; Edward Sweeny vs. C. F. Gorman; same vs. M. O'Reilly; same vs. H. Holman; John T. Flynn vs. J. T. Kelly; Joseph Sell vs. W. McAdoo; same vs. M. F. Schmittberger; John McAuliffe vs. H. Holman; same vs. C. F. Gorman; same vs. M. O'Reilly; Walter De Baum vs. M. O'Reilly; same vs. C. F. O'Gorman; same vs. H. Holman—Motions to dismiss actions for lack of prosecution submitted to Green, J., and granted. S. Berrick for the City.

People ex rel. Townsend Wandell et al. vs. F. A. O'Donnell et al. (1904 and 1905)—Reference proceeded and adjourned. C. A. Peters for the City.

Rose Magill—Tried before Dickey, J., and a jury. Verdict for defendant. J. W. Covert for the City.

Mary A. Soule—Tried before Maddox, J., and a jury. Verdict for defendant. J. W. Covert for the City.

Theodore Prunsky—Tried before Baylies, J., in Municipal Court. Decision reserved. C. A. O'Neil for the City.

#### Hearings Before Commissioners of Estimate in Condemnation Proceedings.

Brooklyn Bridge Terminal; Piers 2 and 3, East River, Dock; Fifteenth to Eighteenth Streets, North River Dock, two hearings each; Pier 13, East River, Dock, one hearing. C. D. Olendorf for the City.

Bridge No. 4, Queens Approach, two hearings; One Hundred and First Street Playground Site; One Hundred and Twenty-ninth Street and Amsterdam Avenue School Site; One Hundred and Twelfth Street School Site; East Houston Street Library Site, one hearing each. F. J. Byrne for the City.

Twentieth and Twenty-first Streets School Site, two hearings; Pennsylvania Avenue School Site; Targee Street School Site; Covert Avenue School Site, one hearing each. H. W. Mayo for the City.



## SCHEDULE "D."

Contracts, etc., Drafted, Examined and Approved as to Form.

Department.	Contracts Approved as to Form.	Contracts Examined and Returned for Revision.	Advertisements Approved as to Form.
Board of Education.....	39	..	..
Borough Presidents .....	24	..	7
Department of Water Supply, Gas and Electricity .....	4	3	1
Dock Department .....	4	..	2
Department of Charities.....	3	..	2
Police Department .....	3	..	2
Park Department .....	3	..	3
Fire Department .....	2	1	..
Board of Rapid Transit Railroad Commissioners .....	2	..	..
Street Cleaning Department.....	1	1	1
Department of Correction.....	1	..	1
Department of Bridges.....	1	2	..
Health Department .....	1	..	..
Total.....	88	7	19

## Bonds Approved.

Finance Department..... 10

## SCHEDULE "E."

Opinions Rendered to the Various Departments.

Department.	Number of Opinions.
Finance Department .....	14
Department of Water Supply, Gas and Electricity.....	5
Borough Presidents .....	3
Dock Department .....	2
Fire Department .....	2
Department of Taxes and Assessments.....	2
Board of Education .....	1
Board of Estimate and Apportionment.....	1
Board of Aldermen.....	1
Total.....	31

WILLIAM B. ELLISON, Corporation Counsel.

## BOARD OF ELECTIONS.

Meeting of the Board of Elections held Saturday, July 6, 1907, at 12 o'clock.

Present—Commissioners Dooling, Page, Maguire and Fuller.

The reading of the minutes of the meeting of the Board held on the 5th inst. was dispensed with.

The President announced that two bids for the purchase of obsolete ballots, registers of electors, challenge books and other old paper stock in the custody of the Board had been received.

On motion, said bids were opened and found to be as follows:

Martin B. Brown Company, No. 49 Park place, Borough of Manhattan, 17½ cents per 100 pounds.

Darmstadt, Scott &amp; Courtney, No. 178 South street, Borough of Manhattan, 36 cents per 100 pounds.

On motion, the following resolution was adopted, viz.:

Resolved, That the proposal of Darmstadt, Scott &amp; Courtney, No. 178 South street, Borough of Manhattan, (said bid being the highest), to purchase and destroy all the old paper stock consisting of obsolete ballots, registers of electors and challenge books in the custody of the Board, and which are no longer required by law to be preserved, at the rate of thirty-six (36) cents per one hundred pounds, be and it is hereby accepted; and it is further

Resolved, That the Chief Clerk of the Board be and he is hereby instructed to notify Darmstadt, Scott &amp; Courtney of the acceptance of their bid and arrange with them for the weighing and removal of the material purchased.

The Board then adjourned until 12 m. on Thursday, July 11, 1907, unless sooner called by the Chair.

CHARLES B. PAGE, Secretary.

## BOARD OF ELECTIONS.

Meeting of the Board of Elections held Thursday, July 11, 1907, at 12 o'clock m.

Present—Commissioners Dooling, Page and Fuller.

The minutes of the meetings of the Board held on the 5th and 6th inst. were read and approved.

The following communications were received and disposed of as stated, viz.:

From James L. Whalen, Deputy Secretary of State, dated the 10th inst., and M. A. Fitzgerald, Second Deputy Secretary of State, dated the 8th inst., in reference to the preparation of the stationery required to be furnished by the Secretary of State for the ensuing election in New York City. Filed.

From Hon. Peter J. Dooling, County Clerk, New York County, dated the 9th inst., transmitting a communication from the Secretary of State requesting to be furnished with the number of election districts to be embraced in The City of New York during the ensuing year. Filed, the said information having already been furnished.

From P. J. Scully, City Clerk, transmitting copy of a resolution adopted by the Board of Aldermen and approved by the Mayor, granting to all employees of The City of New York who are veterans of the Spanish War or Philippine Insurrection and delegates to the State Encampment of the United Spanish War Veterans leave of absence as therein specified to attend the State Encampment and National Encampment of said body. Filed, and the Chief Clerk of the Board directed to cause said resolution to be complied with so far as practicable.

The following resolution was adopted, viz.:

Resolved, That the President of the Board be and he is hereby authorized and instructed to purchase as many desk fans as he may deem necessary for the branch offices of the Board in the boroughs of The Bronx, Brooklyn, Queens and Richmond.

The Board then adjourned.

CHARLES B. PAGE, Secretary.

## BOARD OF ELECTIONS.

Meeting of the Board of Elections held Tuesday, July 16, 1907, at 12 o'clock m.

Present—Commissioners Dooling, Page, Maguire and Fuller.

The minutes of the meeting of the Board held on the 11th inst. were read and approved.

The following communications were received and disposed of as stated, viz.:

From William A. Willis, Executive Secretary, office of the Mayor, dated the 15th inst., transmitting communication from John Murdoch, Assistant Engineer, Department of Commerce and Labor, requesting to be informed in what Congressional District the premises No. 17 Concord street, Borough of Brooklyn, is situated. Filed, and the Chief Clerk directed to transmit the information requested.

From William O'Connor, Secretary, office of the President of the Board of Aldermen, dated the 11th inst., stating that the communication from the Board of Elections relative to the issuance of Special Revenue Bonds in the sum of \$150,000 to meet the expenses of enforcing the provisions of certain proposed laws amending the Primary and General Election Laws will be transmitted to the Board of Aldermen at its next regular meeting. Filed.

From George M. Kirchmer, Secretary, office of First Deputy Commissioner of Police, dated the 12th inst., requesting that certain ballot boxes stored in the Forty-fifth Precinct police station house be removed to a more suitable storage place. Filed, and the Chief Clerk of the Board directed to comply with said request.

From the Remington Typewriter Company, dated the 15th inst., submitting proposals to repair the typewriting machines of the Board. Filed, and proposal accepted.

From N. Taylor-Phillips, Deputy Comptroller, dated the 1st inst., monthly statement showing the unexpended balances remaining to the credit of the Board on said date out of its appropriations for 1907. Referred to the Chief Clerk of the Board for verification.

From the Chief Clerk of the Manhattan borough office, dated the 15th inst., transmitting receipt for old paper stock delivered by him to Darmstadt, Scott &amp; Courtney. Filed.

From the Chief Clerk of The Bronx borough office, dated the 11th inst., reporting in reference to the number of ballot boxes in the custody of the Board in said borough. Filed.

The Board then adjourned.

CHARLES B. PAGE, Secretary.

## DEPARTMENT OF CORRECTION.

## REPORT OF TRANSACTIONS, JULY 15 TO 21, 1907.

## Communications Received.

From the Mayor—Acknowledging receipt of report of the Department of Correction for the three months ending June 30, 1907, which has been transmitted to the CITY RECORD for publication. On file.

From the Board of Aldermen—Acknowledging receipt of copy of estimate of expenses of the Department of Correction for the year 1908. Also, estimate of expenses of the Board of Parole for the same period. On file.

From the Comptroller—Stating that John J. Farren, Clerk, Department of Correction, has been transferred to the Finance Department, and requested to report for duty on July 15, 1905, such transfer having been consented to by the Commissioner of Correction, and approved by the Civil Service Commission. Notify Civil Service Commission and Warden of the Penitentiary, Blackwell's Island.

From the Comptroller—Enclosing copy of opinion from the Corporation Counsel in regard to vouchers in favor of the Victoria Varnish Company, and Emil Calman &amp; Co. for enamolin, and asking if, in the opinion of the Department of Correction, these were separate and distinct firms, when orders for enamolin were given. The Department understood that these were separate and distinct firms.

From Cathedral Heights Improvement Association—Calling attention to the fact that the buildings of Kings County Penitentiary have not yet been removed, as per conditions of sale. Send copy of complaint to Joseph Rosenthal, contractor, asking an early reply.

From the United States Fidelity and Guaranty Company—Acknowledging receipt of letter in reference to matter of bond of David E. Kennedy, for alterations and repairs to Pavilion No. 4, Hart's Island. On file.

From Heads of Institutions—Reporting that meats, fish, milk, bread, etc., for week ending July 13, 1907, agreed with specifications of the contracts. On file.

From Heads of Institutions—Reports, census, labor, hospital cases, punishments, etc., for week ending July 13, 1907. On file.

From City Prison—Report of fines received during week ending July 13, 1907: From Court of Special Sessions..... \$10 00 From City Magistrates' Court..... 29 00

Total..... \$39 00

## On file.

From District Prisons—Report of fines received during week ending July 13, 1907: From City Magistrates' Courts, \$389. On file.

From Penitentiary, Blackwell's Island—List of prisoners received at the Penitentiary, Blackwell's Island, during week ending July 13, 1907: Men, 43; women, 11. On file.

From Workhouse, Blackwell's Island—Fines paid at Workhouse during week ending July 13, 1907, amounted to \$65. On file.

From Workhouse, Blackwell's Island—Death, on July 19, 1907, of Margaret Denehy, aged thirty-eight years. Friends notified. On file.

## From Branch Workhouse, Hart's Island—Deaths:

On July 18, 1907, Hugh Fitzpatrick, aged fifty-five years. Friends notified.

On July 18, 1907, Carl A. Erickson, aged fifty years. Friends unknown.

## On file.

From New York City Reformatory, Hart's Island—Overseer of Reformatory asks for an interpretation of chapter 516, Laws of 1907, amending chapter 305, Laws of 1905, by providing that only first offenders be sent to the Reformatory. Overseer desires to know if a commitment to the Workhouse for vagrancy, intoxication, etc., should be construed as a "first offense" or not. Copy of letter sent to Corporation Counsel and an opinion requested thereon.

## Communication Transmitted.

To the Corporation Counsel—Asking for an opinion and for advice in regard to case of Lewis Silverman, a Keeper in this Department, who is a veteran of the Spanish-American War. The above-named Keeper was reported by the Warden of the City Prison on June 19, 1907, for continued absence from duty without leave since May 31, 1907. The Warden also reported that Keeper could not be found by Department Physician (who called to ascertain the cause of such absence) at addresses given by such Keeper. Three letters have been sent by the Department to Keeper Silverman—by messenger, by regular mail and by registered mail—but no response has been received; nor could he be found by messenger.

## Transferred to Another Department.

John J. Farren, Clerk, at \$1,500, from Department of Correction to Finance Department, to take effect July 15, 1907. Transfer approved by Civil Service Commission under date of July 10, 1907.

## Salaries Increased.

Of Charles Barnett, Keeper at Third District Prison, from \$800 to \$900 per annum, to date from July 1, 1907.

Of John Murphy, Keeper at Penitentiary, Blackwell's Island, from \$800 to \$900 per annum, to date from July 1, 1907.

Of William H. Kelly, Keeper at Workhouse, Blackwell's Island, from \$800 to \$900 per annum, to date from July 17, 1907.

The continuance of above increases in salaries is dependent upon the future good conduct and the efficiency of said Keepers.

JOHN V. COGGEY, Commissioner.



## CHANGES IN DEPARTMENTS, ETC.

## DEPARTMENT OF FINANCE.

July 30—By direction of the Acting Comptroller, the following changes have been made in this Department:

Thomas E. Vermilye, No. 463 West One Hundred and Forty-fourth street, Manhattan, reinstated to his former position of Assistant Engineer, with salary at \$2,250 per annum, in the Engineering Division, taking effect August 1, 1907.

James A. Lynch, Inspector of Regulating, Grading and Paving in the Engineering Division, salary fixed at \$1,500 per annum, taking effect July 15, 1907.

Miss Catherine C. Burke, No. 115 Manhattan street, Manhattan, appointed as temporary Telephone Operator, with salary at \$900 per annum, taking effect July 29, 1907.

## DEPARTMENT OF TAXES AND ASSESSMENTS.

August 1—

Resigned.

Frank O. Johnson, Junior Clerk, salary \$600 per annum.

Mae I. Murphy, Confidential Stenographer, salary \$1,050 per annum.

Appointed.

John E. Donahue, No. 1447 Madison avenue, Junior Clerk, salary \$600 per annum.

John J. Ward, No. 1073 Park avenue, Junior Clerk, salary \$600 per annum.

Arthur J. Cassidy, No. 227 East Eighty-seventh street, Junior Clerk, salary \$600 per annum.

Richard N. Arnow, Westchester, Deputy Tax Commissioner, salary \$2,550 per annum.

Edward Gilon, No. 160 West Eleventh street, Deputy Tax Commissioner, salary \$1,800 per annum.

Wm. J. Gilon, Westchester, Deputy Tax Commissioner, salary \$1,800 per annum.

Frederick A. Dede, Evergreen, L. I., Deputy Tax Commissioner, salary \$1,800 per annum.

Salaries Fixed.

Adelaide Youngman, Confidential Stenographer, salary \$1,500 per annum.

William R. Foley, Confidential Stenographer, salary \$1,200 per annum.

James McGoldrick, Clerk, salary \$750 per annum.

## DEPARTMENT OF PARKS.

Borough of The Bronx.

July 30—Appointed Jeremiah O'Connell, No. 2337 First avenue, Driver, with wagon and team, at a compensation at the rate of \$4.50 per diem, to take effect August 3, 1907.

Deceased, Cesare Francisco, No. 946 East Two Hundred and Fourth street, Park Laborer.

## DEPARTMENT OF DOCKS AND FERRIES.

July 31—The Commissioner has transferred James P. Fagan of No. 209½ Eckford street, Brooklyn, from the position of Marine Stoker to that of Dock Laborer, with compensation at the rate of 31¼ cents per hour while employed, the change to take effect at once.

July 30—The Commissioner has fixed the salary of John F. Ambrose, Superintendent of Ferries, at the rate of \$5,000 per annum, to begin August 1, 1907.



## OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING which the Public Offices in the City are open for business and at which the Courts regularly open and adjourn, as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts.

## CITY OFFICES.

## MAYOR'S OFFICE.

No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 8020 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, 9 a. m. to 12 m.  
Telephone, 8020 Cortlandt.  
Patrick Derry, Chief of Bureau.

## BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 8020 Cortlandt.  
John P. Corrigan, Chief of Bureau.  
Principal Office, Room 1, City Hall. Gaetano D'Amato, Deputy Chief, Boroughs of Manhattan and The Bronx.  
Branch Office, Room 12, Borough Hall, Brooklyn.  
Daniel J. Griffin, Deputy Chief, Borough of Brooklyn.  
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.; William R. Woelfle, Financial Clerk, Borough of Richmond.  
Branch Office, Hackett Building, Long Island City, Borough of Queens.

## AQUEDUCT COMMISSIONERS.

Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.  
Telephone, 1042 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 President of the Board of Aldermen, Patrick F. McGowan; Brigadier General James McLeer, Brigadier General George Moore Smith, 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, President;  
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; J. Pierpont Morgan, President of Metropolitan Museum of Art; John Bigelow, President of New York Public Library; F. D. Millet, Painter; John J. Eoyles, Sculptor; Arnold W. Brunner, Architect; John B. Pine, John Quincy Adams, Assistant Secretary.

## BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital.  
Telephone, 4000 Madison Square.  
Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; Arden M. Robbins, Samuel Sachs, Leopold Stern, Theodore E. Tack, Myles Tierney, Robert W. Hebbard, ex-officio.  
General Medical Superintendent, S. T. Armstrong, M. D.

## 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 First street.  
Commissioners—John T. Dooling (President) Charles B. Page (Secretary), John Maguire, Rudolph C. Fuller.  
A. C. Allen, Chief Clerk.

## 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.

## Brooklyn.

No. 42 Court street (Temple Bar Building).  
George Russell, Chief Clerk.

## Queens.

No. 46 Jackson avenue, Long Island City.  
Carl Voegel, Chief Clerk.

## Richmond.

Borough Hall, New Brighton, S. I.  
Alexander M. Ross, 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. Adece, 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 607 and 608 Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 5840 Gramercy.  
Warren A. Conover, Charles Buck, Lewis Harding, 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 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.  
J. Edward Simmons, Charles N. Chadwick, Charles A. Shaw, Commissioners.  
Thomas Hassett, Secretary.  
J. Waldo Smith, Chief Engineer.

## COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, 280 Broadway, 9 a. m. to 4 p. m.  
Telephone, 2315 Worth.  
John C. Hertle, John Purroy Mitchel, 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, Oscar S. Bailey.  
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, 7560 Cortlandt.  
P. J. Scully, City Clerk and Clerk of the Board of Aldermen.  
Joseph F. Prendergast, First Deputy City Clerk.  
Michael F. Blake, 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.

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Office of Secretary, Room 12, Stewart Building.  
Telephone, 1200 Worth.

## DEPARTMENT OF BRIDGES.

Nos. 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, 6080 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. Gorgey, Commissioner.  
George W. Meyer, Deputy Commissioner.  
John B. Fitzgerald, Secretary.

## DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.  
Telephone, 300 Rector.  
John A. Bense, Commissioner.  
Denis A. Judge, Deputy Commissioner.  
Joseph W. Savage, Secretary.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

## DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.  
Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a. m. to 5 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.  
Telephone, 5580 Plaza.  
Richard H. Adams, Richard B. Aldcroft, Jr., Grosvenor H. Backus, Nicholas J. Barrett, Joseph E. Cosgrove, Francis P. Cannon, Thomas M. DeLaney, Samuel B. Donnelly, Horace E. Dresser, A. Leo Everett, Joseph Nicola Francolini, George Freifeld, John Greene, George J. Gillespie, Randolph Guggenheimer, George D. Hamlin, M. D.; Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, Arthur Hollick, Charles H. Ingalls, Nathan S. Jonas, Hugo Kanzler, John C. Kelley, Abrik H. Man, Clement March, Mitchell Mav, Dennis J. McDonald, M. D.; Thomas J. O'Donohue, Frank H. Partridge, George E. Payne, George W. Schaele, Henry H. Sherman, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, John A. Wilbur, William N. Wilmer, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board. (Two vacancies).  
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A. Emerson Palmer, Secretary.  
Fred H. Johnson, Assistant Secretary.  
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Stewart Building, Chambers street and Broadway 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 1200 Worth.  
Herman A. Metz, Comptroller.  
John H. McCooley and N. Taylor Phillips, Deputy Comptrollers.  
Hubert L. Smith, Assistant Deputy Comptroller.  
Oliver E. Stanton, Secretary to Comptroller.

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## BOOKKEEPING AND AWARDS DIVISION.

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## STOCK AND BOND DIVISION.

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

## BUREAU OF AUDIT—MAIN DIVISION.

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## LAW AND ADJUSTMENT DIVISION.

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

## BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

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## 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

Thomas F. Byrnes, Mortimer J. Brown, Appraisers of Real Estate, Room 157.

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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 B. Bouck and John F. Regan, 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.

Borough of Manhattan—Stewart Building, Room 81.  
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.  
William E. Melody, Deputy Collector of Assessments and Arrears.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.  
Patrick E. Leahy, Deputy Collector of Assessments and Arrears.

Borough of Richmond—Bay and Sand streets, Stapleton.  
George Brand, Deputy Collector of Assessments and Arrears.

Borough of Manhattan—Stewart Building, Room 81.  
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James J. Donovan, Jr., Deputy Collector of Assessments and Arrears.

Borough of Brooklyn—Mechanics' Bank Building, corner Court and Montague streets.  
William E. Melody, Deputy Collector of Assessments and Arrears.



## Borough of Manhattan.

Alonso Blauvelt, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk; Charles J. Burke, M. D., Assistant Registrar of Records.

Borough of The Bronx, No. 373 Third avenue.  
Charles F. Spencer, M. D., Acting Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

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

Borough of Queens, Nos. 372 and 374 Fulton street, Jamaica.

John P. Moore, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M. D., Assistant Registrar of Records.

## DEPARTMENT OF PARKS.

Moses Herrman, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

M. F. Loughman, Secretary.  
Offices, Arsenal, Central Park.  
Telephone 201 Plaza.

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

Offices, Litchfield Mansion, Prospect Park, Brooklyn.

Telephone, 2300 South.

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

Office, Zbrowski Mansion, Claremont Park.  
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m. to 2 p. m.  
Telephone, 998 Tremont.

## DEPARTMENT OF PUBLIC CHARITIES.

## CENTRAL OFFICE.

Foot of East Twenty-sixth street, 9 a. m. to 4 p. m. Saturdays, 12 m. to 2 p. m.

Telephone, 330 Madison Square.

Robert W. Heberd, Commissioner.

Richard C. Baker, First Deputy Commissioner.

James J. McInerney, Second Deputy Commissioner for Brooklyn and Queens, Nos. 327 to 331 Schermerhorn street, Brooklyn.

J. McKee Borden, Secretary.

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

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

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

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

## DEPARTMENT OF STREET CLEANING.

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

Walter Bensel, M. D., Commissioner.

William H. Edwards, Deputy Commissioner.

John J. O'Brien, Chief Clerk.

## DEPARTMENT OF TAXES AND ASSESSMENTS.

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

Commissioners Lawson Purdy, President, Frank Raymond, Nicholas Muller, James H. Tully, Charles Putzel, Thomas L. Hamilton, Hugh J. Hastings.

## DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 21 Park row, 9 a. m. to 4 p. m. Telephone, 3863 Cortlandt; Brooklyn, 3900 Main; Queens, 439 Greenpoint; Richmond, 94 Tompkinsville; Bronx, 62 Tremont.

John H. O'Brien, Commissioner.

Frank J. Goodwin, Deputy Commissioner.

John F. Garvey, Secretary to Department.

I. M. de Varona, Chief Engineer.

George W. Birdsall, Consulting Hydraulic Engineer.

George F. Sever, Consulting Electrical Engineer.

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

Michael C. Padden, Water Register, Manhattan.

William A. Hawley, Secretary to Commissioner.

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

John W. McKay, Acting Chief Engineer, Brooklyn.

William R. McGuire, Water Register, Brooklyn.

Michael Hecht, Deputy Commissioner, Borough of The Bronx, Crotona Park Building, One Hundred and Seventy-seventh street and Third avenue.

Thomas M. Lynch, Water Register, The Bronx.

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

Charles J. McCormack, Deputy Commissioner, Borough of Richmond, Borough Hall, St. George, S. I.

John W. McKay, Acting Chief Engineer, Borough of Richmond, Borough Hall, St. George, S. I.

## EXAMINING BOARD OF PLUMBERS.

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Rooms 14, 15 and 16 Aldrich Building, Nos. 149 and 151 Church street.

Office open during business hours every day in the year except legal holidays. Examinations are held on Monday, Wednesday and Friday after 1 p. m.

## FIRE DEPARTMENT.

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

## HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh street, Manhattan. Telephone, 2230 Plaza, Manhattan; 2356 Main, Brooklyn.

Francis J. Lantry, Commissioner.

Hugh Bonner, Deputy Commissioner.

Charles C. Wise, Deputy Commissioner, Boroughs of Brooklyn and Queens.

Edward F. Croker, Chief of Department.

Thomas Lally, Deputy Chief of Department in charge, Boroughs of Brooklyn and Queens.

William A. Larney, Inspector of Combustibles, Nos. 157 and 159 East Sixty-seventh street, Manhattan. Telephone, 640 Plaza.

Franz S. Wolf, Inspector of Combustibles, Boroughs of Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn. Telephone, 3520 Main.

Peter Seery, Fire Marshal, Boroughs of Manhattan, The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Inspector in charge of Fire Alarm Telegraph Bureau.

William T. Beggin, Chief of Battalion in charge Bureau of Violations and Auxiliary Fire Appliances, Boroughs of Manhattan, The Bronx and Richmond.

Nos. 157 and 159 East Sixty-seventh street, Manhattan. Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn.

Central Office open at all hours.

## LAW DEPARTMENT.

## OFFICE OF CORPORATION COUNSEL.

Hall of Records, Chambers and Centre streets, 6th, 7th and 8th floors, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3900 Worth.

Francis K. Pendleton, Corporation Counsel.

Assistants—Theodore Connolly, George L. Sterling, Charles D. Olendorf, James T. Malone, George S. Coleman, William F. Burr, John L. O'Brien, Terence Farley, Franklin Chase Hoyt, Cornelius F. Collins, Edwin J. Freedman, John C. Breckinridge, Louis H. Hahlo, Frank B. Pierce, Stephen O'Brien, Charles A. O'Neil, John F. O'Brien, Edward S. Malone, William B. Crowell, Richard H. Mitchell, John Widdecombe, Thomas F. Byrne, Andrew T. Campbell, Jr., Arthur Sweeney, George P. Nicholson, Alfred W. Booraem, William H. King, Thomas F. Nooran, Josiah A. Stover, Curtis A. Peters, Charles McIntyre, Royal E. T. Riggs, Solon Berrick, J. Gabriel Britt, Joll J. Squier, William J. Clarke, Francis J. Byrne, Francis X. McQuade, John W. Goff, Jr., Leonce Fuller, Charles W. Miller, I. Townsend Burden, Jr., William H. Doherty, Francis Martin, Frank E. Smith, Henry W. Mayo.

Secretary to the Corporation Counsel—Lawson Riggs, Jr.

Chief Clerk—Andrew T. Campbell.

## BROOKLYN OFFICE.

Borough Hall, 2d floor, 9 a. m. to 4 p. m., Saturdays, 9 a. m. to 12 m.

Telephone, 2948 Main.

James D. Bell, Assistant in charge.

## BUREAU OF STREET OPENINGS.

No. 90 West Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 8190 Cortlandt.

John P. Dunn, Assistant in charge.

## BUREAU FOR THE RECOVERY OF PENALTIES.

No. 119 Nassau street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4526 Cortlandt.

Herman Stiefel, Assistant in charge.

## BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Office hours for public, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4585 Worth.

Geo. O'Reilly, Assistant in charge.

## TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1961 Gramercy.

John P. O'Brien, Assistant in charge.

## METROPOLITAN SEWERAGE COMMISSION.

Office, No. 17 Battery Place. Daniel Lewis, President, Olin H. Landreth, George A. Soper, Andrew J. Provost, Jr., Secretary, James H. Fuertes, Commissioners.

Telephone, 1694 Rector.

## MUNICIPAL CIVIL SERVICE COMMISSION.

No. 299 Broadway, 9 a. m. to 4 p. m. Telephone, 1694 Rector.

William F. Baker, R. Ross Appleton, Frank L. Polk.

Frank A. Spencer, Secretary.

Labor Bureau.

No. 51 Lafayette street (old No. 61 Elm street). Telephone, 2140 Worth.

## MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 157 and 159 East Sixty-seventh street, Headquarters Fire Department.

Hugh Bonner, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Abram A. Breneman.

Franz S. Wolf, Secretary, No. 157 East Sixty-seventh street.

Stated meetings, Tuesday of each week, at 3 p. m. Telephone, 640 Plaza.

## POLICE DEPARTMENT.

## CENTRAL OFFICE.

No. 300 Mulberry street, 9 a. m. to 4 p. m. Telephone, 3100 Spring.

Theodore A. Bingham, Commissioner.

Arthur I. O'Keefe, First Deputy Commissioner.

Frederick H. Bugher, Second Deputy Commissioner.

Bert Hanson, Third Deputy Commissioner.

Daniel G. Slattery, Secretary to Commissioner.

William H. Kipp, Chief Clerk.

## TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street. Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

Harry G. Darwin, 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.

Peter J. Stumpf, Assistant Commissioner of Public Works.

Josiah A. Briggs, Chief Engineer.

Frederick Greifenberg, Principal Assistant Topographical Engineer.

Charles H. Graham, Engineer of Sewers.

Thomas H. O'Neil, Superintendent of Sewers.

Samuel C. Thompson, Engineer of Highways.

Patrick I. Reville, Superintendent of Buildings.

John A. Mason, Assistant Superintendent of Buildings.

Martin Geisler, Superintendent of Highways.

Albert H. Liebenau, 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.

Desmond Dunne, Commissioner of Public Works.

Durbin Van Vleck, Assistant Commissioner of Public Works.

David F. Moore, Superintendent of Buildings.

Thomas R. Farrell, Superintendent of the Bureau of Highways.

James Dunne, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

## BOROUGH OF MANHATTAN.

Office of the President, Nos. 14, 15 and 16 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

John F. Ahearn, President.

Bernard Downing, Secretary.

Henry S. Thompson, Commissioner of Public Works.

Edward S. Murphy, Superintendent of Buildings.

James J. Hagan, Assistant Commissioner of Public Works.

George F. Scannell, Superintendent of Highways.

William J. Boyhan, Superintendent of Sewers.

## 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.

Joseph Bermel, President.

Herman Ringe, Secretary.

Lawrence Gresser, Commissioner of Public Works.

Alfred Denton, Assistant Commissioner of Public Works.

James P. Hicks, Superintendent of Highways.

Carl Berger, Superintendent of Buildings.

Joseph H. De Bragg, Superintendent of Sewers.

Lucien Knapp, Superintendent of Street Cleaning.

Office, No. 48 Jackson avenue, Long Island City.

Mathew J. Goldner, Superintendent of Public Buildings and Offices. Office, Town Hall, Jamaica.

Robert R. Crowell, Engineer Topographical Bureau. Office, No. 252 Jackson avenue, Long Island City.

Telephone, 1900 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.

George W. Tuttle, Principal Assistant Engineer, Bureau of Engineering—Topographical.

Theodor S. Oxholm, Principal Assistant Engineer, Bureau of Engineering—Construction.

Offices—Borough Hall, New Brighton, N. Y., 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1000 Tompkinsville.

## CORONERS.

Borough of The Bronx—Corner of Third avenue and One Hundred and Seventy-seventh street. Telephone, 1250 Tremont and 1402 Tremont.

Robert F. McDonald, A. F. Schwannecke.

William T. Austin, Chief Clerk.

Borough of Brooklyn—Office, Room 11, Borough Hall. 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. Acritelli, George F. Shady, Jr., Peter Dooley.

Julius Harburger, President Board of Coroners.

Jacob E. Bausch, Chief Clerk.

Telephones, 1004, 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—Second street, New Brighton. Open for the transaction of business all hours of the day and night.

Matthew J. Cahill.

## 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.

## COMMISSIONER OF RECORDS.

Office, New County Court-house.

William S. Andrews, Commissioner.</



from 8 a. m. to 5 p. m.; on Saturdays, from 8 a. m. to 12 m.; between July 1 and September 1 from 9 a. m. to 4 p. m.; on Saturdays, from 9 a. m. to 12 m. The calendar is called on Tuesday of each week at 10 a. m., except during the month of August, when no court is held, and the court sits every day thereafter until all contested cases have been disposed of.

### RICHMOND COUNTY.

#### COMMISSIONER OF JURORS.

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

#### COUNTY CLERK.

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

#### COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1907.  
County Courts—Stephen D. Stephens, County Judge.

First Monday of June, Grand and Trial Jury.  
First Monday of December, Grand and Trial Jury.  
Fourth Wednesday of January, without a jury.  
Fourth Wednesday of February, without a jury.  
Fourth Wednesday of March, without a jury.  
Fourth Wednesday of April, without a jury.  
Fourth Wednesday of July, without a jury.  
Fourth Wednesday of September, without a jury.  
Fourth Wednesday of October, without a jury.  
Surrogate's Court—Stephen D. Stephens, Surrogate.  
Mondays at the Borough Hall, St. George, 10.30 o'clock a. m.  
Tuesdays at the Borough Hall, St. George, at 10.30 o'clock a. m.  
Wednesdays at the Surrogate's Office, Richmond, at 10.30 o'clock a. m.

#### DISTRICT ATTORNEY.

No. 400 Richmond Terrace, New Brighton, S. I.  
Office hours, from 9 a. m. to 12 m., and 1 p. m. to 5 p. m.  
John J. Kenney, District Attorney.

#### SHERIFF.

County Court-house, Richmond, S. I.  
Office hours, 9 a. m. to 4 p. m.  
Joseph J. Barth, Sheriff.  
John J. Schoen, Under Sheriff.

### THE COURTS.

#### APPELLATE DIVISION OF THE SUPREME COURT.

##### FIRST JUDICIAL DEPARTMENT.

Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 10 a. m.  
Edward Patterson, Presiding Justice, George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, James W. Houghton, Francis M. Scott and John S. Lambert, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.  
Clerk's Office open at 9 a. m.

#### SUPREME COURT—FIRST DEPARTMENT.

County Court-house, Chambers street. Court opens from 10.15 a. m. to 4 p. m.  
Special Term, Part I. (motions), Room No. 15.  
Special Term, Part II. (ex-parte business), Room No. 13.  
Special Term, Part III., Room No. 19.  
Special Term, Part IV., Room No. 20.  
Special Term, Part V., Room No. 33.  
Special Term, Part VI. (Elevated Railroad cases), Room No. 31.  
Trial Term, Part II., Room No. 34.  
Trial Term, Part III., Room No. 22.  
Trial Term, Part IV., Room No. 21.  
Trial Term, Part V., Room No. 24.  
Trial Term, Part VI., Room No. 35.  
Trial Term, Part VII., Room No. 23.  
Trial Term, Part VIII., Room No. 27.  
Trial Term, Part IX., Room No. 26.  
Trial Term, Part X., Room No. 28.  
Trial Term, Part XI., Room No. 37.  
Trial Term, Part XII., Room No. 26.  
Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.  
Appellate Term, Room No. 29.  
Naturalization Bureau, Room No. 38, third floor.  
Assignment Bureau, room on third floor.  
Clerks in attendance from 10 a. m. to 4 p. m.  
Clerk's Office, Special Term, Part I. (motions), Room No. 15.  
Clerk's Office, Special Term, Part II. (ex-parte business), room southwest corner, mezzanine floor.  
Clerk's Office, Special Term, Calendar, room southeast corner, second floor.  
Clerk's Office, Trial Term, Calendar, room north east corner, second floor, east.  
Clerk's Office, Appellate Term, room southwest corner, third floor.

Trial Term, Part I. (criminal business).  
Criminal Court-house, Centre street.  
Justices—Charles H. Truax, Charles F. MacLean, Henry Bischoff, Jr., Leonard A. Giegerich, P. Henry Dugro, Henry A. Gildersleeve, James Fitzgerald, David Leventritt, James A. O'Gorman, James A. Blanchard, Edward S. Clinch, Samuel Greenbaum, Edward E. McCall, Edward B. Amend, Vernon M. Davis, Victor J. Dowling, Joseph Newburger, M. Linn Bruce, John W. Goff, Samuel Seabury, M. Warley Platzek, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Mitchell L. Erlanger, Charles L. Guv.  
Peter J. Doelling, Clerk, Supreme Court.  
Telephone, 4580 Cortlandt.

#### SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn N. Y.  
Court open daily from 10 o'clock a. m. to 5 o'clock p. m. Seven jury trial parts. Special Term for Trials. Special Term for Motions.  
James F. McGee, General Clerk.  
Telephone, 6970 Main.

#### CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10.30 a. m.  
Peter J. Doelling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 6064 Franklin.

#### COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10 a. m.  
Thomas C. T. Crain, Francis S. McAvoy, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan and Charles S. Whitman, Judges of the Court of General Sessions. Edward K. Carroll, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
During July and August Clerk's office will close at 2 p. m., and on Saturdays at 12 m.

#### CITY COURT OF THE CITY OF NEW YORK.

No. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a. m. to 4 p. m.  
Part I.  
Part II.  
Part III.  
Part IV.  
Part V.  
Special Term Chambers will be held from 10 a. m. to 4 p. m.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Edward F. O'Dwyer, Chief Justice; John Henry McCarty, Lewis J. Conlan, Theodore F. Hascall, Francis B. Delehanty, Joseph I. Green, William H. Wadhams, Justices; Thomas F. Smith, Clerk.  
Telephone, 6142 Cortlandt.

#### COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street between Franklin and White streets, Borough of Manhattan.  
Court opens at 10 a. m.  
Justices—First Division—John B. McKean, William E. Wyatt, Willard H. Olmsted, Joseph M. Deuel, Lorenz Zeller, John B. Mayo, Charles W. Culkin, Clerk; William M. Fuller, Deputy Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Mondays, Wednesdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Town Hall, New Brighton, Borough of Richmond, Thursday at 10 o'clock.  
Justices—Howard J. Forker, Patrick Keady, John Fleming, Thomas W. Fitzgerald, Robert J. Wilkin, George J. O'Keefe; Joseph L. Kerrigan, Clerk; John J. Dorman, Deputy Clerk.

Clerk's Office, No. 171 Atlantic avenue, Borough of Brooklyn, open from 9 a. m. to 4 p. m.

#### CHILDREN'S COURT.

First Division—No. 66 Third avenue, Manhattan, Edmund C. Lee, Clerk.  
Second Division—No. 102 Court street, Brooklyn James P. Sinnott, Clerk.

#### CITY MAGISTRATES' COURT.

##### First Division.

Court opens from 9 a. m. to 4 p. m.  
City Magistrates—Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Breen, Joseph F. Moss, James J. Walsh, Henry Steinert, Daniel E. Finn, Charles G. F. Wahle, Frederick B. House, Charles N. Harris, Frederic Kernochan, Arthur C. Butts, Otto H. Droege, Joseph H. Corrigan, James McCabe, Secretary, No. 125 Sixth avenue.  
First District—Criminal Court Building.  
Second District—Jefferson Market.  
Third District—No. 60 Essex street.  
Fourth District—No. 151 East Fifty-seventh street.  
Fifth District—One Hundred and Twenty-first street, southeast corner of Sylvan place.  
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—Alfred E. Steers, A. V. B. Voorhees, Jr., James G. Tighe, Edward J. Dooley, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, John F. Hyland, Alexander H. Geismar.  
President of the Board, Frank E. O'Reilly, No. 249 Manhattan avenue.  
Secretary to the Board, William F. Delaney, No. 405 Gates avenue.  
First District—No. 318 Adams street.  
Second District—Court and Butler streets.  
Third District—Myrtle and Vanderbilt avenues.  
Fourth District—Lee avenue and Clymer street.  
Fifth District—Manhattan avenue and Powers street.  
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—133 New Jersey avenue.

##### Borough of Queens.

City Magistrates—Matthew I. Smith, Luke I. Connorton, Edmund J. Healy, Eugene C. Gilroy.  
First District—Long Island City.  
Second District—Flushing.  
Third District—Far Rockaway.

##### Borough of Richmond.

City Magistrates—John Croak, Nathaniel Marsh  
First District—New Brighton, Staten Island.  
Second District—Stapleton, Staten Island.

#### MUNICIPAL COURTS.

##### Borough of Manhattan.

First District—Third, Fifth and Eighth Wards and all that part of the First Ward lying west of Broadway and Whitehall street, including Governor's Island, Bedloe's Island, Ellis Island and the Oyster Islands. New Court-house, No. 128 Prince street, corner of Wooster street.  
Wauhope Lynn, Justice. Thomas O'Connell, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 1371 Spring.

Second District—Second, Fourth, Sixth and Fourteenth Wards, and all that portion of the First Ward lying south and east of Broadway and Whitehall street. Court-room, No. 60 Madison street.  
John J. Hover, Justice. Francis Mangin, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Court opens daily at 9 a. m., and remains open until daily calendar is disposed of and close of the daily business, except on Sundays and legal holidays.  
Telephone, 2410 Orchard.

Third District—Ninth and Fifteenth Wards. Court-room, southwest corner Sixth avenue and West Tenth street. Court opens daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m.  
William F. Moore, Justice. Daniel Williams, Clerk.  
Telephone, 2513 Chelsea.

Fourth District—Tenth and Seventeenth Wards. Court-room, No. 30 First street, corner Second avenue. Clerk's Office open daily from 9 a. m. to 4 p. m.

Court opens 9 a. m. daily, and remains open to close of business.  
George F. Roesch, Justice. Andrew Lang, Clerk.  
Telephone, 4053 Orchard.

Fifth District—The Fifth District embraces the Eleventh Ward and all that portion of the Thirteenth Ward which lies east of the centre line of Norfolk street and north of the centre line of Grand street and west of the centre line of Pitt street and north of the centre line of Delancey street and northwest of Clinton street to Rivington street, and on the centre line of Rivington street south to Norfolk street. Court-room, No. 154 Clinton street.  
Benjamin Hoffman, Justice. Thomas Fitzpatrick, Clerk.  
Telephone, 2326 Orchard.

Sixth District—Eighteenth and Twenty-first Wards. Court-room, northwest corner Twenty-third street and Second avenue. Court opens at 9 a. m. daily (except legal holidays), and continues open until close of business.  
Henry W. Unger, Justice. Abram Bernard, Clerk.  
Telephone, 4570 Gramercy.

Seventh District—That portion of Nineteenth Ward east of Lexington avenue, bounded on the south by the north side of East Fortieth street and on the north by the south side of East Eighty-sixth street, also that portion bounded on the south by the north side of East Sixty-first street, on the west by the east side of Park avenue, and on the north by the south side of East Sixty-fifth street. Court-room, No. 151 East Fifty-seventh street. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.  
Herman Joseph, Justice. Edward A. McQuade, Clerk.  
Telephone, 3860 Plaza.

Eighth District—Sixteenth and Twentieth Wards. Court-room, northwest corner Twenty-third street and Eighth avenue. Court opens at 9 a. m. and continues open until close of business. Summary proceedings and return causes called at 9 a. m. Calendar causes, 9 a. m.  
Clerk's Office open from 9 a. m. to 4 p. m., and on Saturdays until 12 m.  
Trial days and Return days, each Court day.  
James W. McLaughlin, Justice. Henry Merzbach, Clerk.  
Telephone, 2665 Chelsea.

Ninth District—Twelfth Ward, except that portion thereof which lies west of the centre line of Lenox or Sixth avenue and of the Harlem river, north of the terminus of Lenox avenue. Court-room, No. 170 East One Hundred and Twenty-first street, southeast corner of Sylvan place. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.  
Joseph P. Fallon, Justice. William J. Kennedy, Clerk.  
Clerk's office open from 9 a. m. to 4 p. m.  
Telephone, 3595 Harlem.

Tenth District—The Tenth District embraces that portion of the Twenty-second Ward south of Seventieth street, west of Central Park West to Fifty-ninth street, east on Fifty-ninth street to Seventh avenue, south on Seventh avenue to Fifty-third street, west on Fifty-third street to Eighth avenue, south on Eighth avenue to Fortieth street, north side to Hudson river. Court-room, No. 314 West Fifty-fourth street. Court open from 9 a. m. to 4 p. m., Sundays and legal holidays excepted.  
Thomas E. Murray, Justice. Michael Skelly, Clerk.  
Telephone, 1800 Columbus.

Eleventh District—The Eleventh District embraces that portion of the Twelfth Ward which lies north of the centre line of West One Hundred and Tenth street, between Lenox avenue and Seventh avenue, north of the centre line of One Hundred and Twentieth street, between Seventh avenue and Broadway, north of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river, and west of the centre line of Lenox or Sixth avenue and of the Harlem river north of the terminus of Lenox or Sixth avenue. Court-room, No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m. Court convenes daily at 9 a. m.  
Francis J. Worcester, Justice. Herman B. Wilson, Clerk.  
Telephone, 6335 Morningside.

Twelfth District—The Twelfth District embraces that portion of the Twenty-second Ward north of Seventieth street, and that portion of the Twelfth Ward which lies north of the centre line of Eighty-sixth street and west of the centre line of Seventh avenue and south of the centre line of One Hundred and Twentieth street, between Seventh avenue and Broadway, and south of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river. Court-room, No. 2555 Broadway.  
Alfred P. W. Seaman, Justice. James V. Gilloon, Clerk.  
Telephone, 4006 Riverside.

Thirteenth District—South side of Delancey street, from East river to Pitt street; east side of Pitt street, Grand street, south side of Grand street to Norfolk street, east side of Norfolk street to Division street, south side of Division street to Catharine street, east side of Catharine street to East river. Clerk's Office open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m.  
Leon Sanders, Justice. James J. Devlin, Clerk.  
Court-room, No. 264 Madison street.  
Telephone, 2596 Orchard.

Fourteenth District—The Fourteenth District embraces that portion of the Borough of Manhattan bounded as follows: Beginning at West Fortieth street and Eighth avenue, north on Eighth avenue to West Fifty-third street; east on West Fifty-third street to Seventh avenue; north on Seventh avenue to West Fifty-ninth street to Eighth avenue; north on Eighth avenue and west on Central Park West to the Transverse road at Central Park West and West Ninety-seventh street; east on Transverse road to Fifth avenue and East Ninety-seventh street; south on Fifth avenue to East Ninety-sixth street; east on Ninety-sixth street to Lexington avenue; south on Lexington avenue to East Sixty-fifth street; west on East Sixty-fifth street to Park avenue; south on Park avenue to East Sixty-first street; east on East Sixty-first street to Lexington avenue; south on Lexington avenue to East Fortieth street; west on East and West Fortieth streets to the point of beginning at West Fortieth street and Eighth avenue.  
Edgar J. Lauer, Justice. William J. Chamberlain, Clerk.  
Court-house, No. 620 Madison avenue.  
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, Main street, 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.  
William W. Penfield, Justice. Thomas F. Delahanty, Clerk.  
Office hours, from 9 a. m. to 4 p. m.; Saturdays, closing at 12 m.

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.  
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, Justice. 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 avenue, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Willoughby avenue, between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.  
Philip D. Meagher, Justice. 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 I. Williams, Assistant Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.  
Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.  
Clerk's Office open from 9 a. m. to 4 p. m.  
Telephone, 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 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.  
Justice, Lucien S. Bayliss. 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, Justice. 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. Kadien, 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, New York.  
William Rasquin, Jr., Justice. John E. Prendeville, Clerk. William Kepper, Assistant Clerk. James B. Snediker, Stenographer.  
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, 180 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 9 a. m. to 4 p. m. Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Ward (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 10 a. m.

Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays. Telephone, 313 Tompkinsville.

**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 City Record meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY,  
Supervisor, Secretary.

**OFFICIAL BOROUGH PAPERS.****BOROUGH OF THE BRONX.**

"North Side News," "Harlem Reporter and Bronx Chronicle," "Bronx Sentinel."

**BOROUGH OF RICHMOND.**

"Staten Islander," "Staten Island Star."

**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.**

"Tammany Times" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts), "New York Daily News."

Designated by Board of City Record June 19, 1906.

Amended June 20, 1906; July 1, 1907.

**CHANGE OF GRADE, DAMAGE COMMISSION.****TWENTY-THIRD AND TWENTY-FOURTH WARDS.**

PURSUANT TO THE PROVISIONS OF chapter 537 of the Laws of 1893 and the Acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, March 3, 1906.

WILLIAM E. STILLINGS,

GEORGE C. NORTON,

OSCAR S. BAILEY,

Commissioners.

LAMONT McLOUGHLIN,  
Clerk.

**OFFICIAL PAPERS.**

Morning—"The Sun," "The New York Times."

Evening—"The Globe," "The Evening Mail."

Weekly—"Democracy," "Real Estate Record and Guide."

German—"Staats-Zeitung."

Designated by the Board of City Record, January 22, 1906. Amended March 1, 1906, November 20, 1906, and February 20, 1907.

**BOROUGH OF BROOKLYN.**

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 11 o'clock a. m. on

WEDNESDAY, AUGUST 14, 1907.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN SEVENTEENTH AVENUE, FROM FIFTY-SIXTH STREET TO SIXTIETH STREET.

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

260 linear feet 36-inch brick sewer.  
260 linear feet 30-inch brick sewer.  
260 linear feet 24-inch pipe sewer.  
260 linear feet 18-inch pipe sewer.  
1,920 linear feet 6-inch house connection drain.  
9 manholes.

8 sewer basins.

1,000 feet (B. M.) sheeting and bracing.

5 cubic yards concrete cradle.

4,000 feet (B. M.) foundation planking.

2 reconnecting sewer basins.

The time allowed for the completion of the work and full performance of the contract is sixty working days.

The amount of security required is Four Thousand Dollars.

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FORTY-THIRD STREET, FROM SIXTEENTH AVENUE TO WEST STREET.

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

352 linear feet 24-inch pipe sewer.  
872 linear feet 18-inch pipe sewer.

1,350 linear feet 6-inch house connection drain.  
10 manholes.

2 sewer basins.

The time allowed for the completion of the work and full performance of the contract is fifty working days.

The amount of security required will be Three Thousand Five Hundred Dollars.

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN NEW YORK AVENUE, FROM MARTENSE STREET TO CHURCH AVENUE, ETC.

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

35 linear feet 18-inch pipe sewer.

268 linear feet 15-inch pipe sewer.

965 linear feet 12-inch pipe sewer.

2,000 linear feet 6-inch house connection drain.

13 manholes.

1 sewer basin.

500 feet (B. M.) sheeting and bracing.

The time allowed for the completion of the work and full performance of the contract is sixty working days.

The amount of security required is Three Thousand Three Hundred Dollars.

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN SECOND AVENUE, FROM SIXTIETH STREET TO SIXTY-FOURTH STREET.

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

250 linear feet 24-inch pipe sewer.

260 linear feet 18-inch pipe sewer.

260 linear feet 15-inch pipe sewer.

245 linear feet 12-inch pipe sewer.

10 manholes.

7 sewer basins.

45,000 feet (B. M.) sheeting and bracing.

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

The amount of security required is Three Thousand Dollars.

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN EAST SEVENTH STREET, FROM CHURCH AVENUE TO JOHNSTON STREET.

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

762 linear feet 24-inch pipe sewer.

900 linear feet 6-inch house connection drain.

8 manholes.

2 sewer basins.

1,000 feet (B. M.) sheeting and bracing.

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

The amount of security required is Two Thousand Seven Hundred Dollars.

No. 6. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FIFTY-EIGHTH STREET, FROM EIGHTH AVENUE TO FORT HAMILTON AVENUE.

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

165 linear feet 15-inch pipe sewer.

1,340 linear feet 12-inch pipe sewer.

1,840 linear feet 6-inch house connection drain.

15 manholes.

The time allowed for the completion of the work and full performance of the contract is 60 working days.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 7. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FIFTY-SIXTH STREET, FROM FIRST AVENUE TO SECOND AVENUE.

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

45 linear feet 15-inch pipe sewer.

700 linear feet 12-inch pipe sewer.

950 linear feet 6-inch house connection drain.

8 manholes.

The time allowed for the completion of the work and full performance of the contract is 50 working days.

The amount of security required is One Thousand Nine Hundred Dollars.

No. 8. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN SEVENTY-FOURTH STREET, FROM THIRTEENTH AVENUE TO FOURTEENTH AVENUE.

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

760 linear feet 18-inch pipe sewer.

950 linear feet 6-inch house connection drain.

8 manholes.

The time allowed for the completion of the work and full performance of the contract is 50 working days.

The amount of security required is One Thousand Nine Hundred Dollars.

No. 9. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN SIXTIETH STREET, FROM EIGHTH AVENUE TO NINTH AVENUE.

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

90 linear feet 15-inch pipe sewer.

700 linear feet 12-inch pipe sewer.

7 manholes.

28,000 feet (B. M.) sheeting and bracing.

5 cubic yards concrete cradle.

1,000 feet (B. M.) foundation planking.

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

The amount of security required is \$1,600.

No. 10. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN DOBBIN STREET, FROM MESEROLE AVENUE TO NORMAN AVENUE.

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

635 linear feet 15-inch pipe sewer.

660 linear feet 6-inch house connection drain.

7 manholes.

2 sewer basins.

5 cubic yards concrete cradle.

1,000 feet (B. M.) foundation planking.

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

The amount of security required is \$1,500.

No. 11. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FIFTY-FIFTH STREET, FROM SIXTH AVENUE TO SEVENTH AVENUE.

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

45 linear feet 15-inch pipe sewer.

700 linear feet 12-inch pipe sewer.

975 linear feet 6-inch house connection drain.

8 manholes.

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

The amount of security required is \$1,500.

No. 12. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN COMMERCE STREET, FROM COLUMBIA STREET TO RICHARDS STREET.

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

35 linear feet 15-inch pipe sewer.

480 linear feet 12-inch pipe sewer.

575 linear feet 6-inch house connection drain.

5 manholes.

1,000 feet (B. M.) sheeting and bracing.

5 cubic yards concrete cradle.

1,000 feet (B. M.) foundation planking.

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

The amount of security required is \$1,000.

No. 13. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN EIGHTH AVENUE, FROM THIRTY-NINTH STREET TO FORTIETH STREET.

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

240 linear feet 12-inch pipe sewer.

380 linear feet 6-inch house connection drain.

3 manholes.

900 feet (B. M.) sheeting and bracing.

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

The amount of security required is Four Hundred and Fifty Dollars.

No. 14. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASINS AT THE NORTHEAST AND NORTHWEST CORNERS OF EAST TWELFTH STREET AND DITMAS AVENUE.

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

2 sewer basins.

The time allowed for the completion of the work and full performance of the contract is fifteen working days.

The amount of security required is Two Hundred Dollars.

No. 15. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASINS AT THE SOUTHERLY AND EASTERLY CORNERS OF FORTY-THIRD STREET AND FIRST AVENUE.

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

2 sewer basins.

The time allowed for the completion of the work and full performance of the contract is fifteen working days.

The amount of security required is Two Hundred Dollars.

No. 16. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE NORTHWEST CORNER OF CLARKSON STREET AND NOSTRAND AVENUE.

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

1 sewer basin.

The time allowed for the completion of the work and full performance of the contract is ten working days.

The amount of security required is One Hundred Dollars.

No. 17. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHEAST CORNER OF SIXTH STREET AND EIGHTH AVENUE.

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

1 sewer basin.

The time allowed for the completion of the work and full performance of the contract is ten working days.

The amount of security required is One Hundred Dollars.

No. 18. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE NORTHWEST CORNER OF EAST TWELFTH STREET (WESTMINSTER ROAD) AND SLOCUM PLACE.

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

1 sewer basin.

The time allowed for the completion of the work and full performance of the contract is ten working days.

The amount of security required is One Hundred Dollars.

No. 19. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHEAST CORNER OF BUSHWICK AVENUE AND METROPOLITAN AVENUE.

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

1 sewer basin.

The time allowed for the completion of the work and full performance of the contract is ten working days.

The amount of security required is One Hundred Dollars.

No. 20. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE SOUTHEAST CORNER OF CHESTER STREET AND DUMONT AVENUE.

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

1 sewer basin.

The time allowed for the completion of the work and full performance of the contract is ten working days.

The amount of security required is One Hundred Dollars.

No. 21. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASIN AT THE NORTHEAST CORNER OF EMMONS AVENUE AND EAST TWENTY-SIXTH STREET.

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

1 sewer basin of special design.

The time allowed for the completion of the work and full performance of the contract is fifteen working days.

The amount of security required is One Hundred Dollars.

No. 22. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER IN FIFTY-FOURTH STREET, FROM FIRST AVENUE TO SECOND AVENUE.

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

45 linear feet 15-inch pipe sewer.

700 linear feet 12-inch pipe sewer.

990 linear feet 6-inch house connection drain.

7 manholes.

2 sewer basins.

5 cubic yards concrete cradle.

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

The amount of security required will be One Thousand Four Hundred Dollars.

No. 23. FOR FURNISHING ALL LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASINS AT THE NORTHWEST AND SOUTHEAST CORNERS OF BELMONT AVENUE AND MILLER AVENUE.

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

2 sewer basins.

The time allowed for the completion of the work and full performance of the contract will be fifteen working days.

The amount of security required will be Two Hundred Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per linear foot, foot B. M., cubic yard or other unit of measure, by which the bids will be tested.

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

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Sewers, the Borough of Brooklyn, Mechanics' Bank Building, Brooklyn.

BIRD S. COLER,  
President.

Dated July 22, 1907.

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

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 11 o'clock a. m. on

WEDNESDAY, AUGUST 14, 1907.

**Borough of Brooklyn.**

No. 1. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON BUT



Time for the completion of the work and the full performance of the contract is fifty (50) working days.

The amount of security required is Five Thousand Dollars.

No. 8. FOR REGULATING, GRADING AND CURBING FIFTIETH STREET, FROM EIGHTH AVENUE TO FORT HAMILTON AVENUE.

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

12,310 cubic yards of earth excavation.  
8,390 cubic yards of earth filling, not to be bid for.

3,640 linear feet of concrete curb.  
Time for the completion of the work and the full performance of the contract is sixty (60) working days.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 9. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF FORTY-FOURTH STREET, FROM FOURTH AVENUE TO FIFTH AVENUE.

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

2,450 square yards of asphalt block pavement.  
10 square yards of old stone to be relaid.  
380 cubic yards of concrete.  
740 linear feet of new curbstone.  
730 linear feet of old curbstone to be reset.  
8 noiseless covers and heads complete for sewer manholes.

Time for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Two Thousand Six Hundred Dollars.

No. 10. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HURON STREET, FROM A POINT ABOUT 160 FEET EAST OF OAKLAND STREET TO PROVOST STREET.

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

530 cubic yards of earth excavation.  
30 cubic yards of earth filling, not to be bid for.

890 linear feet of new curbstone to be set in concrete.

50 cubic yards of concrete, not to be bid for.

4,550 square feet of cement sidewalk.

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

The amount of security required is Seven Hundred Dollars.

No. 11. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON PRESIDENT STREET, FROM UTICA AVENUE TO BUFFALO AVENUE.

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

2,850 linear feet of new curbstone to be set in concrete.

140 linear feet of old curbstone to be reset.

17,050 cubic yards of earth excavation.

470 cubic yards of earth filling, not to be bid for.

150 cubic yards of concrete, not to be bid for.

14,440 square feet of cement sidewalks.

Time for the completion of the work and the full performance of the contract is eighty (80) working days.

The amount of security required is Four Thousand Five Hundred Dollars.

No. 12. FOR REGULATING, CURBING AND LAYING SIDEWALKS ON TENTH AVENUE, FROM SEVENTY-NINTH STREET TO EIGHTY-SIXTH STREET.

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

2,330 linear feet of new curbstone to be set in concrete.

100 linear feet of old curbstone to be reset.

130 cubic yards of concrete, not to be bid for.

11,280 square feet of cement sidewalk.

Time for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is One Thousand Five Hundred Dollars.

No. 13. FOR LAYING CROSSWALKS AT THE NORTH AND WEST CROSSINGS OF WEST AND FORTY-FIFTH STREETS, AND AT THE INTERSECTIONS OF SEVENTEENTH AVENUE, FORTY-FIFTH AND FORTY-SIXTH STREETS.

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

1,590 square feet of new bluestone bridging.

Time for the completion of the work and the full performance of the contract is ten (10) working days.

The amount of security required is Three Hundred and Fifty Dollars.

No. 14. FOR CONSTRUCTING CEMENT SIDEWALKS IN VARIOUS PLACES AND ON VARIOUS STREETS IN THE BOROUGH OF BROOKLYN.

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

18,000 square feet of cement concrete sidewalk.

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

The amount of security required is One Thousand Dollars.

No. 15. FOR FURNISHING AND DELIVERING 55,300 FEET BOARD MEASURE OF YELLOW PINE LUMBER.

Time for the delivery of the materials and the full performance of the contract is fifteen (15) working days.

The amount of security required is Eight Hundred Dollars.

No. 16. FOR FURNISHING AND DELIVERING 1,500 CUBIC YARDS OF BROKEN TRAP ROCK AND 1,500 CUBIC YARDS OF TRAP ROCK SCREENINGS.

Time for the delivery of the materials and the full performance of the contract is forty (40) working days.

The amount of security required is One Thousand Nine Hundred Dollars.

No. 17. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HALSEY STREET, FROM BROADWAY TO KNICKERBOCKER AVENUE.

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

5,120 square yards of asphalt pavement.

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

1,020 cubic yards of concrete.

3,640 linear feet of new curbstone.

2,500 linear feet of old curbstone, to be reset.

1 noiseless cover and head, complete, for sewer manhole.

Time for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Five Thousand Seven Hundred Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square foot, linear foot, square yard, cubic yard or other unit of measure, by which the bids will be tested.

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

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 and the plans and drawings may be seen at the office of the Bureau of Highways, Room 15 Municipal Building, the Borough of Brooklyn.

BIRD S. COLER,  
President.

Dated July 26, 1907.

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

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR PROPOSALS ON THE percentage bid system will be received by the President of the Borough of Brooklyn, at the office named, until 11 o'clock a. m. on

WEDNESDAY, AUGUST 7, 1907.

FOR FURNISHING ALL LABOR AND MATERIAL REQUIRED FOR PREPARING FOR AND BUILDING A CRIB BULKHEAD ON THE EIGHTH WARD MARKET, BETWEEN THIRTY-SIXTH AND THIRTY-EIGHTH STREETS, SECOND AVENUE AND NEW YORK BAY, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

The Engineer's preliminary estimate of total cost for the completed work is to be taken as the one hundred per cent. basis for bidding.

Proposals shall state a single percentage of such one hundred per cent. cost (i. e., such as 95 per cent., 100 per cent. or 105 per cent.) for which all material and work called for in the specifications are to be furnished to the City. Such percentage, as bid shall apply to all unit items specified in the following Engineer's preliminary estimate to an amount necessary to complete the work described in the contract.

Engineer's Preliminary Estimate of Cost.

91,200 cubic yards dredging, per cubic yard.....	\$0 24	\$21,888 00
(Material to be deposited and measured within the area inclosed by the temporary bulkhead.)		
5,000 cubic yards dredging, per cubic yard.....	40	2,000 00
(Scow measurement, material unsuitable for filling to be removed from site in accordance with the law.)		
3,800 cubic yards dredging, per cubic yard.....	1 00	3,800 00
(Old crib and canal boats, measured in place.)		
258 old piles, to be removed, per pile.....	1 50	387 00
1,103,850 cubic feet crib bulkhead, per cubic foot (Round log crib bulkhead, complete. To be measured as specified in paragraph 29.)	08 1/2	93,827 25
39,070 cubic feet crib bulkhead, per cubic foot.....	08 3/4	3,418 63
(Round log crib bulkhead, with square timber face.)		
2,710 cubic yards concrete face wall, per cubic yard (Including forms.)	7 20	19,512 00
140 cubic yards concrete anchor blocks, per cubic yard (Including forms.)	4 80	672 00
11,257 feet (B. M.) white oak lumber, per 1,000 feet (For chocks and blocks in place.)	60 00	675 42
159 white oak fender piles, per pile (In place, not less than 45 feet long.)	18 00	2,862 00
14 white oak piles, for dolphins, per pile (In place, not less than 45 feet long.)	13 00	182 00
20,322 feet (B. M.) yellow pine lumber, per 1,000 feet (In place, for backing logs, including bitt blocks.)	65 00	1,320 93
38,176 feet (B. M.) yellow pine lumber, per 1,000 feet (In place, for toe and key pieces.)	52 00	1,985 15
18 cast-iron single bitts, per bitt (In place, weight 900 pounds each.)	39 00	702 00
1.32 short tons construction rail, per ton.....	25 00	33 00
(In place, reinforcement at angles of face wall, rail to weigh not less than 35 pounds per yard.)		
163 linear feet temporary bulkhead, per foot.....	4 06	661 78
(Complete, as per Drawing No. 2.)		
208 anchor rods, per anchor rod (Complete, with washers and pipe in place, as shown on Drawing No. 1.)	13 70	2,849 60
630 cubic yards steam cinders, per cubic yard.....	25	157 50
(In place, for cinder cushion, as shown on Drawing No. 1.)		
Total cost.....		\$156,934 26

Total cost, One Hundred and Fifty-six Thousand Nine Hundred and Thirty-four Dollars and Twenty-six Cents.

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

The amount of security required is Eighty Thousand Dollars (\$80,000).

A deposit of ten dollars (\$10) will be required for plans, this amount to be refunded when the plans are returned.

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

BIRD S. COLER,  
President.

Dated July 22, 1907.

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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, THE 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

THURSDAY, AUGUST 15, 1907,

Borough of Manhattan.

FOR FURNISHING, INSTALLING, MAINTAINING AND RESERVING FOR THE USE OF THE HIGH PRESSURE FIRE SERVICE, ALL APPARATUS AND EQUIPMENT NECESSARY FOR GENERATING AND TRANSMITTING 3,250 KILOWATTS OF THREE PHASE, 6,600 VOLTS, 25 CYCLE ELECTRIC POWER, AND FURNISHING AND DELIVERING THIS POWER, UNDER THE TERMS OF THIS CONTRACT, TO AUGUST 15, 1908, AT EACH OF THE HIGH PRESSURE FIRE SERVICE PUMPING STATIONS, LOCATED IN THE BOROUGH OF MANHATTAN, AT OLIVER AND SOUTH STREETS AND AT GANSEVOORT AND WEST STREETS, RESPECTIVELY.

The time allowed for the furnishing, installing and so on of the apparatus and equipment necessary under the terms of this contract for each of the high pressure fire service pumping stations, located as above, is one hundred and eighty (180) calendar days.

The amount of security required for furnishing the above is Thirty Thousand Dollars (\$30,000).

The bidder will state the price of each item or article contained in the specifications or schedules and in the contract for the furnishing and so on of the apparatus, equipment and power required, as measured by meter or other unit of measure, by which the bids will be tested.

Blank forms may be obtained at the office of the Department of Water Supply, Gas and Electricity, Room 1319 Park Row Building, Nos. 13 to 21 Park row, New York.

JOHN H. O'BRIEN,  
Commissioner.

New York, July 31, 1907.

a2,15

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

THURSDAY, AUGUST 15, 1907,

Borough of Brooklyn.

FOR FURNISHING, DELIVERING AND PUTTING IN PLACE LANTERNS AND BURNING APPLIANCES FOR CHANGING THE LAMPS IN THE THIRTIETH WARD OF THE BOROUGH OF BROOKLYN FROM THE PRESENT OPEN-FLAME GAS LAMPS TO MANTLE GAS LAMPS.

The time allowed for the delivery of the supplies and the performance of the contract will be ninety (90) calendar days.

The amount of security required for furnishing the above is fifty (50) per centum 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 and in the contract for the furnishing and so on of the lanterns and burning appliances required, per unit item, by which the bids will be tested.

Blank forms may be obtained at the office of the Department of Water Supply, Gas and Electricity, Room 1319, Park Row Building, Nos. 13 to 21 Park row, New York.

JOHN H. O'BRIEN,  
Commissioner.

New York, July 31, 1907.

a2,15

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

THURSDAY, AUGUST 15, 1907,

Borough of Brooklyn.

FOR FURNISHING, INSTALLING, MAINTAINING AND RESERVING FOR THE USE OF THE HIGH PRESSURE FIRE SERVICE, ALL APPARATUS AND EQUIPMENT NECESSARY FOR GENERATING AND TRANSMITTING 1,830 KILOWATTS OF THREE PHASE, 6,600 VOLTS, 25 CYCLE ELECTRIC POWER, AND FURNISHING AND DELIVERING THIS POWER UNDER THE TERMS OF THIS CONTRACT TO AUGUST 15, 1908, AT EACH OF THE HIGH PRESSURE FIRE SERVICE PUMPING STATIONS, LOCATED IN THE BOROUGH OF BROOKLYN, AT FURMAN AND JORALEMON STREETS AND AT WILLOUGHBY AND ST. EDWARDS STREETS, RESPECTIVELY.

The time allowed for the furnishing, installing, and so on, of the apparatus and equipment necessary under the terms of this contract for each of the high pressure fire service pumping stations, located as above, is one hundred and eighty (180) calendar days.

The amount of security required for furnishing the above is Thirty Thousand Dollars (\$30,000).

The bidder will state the price of each item or article contained in the specifications or schedules and in the contract for the furnishing, and so on, of the apparatus, equipment and power required, as measured by meter or other unit of measure, by which the bids will be tested.

Blank forms may be obtained at the office of the Department of Water Supply, Gas and Electricity, Room 1319, Park Row Building, Nos. 13 to 21 Park row, New York.

JOHN H. O'BRIEN,  
Commissioner.

New York, July 31, 1907.

a2,15

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

THURSDAY, AUGUST 15, 1907,

Borough of Manhattan.

FOR FURNISHING ELECTRIC CURRENT FOR LIGHTING AND POWER PURPOSES TO THE EQUIPMENT OWNED BY THE CITY NOW INSTALLED OR TO BE INSTALLED ON THE WILLIAMSBURG BRIDGE, FOR THE TERM OF THIS CONTRACT, FROM AUGUST 15, 1907, TO DECEMBER 31, 1907, BOTH INCLUSIVE, IN THE BOROUGH OF MANHATTAN, IN THE CITY OF NEW YORK.

The time allowed for installing the apparatus and equipment necessary to supply the current called for under the terms of this contract is thirty (30) calendar days.

The amount of security required is twenty-five (25) per centum of the total amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules and in the contract for the furnishing and so on of the current required, as measured by meter or other unit of measure by which the bids will be tested.

Blank forms may be obtained at the office of the Department of Water Supply, Gas and Electricity, Room 1319 Park Row Building, Nos. 13 to 21 Park row, New York.

JOHN H. O'BRIEN,  
Commissioner.

New York, July 31, 1907.

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

WEDNESDAY, AUGUST 14, 1907.

Boroughs of Manhattan and The Bronx.

FOR FURNISHING AND DELIVERING REPAIR AND RENEWAL SUPPLIES FOR PUMPING STATIONS, AS FOLLOWS:

Class A—Extra heavy valves.  
Class B—Extra heavy cocks.  
Class C—Blacksmiths' tools.  
Class D—Machinists' tools.  
Class E—Carpenters' tools.  
Class F—Measuring tools.  
Class G—Hardware, sheet metal, etc.  
Class H—Wrought-iron pipe.  
Class I—Miscellaneous furnishings.  
Class J—Boiler gauge glasses.  
Class K—Oil cups, lubricators, grease cups and parts and gauge cock pencils.  
Class L—Rubber goods.  
Class M—Cleaning preparations, soaps and small miscellaneous supplies.  
Class N—Paints, oils and chemicals.  
Class O—Waste, wicking, etc.  
Class P—Ground fire brick, cement, etc.

The time for delivery of the articles, materials and supplies and the performance of the contract will be three hundred and sixty-five calendar days.

The amount of security shall be 50 per centum of the bid or estimate.

Bidders must state the price of each article in the class for which they bid, per pound, gallon, gross, etc., and also a price for the whole class complete, by which the bids will be tested. All prices are to include containers, and to be "net," without discounts or conditions. Awards will be made to the lowest bidder on each class, and all bids will be held to be informal which fail to name a price for every item in the class and for the whole class complete for which the bid is made.

All supplies must be delivered at the point or points mentioned in the specifications and in such quantities as may be ordered, in writing only, from time to time, by the Engineer. The weight, measure, quantity, amount, etc., of supplies allowed will be that as received at the point or points of delivery. Payment will be made only for the supplies so delivered and at the unit prices bid therefor.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Commissioner, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Commissioner, and any further information can be obtained at the office of the Chief Engineer, Room 922, Park Row Building, Borough of Manhattan.

JOHN H. O'BRIEN,  
Commissioner of Water Supply,  
Gas and Electricity.

The City of New York, July 29, 1907.

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

WEDNESDAY, AUGUST 14, 1907.

Boroughs of Manhattan and The Bronx.

FOR FURNISHING MATERIALS, REPAIRING AND RESTORING ARTIFICIAL STONE SIDEWALKS AND CURBING AND RESETTING NATURAL STONE CURBING.

The time allowed to complete the whole work will be until December 31, 1907.

The amount of security will be Five Hundred Dollars.

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 the contract awarded for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto.

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 speci-



fications, in the form approved by the Corporation Counsel, and any further information may be obtained upon application therefor at the office of the Chief Engineer, Room 922, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN H. O'BRIEN,  
Commissioner of Water Supply,  
Gas and Electricity.

The City of New York, July 29, 1907.

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, 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 Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

WEDNESDAY, AUGUST 14, 1907.

#### Borough of Queens.

No. 1. FOR FURNISHING AND DELIVERING OPERATING SUPPLIES FOR PUMPING STATIONS, AS FOLLOWS:

Class A—Packing and rubber goods.  
Class B—Waste, wicking, wiping cloths, etc.  
Class C—Lubricants and illuminants.

The time for the complete delivery of the supplies and the performance of this contract will be three hundred and sixty-five calendar days.

The amount of security required will be fifty per centum (50%) of the price bid.

No. 2. FOR FURNISHING AND DELIVERING REPAIR AND RENEWAL SUPPLIES FOR PUMPING STATIONS, AS FOLLOWS:

Class A—Valves and cocks.  
Class B—Wrought iron pipe, pipe fittings and brass unions.

Class C—Tools, hardware and files.  
Class D—Miscellaneous furnishings.  
Class E—Boiler gauge glasses, pressure gauges, lubricators, etc.

Class F—Paints, oils and chemicals.  
Class G—Lime, cement, etc.  
Class H—Lumber.

The time for delivery of the articles, materials and supplies and the performance of the contract will be three hundred and sixty-five calendar days.

The amount of security shall be fifty per centum (50%) of the price bid.

Bidders must state the price of each article in the class for which they bid, per pound, gallon, gross, etc., and also a price for the whole class complete, by which the bids will be tested. All prices are to include containers and to be "net," without discounts or conditions. Awards will be made to the lowest bidder on each class, and all bids will be held to be informal which fail to name a price for every item in the class and for the whole class complete for which the bid is made.

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, and any further information may be obtained upon application therefor at the office of the Chief Engineer, Room 922, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN H. O'BRIEN,  
Commissioner of Water Supply,  
Gas and Electricity.

The City of New York, July 29, 1907.

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

#### 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 No. 16, until 2 o'clock p. m. on

WEDNESDAY, AUGUST 14, 1907.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR GENERAL ALTERATIONS, DECORATIONS, ETC., TO PROVIDE ADDITIONAL SPACE IN THE CRIMINAL COURTS BUILDING ON THE BLOCK BOUNDED BY CENTRE, WHITE, FRANKLIN AND LAFAYETTE STREETS, IN THE BOROUGH OF MANHATTAN, CITY OF NEW YORK.

The time allowed for doing and completing the work will be sixty calendar days.

Security required will be Ten Thousand Dollars (\$10,000).

The bidder shall state one aggregate price for the whole work described, as the contract is entire and for a complete job.

Blank forms and specifications may be had at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN F. AHEARN,  
President, Borough of Manhattan.

The City of New York, August 2, 1907.

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

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 No. 16, until 2 o'clock p. m. on

WEDNESDAY, AUGUST 14, 1907.

FOR FURNISHING FURNITURE, CARPETS, LINOLEUM, ETC., FOR ADDITIONAL SPACE IN THE CRIMINAL COURTS BUILDING, ON THE BLOCK BOUNDED BY WHITE, CENTRE, FRANKLIN AND LAFAYETTE STREETS, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

The time allowed for doing and completing the work to be sixty (60) days.

The amount of security required to be Twenty-five Hundred Dollars (\$2,500).

The bidder will state one aggregate price for the whole work, as the contract is entire and for a complete job.

Blank forms and specifications may be had at the offices of the Commissioner of Public Works, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN F. AHEARN,  
President, Borough of Manhattan.

City of New York, August 2, 1907.

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

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 No. 16, until 2 o'clock p. m. on

MONDAY, AUGUST 12, 1907.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR RECONSTRUCTION OF OUTLET SEWERS AND APPURTENANCES, OVERFLOWS AND CONNECTIONS, AT FORTY-SECOND AND FORTY-THIRD STREETS, NORTH RIVER, AND IN FORTY-SECOND AND FORTY-THIRD STREETS, BETWEEN NORTH RIVER AND ELEVENTH AVENUE.

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required, is as follows:

1,350 linear feet of wooden barrel sewer of 4 feet 6 inches interior diameter.

10 linear feet of twin brick sewers of 4 feet 6 inches interior diameter, Class I.

45 linear feet of brick sewer of 4 feet 6 inches by 9 feet interior diameter, Class II.

196 linear feet of brick sewer of 4 feet 6 inches by 9 feet interior diameter, Class III.

60 linear feet of overflow chamber brick sewer of varying interior diameters, Class IV.

170 linear feet of brick sewer of 6 feet 6 inches by 9 feet interior diameter, Class V.

70 linear feet of twin brick overflow sewers of 8 feet by 2 feet interior diameter, Class VI.

50 linear feet of twin brick overflow sewer of 8 feet by 2 feet interior diameter, Class VII.

206 linear feet of brick sewer of 4 feet 6 inches by 8 inches interior diameter, Class VIII.

123 linear feet of brick sewer of 4 feet 6 inches by 8 inches interior diameter, Class IX.

90 linear feet of salt glazed vitrified stone-ware pipe culvert of 12 inches interior diameter.

4 receiving basins of the circular pattern, with new style grate bars and granite heads.

15 cubic yards of old masonry, classed as rock, to be excavated and removed.

50,000 feet (B. M.) of timber and planking for bracing and sheet piling.

8,000 feet (B. M.) of timber and planking for foundation, etc.

50,000 feet (B. M.) of timber and planking for approaches.

The time allowed to complete the whole work is two hundred (200) working days.

The amount of the security required is Twenty Thousand Dollars (\$20,000).

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

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 may be had and the plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Sewers, Borough of Manhattan.

HENRY S. THOMPSON,  
Acting Borough President and Commissioner of Public Works.

The City of New York, July 31, 1907.

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

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

TUESDAY, AUGUST 6, 1907.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN ONE HUNDRED AND FORTY-SIXTH STREET, BETWEEN EIGHTH AND BRADHURST AVENUES.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required is as follows:

154 linear feet of salt-glazed vitrified stone-ware pipe sewer of 15-inch interior diameter.

9,250 feet (B. M.) of timber and planking for bracing and sheet piling.

462 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is forty (40) working days.

The amount of the security required is Six Hundred Dollars (\$600).

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN ONE HUNDRED AND FIFTY-EIGHTH STREET, BETWEEN EDGEcombe ROAD AND AVENUE ST. NICHOLAS.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required is as follows:

158 linear feet of salt-glazed vitrified stone-ware pipe sewer of 15-inch interior diameter.

30 linear feet of salt-glazed vitrified stone-ware pipe culvert of 12-inch interior diameter.

1 receiving basin of the circular pattern, with new style grate bars and blue-stone head.

110 cubic yards of rock, to be excavated and removed.

474 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is seventy-five (75) working days.

The amount of the security required is Six Hundred Dollars (\$600).

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN WEST ONE HUNDRED AND NINETY-FIRST STREET, BETWEEN WADSWORTH AND ST. NICHOLAS AVENUES.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

158 linear feet of salt-glazed vitrified stone-ware pipe sewer of 15-inch interior diameter.

30 linear feet of salt-glazed vitrified stone-ware pipe culvert of 12-inch interior diameter.

1 receiving basin of the circular pattern, with new style grate bars and blue-stone head.

110 cubic yards of rock, to be excavated and removed.

474 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is seventy-five (75) working days.

The amount of the security required is Six Hundred Dollars (\$600).

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN WEST ONE HUNDRED AND NINETY-FIRST STREET, BETWEEN WADSWORTH AND ST. NICHOLAS AVENUES.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required, is as follows:

235 linear feet of salt glazed vitrified stone-ware pipe sewer of 15-inch interior diameter.

18 linear feet of salt glazed vitrified stone-ware pipe culvert of 12-inch interior diameter.

1 receiving basin of the circular pattern, with new style grate bars and blue-stone head.

550-cubic yards of rock to be excavated and removed.

1,000 feet (B. M.) of timber and planking for bracing and sheet piling.

700 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is one hundred (100) working days.

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

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN TWO HUNDRED AND SIXTH STREET, BETWEEN HARLEM RIVER AND NINTH AVENUE.

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required, is as follows:

100 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter, Class I.

207 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter, Class II.

The time allowed to complete the whole work is sixty (60) working days.

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

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN SHERMAN AVENUE, BETWEEN TENTH AVENUE AND EMERSON STREET, AND BETWEEN DYCKMAN STREET AND BROADWAY, IN ISHAM STREET, BETWEEN BROADWAY AND TENTH AVENUE, AND IN EMERSON STREET, BETWEEN POST AVENUE AND SUMMIT WEST OF SHERMAN AVENUE.

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required, is as follows:

938 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter, Class I.

402 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter, Class II.

1,760 linear feet of salt-glazed vitrified stone-ware pipe sewer of 15 inches interior diameter.

135 linear feet of salt-glazed vitrified stone-ware pipe culvert of 12 inches interior diameter.

6 receiving basins of the circular pattern, with new style grate bars and blue-stone heads.

570 cubic yards of rock, to be excavated and removed.

1,000 feet (B. M.) of timber and planking for bracing and sheet piling.

5,280 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is two hundred and fifty (250) working days.

The amount of the security required is Ten Thousand Dollars (\$10,000).

No. 6. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR BUILDING SEWER AND APPURTENANCES IN FAIRVIEW AVENUE, BETWEEN BROADWAY AND ST. NICHOLAS AVENUE.

The Engineer's estimate of the quantity and quality of the material and the nature and extent, as near as possible, of the work required is as follows:

36 linear feet of brick sewer of 3 feet 6 inches by 2 feet 4 inches interior diameter.

1,107 linear feet of salt-glazed vitrified stone-ware pipe sewer of 15 inches interior diameter.

70 linear feet of salt-glazed vitrified stone-ware pipe culvert of 12 inches interior diameter.

4 receiving basins of the circular pattern, with new style grate bars and blue-stone heads.

1,040 cubic yards of rock, to be excavated and removed.

1,000 feet (B. M.) of timber and planking for bracing and sheet piling.

3,321 feet (B. M.) of timber and planking for foundation.

The time allowed to complete the whole work is two hundred (200) working days.

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

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 may be had and the plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Sewers, Borough of Manhattan.

The City of New York, July 25, 1907.

HENRY S. THOMPSON,  
Acting President, Borough of Manhattan, and Commissioner of Public Works.

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

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 No. 16, until 2 o'clock p. m. on

TUESDAY, AUGUST 6, 1907.

FOR FURNISHING AND DELIVERING 3,000 FEET BEST 2 1/2-INCH RUBBER HOSE IN 50-FOOT LENGTHS, WITH ALL NECESSARY COUPLINGS; 15 PAIRS NO. 6, 40 PAIRS NO. 7, 90 PAIRS NO. 8, 80 PAIRS NO. 9, 50 PAIRS NO. 10, 15 PAIRS NO. 11 AND 10 PAIRS NO. 12 BEST QUALITY RUBBER HIP BOOTS, DOUBLE KNEE CAPS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is fifty (50) calendar days.

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

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per linear foot, per pair 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.

The City of New York, July 25, 1907.

HENRY S. THOMPSON,  
Acting President, Borough of Manhattan, and Commissioner of Public Works.

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

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 No. 16, until 2 o'clock p. m. on

TUESDAY, AUGUST 6, 1907.

FOR FURNISHING AND DELIVERING 3,000 FEET BEST 2 1/2-INCH RUBBER HOSE IN 50-FOOT LENGTHS, WITH ALL NECESSARY COUPLINGS; 15 PAIRS NO. 6, 40 PAIRS NO. 7, 90 PAIRS NO. 8, 80 PAIRS NO. 9, 50 PAIRS NO. 10, 15 PAIRS NO. 11 AND 10 PAIRS NO. 12 BEST QUALITY RUBBER HIP BOOTS, DOUBLE KNEE CAPS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is fifty (50) calendar days.

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

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per linear foot, per pair 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.

The City of New York, July 25, 1907.

HENRY S. THOMPSON,  
Acting President, Borough of Manhattan, and Commissioner of Public Works.

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

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 Bureau of Sewers, No. 13 Park row.

Samples may be seen at the Corporation Yard, corner of Rivington and Tompkins streets, Borough of Manhattan.

HENRY S. THOMPSON,  
Acting Borough President and Commissioner of Public Works.

The City of New York, July 25, 1907.

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

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

TUESDAY, AUGUST 6, 1907.

No. 1. FOR REPAIRING ASPHALT BLOCK PAVEMENT IN THE BOROUGH OF MANHATTAN.

Engineer's estimate of amount of work to be done:

500 cubic yards of Portland cement concrete, mixed and laid, including mortar bed.

5,000 square yards of old asphalt blocks, to be relaid.

20,000 square yards of asphalt block pavement.

The period during which the repairs are to be made and the termination of this contract, shall be one year from the date of the contract.

The amount of security required will be Fifteen Thousand Dollars.

No. 2. FOR REGULATING AND REPAIRING WITH ASPHALT BLOCK PAVEMENT ON CONCRETE FOUNDATION THE ROADWAY OF ST. NICHOLAS AVENUE, AT THE INTERSECTION OF NAGLE AVENUE.

Engineer's estimate of amount of work to be done:

380 square yards of asphalt block pavement.

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

70 cubic yards of concrete, including mortar bed.

The time allowed for doing and completing the above work is 10 working days.

The amount of security required will be Three Hundred Dollars.

No. 3. FOR REGULATING, GRADING, CURBING, FLAGGING AND GUTTERING VERMILYEA AVENUE, FROM DYCKMAN STREET TO TWO HUNDRED AND ELEVENTH STREET.

Engineer's estimate of amount of work to be done:

180 cubic yards of earth excavation.



awarded at a lump or aggregate sum for each contract.

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 may be had and the plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Highways, Borough of Manhattan.

HENRY S. THOMPSON,  
Acting Borough President and Commissioner of Public Works.  
The City of New York, July 25, 1907.

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

## FIRE DEPARTMENT.

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

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10.30 o'clock a. m. on

TUESDAY, AUGUST 13, 1907.

### Boroughs of Brooklyn and Queens.

FOR FURNISHING AND DELIVERING NEW RUBBER TIRES AND STEEL WIRE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is forty (40) 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 of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each class and awards made to the lowest bidder on each class; 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 Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

FRANCIS J. LANTRY,  
Fire Commissioner.  
Dated July 31, 1907.

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

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

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10.30 o'clock a. m. on

TUESDAY, AUGUST 13, 1907.

### Boroughs of Manhattan and The Bronx.

No. 1. FOR FURNISHING AND DELIVERING SIX THOUSAND (6,000) SACKS OF BEST QUALITY NORTH CAROLINA PINE OR GEORGIA YELLOW PINE KINDLING WOOD.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before February 1, 1908.

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, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total.

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

FRANCIS J. LANTRY,  
Fire Commissioner.  
Dated July 31, 1907.

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

FIRE DEPARTMENT, CITY OF NEW YORK, BOROUGH OF BROOKLYN AND QUEENS.

WILLIAM H. SMITH, AUCTIONEER, on behalf of the Fire Department of the City of New York, Boroughs of Brooklyn and Queens, will offer for sale at public auction to the highest bidder, for cash, at the Hospital and Training Stables, St. Edwards and Bolivar streets, Borough of Brooklyn, on

TUESDAY, AUGUST 6, 1907,

at 1 o'clock p. m., the following ten horses, no longer fit for service in the Department, and known as Nos. 336, 439, 506, 624, 829, 875, 941, 966, 992 and 1,555.

FRANCIS J. LANTRY,  
Fire Commissioner.  
July 25, 1907.

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

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10.30 o'clock a. m. on

WEDNESDAY, AUGUST 7, 1907,

### Borough of Queens.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR INSTALLING TWO MOTOR GENERATOR SETS AND SWITCHBOARDS FOR THE FIRE ALARM TELEGRAPH IN THE FIRE ALARM TELEGRAPH CENTRAL OFFICE, TOWN HALL, JAMAICA, BOROUGH OF QUEENS.

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

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

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

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

FRANCIS J. LANTRY,  
Fire Commissioner.  
July 26, 1907.

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

## DEPARTMENT OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

### TO CONTRACTORS.

#### PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

THURSDAY, AUGUST 22, 1907,

FOR ALL MATERIALS AND LABOR REQUIRED FOR THE COMPLETE CONDUITING, ELECTRIC WIRING, AND ALL OTHER WORK IN CONNECTION WITH THE INSTALLATION OF A COMPLETE ELECTRIC LIGHTING AND POWER SYSTEM FOR ALL THE BUILDINGS AND GROUNDS UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC CHARITIES, AND COMPRISING THE NEW YORK CITY HOME FOR THE AGED AND INFIRM, BLACKWELL'S ISLAND, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is one hundred and fifty (150) consecutive calendar days.

The surety required will be Twenty Thousand Dollars (\$20,000).

The bidder shall state, in writing and in figures (without interlineation, alterations or erasure), one (1) aggregate price for the whole work as shown, noted, indicated or specified, as the contract is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state one aggregate price for the whole work as shown, noted, indicated and specified, and as modified by the Alternate installing underground conduit lines with service boxes, manholes, transformer vaults and the like complete as specified for all lines outside of buildings, as the contract as modified by the Alternate is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state a unit price for each and every one of the items specified under "Unit Prices," in the specification (paragraphs 263 to 475), which unit prices shall govern in estimating extra work or reductions from the contract price due to any required changes from the drawings.

Bidders are requested to make their bids or estimates upon the blank form prepared by said Department, a copy of which, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of Raymond F. Almirall, architect, No. 51 Chambers street, The City of New York, where the drawings, which are made a part of the specifications, can be seen.

ROBERT W. HEBBERD,  
Commissioner.  
The City of New York, August 1, 1907.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

### TO CONTRACTORS.

#### PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

MONDAY, AUGUST 12, 1907,

FOR FURNISHING AND DELIVERING DRY GOODS, RUBBER GOODS, HOSPITAL FURNITURE, FIRE HOSE, HORSES, AND FOR OTHER MISCELLANEOUS SUPPLIES.

The time for the performance of the contract is during the year 1907.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price per dozen, per yard or other unit of value 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 on each line or item, as stated in the specifications.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD,  
Commissioner.  
The City of New York, July 31, 1907.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

### TO CONTRACTORS.

#### PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

MONDAY, AUGUST 12, 1907,

FOR FURNISHING AND DELIVERING ONE HUNDRED AND TWENTY-FIVE (125) TONS OF ICE.

The time for the performance of the contract is during the year 1907.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

Deliveries to be made at the New York City Farm Colony, Borough of Richmond.

The bidder will state the price per ton 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 on each line or item, as stated in the specifications.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

tan, or at the New York City Farm Colony, Borough of Richmond.

ROBERT W. HEBBERD,  
Commissioner.

The City of New York, July 31, 1907.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

### TO CONTRACTORS.

#### PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

THURSDAY, AUGUST 15, 1907,

FOR ALL MATERIALS AND LABOR REQUIRED FOR THE COMPLETE CONDUITING, ELECTRIC WIRING, AND ALL OTHER WORK IN CONNECTION WITH THE INSTALLATION OF A COMPLETE ELECTRIC LIGHTING AND POWER SYSTEM FOR ALL THE BUILDINGS AND GROUNDS UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC CHARITIES, AND COMPRISING THE CITY HOSPITAL DISTRICT, BLACKWELL'S ISLAND, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is one hundred and fifty (150) consecutive calendar days.

The surety required will be Twenty Thousand Dollars (\$20,000).

The bidder shall state, in writing and in figures (without interlineation, alterations or erasure), one (1) aggregate price for the whole work as shown, noted, indicated or specified, as the contract is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state one aggregate price for the whole work as shown, noted, indicated and specified and as modified by the Alternate installing underground conduit lines with service boxes, manholes, transformer vaults and the like complete as specified for all lines outside of buildings, as the contract as modified by the Alternate is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state a unit price for each and every one of the items specified under "Unit Prices," in the specification (paragraphs 263 and 474), which unit prices shall govern in estimating extra work or reductions from the contract price due to any required changes from the drawings.

Bidders are requested to make their bids or estimates upon the blank form prepared by said Department, a copy of which, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of Raymond F. Almirall, architect, No. 51 Chambers street, The City of New York, where the drawings, which are made a part of the specifications, can be seen.

ROBERT W. HEBBERD,  
Commissioner.  
The City of New York, July 23, 1907.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

### TO CONTRACTORS.

#### PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

MONDAY, AUGUST 5, 1907,

FOR ALL MATERIALS AND LABOR REQUIRED FOR THE COMPLETE CONDUITING, ELECTRIC WIRING, AND ALL OTHER WORK IN CONNECTION WITH THE INSTALLATION OF A COMPLETE ELECTRIC LIGHTING AND POWER SYSTEM FOR ALL THE BUILDINGS AND GROUNDS UNDER THE JURISDICTION OF THE DEPARTMENT OF PUBLIC CHARITIES, AND COMPRISING THE METROPOLITAN HOSPITAL DISTRICT, BLACKWELL'S ISLAND, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is one hundred and fifty (150) consecutive calendar days.

The surety required will be Twenty Thousand Dollars (\$20,000).

The bidder shall state, in writing and in figures (without interlineation, alterations or erasure), one (1) aggregate price for the whole work as shown, noted, indicated or specified, as the contract is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state one aggregate price for the whole work as shown, noted, indicated and specified, and as modified by the Alternate installing underground conduit lines with service boxes, manholes, transformer vaults and the like complete as specified for all lines outside of buildings, as the contract as modified by the Alternate is entire and for a complete job, and embraces the entire completion of the work in every respect and detail.

The bidder shall further similarly state a unit price for each and every one of the items specified under "Unit Prices," in the specification (paragraphs 263 to 444), which unit prices shall govern in estimating extra work or reductions from the contract price due to any required changes from the drawings.

Bidders are requested to make their bids or estimates upon the blank form prepared by said Department, a copy of which, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of Raymond F. Almirall, architect, No. 51 Chambers street, The City of New York, where the drawings, which are made a part of the specifications, can be seen.

ROBERT W. HEBBERD,  
Commissioner.  
The City of New York, July 19, 1907.

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

## DEPARTMENT OF DOCKS AND FERRIES.

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

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

WEDNESDAY, AUGUST 14, 1907,

### Borough of Manhattan.

CONTRACT NO. 1094.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRING THE ASPHALT PAVEMENTS ON THE NORTH AND EAST RIVERS, TOGETHER WITH ALL WORK INCIDENTAL THERETO. The time for the completion of the work and the full performance of the contract is on or before May 31, 1908.

The amount of security required is as follows: On Class 1—For repairing the asphalt pavement between the north side of West Fifty-sixth street and a point about 150 feet north of the north side of Pier (new) 29, near the foot of Vestry street, North river, the sum of Thirty Thousand Dollars.

On Class 2—For repairing the asphalt pavement between Battery place and a point about 140 feet north of the north side of Pier (new) 29, near the foot of Vestry street, North river, and asphalt pavement on the East river, the sum of Thirty Thousand Dollars.

The bidder will state a price for each class of the specifications, by which the bids will be tested. Work must be done at the time and in the manner and in such quantities as may be directed.

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

J. A. BENDEL,  
Commissioner of Docks.

Dated July 30, 1907.

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

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

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

WEDNESDAY, AUGUST 14, 1907.

CONTRACT NO. 1076.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PRINTING AND BINDING ANNUAL REPORT OF 1906, AND BINDING MINUTES OF THE DEPARTMENT OF DOCKS AND FERRIES FOR THE YEAR 1905, WITH THE INDEX AND ANNUAL REPORT FOR SAME YEAR, AND FOR PRINTING THE INDEX FOR 1905.

The time for the completion of the work and the full performance of the contract is on or before the expiration of four months.

The amount of security required is One Thousand Dollars.

The bidder will state the price of all the work called for in the specifications, by which the bids will be tested.

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

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

J. A. BENDEL,  
Commissioner of Docks.

Dated July 29, 1907.

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

DEPARTMENT OF DOCKS AND FERRIES, FOOT OF BATTERY PLACE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the City of New York, until 12 o'clock noon on

TUESDAY, AUGUST 13, 1907.

FOR INSURING THE FERRYBOATS "BAY RIDGE" AND "GOWANUS" TO BE EMPLOYED ON THE MUNICIPAL FERRIES BETWEEN THE BOROUGH OF MANHATTAN AND THE BOROUGH OF BROOKLYN AND THE BOROUGH OF RICHMOND, FOR A PERIOD OF TWELVE (12) CALENDAR MONTHS FROM AUGUST 15, 1907, AND FOR INSURING THE FERRYBOAT "NASSAU" TO BE EMPLOYED ON THE SAME SERVICE AS THE ABOVE, SAID POLICY TO TERMINATE AUGUST 15, 1908, BUT AS THE FERRYBOAT "NASSAU" IS NOW UNDER CONSTRUCTION, THE INSURANCE ON THIS BOAT IS NOT TO INCEP UNTIL HER DELIVERY, ON OR ABOUT SEPTEMBER 15, 1907, AND TO BE AT A PRO RATA RATE OF THE ANNUAL CHARGE ON THE FERRYBOATS "BAY RIDGE" AND "GOWANUS."

The said vessels, title, apparel, stores, supplies, furniture, engines, boilers, machinery and appurtenances shall be insured at the following valuation:

For the ferryboats "Bay Ridge," "Gowanus" and "Nassau," \$200,000 for each boat, or a total of \$600,000 for the three boats; and in no case shall the Department be deemed as a co-insurer.

The boats to be confined to the use and navigation within the bay and harbor of New York and the Hudson and East rivers, with the privilege to land and make additions, alterations and repairs while running or while laid up, or to go into dry dock. Any deviation beyond the limits named shall not void the policy, but no liability shall exist during such deviation; and upon the return of said vessels within the limits named above, no disaster having occurred, the policy shall be and remain in full force and effect unless a disaster occurs while deviating.

The policy shall provide for the full indemnification of all salvage expenses and loss, damage, detriment or hurt to said vessels for which the insurers are liable against the perils of the harbor, bay or rivers as above named, lightning and fires that shall occur to the hurt, detriment and damage of said vessels or either of them, or any part thereof, and for all damage which may be done by the vessels insured to any other vessel or property.

As the vessels to be insured are common carriers, the policy shall not contain any limitation as to the nature or kind of cargo or other material which shall be carried on the boats.

No claim shall be made by the Department for any damage to the vessels insured unless it exceeds \$500.



Losses shall be payable in thirty days after proof of loss or damage, and of the amount thereof, and proof of the interest of the insured shall have been made and presented at the office of the insurer or its representative in The City of New York.

No bid will be received for insurance by or in behalf of any company not duly authorized by the Insurance Department to transact business in the State of New York.

Each bid must be accompanied by a copy of the policy upon which the bid is based.

The person or persons making a bid or estimate shall furnish the same in a sealed envelope indorsed as follows:

"Bid for insuring ferryboats employed on the Municipal Ferries."

The estimates received will be publicly opened by the Commissioner of Docks and read, and the award of the contract made according to the law as soon thereafter as practicable.

No bid or estimate will be considered unless as a condition precedent to the reception of 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 money to the amount of One Thousand Dollars.

The certified check or money should not be inclosed in the envelope containing the bid or estimate, but should be either inclosed in a separate envelope, addressed to the Commissioner of Docks, or submitted personally upon the presentation of the bid or estimate.

The bidders shall state a rate per cent. at which they will insure or contract for insurance for the ferryboats, as specified above, in accordance with the terms of this advertisement, and also in accordance with the form of policy submitted, which shall be considered in connection with and form part of the bid.

Bidders will write out the rate per cent. of their estimates in addition to inserting the same in figures.

The Commissioner reserves the right to reject all bids or estimates if he deem it for the interest of the City so to do.

JOHN A. BENSEL,

Commissioner of Docks.

Dated The City of New York, July 29, 1907.

jy30,a13

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

#### NOTICE.

Rule No. 10 of the Rules and Regulations for the government and care of wharf property, with reference to vehicles on wharf property, is amended to read as follows:

"Rule 10. No unharassed truck, cart, wagon or vehicle of any description shall be placed or left at any time on any marginal street, wharf or place, or on any bulkhead, pier or reclaimed land under the charge and control of the Department of Docks and Ferries, under a penalty of \$3, to be recovered from the owner thereof; and any unharassed truck, cart, wagon or vehicle of any description placed or left on any marginal street, wharf or place, or on any bulkhead, pier or reclaimed land under the charge and control of the Department shall be removed by the Dockmaster of the district, or other authorized representative, to a place to be designated by the Commissioner of Docks, and an additional charge of not less than fifty cents per day for storage on same shall be and become a lien thereon, except that the maximum additional charge is hereby fixed at \$10, and such unharassed truck, cart, wagon or vehicle of any description will not be delivered to the owner until said fine and storage charge shall have been paid."

DENIS A. JUDGE,

Deputy and Acting Commissioner.

July 25, 1907.

jy30,a9

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

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

FRIDAY, AUGUST 9, 1907.

CONTRACT NO. 1070.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING MISCELLANEOUS MACHINE TOOLS.

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

The amount of security required is Eleven Thousand Two Hundred Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules per piece, set, or other unit of measure. The extensions must be made and footed up, as the bids will be read from the total, 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 said Department.

J. A. BENSEL,

Commissioner of Docks.

Dated July 24, 1907.

jy29,a12

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

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

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

THURSDAY, AUGUST 8, 1907.

CONTRACT NO. 1068.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ABOUT 2,000 TONS OF ANTHRACITE COAL.

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

The amount of security required is Forty-two Hundred Dollars.

The bidder will state the price per ton for the coal called for in the specifications, by which the bids will be tested.

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

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

J. A. BENSEL,

Commissioner of Docks.

Dated July 24, 1907.

jy27,a8

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

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

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

THURSDAY, AUGUST 8, 1907.

Borough of Manhattan.

CONTRACT NO. 1081.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CURBING AND FLAGGING AND FOR LAYING GRANITE PAVEMENT WITH CROSSWALKS WITHIN THE AREA OF THE MARGINAL STREET ON THE CHELSEA SECTION, BETWEEN WEST FIFTEENTH AND WEST NINETEENTH STREETS, NORTH RIVER, BOROUGH OF MANHATTAN.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 150 calendar days.

The amount of security required is Twenty-one Thousand Dollars.

The bidder will state the price for doing all the work called for in the specifications, by which the bids will be tested.

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

Work will be required at the time and in the manner and in such quantities as may be directed.

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

J. A. BENSEL,

Commissioner of Docks.

Dated July 24, 1907.

jy27,a8

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

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

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

TUESDAY, AUGUST 6, 1907.

Borough of Manhattan.

CONTRACT NO. 1085.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PREPARING FOR AND BUILDING A NEW PIER AT THE FOOT OF JAMES SLIP, AND FOR PREPARING FOR AND BUILDING A NEW BULKHEAD PLATFORM EASTERLY FROM SAID PIER, BETWEEN JAMES SLIP AND OLIVER STREET, EAST RIVER.

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

The amount of security required is Fourteen Thousand Five Hundred Dollars.

The bidder will state the price for doing all the work called for in the specifications, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum.

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

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

J. A. BENSEL,

Commissioner of Docks.

Dated July 22, 1907.

jy24,a6

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

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

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

TUESDAY, AUGUST 6, 1907.

CONTRACT NO. 1078 (CLASS 3).

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PREPARING FOR AND LAYING ASPHALT PAVEMENT AT THE APPROACH TO THE STAPLETON FERRY TERMINAL AT STATEN ISLAND.

The time for the completion of the work and the full performance of the contract is on or before the expiration of thirty calendar days.

The amount of security required is Eight Hundred Dollars.

The bidder will state a price per square yard, by which the bids will be tested. Awards, if made, will be to the lowest bidder on all the work called for.

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

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

Dated July 22, 1907.

J. A. BENSEL,

Commissioner of Docks.

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

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

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

TUESDAY, AUGUST 13, 1907.

Borough of Manhattan.

CONTRACT NO. 1090.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PREPARING FOR AND BUILDING FREIGHT SHEDS ON PIERS 57, 58 AND 59, BETWEEN WEST FOURTEENTH AND WEST NINETEENTH STREETS, NORTH RIVER, WITH LATERAL EXTENSIONS ON THE ADJACENT BULKHEAD PLATFORMS.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 550 calendar days.

The amount of security required is Four Hundred and Two Thousand Dollars.

The bidder will state the price for all the work called for in the specifications, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum.

Work 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 and the plans and drawings may be seen at the office of the said Department.

J. A. BENSEL,

Commissioner of Docks.

Dated July 22, 1907.

jy24,a13

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

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," NORTH RIVER, NEW YORK, March 31, 1904.

THE COMMISSIONER HAS FIXED THE amounts of bonds required on contracts awarded by this Department, as follows:

On all contracts for supplies, 40 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is not over \$200,000, 40 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$200,000, but not over \$1,000,000, 25 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$1,000,000, 20 per cent. of the estimated cost.

JOSEPH W. SAVAGE,

Secretary.

#### 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 9345, No. 1. Regulating, grading, setting or resetting curb and laying cement sidewalks on Foster avenue, from Coney Island avenue to East Fourteenth street, and from East Seventeenth street to Flatbush avenue.

List 9346, No. 2. Regulating, grading, setting or resetting curb on concrete and laying cement sidewalks on Sutter avenue, between Warwick and Elton streets.

List 9365, No. 3. Regulating, grading, setting or resetting curb and laying cement sidewalks on Huntington street, from Henry street to Hamilton avenue.

List 9367, No. 4. Setting or resetting curb and laying cement sidewalks on Tenth avenue, between Seventy-fifth street and Bay Ridge avenue.

List 9370, No. 5. Constructing cement sidewalks on the west side of New Utrecht avenue, between Thirtieth street and Kew-Forest avenue, where not already laid; also on the south side of Forty-ninth street, between Second and Third avenues, where not already laid.

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 Foster avenue, from Coney Island avenue to East Fourteenth street, and from East Seventeenth street to Flatbush avenue, and to the extent of one-half the block at the intersecting and terminating streets.

No. 2. Both sides of Sutter avenue, from Warwick to Elton street, and to the extent of one-half the block at the intersecting and terminating streets.

No. 3. Both sides of Huntington street, from Henry street to Hamilton avenue.

No. 4. Both sides of Tenth avenue, from Seventy-fifth street to Bay Ridge avenue.

No. 5. West side of New Utrecht avenue, commencing about 86 feet south of Thirtieth street and extending southerly to Fort Hamilton avenue; also south side of Forty-ninth street, commencing about 200 feet west of Third avenue and extending westerly 20 feet.

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 September 3, 1907, 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,

City of New York, Borough of Manhattan,

July 31, 1907.

jy31,a10

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 THE BRONX.

List 9262, No. 1. Regulating, grading, setting curbstones, flagging the sidewalks, laying crosswalks, building approaches and placing fences in Fulton avenue, from St. Paul's place to East One Hundred and Seventy-fifth street.

List 9348, No. 2. Sewer and appurtenances in East One Hundred and Eighty-eighth street, between Arthur avenue and Bathgate avenue, and in Lorillard place, between East One Hundred and Eighty-ninth and East One Hundred and Eighty-tenth streets.

List 9350, No. 3. Sewer and appurtenances in East One Hundred and Sixty-fourth street, between Walton avenue and Grand Boulevard and Concourse; and in Grand Boulevard and Concourse (west side), between East One Hundred and Sixty-fourth street and Pond place.

List 9359, No. 4. Regulating, grading, setting curbstones, flagging the sidewalks, laying crosswalks, building approaches, placing fences and laying vitrified pipe in Quarry road, from Third avenue to Arthur avenue.

The limits within which it is proposed to lay the said assessment include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Fulton avenue, from St. Paul's place to East One Hundred and Seventy-fifth street, and to the extent of one-half the block at the intersecting and terminating streets.

No. 2. Both sides of One Hundred and Eighty-eighth street, from Arthur avenue to Bathgate avenue; both sides of Lorillard place, from One Hundred and Eighty-eighth to One Hundred and Eighty-ninth street; east side of Bathgate avenue, extending about 178 feet north of One Hundred and Eighty-eighth street.

No. 3. Both sides of One Hundred and Sixty-fourth street, from Walton avenue to the Concourse; west side of the Concourse, from Pond place to One Hundred and Sixty-fourth street; west side of the Concourse, from One Hundred and Sixty-fourth to One Hundred and Sixty-fifth street, and extending back to Old Butternut street.

No. 4. Both sides of Quarry road, from Third avenue to Arthur avenue, and to the extent of one-half the block at the intersecting and terminating streets.

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 August 27, 1907, 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,

City of New York, Borough of Manhattan,

July 24, 1907.

jy25,a5

#### DEPARTMENT OF FINANCE.

#### NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

#### TWENTY-FOURTH WARD, SECTION 11.

ROCKWOOD STREET—REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES, from Walton avenue to the Concourse. Area of assessment: Both sides of Rockwood street, from Walton avenue to the Boulevard, and to the extent of half the block at the intersecting streets.

—that the same was confirmed by the Board of Assessors July 30, 1907, and entered July 30, 1907, 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 assessments shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before September 28, 1907, 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 the above assessment became a lien to the date of payment.

HERMAN A. METZ,

Comptroller.

City of New York, Department of Finance,

Comptroller's Office, July 30, 1907.

jy31,a13

#### 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 BROOKLYN:

#### TWENTY-NINTH WARD, SECTION 16.

EAST FIFTH STREET—REGULATING, GRADING, CURBING, LAYING CEMENT SIDEWALK, between Greenwood avenue and Fort Hamilton avenue. Area of assessment: Both sides of East Fifth street, from Greenwood avenue to Fort Hamilton avenue, and to the extent of half the block at the intersecting avenues.

—that the same was confirmed by the Board of Assessors July 30, 1907, and entered July 30, 1907, 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, 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. until 12 m., and all payments made thereon on or before September 28, 1907, 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



# PROPOSALS FOR \$15,000,000 OF FOUR PER CENT. STOCK AND BONDS OF THE CITY OF NEW YORK.

PRINCIPAL AND INTEREST PAYABLE IN GOLD.

EXEMPT FROM TAXATION (AS HEREINAFTER STATED).

EXECUTORS, ADMINISTRATORS, GUARDIANS AND OTHERS HOLDING TRUST FUNDS ARE AUTHORIZED BY SECTION 9 OF ARTICLE 1 OF CHAPTER 417 OF THE LAWS OF 1897, AS AMENDED, TO INVEST IN SAID STOCK AND BONDS.

SEALED PROPOSALS WILL BE RECEIVED BY THE COMPTROLLER OF THE CITY OF NEW YORK, at his office, No. 280 Broadway, Borough of Manhattan, in The City of New York, until

MONDAY, AUGUST 12, 1907,

at 2 o'clock p. m., when they will be publicly opened in the presence of the Commissioners of the Sinking Fund, or such of them as shall attend, as provided by law, for the whole or a part of the following described interchangeable Registered or Coupon Stock and Bonds of The City of New York, bearing interest at the rate of four per cent. per annum, from and including August 12, 1907, to wit:

\$9,000,000.00 of Corporate Stock of The City of New York (for Various Municipal Purposes). Principal payable May 1st, 1957. Interest payable semi-annually on May 1st, and November 1st.

This stock was duly authorized by the Greater New York Charter, as amended, and other acts of the Legislature of the State of New York, and by the Municipal authorities of The City of New York, and is free and exempt from all taxation, except for State purposes.

\$2,500,000.00 of Corporate Stock of The City of New York, To Provide for the Supply of Water. Principal payable May 1st, 1957. Interest payable semi-annually on May 1st, and November 1st.

This stock was duly authorized by the Greater New York Charter, as amended, and other acts of the Legislature of the State of New York, and by the Municipal authorities of The City of New York, and is free and exempt from all taxation, except for State purposes.

\$1,500,000.00 of Corporate Stock of The City of New York, for the Construction of the Rapid Transit Railroad. Principal payable May 1st, 1957. Interest payable semi-annually on May 1st and November 1st.

This stock was duly authorized by the Greater New York Charter, as amended, and other acts of the Legislature of the State of New York, and by the Municipal authorities of The City of New York, and is free and exempt from all taxation, except for State purposes.

\$2,000,000.00 of Assessment Bonds of The City of New York. Principal payable May 1st, 1917. Interest payable semi-annually on May 1st and November 1st.

These bonds were duly authorized by the Greater New York Charter, as amended, and by the Municipal authorities of The City of New York, and are free and exempt from all taxation, except for State purposes.

The said stock and bonds are issued in accordance with the provisions of section 10 of article 8 of the Constitution of the State of New York.

The principal of and interest on said stock and bonds are payable in gold coin of the United States of America, of the present standard of weight and fineness, pursuant to resolutions of the Commissioners of the Sinking Fund, adopted June 9th, 1898, and April 18th, 1904.

## CONDITIONS OF SALE.

As provided for by the Greater New York Charter.

1. Proposals containing conditions other than those herein set forth will not be received or considered.

2. No proposal for bonds or stock shall be accepted for less than the par value of the same.

3. Every bidder, as a condition precedent to the reception or consideration of his proposal, shall deposit with the Comptroller in money, or by a certified check drawn to the order of said Comptroller upon a solvent banking corporation, two per cent. of the par value of the bonds or stock bid for in said proposal.

No proposal will be received or considered which is not accompanied by such deposit.

All such deposits shall be returned by the Comptroller to the persons making the same within three days after the decision has been rendered as to who is or are the highest bidder or bidders, except the deposit made by the highest bidder or bidders.

4. If said highest bidder or bidders shall refuse or neglect, within five days after service of written notice of the award to him or them, to pay to the City Chamberlain the amount of the bonds or stock awarded to him or them at its or their par value, together with the premium thereon, less the amount deposited by him or them, the amount or amounts of deposit thus made shall be forfeited and retained by said City as liquidated damages for such neglect or refusal, and shall thereafter be paid into the Sinking Fund of The City of New York for the Redemption of the City Debt.

5. Upon the payment into the City Treasury by the persons whose bids are accepted, of the amounts due for the bonds or stock awarded to them respectively, certificates thereof shall be issued to them in such denominations provided for by the Charter as they may desire.

6. It is required by the Charter of the City that "every bidder may be required to accept a portion of the whole amount of bonds or stock bid for by him at the same rate or proportional price as may be specified in his bid; and any bid which conflicts with this condition shall be rejected, provided, however, that any bidder offering to purchase all or any part of the bonds offered for sale at a price at or higher may also offer to purchase all or none of said bonds at a different price, and if the Comptroller deems it to be in the interests of the City so to do, he may award the bonds to the bidder offering the highest price for all or none of said bonds; provided, however, that if the Comptroller deems it to be in the interests of the City so to do, he may reject all bids." Under this provision, the condition that the bidder will accept only the whole amount of bonds or stock bid for by him, and not any part thereof, cannot be inserted in any bids, except those for "all or none" offered by bidders who have also bid for "all or any part" of the bonds or stock offered for sale.

7. Bonds or stock issued in Coupon form can be converted at any time into Registered Bonds or Stock, and bonds or stock issued in Registered form can be converted at any time into Coupon Bonds or Stock in denominations of \$1,000.

8. The proposals, together with the security deposits, should be inclosed in a sealed envelope, indorsed "Proposals for Bonds of The City of New York," and said envelope inclosed in another sealed envelope, addressed to the Comptroller of The City of New York. (No special form of proposal is required, therefore no blanks are furnished.)

JOHN H. MCCOOLEY,  
Deputy and Acting Comptroller.

The City of New York, Department of Finance, Comptroller's Office, July 30, 1907.

jj31,a12

## 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 RICHMOND:

### FIRST WARD.

REGULATING, GRADING, PAVING CLINTON B. FISK AVENUE, from Watchogue road to Main avenue, and in MAINE AVENUE, from Willard avenue to Jewett avenue. Area of assessment: Both sides of Clinton B. Fisk avenue, from Watchogue road to Maine avenue; both sides of Maine avenue, from a point about 155 feet west of Willard avenue to Jewett avenue, and to the extent of half the block at the intersecting and terminating streets.

### SECOND AND FOURTH WARDS.

RICHMOND ROAD and ELM AVENUE—TEMPORARY STORM WATER SEWER, from the intersection of Rose avenue and Richmond avenue to and through Elm avenue to the Moravian brook. Area of assessment: North side of Richmond road, from Elm avenue to a point about 160 feet west of Summit avenue; west side of Summit avenue, extending about 230 feet north of Richmond road; east side of Summit avenue, from Richmond road to the northerly end of said Summit avenue; west side of Summit avenue, commencing about at the northerly end of said Summit avenue, and extending 200 feet southerly; both sides of Bacon avenue and Grand avenue, from Richmond road, extending northerly and northeasterly to the end of said avenues; both sides of St. Stephens place, from Grand avenue to the easterly end of St. Stephens place; both sides of Pleasant place, from Sydney place to its easterly end; both sides of Walden place, from Grand to Pleasant avenue; both sides of Sydney place and Walnut place, from Grand avenue to St. Stephens place; both sides of Union place, from St. Stephens place to Richmond road; including also parcels lying north of and east of the northerly end of Beacon, Summit and Grand avenues, known on the tax maps by the lot numbers 340, 350, 360, 130 and 150.

### THIRD WARD.

GRACE CHURCH PLACE—REGULATING, GRADING, PAVING, FLAGGING, CURBING

AND GUTTERING, from Simonson place westerly to the former terminus of Grace Church place; also CONSTRUCTING SANITARY SEWER IN GRACE CHURCH PLACE, from Heberton avenue to Simonson place. Area of assessment: Both sides of Grace Church place, from Heberton avenue to Simonson place and to the extent of half the block at the intersecting streets.

—that the same were confirmed by the Board of Assessors July 23, 1907, and entered on July 23, 1907, 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 that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof on 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 Borough Hall, St. George, Borough of Richmond, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before September 21, 1907, 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, July 23, 1907.

jj25,87

## 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 THE BRONX:

### TWENTY-THIRD AND TWENTY-FOURTH WARDS, SECTION 11.

CHARLOTTE STREET—REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES, from Jennings street to Crotona Park East. Area of assessment: Both sides of Charlotte street, from Jennings street to Crotona Park East, and to the extent of half the block at the intersecting streets.

### TWENTY-FOURTH WARD, SECTION 11.

EAST ONE HUNDRED AND SEVENTY-NINTH STREET—REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES, from Jerome avenue to Anthony avenue. Area of assessment: Both sides of One Hundred and Seventy-ninth street, from Jerome avenue to Anthony avenue, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Assessors July 23, 1907, and entered July 23, 1907, 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 assessments 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 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 September 21, 1907, 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 the above assessments became liens to the date of payment.

HERMAN A. METZ,  
Comptroller.

City of New York, Department of Finance, Comptroller's Office, July 23, 1907.

jj24,a6

## NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

IN PURSUANCE OF SECTION 1005 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice of the confirmation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of the assessments for OPENING AND ACQUIRING TITLE to the following-named avenue in the BOROUGH OF THE BRONX:

### TWENTY-THIRD AND TWENTY-FOURTH WARDS, SECTIONS 10, 11 AND 12.

CROTONA AVENUE—OPENING, from Boston road to the Southern Boulevard. Confirmed March 28, 1907; entered July 22, 1907. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in The City of New York, which, taken together, are bounded and described as follows, viz.: Beginning at a point formed by the intersection of a line drawn parallel to the southwesterly side of East One Hundred and Sixty-eighth street and distant 100 feet southwesterly therefrom with a line drawn parallel to the northwesterly side of Franklin avenue and distant 100 feet northwesterly therefrom; running thence northwesterly along last-mentioned parallel line and its prolongation northwesterly to its intersection with the northeasterly side of Crotona Park South; thence southeasterly along said side of Crotona Park South to its intersection with a line drawn parallel to the northwesterly side of Crotona avenue and distant 400 feet northwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of Crotona Park North and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line and its prolongation northwesterly to its intersection with the southwesterly prolongation of a line drawn parallel to the northwesterly side of Arthur avenue and distant 100 feet northwesterly therefrom; thence northwesterly along said southwesterly prolongation and parallel line to the southwesterly side of East One Hundred and Seventy-seventh street; thence northwesterly to the intersection of the southeasterly side of Arthur avenue with a line drawn parallel to the northwesterly side of East One Hundred and Seventy-seventh street and distant 100 feet northwesterly therefrom; thence southeasterly along said parallel line to the southeasterly side of Hughes avenue; thence northwesterly along said southeasterly side of Hughes avenue to its intersection with a line drawn parallel to the northwesterly side of Belmont avenue and distant 100 feet northwesterly therefrom; thence northwesterly along said parallel line and its prolongation northwesterly to its intersection with a line drawn parallel to the northwesterly side of East One Hundred and Eighty-second street and distant 100 feet northwesterly therefrom; thence southeasterly along said parallel line and easterly along a line drawn parallel to the northerly side of East One Hundred and Eighty-second street and the northerly side of Grote street and distant 100 feet northerly therefrom to its intersection with a line drawn parallel to the northwesterly side of Beaumont avenue and distant 100 feet northwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of East One Hundred and Eighty-ninth street and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the northwesterly side of Cambreling avenue and distant 100 feet northwesterly therefrom; thence northwesterly along said parallel line

and its prolongation northwesterly to its intersection with the westerly side of the Southern Boulevard; thence southeasterly to the intersection of the easterly side of the Southern Boulevard with the southwesterly boundary line of the Botanical Gardens; thence southeasterly along said southwesterly boundary line to its intersection with a line drawn parallel to the easterly side of the Southern Boulevard and distant 100 feet easterly therefrom; thence southerly along said parallel line to its intersection with the southeasterly prolongation of a line drawn parallel to the southwesterly side of East One Hundred and Eighty-ninth street and distant 100 feet southwesterly therefrom; thence northwesterly along said southeasterly prolongation and parallel line to its intersection with a line drawn parallel to the southeasterly side of Prospect avenue, and distant 100 feet southeasterly therefrom; thence southwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of East One Hundred and Eighty-eighth street and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the southeasterly side of Boston road and distant 100 feet southwesterly therefrom; thence southwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of East One Hundred and Sixty-ninth street and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the southeasterly side of Prospect avenue, and distant 100 feet northwesterly therefrom; thence southeasterly along said parallel line to its intersection with a line drawn parallel to the southeasterly side of Prospect avenue and distant 100 feet southeasterly therefrom; thence southwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of East One Hundred and Sixty-ninth street and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line to its intersection with a line drawn parallel to the southeasterly side of Boston road and distant 100 feet southwesterly therefrom; thence southwesterly along said parallel line to its intersection with a line drawn parallel to the southwesterly side of East One Hundred and Sixty-eighth street and distant 100 feet southwesterly therefrom; thence northwesterly along said parallel line to the point or place of beginning.

The above entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment interest will be collected thereon, as provided in section 1006 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 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 September 20, 1907, 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, July 22, 1907.

jj24,a6

## CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE BOARD OF Education, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for school purposes in the

### Borough of Manhattan.

Being all those buildings, parts of buildings, etc., on the easterly side of Clinton street, between Water and Cherry streets, 116 feet 1 1/2 inches front on Clinton street, and extending easterly 181 feet 4 inches, respectively, along the northerly side of Water street and the southerly side of Cherry street, and which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

### MONDAY, AUGUST 5, 1907,

at 12 o'clock m., on the premises, on the following

### TERMS AND CONDITIONS.

It being understood that the purchasers, at the time of the auction sale, when the said bid is accepted by the City, shall execute a contract with The City of New York for the proper compliance with these terms and conditions, which contract shall provide for liquidated damages at so much per day for each and every day the removal of the buildings, etc., remains incomplete, after the expiration of sixty days from the day of sale. A copy of said contract is on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must either give a cash bond or an approved bond of a surety company in the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale and of the contract. Said bond must be filed within forty-eight hours after the sale.

All the buildings, structures and parts thereof, their fixtures and foundations of every class and



description within the described area are to be torn down to a level two feet below the existing curb, and structures which may exist within any of the buildings, such as engine beds, boiler setting, etc., and all stoops and area walls shall be torn down to the same level. All partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studdings, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken laths and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away. The purchaser at the sale shall also shut off and cap all water pipes at the main pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Failure to remove said buildings and appurtenances, or any portion thereof, within sixty days from the day of sale, will work forfeiture of ownership of such buildings or appurtenances or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the said City of New York will, without notice to the purchaser, cause the same to be removed and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damages and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings by the said successful bidder.

Party walls and fences when existing against adjacent property not sold shall not be taken down, but all furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the beamholes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings or parts of buildings and machinery included in the foregoing parcel, and to reject any or all bids.

J. H. MCCOOEY,  
Deputy and Acting Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, July 19, 1907. jy20.a5

#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**AT THE REQUEST OF THE POLICE**  
Commissioner, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., within the lines of property owned by The City of New York, acquired by it for police purposes, in the

##### Borough of Manhattan.

Being all those buildings, parts of buildings, etc., lying within the lines of the proposed station-house site of the Second Precinct, and known as Nos. 156 and 158 Greenwich street and Nos. 163 and 165 Washington street, Borough of Manhattan, and which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by the direction of the Comptroller on

**MONDAY, AUGUST 5, 1907,**

at 10.30 o'clock a. m., on the premises, on the following

##### TERMS AND CONDITIONS.

It being understood that the purchasers at the time of the auction sale when the said bid is accepted by the City, shall execute a contract with The City of New York for the proper compliance with these terms and conditions, which contract shall provide for liquidated damages at so much per day for each and every day the removal of the buildings, etc., remains incomplete, after the expiration of sixty days from the day of sale. A copy of said contract is on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must either give a cash bond or an approved bond of a surety company in the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale and of the contract. Said bond must be filed within forty-eight hours after the sale.

All the buildings, structures and parts thereof, their fixtures and foundations of every class and description within the described area are to be torn down to a level two feet below the existing curb, and structures which may exist within any of the buildings, such as engine beds, boiler setting, etc., and all stoops and area walls shall be torn down to the same level. All partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studdings, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken laths and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away. The purchaser at the sale shall also shut off and cap all water pipes at the main pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Failure to remove said buildings and appurtenances, or any portion thereof, within sixty days from the day of sale, will work forfeiture of ownership of such buildings or appurtenances or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding,

and the said City of New York will, without notice to the purchaser, cause the same to be removed and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damages and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings by the said successful bidder.

Party walls and fences when existing against adjacent property not sold shall not be taken down, but all furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the beamholes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings or parts of buildings and machinery included in the foregoing parcel, and to reject any or all bids.

J. H. MCCOOEY,  
Deputy and Acting Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, July 19, 1907. jy20.a5

#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**AT THE REQUEST OF THE PRESIDENT**  
of the Borough of Manhattan, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street opening purposes in the

##### Borough of Manhattan.

(1) Being a stable formerly belonging to the Convent of the Sacred Heart, and which is located on Northern avenue, between a line 76 feet north of West One Hundred and Eighty-first street and Fort Washington avenue.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described building and appurtenances thereto will be held by direction of the Comptroller on

**TUESDAY, AUGUST 6, 1907,**

at 10.30 a. m., on the premises.  
(2) Being the building situated within the lines of One Hundred and Seventy-ninth street, and between Broadway and Fort Washington avenue, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described building and appurtenances thereto will be held by direction of the Comptroller on

**TUESDAY, AUGUST 6, 1907,**

at 12.30 p. m., on the premises.  
The property above mentioned is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan, and the sale thereof will be held on the following

##### TERMS AND CONDITIONS.

It being understood that the purchasers, at the time of the auction sale, when the said bid is accepted by the City, shall execute a contract with The City of New York for the proper compliance with these terms and conditions, which contract shall provide for liquidated damages at so much per day for each and every day the removal of the buildings, etc., remains incomplete, after the expiration of sixty days from the day of sale. A copy of said contract is on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must either give a cash bond or an approved bond of a surety company in the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale and of the contract. Said bond must be filed within forty-eight hours after the sale.

All the buildings, structures and parts thereof, their fixtures and foundations of every class and description within the described area, are to be torn down to a level two feet below the existing curb, and structures which may exist within any of the buildings, such as engine beds, boiler setting, etc., and all stoops and area walls shall be torn down to the same level. All partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studdings, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken laths and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away. The purchaser at the sale shall also shut off and cap all water pipes at the main pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Failure to remove said buildings and appurtenances, or any portion thereof, within sixty days from the day of sale, will work forfeiture of ownership of such buildings or appurtenances or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the said City of New York will, without notice to the purchaser, cause the same to be removed and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for

the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damages and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings by the said successful bidder.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down, but all furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the beamholes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings or parts of buildings and machinery included in the foregoing parcel, and to reject any or all bids.

J. H. MCCOOEY,  
Deputy and Acting Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, July 19, 1907. jy20.a6

#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**AT THE REQUEST OF THE PRESIDENT**  
of the Borough of Queens, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street opening purposes in the

##### Borough of Queens.

Being all those buildings, parts of buildings, fences, etc., within the lines of Emma street, between Flushing avenue and Nudge street, Second Ward of the Borough of Queens, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

**FRIDAY, AUGUST 9, 1907,**

at 11 a. m., on the premises, on the following

##### TERMS AND CONDITIONS.

It being understood that the purchasers, at the time of the auction sale, when the said bid is accepted by the City, shall execute a contract with The City of New York for the proper compliance with these terms and conditions, which contract shall provide for liquidated damages at so much per day for each and every day the removal of the buildings, etc., remains incomplete, after the expiration of sixty days from the day of sale. A copy of said contract is on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must either give a cash bond or an approved bond of a surety company in the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale and of the contract. Said bond must be filed within forty-eight hours after the sale.

All the buildings, structures and parts thereof, their fixtures and foundations of every class and description within the described area are to be torn down to a level two feet below the existing curb, and structures which may exist within any of the buildings, such as engine beds, boiler setting, etc., and all stoops and area walls shall be torn down to the same level. All partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studdings, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken laths and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away. The purchaser at the sale shall also shut off and cap all water pipes at the main pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Failure to remove said buildings and appurtenances, or any portion thereof, within sixty days from the day of sale, will work forfeiture of ownership of such buildings or appurtenances or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the said City of New York will, without notice to the purchaser, cause the same to be removed and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damages and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings by the said successful bidder.

Party walls and fences when existing against adjacent property not sold shall not be taken down, but all furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the beamholes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings or parts of buildings and machinery included in the foregoing parcel, and to reject any or all bids.

J. H. MCCOOEY,  
Deputy and Acting Comptroller.  
City of New York, Department of Finance,  
Comptroller's Office, July 19, 1907. jy20.a9

#### CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**AT THE REQUEST OF THE PRESIDENT**  
of the Borough of The Bronx, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., standing within the lines of property acquired for street opening purposes in the

##### Borough of The Bronx.

(1) Being all those certain buildings, parts of buildings, fences, etc., on Briggs avenue (called Olin avenue and called Gun Hill road), between the Bronx river and White Plains road, and near Baychester avenue, in the Twenty-fourth Ward of the Borough of The Bronx.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

**WEDNESDAY, AUGUST 7, 1907,**

at 10.30 o'clock a. m., on the premises.

(2) Being all those buildings, parts of buildings, fences, etc., lying within the lines of Railroad avenue, between Unionport road and Gleebe avenue, in the Twenty-fourth Ward of the Borough of The Bronx.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

**WEDNESDAY, AUGUST 7, 1907,**

at 12.30 o'clock p. m., on the premises.

(3) Being all those buildings, parts of buildings, fences, etc., lying between the lines of Coster street, between Hunt's Point road and Edgewater road, in the Twenty-third Ward of the Borough of The Bronx.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

**WEDNESDAY, AUGUST 7, 1907,**

at 1.30 p. m., on the premises.

(4) Being all those buildings, parts of buildings, fences, etc., lying within the lines of Garrison avenue, between Longwood avenue and Hunt's Point avenue (road), in the Twenty-third Ward of the Borough of The Bronx.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held July 8, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

**WEDNESDAY, AUGUST 7, 1907,**

at 2.30 p. m., on the premises.

The above property is more particularly described on certain maps on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The sales of the foregoing parcels are to be held on the following

##### TERMS AND CONDITIONS.

It being understood that the purchasers at the time of the auction sale when the said bid is accepted by the City, shall execute a contract with The City of New York for the proper compliance with these terms and conditions, which contract shall provide for liquidated damages at so much per day for each and every day the removal of the buildings, etc., remains incomplete, after the expiration of sixty days from the day of sale. A copy of said contract is on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must either give a cash bond or an approved bond of a surety company in the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale and of the contract. Said bond must be filed within forty-eight hours after the sale.

All the buildings, structures and parts thereof, their fixtures and foundations of every class and description within the described area are to be torn down to a level two feet below the existing curb, and structures which may exist within any of the buildings, such as engine beds, boiler setting, etc., and all stoops and area walls shall be torn down to the same level. All partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studdings, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken laths and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away. The purchaser at the sale shall also shut off and cap all water pipes at the main pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity.

Failure to remove said buildings and appurtenances, or any portion thereof, within sixty days from the day of sale, will work forfeiture of ownership of such buildings or appurtenances or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the said City of New York will, without notice to the purchaser, cause the same to be removed and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damages and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings by the said successful bidder.



Party walls and fences when existing against adjacent property not sold shall not be taken down, but all furnishings, plaster, chimneys, projecting brick, etc., on the faces of such party walls shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the beamholes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings or parts of buildings and machinery included in the foregoing parcel, and to reject any or all bids.

J. H. MCCOY, Deputy and Acting Comptroller.  
City of New York, Department of Finance, Comptroller's Office, July 18, 1907.

DEPARTMENT OF FINANCE, CITY OF NEW YORK, December 14, 1906.

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 \$200,000.  
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.  
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.

#### DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3 o'clock p. m. on

MONDAY, AUGUST 12, 1907,

Borough of Brooklyn.

No. 1. FOR COMPLETING AND FINISHING THE HEATING AND VENTILATING APPARATUS FOR ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 109, ON THE SOUTHERLY SIDE OF DUMONT AVENUE, BETWEEN SACKMAN AND POWELL STREETS, BOROUGH OF BROOKLYN, IN ACCORDANCE WITH THE ORIGINAL PLANS AND SPECIFICATIONS OF CONTRACT AWARDED TO ROSSMAN & BRACKEN COMPANY, WHICH HAS BEEN DECLARED ABANDONED.

The time allowed to complete the whole work will be twenty working days, as provided in the contract.

The amount of security required is Four Thousand Dollars.

No. 2. FOR COMPLETING AND FINISHING THE HEATING AND VENTILATING APPARATUS IN NEW PUBLIC SCHOOL 149, ON SUTTER AVENUE, BETWEEN VERMONT AND WYONA AVENUES, BOROUGH OF BROOKLYN, IN ACCORDANCE WITH THE ORIGINAL PLANS AND SPECIFICATIONS OF CONTRACT AWARDED TO ROSSMAN & BRACKEN COMPANY, WHICH HAS BEEN DECLARED ABANDONED.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 3. FOR COMPLETING AND FINISHING THE HEATING AND VENTILATING APPARATUS IN NEW PUBLIC SCHOOL 151, ON NORTHERLY SIDE OF KNICKERBOCKER AVENUE, BETWEEN HALSEY AND WEIRFIELD STREETS, BOROUGH OF BROOKLYN, IN ACCORDANCE WITH THE ORIGINAL PLANS AND SPECIFICATIONS OF CONTRACT AWARDED TO ROSSMAN & BRACKEN COMPANY, WHICH HAS BEEN DECLARED ABANDONED.

The time allowed to complete the whole work will be twenty working days, as provided in the contract.

The amount of security required is One Thousand Eight Hundred Dollars.

No. 4. FOR INSTALLING ELECTRIC EQUIPMENT IN THE ADDITIONAL STORY OF PUBLIC SCHOOL 80, WEST SIDE OF SEVENTEENTH STREET, 145 FEET SOUTH OF NEPTUNE AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is One Thousand Dollars.

On Contracts Nos. 1, 2 and 3 the work in question is for the completion of said abandoned contracts.

The attention of bidders is expressly called to the printed addenda which is inserted in the printed specifications.

The quantities of work to be done and the materials to be furnished are the balance of the work, together with corrections enumerated in the addenda.

Bidders must examine the abandoned work before making an estimate, and must examine the addenda attached to the contract and specifications.

On Contract No. 4 the bids will be compared and the contract awarded in a lump sum to the lowest bidder.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at

branch office, No. 122 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER, Superintendent of School Buildings.

Dated July 31, 1907.

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3 o'clock p. m. on

MONDAY, AUGUST 12, 1907,

Borough of Manhattan.

No. 5. FOR INSTALLING ELECTRIC EQUIPMENT IN NEW PUBLIC SCHOOL 66, ON THE NORTH SIDE OF EIGHTY-SIXTH STREET, ABOUT 176 FEET EAST OF FIRST AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be one hundred and twenty working days, as provided in the contract.

The amount of security required is Five Thousand Dollars.

No. 6. FOR INSTALLING ELECTRIC ELEVATOR IN STUYVESANT HIGH SCHOOL, ON FIFTEENTH STREET, WEST OF FIRST AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is One Thousand Five Hundred Dollars.

No. 7. FOR INSTALLING ELECTRIC EQUIPMENT IN NEW PUBLIC SCHOOL 91, ON NORTHEAST CORNER OF FORSYTH AND STANTON STREETS, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be one hundred working days, as provided in the contract.

The amount of security required is Six Thousand Dollars.

No. 8. FOR GYMNASIUM APPARATUS FOR PUBLIC SCHOOLS 2, 16, 19, 21, 23, 26, 34, 39 AND 77, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be ninety working days, as provided in the contract.

The amount of security required is Two Thousand Dollars.

The bid to be submitted must include the entire work on all schools and award will be made thereon.

No. 9. FOR FORMING CLASSROOMS ON FIRST STORY OF PUBLIC SCHOOL 169, ON AUDUBON AVENUE, ONE HUNDRED AND SIXTY-EIGHTH AND ONE HUNDRED AND SIXTY-NINTH STREETS, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is One Thousand Dollars.

No. 10. FOR FORMING CLASSROOMS IN FIRST STORY AND EXCAVATING FOR CELLAR AT PUBLIC SCHOOL 171, AT ONE HUNDRED AND THIRD AND ONE HUNDRED AND FOURTH STREETS, NEAR FIFTH AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be forty-five working days, as provided in the contract.

The amount of security required is Four Thousand Dollars.

#### Borough of The Bronx.

No. 11. FOR ALTERATIONS TO ELECTRIC SYSTEM IN MORRIS HIGH SCHOOL, ONE HUNDRED AND SIXTY-SIXTH STREET, BOSTON ROAD AND JACKSON AVENUE, BOROUGH OF THE BRONX.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is One Thousand Dollars.

No. 12. FOR GYMNASIUM APPARATUS FOR PUBLIC SCHOOLS 2, 4, 12, 16 AND 33, BOROUGH OF THE BRONX.

The time allowed to complete the whole work will be ninety working days, as provided in the contract.

The amount of security required is One Thousand Dollars.

#### Borough of Queens.

No. 13. FOR FURNITURE FOR ADDITION TO PUBLIC SCHOOL 30, CORNER OF STATE STREET AND ROANOKE AVENUE, FAR ROCKAWAY, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be sixty working days, as provided in the contract.

The amount of security required is:

Item 1, One Thousand Eight Hundred Dollars.

Item 2, Eight Hundred Dollars.

Item 3, Two Thousand Dollars.

#### Borough of Richmond.

No. 14. INSTALLING HEATING AND VENTILATING APPARATUS IN NEW PUBLIC SCHOOL 13, ON WEST SIDE OF ANDERSON STREET, BETWEEN PENNSYLVANIA AND CLIFTON AVENUES, ROSEBANK, BOROUGH OF RICHMOND.

The time allowed to complete the whole work will be sixty (60) working days, as provided in the contract.

The amount of security required is Thirteen Thousand Dollars.

No. 15. FOR INSTALLING ELECTRIC EQUIPMENT IN ADDITION TO AND ALTERATIONS IN PUBLIC SCHOOL 19, ON EAST SIDE OF GREENLEAF AVENUE, BETWEEN POST AVENUE AND FLOYD STREET, WEST NEW BRIGHTON, BOROUGH OF RICHMOND.

The time allowed to complete the whole work will be ninety working days, as provided in the contract.

The amount of security required is One Thousand Dollars (\$1,000).

Boroughs of Queens and Richmond.

No. 16. FOR THE GENERAL CONSTRUCTION, ETC., OF TWO GRANDSTANDS.

Item 1—One to be placed on the Athletic Field on Munson and Orchard streets and the East river, Astoria, Long Island City, Borough of Queens; and

Item 2—One to be placed on the Athletic Field on Hamilton avenue and St. Mark's place, New Brighton, Borough of Richmond.

The time allowed to complete the whole work will be seventy-five working days for Item 1, and seventy-five working days for Item 2, as provided in the contract.

The amount of security required is as follows:

Item 1, \$12,000.

Item 2, \$16,000.

A separate proposal must be submitted for each item and award will be made thereon.

On Contracts Nos. 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, the bids will be compared and the contract

awarded in a lump sum to the lowest bidder on each contract.

On Contracts Nos. 13 and 16 the bidders must state the price of each or any article or item 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 up, as the bids will be read from the total of each item and award made to the lowest bidder on each item.

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

Blank forms, plans and specifications may be seen or obtained at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at Branch Offices, No. 69 Broadway, Flushing, Borough of Queens, and Borough Hall, New Brighton, Borough of Richmond, for work for their respective boroughs.

#### All Boroughs.

No. 17. FOR FURNISHING AND INSTALLING LOOSE-LEAF SHAKING AND DUMPING GRATES FOR STEAM BOILERS IN SCHOOLS IN ALL BOROUGHES.

The time allowed to complete the work in each school will be two weeks, calendar time, from date of order in each case.

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

The State Commission of Prisons has the right under the provisions of the Law to furnish these grates, but in many cases they cannot furnish them within the time limit allowable, and therefore issue a certificate or release permitting of goods being purchased in the open market. Immediately upon receipt of such certificate the Superintendent of School Buildings will issue an order to the contractor under this contract, and said contractor shall then proceed at once to install the grates covered by such certificate, and shall complete the installation of such grates within the above specified contract time.

The probable quantity of such grates needed by this department within the year will be about 1,500 square feet, but owing to the above stated law allowing the State Commission of Prisons to furnish all, or such part as they can, of such grates, no exact amount of grates to be furnished under this contract can be stated or determined.

Bids will be received upon the basis of an estimate per square foot for full sets of grate surface set in place.

Bids will also be received upon the basis of cost per pound for repair parts which also shall be inclusive of cost of setting in place, complete, inclusive of freight and cartage to the schools wherever located. Also all alterations, connecting and repairing, etc., of fronts and masonry necessary in the setting of the grates.

The Department of Education will furnish and set front and rear bearing bars ready for the reception of grates.

The grates shall be of approved pattern of loose-leaf shaking and dumping grates for steam boilers, weighing at least 90 pounds per square foot.

Blank forms may be obtained or seen at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

Dated July 31, 1907.

C. B. J. SNYDER, Superintendent of School Buildings.

jy31,a12

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock noon on

MONDAY, AUGUST 5, 1907.

FOR PRINTING AND FOR FURNISHING AND DELIVERING STATIONERY AND PRINTED SUPPLIES FOR THE BOARD OF EDUCATION.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1907.

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, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item 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, the Borough of Manhattan, southwest corner of Park avenue and Fifty-ninth street.

Dated July 20, 1907.

PATRICK JONES, Superintendent of School Supplies.

jy24,a6

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3 o'clock p. m. on

MONDAY, AUGUST 5, 1907.

Borough of Brooklyn.

No. 1. FOR ITEM 1, INSTALLING HEATING APPARATUS, AND ITEM 2, INSTALLING ELECTRIC ELEVATORS, IN THE OFFICE AND STORAGE BUILDING FOR THE BOARD OF EDUCATION, ON NORTH SIDE OF LIVINGSTON STREET, EAST OF RED HOOK LANE, AND THE EAST SIDE OF RED HOOK LANE, NORTH OF LIVINGSTON STREET, BOROUGH OF BROOKLYN.

The time allowed to complete each item will be forty working days, as provided in the contract.

The amount of security required will be as follows:

Item 1, Four Thousand Dollars.

Item 2, Four Thousand Dollars.

No. 2. GENERAL CONSTRUCTION, ETC., OF DRESSING QUARTERS AND OUTBUILDING ON ATHLETIC FIELD, AVENUES K AND L, AND BETWEEN EAST SEVENTEENTH STREET AND THE LONG ISLAND RAILROAD, FLATBUSH, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is Five Hundred Dollars.

No. 3. INSTALLING ELECTRIC EQUIPMENT OF ADDITION TO AND ALTERATIONS IN PUBLIC SCHOOL 129, NORTH SIDE OF GATES AVENUE, 275 FEET WEST OF STUYVESANT AVENUE, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be one hundred working days, as provided in the contract.

The amount of security required is Three Thousand Dollars.

On contracts Nos. 2 and 3, the bids will be compared and the contract awarded in a lump sum to the lowest bidder on each contract.

On contract No. 1 the bidders must state the price of each or any article or item 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 up, as the bids will be read from the total of each item and award made to the lowest bidder on each item.

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

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at Branch Office, No. 122 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER, Superintendent of School Buildings.

Dated July 24, 1907.

jy24,a7

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock noon on

MONDAY, AUGUST 5, 1907.

FOR FURNISHING AND DELIVERING DIRECT TO EACH SCHOOL BOOKS FOR LIBRARIES FOR THE PUBLIC SCHOOLS OF THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1907, and such further time as may be allowed by the contract.

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. Award will be made to the lowest bidder on each item.

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, the Borough of Manhattan, southwest corner of Park avenue and Fifty-ninth street.

Dated July 19, 1907.

PATRICK JONES, Superintendent of School Supplies.

jy19,a5

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

WEDNESDAY, AUGUST 14, 1907,

Borough of Manhattan.

CONTRACT FOR FURNISHING AND DELIVERING THREE AUTOMOBILE TOURING CARS FOR FIVE OR SEVEN PASSENGERS.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before thirty days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state a lump sum or price for all three of the automobile touring cars contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. The bids will be read and the award made to the lowest bidder 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 Department of Street Cleaning, the Borough of Manhattan, Nos. 13 to 21 Park row.

WM. H. EDWARDS, Deputy and Acting Commissioner of Street Cleaning.

Dated August 1, 1907.

a2,14

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

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, AUGUST 8, 1907,

Borough of Brooklyn.

CONTRACT FOR FURNISHING AND DELIVERING TEN (10) DRIVING HORSES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is 30 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 of each item or article contained in the specifications or schedules herein contained or hereto annexed, per horse, 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.



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.

Dated July 25, 1907.

W. BENDEL,  
Commissioner of Street Cleaning.

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

#### ASHES, ETC., FOR FILLING IN LANDS.

PERSONS HAVING LANDS OR PLACES in the vicinity of New York Bay to fill in can procure material for that purpose—ashes, street sweepings, etc., collected by the Department of Street Cleaning—free of charge by applying to the Commissioner of Street Cleaning, Nos. 13 to 21 Park row, Borough of Manhattan.

WALTER BENDEL,  
Commissioner of Street Cleaning.

#### MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, JULY 18, 1907.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from THURSDAY, JULY 18, UNTIL 4 P. M. THURSDAY, AUGUST 1, 1907, for the position of

PLAN EXAMINER, TENEMENT HOUSE DEPARTMENT.

The examination will be held on

THURSDAY, AUGUST 22, 1907,

at 10 a. m.

The subjects and weights of the examination are as follows:

General paper.....	5
Arithmetic.....	1
Experience.....	4

A percentage of 70 will be required.

The general paper will presuppose a knowledge of the Tenement House Law, of the Sanitary Code and plumbing regulations so far as they affect the Tenement House Department, and of the relations of that Department with the Bureau of Buildings. Candidates may also be called on to show their practical ability to read plans.

The minimum age is 21 years.

There are 28 vacancies.

The salary is \$1,050 to \$1,350 per annum.

FRANK A. SPENCER,

Secretary.

July 18, 1907.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, JULY 2, 1907.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from TUESDAY, JULY 2, until 4 p. m. TUESDAY, JULY 16, 1907, for the position of

CHEMIST.

The examination will be held on

FRIDAY, AUGUST 2, 1907,

at 10 a. m.

The subjects and weights of the examination are as follows:

Technical.....	6
Experience.....	4

The percentage required is 75 on the technical paper and 70 on all.

Candidates must have a knowledge gained by actual experience of general chemistry and quantitative analysis. Some of the questions in the technical paper will call for a knowledge of calculations of analytical chemistry.

Some credit will be given on the technical paper for ability to consult reference books in French and German.

The salary is \$1,200 per annum.

Vacancies exist in the Department of Health and in the Department of Water Supply, Gas and Electricity.

The minimum age is 21 years.

FRANK A. SPENCER,

Secretary.

July 2, 1907.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission.

All notices of examinations will be posted in the office of the Commission, City Hall, Municipal Building, Brooklyn, 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, and to the General Post-office and stations thereof. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

WILLIAM F. BAKER,

President;

R. ROSS APPLETON,

FRANK L. POLK,

Commissioners.

FRANK A. SPENCER,

Secretary.

12-24-03

#### 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, AUGUST 8, 1907,

Borough of Queens.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO CONSTRUCT

AND COMPLETE ASPHALT TILE WALKS IN FLUSHING AND COLLEGE POINT PARKS, BOROUGH OF QUEENS, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the contract is within sixty (60) consecutive working days.

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

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

Blank forms may be obtained and plans may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 29, 1907.

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, AUGUST 8, 1907.

Borough of Brooklyn.

FOR FURNISHING AND DELIVERING, COMPLETE, TWO GASOLINE AUTOMOBILES.

The time for the delivery of the articles and the completion of the contract is within ten (10) consecutive working days.

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

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, Litchfield Mansion, Prospect Park, Brooklyn.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated July 5, 1907.

July 27, 1907.

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, AUGUST 8, 1907.

Borough of Brooklyn.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO CONSTRUCT AND COMPLETE CEMENT SIDEWALK AND CURB AROUND PARADE GROUND, PROSPECT PARK, BOROUGH OF BROOKLYN, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the whole work will be within sixty (60) consecutive working days.

The amount of security required is Eight Thousand Dollars (\$8,000).

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.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 27, 1907.

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, AUGUST 15, 1907.

Borough of Queens.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO LAY CEMENT SIDEWALK AROUND RAINEY AND ASHMEAD PARKS, BOROUGH OF QUEENS, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the contract is within sixty (60) consecutive working days.

The amount of security required is One Thousand Dollars (\$1,000).

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

Blank forms may be obtained and plans may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 27, 1907.

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, AUGUST 8, 1907,

Borough of Brooklyn.

No. 1. FOR WORK AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A SHELTER HOUSE IN NEW LOTS PARK, BOROUGH OF BROOKLYN.

The time allowed for the completion of the whole work will be within sixty (60) consecutive working days.

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

No. 2. FOR WORK AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A SHELTER HOUSE IN FULTON PARK, BOROUGH OF BROOKLYN.

The time allowed for the completion of the whole work will be within ninety (90) consecutive working days.

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

No. 3. FOR WORK AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A SHELTER HOUSE IN WINTHROP PARK, BOROUGH OF BROOKLYN.

The time allowed for the completion of the whole work will be within one hundred and twenty (120) consecutive working days.

The amount of security required is Ten Thousand Dollars (\$10,000).

No. 4. FOR WORK AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A SHELTER HOUSE IN TENNIS HOUSE IN PROSPECT PARK, BOROUGH OF BROOKLYN.

The time allowed for the completion of the whole work will be within one hundred and fifty (150) consecutive working days.

The amount of security required is Twenty-five Thousand Dollars (\$25,000).

The contracts must be bid for separately.

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

Blank forms may be obtained and plans may be seen at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 24, 1907.

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, AUGUST 8, 1907,

Borough of Brooklyn.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO CONSTRUCT AND COMPLETE ASPHALT TILE WALKS IN WINTHROP, COOPER AND SEASIDE PARKS, BOROUGH OF BROOKLYN, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the work is within sixty (60) consecutive working days.

The amount of security required is Seventeen Thousand Dollars (\$17,000).

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.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 24, 1907.

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, AUGUST 8, 1907,

Borough of Queens.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO CONSTRUCT AND COMPLETE A PUMPING PLANT IN FOREST PARK, BOROUGH OF QUEENS, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the whole work will be within sixty (60) working days.

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

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.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 24, 1907.

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

THURSDAY, AUGUST 8, 1907,

Borough of Queens.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO CONSTRUCT AND COMPLETE A PUMPING PLANT IN FOREST PARK, BOROUGH OF QUEENS, TOGETHER WITH ALL THE WORK INCIDENTAL THERETO.

The time allowed for the completion of the whole work will be within sixty (60) working days.

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

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.

MOSES HERRMAN,

President;

JOSEPH I. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

July 24, 1907.

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

THURSDAY, AUGUST 8, 1907,

Borough of Queens.

FOR PROVIDING ALL LABOR AND MATERIALS REQUIRED FOR THE TEARING DOWN AND REMOVAL, EXCAVATION, MASONRY, STEEL AND IRON, ELECTRIC AND ALL OTHER WORK FOR THE ERECTION AND ENTIRE COMPLETION OF A COAL VAULT AT GOUVERNEUR HOSPITAL, SITUATED AT GOUVERNEUR SLIP, BETWEEN FRONT STREET AND WATER STREET, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is sixty (60) consecutive calendar days.

The bids will be compared and the contract awarded at a lump or aggregate sum to the lowest bidder as soon thereafter as practicable, according to law.

Blank forms may be obtained and the plans and drawings may be seen at the office of the Contract Clerk, No. 419 East Twenty-sixth street,

Borough of Manhattan, where the bids and deposits are also delivered.

MYLES TIERNEY,

Acting President, Board of Trustees, Bellevue and Allied Hospitals.

Dated July 29, 1907.

July 30, 1907.

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

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 o'clock p. m. on

MONDAY, AUGUST 12, 1907,

FOR ALL THE LABOR AND MATERIALS REQUIRED FOR A VACUUM DUST SWEEPING AND CLEANING PLANT, IN THE PATHOLOGICAL DEPARTMENT AND MALE DORMITORY OF THE NEW BELLEVUE HOSPITAL, SITUATED ON FIRST AVENUE AND BOUNDED BY TWENTY-SIXTH AND TWENTY-NINTH STREETS, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is within one hundred and sixty-nine (169) consecutive calendar days from the date of executing the contract.

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

MYLES TIERNEY,

Acting President, Board of Trustees,

Bellevue and Allied Hospitals.

Dated July 29, 1907.

July 30, 1907.

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



and lists of materials, supplies and apparatus to be furnished, and to the plans on file in the office of the Inspector of Repairs and Supplies of the Police Department, No. 300 Mulberry street, City of New York.

Blank forms and further information may be obtained at the Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,  
Police Commissioner.

Dated July 26, 1907.

jy29,ag

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

POLICE DEPARTMENT OF THE CITY OF NEW YORK, No. 300 MULBERRY STREET.

**SEALED BIDS OR ESTIMATES WILL BE** received by the Police Commissioner of the Police Department of the City of New York at the Bookkeeper's office, Central Department, until 10 o'clock a. m. on

FRIDAY, AUGUST 9, 1907.

FOR MAKING, COMPLETING AND DELIVERING TWO POWER LAUNCHES FOR THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time allowed for the making, completing and delivering of the two power launches will be ninety days.

The amount of security required will be fifty per cent. (50%) of the amount of bid or estimate.

The bids will be compared and award made to the lowest bidder.

The bidder will state the price for which he will do all the work and provide, furnish and deliver all the labor and materials mentioned and described in said contract and specifications.

For particulars as to the nature and extent of the work required or of the materials to be furnished, bidders are referred to the specifications and to the plans on file in the office of the Inspector of Repairs and Supplies of the Police Department, No. 300 Mulberry street, City of New York.

Blank forms and further information may be obtained at the Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

Dated July 29, 1907.

THEODORE A. BINGHAM,  
Police Commissioner.

jy29,ag

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

POLICE DEPARTMENT OF THE CITY OF NEW YORK, PROPERTY CLERK'S OFFICE, No. 300 MULBERRY STREET, NEW YORK, July 23, 1907.

**PUBLIC NOTICE IS HEREBY GIVEN** that the eighty-fifth public auction sale of condemned Police Department horses will be held at Creamer & Delaney's Stable, Nos. 25 and 27 East Twenty-eighth street, at 11 a. m.,

WEDNESDAY, AUGUST 7, 1907.

Karl, No. 500, Fifth Precinct.  
Halpin, No. 71, Twelfth Precinct.  
Bert, No. 452, Fifteenth Precinct.  
Cotton, No. 370, Twentieth Precinct.  
Frank, No. 239, Forty-ninth Precinct.  
Jet, No. 422, Sixty-seventh Precinct.  
Billy, No. 295, Sixty-ninth Precinct.  
Tremont, No. 733, Seventy-fifth Precinct.  
Shanley, No. 80, Seventy-sixth First Sub-precinct.

THEODORE A. BINGHAM,  
Police Commissioner.  
jy25,ag

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 DEPUTY** 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.

## BOARD OF WATER SUPPLY.

TO CONTRACTORS.

**CONSTRUCTING MAIN DAMS FOR ASHOKAN RESERVOIR, IN ULSTER COUNTY, N. Y.**

**SEALED BIDS OR PROPOSALS WILL BE** received by the Board of Water Supply at the office of the Secretary, No. 299 Broadway, New York, Room 911, ninth floor, until 2 p. m. on

TUESDAY, AUGUST 6, 1907.

FOR THE CONSTRUCTION OF THE MAIN DAMS FOR THE ASHOKAN RESERVOIR, NEAR BROWN'S STATION, IN THE TOWNS OF OLIVE AND MARBLETOWN, ULSTER COUNTY, N. Y.

At the above place and hour, the bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board of Water Supply as soon thereafter as practicable.

This work is authorized by chapter 724, Laws of 1905, of the State of New York.

The principal items in the Engineer's estimate of the work are as follows:

Removing steel pipes when directed.  
Control of stream flow, Olive Bridge dam.  
Control of stream flow, Middle Dike.  
2,055,000 cubic yards earth excavation.  
425,000 cubic yards rock excavation.  
7,055,000 cubic yards refilling and embanking.  
210,000 cubic yards soil for surface dressing.  
1,100,000 barrels Portland cement.

280,000 cubic yards concrete masonry.  
530,000 cubic yards cyclopaean masonry.  
64,000 cubic yards concrete blocks.  
125,000 square feet face dressing for concrete.  
95,000 cubic yards dry rubble paving.  
929,000 pounds cast and wrought iron, steel and bronze.

Caring for and setting 900,000 pounds of metal work furnished by the City.

200 acres clearing.

11,500 linear feet vitrified pipes, not exceeding 10 inches in diameter.

10,000 linear feet vitrified pipes, more than 10 inches and not exceeding 18 inches in diameter.

950,000 feet (B. M.) timber and lumber.

For additional details and other items see contract.

Two or more bonds, the aggregate penalties of which shall be One Million Dollars (\$1,000,000), will be required for the faithful performance of the contract. Each bond must be signed by the contractor and the sureties. The name and address of each surety offered must be stated in the bid or proposal, together with the amount in which each surety will qualify. The sureties and the amount in which each will qualify must be satisfactory to the Board.

No bids will be received or considered unless accompanied by a certified check upon a national or state bank in The City of New York, drawn to the order of the Comptroller, to the amount of Two Hundred and Fifty Thousand Dollars (\$250,000).

Time allowed for the completion of the work is eighty-four months from the date of service of notice by the Board to begin work.

Pamphlets containing further information for bidders, forms of proposal, contract and bond, approved by the Corporation Counsel, and specifications; and pamphlet containing contract drawings can be obtained at the office of the Board of Water Supply, Room 1515, No. 299 Broadway, upon application in person or by mail, by depositing the sum of ten dollars (\$10) in currency or check, drawn to the order of the Board of Water Supply, for each pamphlet, to secure the return of the same in good condition within sixty days from the date on which bids are to be opened.

J. EDWARD SIMMONS,  
President;  
CHARLES N. CHADWICK,  
CHARLES A. SHAW,  
Board of Water Supply.

J. WALDO SMITH,  
THOS. HASSETT,  
Chief Engineer.  
Secretary.

jy5,ag

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

## BOARD OF ESTIMATE AND APPORTIONMENT.

PUBLIC NOTICE.

**NOTICE IS HEREBY GIVEN TO THE** New York City Railway Company, Brooklyn Rapid Transit Company and Coney Island and Brooklyn Railroad Company, and all street surface railway companies operating in the Boroughs of Manhattan and Brooklyn, that at a meeting of the Board of Estimate and Apportionment, held in the Old Council Chamber, Room 16, City Hall, Borough of Manhattan, on May 24, 1907, the Secretary of the Board of Estimate and Apportionment was directed to communicate in writing with the aforementioned railway companies, and to have published in the City Record a notice requesting the aforementioned companies to submit to the Board of Estimate and Apportionment on or before September 1, 1907, petitions in writing, duly verified by the presidents and secretaries of the respective companies, for franchises to construct, maintain and operate double-track railroads over and across the Manhattan Bridge and upon and along the Flatbush avenue extension, in the Borough of Brooklyn.

JOSEPH HAAG,  
Secretary.  
m27,81

## DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, SOUTHWEST 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 9.45 o'clock a. m. on

TUESDAY, AUGUST 6, 1907.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY OR REQUIRED TO ERECT AND COMPLETE A FIREPROOF OFFICE BUILDING AT WILLOUGHBY AND FLEET STREETS, BOROUGH OF BROOKLYN, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is 325 consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

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

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, City of New York.

THOMAS DARLINGTON, M. D.,  
President;  
ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated June 13, 1907.

jy13,ag

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

## BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

**SEALED BIDS OR ESTIMATES WILL BE** received by the President of the Borough of The Bronx at the above office until 11 o'clock a. m. on

TUESDAY, AUGUST 6, 1907.

No. 1. FOR FURNISHING AND DELIVERING TWO NEW DOUBLE CYLINDER STEAM ROAD ROLLERS, HORIZONTAL BOILERS,

BUFFALO PITTS, OR EQUAL (SIZE 15 GROSS TONS); TO BE FURNISHED AND DELIVERED TO THE YARD OF THE BUREAU OF HIGHWAYS, ONE HUNDRED AND FORTY-THIRD STREET AND COLLEGE AVENUE, WITHIN THIRTY DAYS FROM DATE OF EXECUTION OF THE CONTRACT.

The amount of security required will be Three Thousand Dollars.

No. 2. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN SUMMIT PLACE, FROM HEATH AVENUE TO BOSTON AVENUE.

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

1,500 cubic yards of earth excavation.  
1,250 cubic yards of rock excavation.  
300 cubic yards of filling.

575 linear feet of new curbstone, furnished and set.

2,250 square feet of new flagging, furnished and laid.

150 square feet of new bridge stone for crosswalks, furnished and laid.

50 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.

The time allowed for the completion of the work will be 60 working days.

The amount of security required will be Fifteen Hundred Dollars.

No. 3. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND NINETY-NINTH STREET, FROM BAINBRIDGE AVENUE TO JEROME AVENUE.

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

1,000 cubic yards of earth excavation.  
100 cubic yards of rock excavation.

10,700 cubic yards of filling.

2,350 linear feet of new curbstone, furnished and set.

9,400 square feet of new flagging, furnished and laid.

600 square feet of new bridge stone for crosswalks, furnished and laid.

450 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Three Thousand Six Hundred Dollars.

No. 4. FOR PAVING WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF HUNT'S POINT AVENUE, FROM SOUTHERN BOULEVARD TO LAFAYETTE AVENUE, AND SETTING CURB WHERE NECESSARY.

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

12,700 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

1,850 cubic yards of concrete, including mortar bed.

3,450 linear feet of new curbstone, furnished and set in concrete.

100 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be 45 consecutive working days.

The amount of security required will be Thirteen Thousand Dollars.

No. 5. FOR PAVING WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF TIMPSON PLACE, FROM ONE HUNDRED AND FORTY-SEVENTH STREET TO ONE HUNDRED AND FORTY-NINTH STREET, AND SETTING CURB WHERE NECESSARY.

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

1,760 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

287 cubic yards of concrete, including mortar bed.

50 linear feet of new curbstone furnished and set in concrete.

1,070 linear feet of old curbstone rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be thirty consecutive working days.

The amount of security required will be Two Thousand Dollars.

No. 6. FOR PAVING WITH ASPHALT BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF GRANT AVENUE, FROM EAST ONE HUNDRED AND SIXTY-SECOND STREET TO EAST ONE HUNDRED AND SIXTY-FIFTH STREET, AND SETTING CURB WHERE NECESSARY.

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

3,475 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

563 cubic yards of concrete, including mortar bed.

2,100 linear feet of old curbstone rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be thirty consecutive working days.

The amount of security required will be Five Thousand Dollars.

No. 7. FOR PAVING WITH IRON SLAG BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF CLAY AVENUE, FROM EAST ONE HUNDRED AND SIXTY-SIXTH STREET TO WENDOVER AVENUE, AND SETTING CURB WHERE NECESSARY.

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

18,330 square yards of completed iron slag block pavement and keeping the same in repair for one year from date of acceptance.

2,760 cubic yards of concrete, including mortar bed.

8,250 linear feet of old curbstone rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be seventy-five consecutive working days.

The amount of security required will be Twenty-two Thousand Dollars.

No. 8. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN GARRISON AVENUE, BETWEEN WHITTIER STREET AND EDGEWATER ROAD.

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

260 linear feet of pipe sewer, 30-inch.

5 linear feet of pipe sewer, 18-inch.

10 linear feet of pipe sewer, 12-inch.

18 spurs for house connections, over and above the cost per linear foot of sewer.

4 manholes, complete.

90 cubic yards of rock, to be excavated and removed.

100 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

65 cubic yards of broken stone for foundations, in place.

3,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

3,000 linear feet of piles below sills, furnished, driven and cut off, and shod when required.

10 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be 120 working days.

The amount of security required will be Two Thousand Six Hundred Dollars.

No. 9. FOR CONSTRUCTING RECEIVING BASINS AND APPURTENANCES ON BOTH SIDES OF LONGFELLOW AVENUE AT THE CHANGE OF GRADE POINT, BETWEEN WESTCHESTER AVENUE AND HOME STREET, AT THE NORTH SIDE OF THE INTERSECTION OF SEDGWICK AVENUE AND CEDAR AVENUE, AND AT THE SOUTHWEST CORNER OF EAST ONE HUNDRED AND FIFTY-EIGHTH STREET AND ST. ANN'S AVENUE.

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

45 linear feet of pipe culvert, 12-inch.

4 receiving basins, complete.

6 cubic yards of rock, to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

The time allowed for the completion of the work will be 15 working days.

The amount of security required will be Three Hundred and Fifty Dollars.

No. 10. FOR CONSTRUCTING SEWER AND APPURTENANCES IN BRONX STREET, BETWEEN EAST ONE HUNDRED AND SEVENTY-SEVENTH STREET (TREMONT AVENUE) AND EAST ONE HUNDRED AND EIGHTIETH STREET.

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

422 linear feet of pipe sewer, 18-inch.

455 linear feet of pipe sewer, 15-inch.

52 linear feet of pipe sewer, 12-inch.

126 spurs for house connections, over and above the cost per linear foot of sewer.

11 manholes, complete.

3 receiving basins, complete.

5 cubic yards of Class B concrete, in place, additional to that shown on the plan.

1,000 feet (B. M.) of timber for foundations furnished and laid and sheeting furnished and left in place.

10 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be ninety working days.

The amount of security required will be Two Thousand Dollars.

No. 11. FOR REBUILDING A SECOND ADDITIONAL PORTION OF THE SEWER IN EAST ONE HUNDRED AND FORTY-NINTH STREET, NEAR THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD CROSSING.

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

5,000 cubic yards of excavation.

240 cubic yards of concrete.

14,500 pounds of steel bars—one-half (1/2) inch, five-eighths (5/8) inch, seven-eighths (7/8) inch.

1,410 pounds of steel in twenty (20) inch "T" beams.

560 square feet of expanded metal.

35 square feet of wire netting.

1 manhole, complete.

10 spurs, including surrounding concrete.

22,500 feet (B. M.) timber.

2,900 linear feet of piles.

50 cubic yards of broken stone for foundations.

120 linear feet of six (6) inch pipe, as risers for house connections, including surrounding concrete, shown on plan.

The time allowed for the completion of the work will be one hundred and fifty working days.

The amount of security required will be Six Thousand Dollars.

Blank forms can be obtained upon application therefor, and the plans and specifications may be seen and other information obtained at said office.

LOUIS F. HAFEN,  
President.  
jy26,ag

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

## SUPREME COURT—FIRST DEPARTMENT.

FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the SOUTHERLY SIDE OF ONE HUNDRED AND FIRST STREET, between Second and Third avenues, in the Borough of Manhattan, duly selected for purposes of a public playground.

**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 Board of Estimate and Apportionment, Room 1406, No. 277 Broadway, 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, August 1, 1907, 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 14th day of August, 1907, at 11 o'clock in the forenoon of that day, and upon such subsequent days as may be found necessary.

Dated New York, July 31, 1907.  
CHARLES L. HOFFMAN,  
SAMUEL S. KOENIG,  
JOHN B. DORIS,  
Commissioners.

JOSEPH M. SCHENCK,<



## FIRST DEPARTMENT.

In the matter of the application of the Commissioners of Public Works of The City of New York for and on behalf of the Mayor, Aldermen and Commonalty of The City of New York, relative to acquiring title in fee to certain pieces or parcels of land between East One Hundred and Twenty-fifth street and First avenue and the Harbor Commissioners' line of the Harlem river, and between the southerly line of One Hundred and Thirty-second street and Willis avenue and the southerly line of One Hundred and Thirty-fourth street and Willis avenue, and to a right of way or easement between the United States pierhead line of the Harlem river and One Hundred and Thirty-second street at Willis avenue, for the construction of a bridge over the Harlem river and the approaches thereto between One Hundred and Twenty-fifth street and First avenue and One Hundred and Thirty-fourth street and Willis avenue, pursuant to the provisions of chapter 147 of the Laws of 1894.

NOTICE IS HEREBY GIVEN THAT THE final supplemental and amended second partial and separate report of the Commissioners of Estimate in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 13th day of August, 1907, at 10.30 o'clock in forenoon of that day; and that the said final supplemental and amended second partial and separate 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, July 31, 1907.

ARTHUR BERRY,  
E. W. BLOOMINGDALE,  
EDWARD B. WHITNEY,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy31,a6

## 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 certain uplands and lands, wharf property, wharfage rights, terms, easements, emoluments and privileges necessary to be taken for the improvement of the water front of The City of New York, on the North river, between West Fifteenth and West Eighteenth streets, and the easterly side of the marginal street, wharf or place adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund, and the North 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 A supplemental bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 12th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended.

Dated Borough of Manhattan, New York, July 30, 1907.

JOSEPH M. SCHENCK,  
Clerk. jy31,a10

## 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 the dock or wharf property known as GOUVERNEUR SLIP, PIER EAST, formerly known as Pier (old), 52, 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, 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 bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 12th day of August, 1907, at 10.30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter as amended.

Dated Borough of Manhattan, New York, July 30, 1907.

JOSEPH M. SCHENCK,  
Clerk. jy31,a10

## 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 certain lands and premises required for an easement for a STORM RELIEF TUNNEL SEWER, from the Webster avenue sewer, near Wendover avenue, in the Millbrook watershed (Sewerage District No. 33), to the Harlem river, about 231 feet north of High Bridge, 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 20th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated, Borough of Manhattan, New York, July 30, 1907.

AUGUST MOEBUS,  
BRYAN REILLY,  
ALBERT ELTERICH,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy30,a9

## FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the southeasterly corner of BROOK AVENUE AND ONE HUNDRED AND FORTY-FIRST STREET, in the Borough of The Bronx, City of New York, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT THE report of James A. Donnelly, Michael B. Stanton and Albert Kraemer, Commissioners of Estimate and Appraisal, duly appointed in the above-entitled proceeding, which report bears date the 24th day of July, 1907, was filed in the office of the Board of Education, southwest corner of Fifty-ninth street and Park avenue, on the 26th day of July, 1907, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented for confirmation to the Supreme Court of the State of New York, in the First Judicial District, at Special Term, Part I. thereof, to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 8th day of August, 1907, 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 confirmed.

Dated New York, July 26, 1907.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, City of New York. jy27,a7

## FIRST JUDICIAL 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 line of the Williamsburg Bridge, in the Borough of Manhattan, in The City of New York, duly selected as a site for buildings for police purposes, according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, bearing date the 17th day of July, 1907, and filed and entered in the office of the Clerk of the County of New York on the 19th day of July, 1907, Adam Wiener, James Shelton Meng and John J. White were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given, pursuant to the statutes in such case made and provided, that the said Adam Wiener, James Shelton Meng and John J. White will attend at Special Term, Part II., of the Supreme Court to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 7th day of August, 1907, at 11 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person having an interest in said proceeding, as to their qualifications to act as such Commissioners of Estimate and Appraisal in said proceeding.

Dated New York, July 25, 1907.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, New York City. jy26,a6

## FIRST JUDICIAL DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to certain real estate, tenements, hereditaments, corporeal or incorporeal rights in the same, and any and all rights and interests therein, including unexpired terms of leases thereof, not now owned by The City of New York, situated in the Borough of Manhattan, in The City of New York, duly selected and specified by the Commissioner of Bridges of The City of New York, with the approval of the Board of Estimate and Apportionment of said City, pursuant to the provisions of chapter 712 of the Laws of 1901, as amended by chapter 90 of the Laws of 1907, for the reconstruction of the westerly or Manhattan terminal of the New York and Brooklyn Bridge, for the better accommodation of pedestrians, vehicles and railroad passengers using said bridge or terminal.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, bearing date the 17th day of July, 1907, and filed and entered in the office of the Clerk of the County of New York on the 19th day of July, 1907, Henry W. Bookstaver, John H. Judge and Max D. Steuer were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given, pursuant to the statutes in such case made and provided, that the said Henry W. Bookstaver, John H. Judge and Max D. Steuer will attend at Special Term, Part II., of the Supreme Court, to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 7th day of August, 1907, at 11 o'clock in the forenoon of that day, for the purpose of being examined, under oath, by the Corporation Counsel of The City of New York, or by any person having an interest in said proceeding, as to their qualifications to act as such Commissioners of Estimate and Appraisal in said proceeding.

Dated New York, July 25, 1907.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, New York City. jy26,a6

## FIRST JUDICIAL DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the southerly side of EAST TWELFTH STREET, between Avenues B and C, in the Eleventh Ward of 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 BY an order of the Supreme Court of the State of New York, bearing date the 17th day of July, 1907, and filed and entered in the office of the Clerk of the County of New York on the 19th day of July, 1907, Adam Wiener, James Shelton Meng and Lewis A. Abrams were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given, pursuant to the statutes in such case made and provided, that the said Adam Wiener, James Shelton Meng and Lewis A. Abrams will attend at Special Term, Part II., of the Supreme Court, to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 7th day of August, 1907, at 11 o'clock in the forenoon of that day, for the purpose of being examined, under oath, by the Corporation Counsel of The City of New York, or by any person having an interest in said proceeding, as to their qualifications to act as such Commissioners of Estimate and Appraisal in said proceeding.

Dated New York, July 25, 1907.  
FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, New York City. jy26,a6

## 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 required for the opening and extending of ANDERSON AVENUE (although not yet named by proper authority), from West One Hundred and Sixty-fourth street to Marcher avenue, in the Twenty-third Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court 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 8th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, July 26, 1907.

GERALD J. BARRY,  
JOSEPH J. MARRIN,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy26,a6

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of SEAMAN AVENUE (although not yet named by proper authority), from Academy street to Isham street, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court 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 6th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, July 24, 1907.

DENIS A. SPELLISSY,  
MICHAEL B. STANTON,  
JOHN S. GEAGAN,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy24,a3

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of WATERLOO PLACE (although not yet named by proper authority), 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 6th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, July 24, 1907.

EDWARD D. DOWLING,  
MARTIN C. DYER,  
JOHN J. MACKIN,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy24,a3

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of the addition to BRONX PARK, on its easterly side, as laid out on the map on July 7, 1905, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, 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 damage as to Damage Parcels Nos. 3 to 40, inclusive, 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 6th day of August, 1907, 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 7th day of August, 1907, at 10 o'clock a. m.

Second—That the abstract of our said estimate of damage, together with our damage maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said city, there to remain until the 7th day of August, 1907.

Third—That, provided there be no objections filed to said abstract, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 27th day of August, 1907, at the opening of the Court on that day.

Fourth—In case, however, objections are filed to said abstract of estimate of damage, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, July 16, 1907.

JOSEPH J. MARRIN,  
Chairman;  
WILLIAM G. FISHER,  
MICHAEL RAUCH,  
Commissioners.

JOHN P. DUNN,  
Clerk. jy17,a5

## FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of GARRISON AVENUE (although not yet named by proper authority), from Longwood avenue to Hunts Point road, in the Twenty-third Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 6th day of August, 1907, 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 16th day of September, 1907, at 1 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said city, there to remain until the 12th day of August, 1907.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at the point of intersection of the northwesterly prolongation of the middle line of the block between Craven street and Grinnel place, and the middle line of the block between the Southern Boulevard and Whitlock avenue; running thence northeasterly along said middle line of the blocks between the Southern Boulevard and Whitlock avenue to its intersection with the southwesterly line of Hunt's Point road; thence northeasterly on a straight line to its intersection with the northeasterly line of Hunt's Point road with a line drawn parallel to and distant one hundred feet northwesterly from the northwesterly line of Whitlock avenue; thence northeasterly along said parallel line to its intersection with the easterly line of Longfellow street; thence on a line parallel with Garrison or Mohawk avenue to its intersection with the Bronx river; thence southerly along the Bronx river to its intersection with the easterly prolongation of the middle line of the blocks between Seneca avenue and Lafayette avenue; thence westerly along said prolongation and middle line of the blocks to its intersection with the middle line of the block between Faile street and Bryant street; thence southerly along said middle line to its intersection with the easterly prolongation of a line drawn parallel to and distant one hundred feet southerly from the southerly line of a street lying between Seneca avenue and Lafayette avenue, and between Hunt's Point road and Faile street; thence westerly along said easterly prolongation and parallel line and its westerly prolongation to its intersection with a line drawn parallel to and distant one hundred feet westerly from the westerly line of Hunt's Point road and Coster street; thence southerly along said parallel line to its intersection with the middle line of the blocks between Spofford avenue and Lafayette



avenue; thence westerly along said middle line of the blocks to its intersection with the easterly line of Tiffany street; thence on a straight line to the point of intersection of the westerly line of Tiffany street with a line drawn parallel to and distant one hundred feet southeasterly from the southeasterly line of Barry street; thence southeasterly along said parallel line to its intersection with the middle line of the blocks between Grinnel place and Craven street; thence northwesterly along said middle line and its northwesterly prolongation to the point or place of beginning; as such area is shown upon the final maps and profiles of the Twenty-third and Twenty-fourth Wards of The City of New York, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened, as shown upon our benefit maps deposited as aforesaid.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III, to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 22d day of October, 1907, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, June 24, 1907.

JAMES HAY  
ALBERT ELERICH,  
Commissioners.

JOHN P. DUNN,  
Clerk.

jy16,a5

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York relative to opening WHITE PLAINS ROAD (although not yet named by proper authority), from the northern boundary of The City of New York to Morris Park avenue, in the Twenty-fourth Ward, Borough of The Bronx, in The City of New York.

IN RE APPLICATION FOR DAMAGES TO Lot No. 7-1, in Blocks 4753, 4754 and 4755, caused by the abandonment, discontinuance and closing of Old White Plains road, between One Hundred and Ninety-ninth and Two Hundred and First streets.

In re application for damages to Lots Nos. 6-2 and 6-2½, in Blocks 4751 and 4752, caused by the abandonment, discontinuance and closing of Old White Plains road, between One Hundred and Ninety-ninth and Two Hundred and First streets.

In re application for damages to Lot No. 9 on the map of the estate of Peter Lorillard, caused by the abandonment, discontinuance and closing of the Old White Plains road, in front of said premises.

In re application for damages for Lots Nos. 1176, 1181 and 1188 on the map of the property belonging to the estate of Peter Lorillard, caused by the closing, discontinuance and abandonment of Elliott and Barker avenues, between East Two Hundred and Third street and East Two Hundred and Fourth street.

In re application for damages to Lot No. 1117, in Block 4809, for damages caused by the closing, discontinuance and abandonment of Old White Plains road, in front of said premises.

In re application for damages to Lot No. 1120, in Blocks 4846 and 4809, for damages caused by the closing, discontinuance and abandonment of Old White Plains road, in front of said premises.

In re application for damages to Lots Nos. 1134, 1137, 1138, 1142, in Blocks 4846 and 4847, caused by the closing, discontinuance and abandonment of Old White Plains road, in front of said premises.

In re application for damages to Lots Nos. 322 and 323 on the map of Adea Park East, Botanical Garden, Bronx Park, caused by the closing, discontinuance and abandonment of the Old White Plains road, in front of said premises.

In re application for damages for Lots Nos. 290, 291, 318, 319, 320 and 321 on the map of Adea Park East, Botanical Garden, Bronx Park, caused by the closing, discontinuance and abandonment of Old White Plains road, in front of said premises.

In re application for damages to Lot No. 119 on the map of the Associated Lace Makers Company for damages caused by the closing, discontinuance and abandonment of former White Plains road, in front of said premises.

In re application for damages to Lots Nos. 146-4 and 146-7 on the map of Olivine No. 1, caused by the abandonment, discontinuance and closing of Old White Plains road, in front of said premises.

In re application for damages to Lot No. 19 on the map of South Washingtonville, caused by the abandonment, discontinuance and closing of the former White Plains road, in front of said premises.

In re application for damages to Lot No. 6-A on the map of Olivine No. 2, caused by the abandonment, discontinuance and closing of former White Plains road, in front of said premises.

We, the Commissioners of Estimate and Assessment in the above entitled proceeding, having been directed as follows:

First—By order bearing date the 12th day of April, 1904, and filed in the office of the Clerk of the County of Westchester on the 14th day of April, 1904, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Phoebe V. S. Thorne and Harriet V. S. Thorne for the loss and damage sustained by or in connection with the premises known as Lot No. 7-1 in Blocks 4753, 4754 and 4755, by reason of the closing, discontinuance and abandonment of Old White Plains road, between One Hundred and Ninety-ninth and Two Hundred and First streets.

Second—By order bearing date the 11th day of February, 1904, and entered in the office of the Clerk of the County of Westchester on the 14th day of April, 1904, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Phoebe V. S. Thorne and Harriet V. S. Thorne for the loss and damage sustained by or in connection with the premises known as Lots Nos. 6-2, 6-2½, in Blocks 4751 and 4752, by reason of the closing, discontinuance and abandonment of Old White Plains road, between One Hundred and Ninety-ninth and Two Hundred and First streets.

Third—By order bearing date the 14th day of March, 1904, and entered in the office of the Clerk of the County of Westchester on the 16th day of March, 1904, to ascertain and determine the compensation, if any, which upon proof

of all the facts should justly be made and awarded to Emma E. Nestell for the loss and damage sustained by or in connection with the premises known as Lot No. 9, on the map of the Estate of Peter Lorillard, by reason of the closing, discontinuance and abandonment of the Old White Plains road in front of said premises.

Fourth—By order bearing date the 7th day of August, 1905, and entered in the office of the Clerk of the County of New York on the 7th day of August, 1905, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Charles Seidler for the loss and damage sustained by or in connection with the premises known as Lots Nos. 1176, 1181 and 1188 on the map of the property belonging to the Estate of Peter Lorillard, by reason of the closing, discontinuance and abandonment of Elliott avenue and Barker avenue, between East Two Hundred and Third and East Two Hundred and Fourth streets.

Fifth—By order bearing date the 11th day of February, 1904, and entered in the office of the Clerk of the County of Westchester on the 14th day of April, 1904, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Theodore H. Allers and William T. Heinz for the loss and damage they sustained by or in connection with the premises known as Lot No. 1117 in Block 4808, by reason of the closing, discontinuance and abandonment of the Old White Plains road, in front of said premises.

Sixth—By order bearing date the 11th day of February, 1904, and entered in the office of the Clerk of the County of Westchester on the 14th day of April, 1904, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Julius Shittler for the loss and damage sustained by or in connection with the premises known as Lot No. 1120, Blocks 4846, 4809, by reason of the closing, discontinuance and abandonment of Old White Plains road in front of said premises.

Seventh—By order bearing date the 16th day of May, 1904, and entered in the office of the Clerk of the County of Westchester on the 18th day of May, 1904, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Mary L. Barbery for the loss and damage sustained by or in connection with the premises known as Lots Nos. 1134, 1137, 1138 and 1141, in Blocks 4846 and 4847, by reason of the closing, discontinuance and abandonment of Old White Plains road in front of said premises.

Eighth—By order bearing date the 21st day of February, 1905, and entered in the office of the Clerk of the County of New York on the 21st day of February, 1905, to ascertain and determine the compensation, if any, which, upon proofs of all the facts should justly be made and awarded to Hale Building and Construction Company for the loss and damage sustained by or in connection with the premises known as Lots Nos. 322 and 323, as designated on the map of the Adea Park, East Botanical Garden, Bronx Park, by reason of the closing, discontinuance and abandonment of the White Plains road in front of said premises.

Ninth—By order bearing date the 21st day of February, 1905, and entered in the office of the Clerk of the County of New York on the 21st day of February, 1905, to ascertain and determine the compensation, if any, which, upon proofs of all the facts, should justly be made and awarded to Warwick Realty and Construction Company for the loss and damage sustained by or in connection with the premises known as Lots Nos. 290, 291, 318, 319, 320, 321, on the map known and designated as map of Adea Park East, Botanical Garden, Bronx Park, by reason of the closing and discontinuance and abandonment of Old White Plains road, in front of said premises.

Tenth—By order bearing date the 14th day of March, 1907, and entered in the office of the Clerk of the County of New York on the 14th day of March, 1907, to ascertain and determine the compensation, if any, which, upon proofs of all the facts, should justly be made and awarded to Hattie Fyser for the loss and damage sustained by or in connection with the premises known as Lot No. 119, on the map of the Associated Lace Makers Company, by reason of the closing, discontinuance and abandonment of the former White Plains road, in front of said premises.

Eleventh—By order bearing date the 14th day of October, 1904, and entered in the office of the Clerk of the County of Westchester on the 15th day of October, 1904, to ascertain and determine the compensation, if any, which, upon proofs of all the facts, should justly be made and awarded to Oscar Kechele, as executor of the last will and testament of Mary H. Murphy, deceased, and Mathilda Kellner, sole devisee under the said last will and testament of Mary H. Murphy, deceased, for the loss and damage sustained by or in connection with the premises known as Lots Nos. 146-4 and 146-7, on the map of Olivine, No. 1, by reason of the closing, discontinuance and abandonment of the Old White Plains road, in front of said premises.

Twelfth—By order bearing date the 11th day of July, 1906, and entered in the office of the Clerk of the County of Kings on the 16th day of July, 1906, to ascertain and determine the compensation, if any, which, upon proofs of all the facts, should justly be made and awarded to John and Matthias Haffen for the loss and damage sustained by or in connection with the premises known as Lot No. 19 on the map of South Washingtonville, by reason of the closing, discontinuance and abandonment of the Old White Plains road, in front of said premises.

Thirteenth—By order bearing date the 14th day of March, 1907, and filed in the office of the Clerk of the County of New York on the 14th day of March, 1907, to ascertain and determine the compensation, if any, which upon proofs of all the facts should justly be made and awarded to Sophia M. Woessner for the loss and damage sustained by or in connection with the premises known as Lot No. 6-A of the map of Olivine No. 2, by reason of the closing, discontinuance and abandonment of the former White Plains road, in front of said premises.

All the foregoing premises are more particularly described in the petitions on which the said orders were based and filed therewith in the offices of the Clerks of the various counties, and are shown on the damage maps attached to our abstract of estimate and assessment.

And having also by the provisions of chapter 1006 of the Laws of 1895, to ascertain and determine the benefit and advantage to the lands, tenements and hereditaments and premises which shall be benefited by the discontinuance, closing and abandonment of the aforesaid White Plains road and Elliott avenue.

We therefore, the undersigned, 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:

Fourteenth—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands,

tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 1st day of August, 1907, 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 11th day of September, 1907, at 11 o'clock a. m.

Fifteenth—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 2d day of August, 1907.

Sixteenth—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in The City of New York, and being all that part of the old White Plains road in the blocks bounded by the new White Plains road, Richard street, East One Hundred and Ninety-ninth street and East Two Hundred and First street.

All that part of the old White Plains road lying in the blocks bounded by the new White Plains road, Cruger street, East Two Hundred and Fifth street and East Two Hundred and Seventh street.

All that part of Elliott avenue lying in the block bounded by White Plains road, Richard street, East Two Hundred and Fifth street and East Two Hundred and Fourth street.

All that part of the old White Plains road lying in the blocks bounded by the new White Plains road, Richard street, East Two Hundred and Sixth street and East Two Hundred and Seventh street.

All that part of the old White Plains road lying in the block bounded by White Plains road, Park avenue, East Two Hundred and Sixteenth street and East Two Hundred and Nineteenth street.

All that part of the Old White Plains road lying in the block bounded by White Plains road, Cruger street, East Two Hundred and Eighth street and East Two Hundred and Ninth street.

All that part of the Old White Plains road lying in the block bounded by White Plains road, Richard street, East Two Hundred and Ninth street and Gun Hill road.

All that part of the Old White Plains road lying in the block bounded by White Plains road, Fulton street, East Two Hundred and Thirtieth street and East Two Hundred and Thirty-ninth street.

Seventeenth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III, to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 25th day of October, 1907, at the opening of the Court on that day.

Eighteenth—In case, however, objections are filed to either of said abstracts, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 21, 1907.

CHAS. DONOHUE,  
Chairman;  
SAM'L McMILLAN,  
EDWIN W. FISKE,  
Commissioners.

JOHN P. DUNN,  
Clerk.

jy11,a2

#### SUPREME COURT—SECOND DEPARTMENT.

##### SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situate on the EASTERLY SIDE OF VAN ALST AVENUE distant 106.94 feet north of Franklin street, and on the WESTERLY SIDE OF WEIL PLACE, 88.47 feet north of Flushing avenue, and adjoining the lands of Public School No. 7 on the south, in the Borough of Queens, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT THE report of Joseph H. Fitzpatrick, Herman F. Plump and Jacob F. Haubel, Commissioners of Estimate and Appraisal, duly appointed in the above-entitled proceeding, which report bears date the 15th day of July, 1907, was filed in the office of the Board of Education on the 29th day of July, 1907, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented for confirmation to the Supreme Court of the State of New York, in the Second Judicial District, at Special Term for the hearing of motions, to be held at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 12th day of August, 1907, 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 confirmed.

Dated New York, July 29, 1907.  
FRANCIS K. PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, City of New York.

jy30,a9

##### SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the westerly side of OLD STONE ROAD, distant 1.421 feet southerly from the southerly line of Signs road and running thence westerly at right angles to Old Stone road 200 feet; thence southerly and parallel with Old Stone road 200 feet; thence easterly 200 feet to the westerly side of Old Stone road; thence northerly along the westerly side of Old Stone road 200 feet to the point or place of beginning, in the Borough of Richmond, City of New York, duly selected as a site for school purposes according to law.

NOTICE IS HEREBY GIVEN THAT THE report of William J. Powers, Thomas A. Braniff and Frank H. Moffatt, Commissioners of Estimate and Appraisal, duly appointed in the above-entitled proceeding, which report bears date the 29th day of July, 1907, was filed in the

office of the Board of Education on the 29th day of July, 1907, and a duplicate of said report was filed in the office of the Clerk of the County of New York on the same day.

Notice is further given that the said report will be presented for confirmation to the Supreme Court of the State of New York, in the Second Judicial District, at Special Term for the hearing of motions, to be held at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 12th day of August, 1907, 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 confirmed.

Dated New York, July 29, 1907.  
FRANCIS K. PENDLETON,  
Corporation Counsel.  
Hall of Records, Borough of Manhattan, City of New York.

jy30,a9

#### 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 WEBSTER AVENUE (although not yet named by proper authority), from the East river to Jackson avenue, in the First Ward, Borough of Queens, in The City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional bill of costs, charges and expenses incurred by reason of the proceedings in the above entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held for the hearing of motions at the County Court House in the Borough of Brooklyn, in The City of New York, on the 15th day of August, 1907, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Queens, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, July 30, 1907.

GEO. H. SMITH,  
P. J. HANNIGAN,  
Commissioners.

JOHN P. DUNN,  
Clerk.

jy30,a9

#### PROPOSALS FOR BIDS AND ESTIMATES FOR THE CITY OF NEW YORK.

##### NOTICE TO CONTRACTORS.

##### GENERAL INSTRUCTIONS TO BIDDERS.

The person or persons making a bid or estimate for any services, work, materials or supplies for The City of New York, or for any of its departments, bureaus or offices, shall furnish the same in a sealed envelope, indorsed with the title of the supplies, materials, work or services for which the bid or estimate is made, with his or their name or names and the date of presentation to the President or Board or to the head of the Department at his or its office, on or before the date and hour named in the advertisement for the same, at which time and place the estimates received will be publicly opened by the President or Board or head of said Department and read, and the award of the contract made according to law as soon thereafter as practicable.

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

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, or of a guaranty or surety company duly authorized by law to act as surety, and shall contain the matters set forth in the blank forms mentioned below.

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 Comptroller, or money to the amount of five per centum of the amount of the bond required, as provided in section 420 of the Greater New York Charter.

The certified check or money should not be inclosed in the envelope containing the bid or estimate, but should be either inclosed in a separate envelope addressed to the head of the Department, President or Board, or submitted personally upon the presentation of the bid or estimate.

For particulars as to the quantity and quality of the supplies, or the nature and extent of the work, reference must be made to the specifications, schedules, plans, etc., on file in the said office of the President, Board or Department.

No bid shall be accepted from or contract awarded to any person who is in arrears to The City of New York upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the City.

The contract must be bid for separately. The right is reserved in each case to reject all bids or estimates if it is deemed to be for the interest of the City so to do.

Bidders will write out the amount of their bids or estimates in addition to inserting the same in figures.

Bidders are requested to make their bids or estimates upon the blank forms prepared and furnished by the City, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department for which the work is to be done. Plans and drawings of construction work may also be seen there.